

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

DATE: MONDAY, DECEMBER 20, 2010
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
COUNCILWOMAN-AT-LARGE
Honorable Annie C. McWilliams

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

COUNCILWOMAN-AT-LARGE, FIRST AND FOURTH WARDS
Honorable Linda Carter

CHAIR, COMMITTEE OF THE WHOLE
AND
COUNCILMAN, THIRD WARD
Honorable Adrian O. Mapp

COUNCILMAN FIRST WARD
Honorable William Reid

COUNCILWOMAN, FOURTH WARD
Honorable Bridget Rivers

COUNCILMAN, SECOND WARD
Honorable Cory Storch

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

MAYOR
Honorable Sharon M. Robinson-Briggs

CITY ADMINISTRATOR
Bibi Taylor



CORPORATION COUNSEL
Daniel A. Williamson, Esq.

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

ORDER OF BUSINESS FOR THE PLAINFIELD CITY COUNCIL
THE HONORABLE ANNIE C. MCWILLIAMS, 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 TRANSMITTED TO THE COURIER-NEWS AND STAR-LEDGER ON *MONDAY, NOVEMBER 1, 2010* AS WELL AS POSTING ON THE BULLETIN BOARD IN THE CITY CLERK'S OFFICE.

2. **PLEDGE OF ALLEGIANCE:**

3. **INVOCATION:**

4. **APPROVAL OF MINUTES:**

DELAYED

4A. CEREMONIAL MATTERS:

*Council President Annie C. McWilliams will present a Resolution in recognition of the achievements of Plainfield Local Filmmaker
ALRICK BROWN*

❖ **THE GOVERNING BODY WILL NOW RECESS ITS REGULAR MEETING AND CONVENE INTO CLOSED SESSION. (APPROXIMATELY 45 MINUTES.)**

5. **COMMUNICATIONS FROM THE MAYOR:**

❖ HER HONOR THE MAYOR, SHARON ROBINSON-BRIGGS HAS SUBMITTED WRITTEN COMMUNICATION DATED DECEMBER 3, 2010 ADDRESSED TO CITY CLERK LADDIE WYATT, RETURNING/VETOING ORDINANCE MC 2010-28 ADOPTED BY THE GOVERNING BODY OF THE CITY OF PLAINFIELD ON NOVEMBER 22, 2010. (OBJECTIONS DISTRIBUTED UNDER SEPARATE COVER TO COUNCILMEMBERS AND ADMINISTRATION ONLY.)

6. **OTHER COMMUNICATIONS AND PETITIONS:**

NONE.

7. **REPORT OF SPECIAL COMMITTEES:**

NONE.

8. UNFINISHED BUSINESS:

- ❖ COUNCIL PRESIDENT ANNIE C. MCWILLIAMS HAS GRANTED PERMISSION TO DARIUS SOLHOUB TO GIVE THE GOVERNING BODY A BRIEF UPDATE ON THE VISIONING STUDY.

9. CONSIDERATION OF PUBLIC HEARING, SECOND READING & FINAL PASSAGE: CONSIDERATION OF ORDINANCES FOR ADOPTION ON SECOND READING:

MC 2010 - 30 AN ORDINANCE AMENDING THE SCHEDULE OF SALARIES AND WAGES ADOPTED PURSUANT TO ARTICLE 14 CHAPTER 11 OF THE MUNICIPAL CODE OF THE CITY OF PLAINFIELD, NEW JERSEY, 1971. (CITY TREASURER) - **PERSONNEL.**

MC 2010 - 31 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 11 PERSONNEL ARTICLE 20 ENTITLED POSITIONS ELIGIBLE FOR THE DEFINED CONTRIBUTION RETIREMENT PROGRAM. - **PERSONNEL.**

MC 2010 - 32 AN ORDINANCE TO AMEND THE OUTDOOR STORAGE SECTION (SECTION 17:9-42) OF CHAPTER 17 THE LAND USE ORDINANCE OF THE CITY OF PLAINFIELD AS IT RELATES TO COMMERCIAL VEHICLES. -**PLANNING.**

MC 2010 - 33 AN ORDINANCE TO VACATE PORTIONS OF PROPERTIES ADJACENT TO CITY OWNED LOTS AT: CAMBRIDGE AVENUE (BLOCK 922, LOT 10 AND BLOCK 921, LOT 13) BIRCH AVENUE (BLOCK 439, LOT 1 AND BLOCK 440, LOT 12.02); BERKELEY TERRACE (BLOCK 439, LOT 1 AND BLOCK 435, LOT 15); EVERETT PLACE (BLOCK 213, LOT 1 AND BLOCK 215, LOT 1601); LOUISE STREET (BLOCK 214, LOT 1 AND BLOCK 213, LOT 1); AND BROKAW BOULEVARD (BLOCK 214, LOT 1 AND BLOCK 208, LOT 1.01). - **PLANNING**

MC 2010 - 34 AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 17, THE LAND USE ORDINANCE OF THE CITY OF PLAINFIELD BY AMENDING ARTICLE XIII, SECTION 17:13-20 F "DEPOSITS AND ESCROW; PAYMENTS TO PROFESSIONALS FOR REVIEW OF SUBDIVISION, SITE PLAN AND VARIANCE APPLICATIONS BEFORE THE PLANNING BOARD AND ZONING BOARD OF ADJUSTMENT. -**PLANNING.**

MC 2010 - 35 AN ORDINANCE TO AMEND ARTICLE XIII 17:13-1 OF THE CITY OF PLAINFIELD LAND USE ORDINANCE CONCERNING BOARD AND COMMISSION RELATED APPLICATION FEES. -**PLANNING.**

MC 2010 - 36 AN ORDINANCE ADOPTING A THIRD AMENDED REDEVELOPMENT PLAN OF 197 PROPERTIES CITY-OWNED, IN FORECLOSURE, AND BANKRUPT PROPERTIES BY REMOVING 120 PROPERTIES AND REVERTING THEM TO THE UNDERLYING ZONING, AND RETAINING 74 PROPERTIES PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12 A-1 ET. SEQ. -**PLANNING.**

MC 2010 - 37 AN ORDINANCE TO AMEND VARIOUS ZONING DESIGNATIONS FOR LAND USE IN THE CITY LAND USE ORDINANCE CHAPTER 17 AND THE CITY ZONING MAP AS RECOMMENDED IN THE 2009 CITY MASTER PLAN OF THE CITY OF PLAINFIELD. -PLANNING. -**PLANNING.**

MC 2010 - 38 AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 2 ADMINISTRATION ARTICLE 6 DEPARTMENT OF ADMINISTRATION AND FINANCE CREATING SECTION 2:6-18 DIVISION OF INFORMATION TECHNOLOGY & MEDIA. -**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 425-10 THRU R 427 -10 AND R 431-10 THRU R 435 -10 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 425-10** COUNCILMANIC RESOLUTION HONOURING LADDIE WYATT RMC/CMC/MMCA FOR HER DISTINGUISHED DECADES OF SERVICE TO THE CITY OF PLAINFIELD AND ITS RESIDENTS AND MARKING HER JOYOUS RETIREMENT. – CITY CLERK.
- *R 426-10** COUNCILMANIC RESOLUTION IN RECOGNITION OF THE ACHIEVEMENTS OF PLAINFIELD LOCAL FILMMAKER ALRICK BROWN. –CITY CLERK.
- *R 427-10** COUNCILMANIC RESOLUTION OVERRIDING THE MAYOR'S VETO OF MC 2010-28 AS ADOPTED BY THE GOVERNING BODY OF THE CITY OF PLAINFIELD ON NOVEMBER 22, 2010. –CITY CLERK.
- R 428-10** COUNCILMANIC RESOLUTION INTRODUCING AMENDMENTS TO SFY 2011 MUNICIPAL OPERATING BUDGET –CITY CLERK
NON-CONSENT

ADMINISTRATION/EXECUTIVE BRANCH

NONE.

CORPORATION COUNSEL

R 429-10
NON-CONSENT

RESOLUTION AUTHORIZING THE TRANSFER OF OWNERSHIP OF CITY PROPERTY (1 HORTON 364 SERIES III AMBULANCE) TO THE PLAINFIELD RESCUE SQUAD INC. –
CORPORATION COUNSEL.

DEPARTMENT OF ADMINISTRATION & FINANCE

R 430-10
NON-CONSENT

RESOLUTION AUTHORIZING APPROVAL FOR THE ADOPTION OF GENERAL FUND EMERGENCY TEMPORARY APPROPRIATIONS PRIOR TO THE ADOPTION OF THE FY 2011 BUDGET IN ACCORDANCE WITH N.J.S.A. 40A:4-20 FOR THE MONTH OF JANUARY. –**AUDIT & CONTROL.**

***R 431-10**

RESOLUTION AUTHORIZING APPROVAL FOR THE RENEWAL OF MEMBERSHIP IN THE NEW JERSEY MUNICIPAL SELF INSURERS' JOINT INSURANCE FUND. –**PERSONNEL.**

***R 432-10**

RESOLUTION APPROVING AUTHORIZATION TO ISSUE A REFUND DUE TO OVERPAID TAXES PAID AS CITED ON THE ATTACHED SCHEDULE A - **\$2,786.18. –TAX COLLECTOR.**

***R 433-10**

RESOLUTION APPROVING AUTHORIZATION TO ISSUE A REFUND DUE TO A VETERAN ALLOWANCE AS CITED ON THE ATTACHED SCHEDULE B - **\$250.00. –TAX COLLECTOR.**

***R 434-10**

RESOLUTION APPROVING AUTHORIZATION FOR THE ISSUANCE OF A DUPLICATE TAX SALE CERTIFICATE TO **JNH FUNDING** PURSUANT TO CHAPTER 99 OF THE PUBLIC LAWS OF 1997 AS PER THE ATTACHED SCHEDULE C. –**TAX COLLECTOR**

***R 435-10**

RESOLUTION AUTHORIZING APPROVAL TO ISSUE A REFUND OF SUBSEQUENT TAXES AS CITED ON THE ATTACHED SCHEDULE D - **\$2,332.79 –TAX COLLECTOR.**

R 436-10
NON-CONSENT

RESOLUTION AUTHORIZING APPROVAL FOR THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH ASSOCIATED HUMANE SOCIETIES INC. TO PROVIDE FULL ANIMAL CONTROL SERVICES FOR LOST AND ABANDONED DOMESTIC AND WILD ANIMALS FOUND WITHIN THE CITY OF PLAINFIELD IN AN AMOUNT NOT TO EXCEED **\$59,750.00 –HEALTH DIVISION**

R 437-10
NON-CONSENT

RESOLUTION AUTHORIZING APPROVAL FOR THE MAYOR AND CITY CLERK TO EXECUTE THE FOURTH AMENDMENT TO THE 2007 MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF PLAINFIELD AND UMDNJ'S LATTIMORE CLINIC FOR THE DIAGNOSIS TREATMENT AND CASE MANAGEMENT FOR RESIDENTS WITH TUBERCULOSIS IN AN AMOUNT NOT TO EXCEED **\$25,000.00. –HEALTH DIVISION.**

R 438-10
NON-CONSENT

RESOLUTION AUTHORIZING APPROVAL FOR THE AWARD OF A PROFESSIONAL SERVICES CONTRACT PURSUANT TO N.J.S.A. 40A:11-2(6) AND THE FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.4 TO BLOCK BOX PICTURES LLC. IN AN AMOUNT NOT TO EXCEED **\$35,000.00. –INFORMATION TECHNOLOGY & MEDIA**

DEPARTMENT OF PUBLIC AFFAIRS & SAFETY

NONE.

DEPARTMENT OF PUBLIC WORKS & URBAN DEVELOPMENT

- R 439 -10**
NON-CONSENT RESOLUTION AUTHORIZING APPROVAL FOR CHANGE ORDER # 1 RESURFACING OF WATCHUNG AVENUE (FROM EAST SEVENTH STREET TO HILLSIDE AVENUE) FOR LUCAS CONSTRUCTION RESULTING IN A CONTRACTUAL DECREASE OF **\$5,169.00. -ECONOMIC DEVELOPMENT.**
- R 440-10**
NON-CONSENT RESOLUTION APPROVING AUTHORIZATION TO INCREASE THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF PLAINFIELD AND LANGAN ENGINEERING AND ENVIRONMENTAL SERVICES DUE TO UNANTICIPATED COST ASSOCIATED WITH THE NJDEP AND NJSHPO PERMIT APPLICATION AND TRAIL DESIGN CHANGES FOR THE FINAL PERMITTING FOR THE CONSTRUCTION OF THE GREEN BROOK MULTI-USE TRAIL FOR A TOTAL INCREASE OF **\$52,000.00. -PLANNING**
- R 441 -10**
NON-CONSENT RESOLUTION APPROVING AUTHORIZATION TO SUBMIT AN APPLICATION TO THE NEW JERSEY URBAN ENTERPRISE ZONE AUTHORITY FOR PROJECT FINANCING FOR THE CONTINUED SERVICE OF FOUR SEASONED POLICE OFFICERS DEPLOYABLE TO THE URBAN ENTERPRISE ZONE IN THE AMOUNT OF **\$275,043.00. -ECONOMIC DEVELOPMENT.**
- R 442 -10**
NON-CONSENT RESOLUTION AUTHORIZING APPROVAL TO SUBMIT AN APPLICATION TO THE NEW JERSEY URBAN ENTERPRISE ZONE AUTHORITY FOR PROJECT FINANCING FOR THE CONSTRUCTION OF THE EAST SECOND STREET NEIGHBORHOOD COMMERCIAL CORRIDOR STREETScape PROJECT IN THE AMOUNT OF **\$1,135,160.00. -ECONOMIC DEVELOPMENT.**
- R 443 -10**
NON-CONSENT RESOLUTION APPROVING AUTHORIZATION TO SUBMIT AN APPLICATION TO THE NEW JERSEY URBAN ENTERPRISE ZONE AUTHORITY FOR PROJECT FINANCING TO CONTRACT WITH RUTGERS UNIVERSITY TO PERFORM A COMPREHENSIVE ECONOMIC DEVELOPMENT AND GROWTH ANALYSIS FOR THE CITY OF PLAINFIELD IN THE AMOUNT OF **\$60,000.00. -ECONOMIC DEVELOPMENT.**
- R 444 -10**
NON-CONSENT RESOLUTION AUTHORIZING APPROVAL FOR PROPERTY MAINTENANCE CODE LIEN PLACEMENT FOR PROPERTY CLEAN UP OF NINE (9) PROPERTIES AS CITED ON THE ATTACHED SCHEDULE A. **\$5,612.01. -PUBLIC OFFICER.**

12. NEW ITEM(S):

- R 445 -10**
NON-CONSENT COUNCILMANIC RESOLUTION REINSTATING BIBI TAYLOR TO THE POST OF CITY ADMINISTRATOR. **-CITY CLERK.**
- R 446-10**
NON-CONSENT RESOLUTION AUTHORIZING AN APPLICATION TO THE NEW JERSEY URBAN ENTERPRISE ZONE AUTHORITY FOR PROJECT FINANCING WITH RUTGERS UNIVERSITY TO PERFORM A COMPREHENSIVE ECONOMIC DEVELOPMENT AND GROWTH ANALYSIS FOR THE CITY OF PLAINFIELD. **-ECONOMIC DEVELOPMENT.**
- R 447 -10**
NON-CONSENT RESOLUTION TO AMEND RESOLUTION 393-10 TO REFLECT AN ADJUSTMENT IN THE MUNICIPAL CONTRIBUTION TO THE FISCAL YEAR 2011 ADMINISTRATIVE BUDGET BY AN AMOUNT OF **\$1,986.75. -ECONOMIC DEVELOPMENT.**

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 SIXTY (60) 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 FIVE (5) 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 = 30

TOTAL ORDINANCES = 9