

**MUNICIPAL COUNCIL OF THE CITY OF PLAINFIELD  
PLAINFIELD, NEW JERSEY  
REGULAR MEETING AGENDA**

**DATE: MONDAY, OCTOBER 6, 2008**  
**TIME: 8:00 P.M.**  
**PLACE: MUNICIPAL COURT-COUNCIL CHAMBERS**  
**325 WATCHUNG AVENUE**

AT THE REGULAR MEETING, A SEGMENT WILL BE PROVIDED FOR PUBLIC COMMENTS, LIMITED TO RESOLUTIONS, MOTIONS AND ORDINANCES TO BE INTRODUCED ON FIRST READING, WHICH APPEARS ON THIS EVENING'S AGENDA PRIOR TO CITY COUNCIL ACTION ON ANY ITEM THAT MAY BE APPROPRIATE FOR PRESENTATION TO THE GOVERNING BODY.

**MUNICIPAL COUNCIL MEMBERS**

**PRESIDENT**  
**AND**  
**COUNCILMAN-AT-LARGE**  
*Honorable Harold Gibson*

**COUNCILMAN-AT-LARGE, SECOND AND THIRD WARDS**  
*Honorable Rashid Burney*

**CHAIR, COMMITTEE OF THE WHOLE**  
**AND**  
**COUNCILWOMAN-AT-LARGE, FIRST AND FOURTH WARDS**  
*Honorable Linda Carter*

**COUNCILMAN, THIRD WARD**  
*Honorable Don Davis*

**COUNCILMAN FIRST WARD**  
*Honorable William Reid*

**COUNCILMAN, FOURTH WARD**  
*Honorable Elliott Simmons*

**COUNCILMAN, SECOND WARD**  
*Honorable Cory Storch*

**MUNICIPAL CLERK**  
*Honorable Laddie Wyatt, RMC/CMC/MMCA*  
*Clerk of the Council*

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**MAYOR**  
*Honorable Sharon M. Robinson-Briggs*

**CITY ADMINISTRATOR**  
*Marc D. Dashiield*



**CORPORATION COUNSEL**  
*Daniel A. Williamson, Esq.*

**FOR SPECIAL ASSISTANCE, PLEASE CALL (908) 753-3223.**

ORDER OF BUSINESS FOR THE PLAINFIELD CITY COUNCIL

*THE HONORABLE HAROLD GIBSON, PRESIDING*

1. **ROLL CALL:**

**PRESIDENT TO ANNOUNCE:**

THE NOTICE REQUIREMENT PROVIDED FOR THE "OPEN PUBLIC MEETING LAW" HAS BEEN SATISFIED. NOTICE WAS PROPERLY GIVEN, SAID NOTICE HAVING BEEN PUBLISHED IN THE COURIER-NEWS AND THE STAR-LEDGER ON *MONDAY, MARCH 31, 2008* AS WELL AS POSTING ON THE BULLETIN BOARD IN THE CITY CLERK'S OFFICE.

2. **PLEDGE OF ALLEGIANCE:**

3. **INVOCATION:**

4. **APPROVAL OF MINUTES:**

Special Meeting of September 24, 2008

**4A. CEREMONIAL MATTERS:**

LEGISLATIVE CITATIONS, COMMENDATIONS AND OTHER SPECIAL AWARDS:

NONE.

5. **COMMUNICATIONS FROM THE MAYOR:**

NONE SUBMITTED.

6. **OTHER COMMUNICATIONS AND PETITIONS:**

NONE SUBMITTED.

7. **REPORT OF SPECIAL COMMITTEES:**

NONE

8. **UNFINISHED BUSINESS:**

NONE

**9. CONSIDERATION OF PUBLIC HEARING, SECOND READING & FINAL PASSAGE:**

**MC 2008 - 12** AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET COST OF LIVING FOR STATE FISCAL YEAR 2009 AND TO ESTABLISH A CAP BANK WHEN THE COLA IS EQUAL TO OR LESS THAN 2.5 PERCENT (N.J.S.A. 40A: 4-45.14) – **AUDIT & CONTROL.**

**MC 2008 - 13** AN ORDINANCE AUTHORIZING FIBERTECH NETWORKS, LLC, 300 MERIDIAN CENTRE, ROCHESTER, NEW YORK TO INSTALL, USE AND MAINTAIN TELECOMMUNICATION FACILITIES WITHIN THE PUBLIC RIGHT-OF-WAY FOR PURPOSES OF PROVIDING TELECOMMUNICATION SERVICES – **CORPORATION COUNSEL.**

**9(A). PUBLIC COMMENTS, LIMITED TO RESOLUTIONS, MOTIONS, AND ORDINANCES TO BE INTRODUCED ON FIRST READING:**

**NEW BUSINESS**

**10. CONSENT AGENDA:**

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ALL MATTERS LISTED WITH AN (\*) ARE CONSIDERED TO BE ROUTINE AND NON-CONTROVERSIAL BY THE CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION ON THESE ITEMS UNLESS A COUNCILMEMBER OR CITIZEN SO REQUESTS, IN WHICH EVENT, THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY UNDER NEW BUSINESS IN ITS NORMAL SEQUENCE LATER ON THE AGENDA.

**APPROVAL OF CONSENT AGENDA:**

RESOLUTION NUMBERS **R 420-08** AND **R 425-08** THRU **R 443-08** ARE LISTED ON THE CONSENT AGENDA SEGMENT WITH AN ASTERISK\* TO BE APPROVED AND THAT EACH SPECIFIC ACTION ON THE CONSENT AGENDA BE APPROVED AS INDICATED.

**11. RESOLUTIONS AND MOTIONS:**  
**NEW BUSINESS:**

**LEGISLATIVE BODY**

**R 419-08**

NON-CONSENT

COUNCILMANIC RESOLUTION CERTIFYING REVIEW OF 2007 ANNUAL AUDIT REPORT COUPLED WITH THE REQUIRED GROUP AFFIDAVIT – **CITY CLERK.**

**\*R 420-08**

COUNCILMANIC RESOLUTION AUTHORIZING APPROVAL OF APPLICATION(S) BASED ON THE FINDINGS AND DETERMINATION FOR ISSUANCE OF CERTAIN BINGO/**RAFFLE** LICENSES RECOMMENDED BY THE POLICE DIRECTOR (**THE KOINONIA ACADEMY**) – **CITY CLERK.**

**ADMINISTRATION/EXECUTIVE BRANCH**

NONE

**CORPORATION COUNSEL**

- R 421-08**  
NON-CONSENT  
RESOLUTION AUTHORIZING LEGAL DEFENSE ON BEHALF OF P.O. MICHAEL WALDRON IN MUNICIPAL COMPLAINT SUMMONS NOS. S-2008-001557-2012 FOR AN AMOUNT NOT TO EXCEED \$750.00 (CORRESPONDENCE PREVIOUSLY SUBMITTED).
- R 422-08**  
NON-CONSENT  
RESOLUTION AUTHORIZING INSERVCO INSURANCE SERVICES TO ISSUE A CHECK IN SETTLEMENT OF ALL CLAIMS IN THE MATTER OF LAMARR GRAY V. CITY OF PLAINFIELD, WORKER'S COMPENSATION NO. C.P.2007-5904, INSERVCO CLAIM NO. 1940001417 - \$16,192.87 (CORRESPONDENCE PREVIOUSLY SUBMITTED).
- R 423-08**  
NON-CONSENT  
RESOLUTION AUTHORIZING ADDITIONAL APPROPRIATION FOR LEGAL DEFENSE ON BEHALF OF POLICE OFFICERS CHRISTOPHER SYLVESTER, TROY EDWARDS AND ANDRE CRAWFORD ON THE MATTER OF TAHEEM W. MUSLIM, YOLANDA SISTRUNK, ET ALS., V. CITY OF PLAINFIELD, PLAINFIELD POLICE DEPARTMENT, ET. ALS., DOCKET NO. UNN-L-004469-07 (CORRESPONDENCE PREVIOUSLY SUBMITTED).
- R 424-08**  
NON-CONSENT  
RESOLUTION OF THE CITY OF PLAINFIELD CONDITIONALLY DESIGNATING A REDEVELOPER FOR THE TEPPERS II TRACT REDEVELOPMENT AREA AND AUTHORIZING THE PREPARATION OF A REDEVELOPER'S AGREEMENT (CORRESPONDENCE PREVIOUSLY SUBMITTED).

**DEPARTMENT OF ADMINISTRATION & FINANCE**

- \*R 425-08**  
RESOLUTION AUTHORIZING APPROVAL TO SUBMIT AN APPLICATION TO THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS FOR A COMMUNITY SERVICE BLOCK GRANT FUND (INITIAL AMOUNT) \$51,135.00 - PLAINFIELD ACTION SERVICES (CORRESPONDENCE PREVIOUSLY SUBMITTED).
- \*R 426-08**  
RESOLUTION AUTHORIZING APPROVAL FOR THE ISSUANCE OF SEVENTEEN (17) REFUNDS DUE TO THE ERRONEOUS OVERPAYMENTS OF TAXES BY THE PROPERTY OWNERS HEREIN IDENTIFIED ON ATTACHED SCHEDULE A - \$19,600.37 - TAX COLLECTOR (CORRESPONDENCE PREVIOUSLY SUBMITTED).
- \*R 427-08**  
RESOLUTION APPROVING AUTHORIZATION FOR THE ISSUANCE OF TWO (2) REFUNDS DUE TO ERRONEOUS PAYMENT OF TAXES BY THE PROPERTY OWNERS HEREIN IDENTIFIED ON ATTACHED SCHEDULE B - \$2,188.56 - TAX COLLECTOR (CORRESPONDENCE PREVIOUSLY SUBMITTED).
- \*R 428-08**  
RESOLUTION AUTHORIZING APPROVAL TO ISSUE A REFUND TO THE OWNER OF PROPERTY LOCATED AT 187 PINEVIEW TERRACE DUE TO THE OVERPAYMENT OF A VETERAN'S ALLOWANCE DEDUCTION - \$250.00 - TAX COLLECTOR (CORRESPONDENCE PREVIOUSLY SUBMITTED).

## DEPARTMENT OF PUBLIC AFFAIRS & SAFETY

- \*R 429-08** RESOLUTION AUTHORIZING APPROVAL TO RENEW A MAINTENANCE AGREEMENT FOR 2007 – 2008 CALENDAR YEAR WITH QUEUES ENFORTH DEVELOPMENT TO PROVIDE PROPRIETARY COMPUTER SOFTWARE MAINTENANCE FOR THE PUBLIC SAFETY COMPUTER CENTER – \$23,268.00 – **DIRECTOR'S OFFICE (CORRESPONDENCE PREVIOUSLY SUBMITTED).**
- \*R 430-08** RESOLUTION AUTHORIZING APPROVAL FOR THE PURCHASE OF A NICE CALLFOCUS III VESTA PALLAS 9-1-1 VOICE RECORDING SYSTEM AND INSTALLATION FROM MICROSTRATEGIES, INC., DENVILLE, NJ, AN AUTHORIZED STATE VENDOR CONTRACT #A-609832 FOR AN AMOUNT NOT TO EXCEED \$44,132.00 EVIDENCED IN THE 9-1-1 EQUIPMENT GRANT FUND LINE #G-02-41-790-908-432 – **DIRECTOR'S OFFICE (CORRESPONDENCE PREVIOUSLY SUBMITTED).**
- \*R 431-08** RESOLUTION AUTHORIZING APPROVAL FOR THE MAYOR AND CITY CLERK TO EXECUTE A GRANT AGREEMENT FOR GENERAL ASSISTANCE FUNDING FROM THE NEW JERSEY OFFICE OF INFORMATION AND TECHNOLOGY (OETS) IN THE AMOUNT OF \$27,496.00 AND ACCEPTANCE OF A GRANT AWARD IN THE AMOUNT OF \$31,095.00 FOR ENHANCEMENT OF THE CITY'S 9-1-1 COMMUNICATION CENTER – **DIRECTOR'S OFFICE (CORRESPONDENCE PREVIOUSLY SUBMITTED).**

## DEPARTMENT OF PUBLIC WORKS & URBAN DEVELOPMENT

- \* R 432-08** RESOLUTION AUTHORIZING APPROVAL OF MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF PLAINFIELD AND THE COUNTY OF UNION FOR PARTICIPATION IN THE 2008 LEAF COMPOSTING PROGRAM/PROJECT OPERATED BY NATURE'S CHOICE CORPORATION AT THE UNION COUNTY CONSERVATION CENTER – **DIRECTOR'S OFFICE (CORRESPONDENCE PREVIOUSLY SUBMITTED).**

### PUBLIC OFFICER

- \*R 433-08** RESOLUTION AUTHORIZING APPROVAL OF A LIEN PLACEMENT FOR CLEAN-UP OF BLOCK 640, LOT 30 COMMONLY KNOWN AS 709-09 RICHMOND STREET– \$560.42 – **INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).**
- \*R 434-08** RESOLUTION AUTHORIZING APPROVAL OF A LIEN PLACEMENT FOR CLEAN-UP OF BLOCK 733, LOT 3.01 COMMONLY KNOWN AS 1042-48 ARLINGTON AVENUE – \$1,331.73– **INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).**
- \*R 435-08** RESOLUTION AUTHORIZING APPROVAL OF A LIEN PLACEMENT FOR CLEAN-UP OF BLOCK 439, LOT 08 COMMONLY KNOWN AS 21-27 BIRCH AVENUE – \$390.37 – **INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).**
- \*R 436-08** RESOLUTION AUTHORIZING APPROVAL OF A LIEN PLACEMENT FOR CLEAN-UP OF BLOCK 325, LOT 62.01 COMMONLY KNOWN AS 217-19 RICHMOND STREET – \$354.93 – **INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).**
- \*R 437-08** RESOLUTION AUTHORIZING APPROVAL OF A LIEN PLACEMENT FOR CLEAN-UP OF BLOCK 330, LOT 07 COMMONLY KNOWN AS 1136-40 EAST FRONT STREET – \$660.40 – **INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).**

- \*R 438-08** RESOLUTION AUTHORIZING APPROVAL OF A LIEN PLACEMENT FOR CLEAN-UP OF BLOCK 412, LOT 20 COMMONLY KNOWN AS 291-99 LELAND AVENUE – \$1,118.31 – INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).
- \*R 439-08** RESOLUTION AUTHORIZING APPROVAL OF A LIEN PLACEMENT FOR CLEAN-UP OF BLOCK 551, LOT 22 COMMONLY KNOWN AS 908-14 WEST SEVENTH STREET – \$398.36 – INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).
- \*R 440-08** RESOLUTION AUTHORIZING APPROVAL OF A LIEN PLACEMENT FOR CLEAN-UP OF BLOCK 526, LOT 01 COMMONLY KNOWN AS 977-81 RICHMOND STREET – \$733.40 – INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).
- \*R 441-08** RESOLUTION AUTHORIZING APPROVAL OF A LIEN PLACEMENT FOR CLEAN-UP OF BLOCK 921, LOT 48 COMMONLY KNOWN AS 1474-78 SHIRLEY STREET – \$930.20 – INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).
- \*R 442-08** RESOLUTION AUTHORIZING APPROVAL OF A LIEN PLACEMENT FOR CLEAN-UP OF BLOCK 326, LOT 29 COMMONLY KNOWN AS 543 EAST SECOND STREET– \$683.02 – INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).
- \*R 443-08** RESOLUTION AUTHORIZING APPROVAL TO RESCIND R 421-07 ADOPTED 9/6/07 AUTHORIZING LIEN PLACEMENT FOR CLEAN-UP OF THE PROPERTY COMMONLY KNOWN AS 319-21 EAST FIFTH STREET – INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).

**12. NEW ITEM(S):**

NONE

**13. INTRODUCTION OF ORDINANCES ON FIRST READING:**

NONE

**14. GENERAL PUBLIC COMMENTS:**

ANY RESIDENT OR TAXPAYER OF PLAINFIELD IS WELCOME TO COMMENT ON ANY GOVERNMENTAL ITEM OF CONCERN TO THEM DURING THE GENERAL PUBLIC COMMENTS SEGMENT OF THE COUNCIL'S MEETING. CITIZENS MUST CLEARLY STATE THEIR NAME AND ADDRESS TO THE CLERK ONCE THE SPEAKER IS RECOGNIZED BY THE PRESIDING OFFICER TO SPEAK. A TOTAL OF THIRTY (30) MINUTES HAS BEEN ALLOCATED FOR ALL PUBLIC COMMENTS TO BE PRESENTED. LARGE GROUPS ARE URGED TO SELECT A SPOKESPERSON TO REPRESENT THEM. EACH PERSON IS ALLOCATED THREE (3) MINUTES TO SPEAK. THE PRESIDING OFFICER OR A MAJORITY ON THE COUNCIL MAY EXTEND THE LENGTH OF TIME ALLOCATED CUMULATIVELY OR INDIVIDUALLY.

NO SPEAKER SHALL ENGAGE IN ANY PERSONALLY OFFENSIVE, DEROGATORY OR ABUSIVE REMARKS. THE PRESIDENT SHALL IMMEDIATELY CALL TO ORDER ANY SPEAKER WHO VIOLATES THIS PROVISION. AN OFFICER FROM THE PLAINFIELD POLICE DIVISION MAY REMOVE ANY DISRUPTIVE PERSON AT THE DISCRETION OF THE PRESIDING OFFICER. PUBLIC COMMENT IS AN OPPORTUNITY FOR THE PUBLIC TO PRESENT THEIR VIEWS – BOTH POSITIVE AND NEGATIVE.

IT IS NOT A QUESTION AND ANSWER PERIOD. NEITHER THE PRESIDING OFFICER NOR COUNCIL MEMBERS WILL ENGAGE IN A BACK AND FORTH EXCHANGE SO SPEAKERS ARE ENCOURAGED TO PRESENT ALL THEIR VIEWS. THE PRESIDING OFFICER AS WELL AS ANY COUNCIL MEMBER MAY RESPOND TO ANY COMMENT AFTER SUCH SPEAKER IS FINISHED. THE PRESIDING OFFICER MAY REFER THE SPEAKER TO THE CITY ADMINISTRATOR OR AN APPROPRIATE DEPARTMENT HEAD AND ANY COUNCIL MEMBER MAY CHOOSE TO RESPOND IN WRITING TO INDIVIDUAL CITIZENS.

**15. ADJOURNMENT:**

**TOTAL RESOLUTIONS = 25**

**TOTAL ORDINANCES = 2**

**THE NEXT REGULARLY SCHEDULED MEETING IS AN AGENDA FIXING SESSION TO BE HELD IN THE CITY HALL LIBRARY ON *TUESDAY*, OCTOBER 14, 2008.**