

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

DATE: TUESDAY, JANUARY 22, 2013
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 FOURTH WARD**
Honorable Bridget Rivers

**CHAIR, COMMITTEE OF THE WHOLE
AND
COUNCILMAN FIRST WARD**
Honorable William Reid

COUNCILWOMAN-AT-LARGE
Honorable Tracey Brown

COUNCILWOMAN-AT-LARGE, FIRST AND FOURTH WARDS
Honorable Vera Greaves

COUNCILMAN THIRD WARD
Honorable Adrian O. Mapp

COUNCILMAN SECOND WARD
Honorable Cory Storch

COUNCILWOMAN-AT-LARGE, SECOND AND THIRD WARDS
Honorable Rebecca Williams

MUNICIPAL CLERK
Honorable Abubakar Jalloh, RMC
Clerk of the Council

MAYOR
Honorable Sharon M. Robinson-Briggs

CITY ADMINISTRATOR
Eric Berry



CITY SOLICITOR
David L. Minchello, Esq.

FOR SPECIAL ASSISTANCE, PLEASE CALL (908) 753-3222.

ORDER OF BUSINESS FOR THE PLAINFIELD CITY COUNCIL
THE HONORABLE BRIDGET RIVERS, 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 THE STAR-LEDGER ON **MONDAY, JANUARY 7, 2013** AS WELL AS POSTING ON THE BULLETIN BOARD IN THE CITY CLERK'S OFFICE.

2. **PLEDGE OF ALLEGIANCE:**

3. **INVOCATION:**

4. **APPROVAL OF MINUTES:**

REGULAR MEETING – OCTOBER 9, 2012
REGULAR MEETING – DECEMBER 10, 2012
EXECUTIVE SESSION – DECEMBER 17, 2012
RE-ORGANIZATION MEETING – JANUARY 3, 2013

4A. CEREMONIAL MATTERS:

NONE.

5. **COMMUNICATIONS FROM THE MAYOR:**

❖ CORRESPONDENCE DATED JANUARY 9, 2013 FROM HER HONOR THE MAYOR SHARON ROBINSON-BRIGGS ADDRESSED TO MEMBERS OF THE GOVERNING BODY REQUESTING THE ADVICE AND CONSENT OF THE APPOINTMENT OF **DAVID L. MINCHELLO** TO SERVE AS CORPORATION COUNSEL FOR THE CITY OF PLAINFIELD.

❖ CORRESPONDENCE DATED JANUARY 10, 2013 FROM HER HONOR THE MAYOR SHARON ROBINSON-BRIGGS ADDRESSED TO MEMBERS OF THE GOVERNING BODY REQUESTING THE ADVICE AND CONSENT TO THE APPOINTMENTS OF **CECIL H. SANDERS JR.**, 1066 ALLENWOOD DRIVE, AND **CHARLES EKE**, ALT. # 1, 1045 WOODLAND AVENUE, TO SERVE AS COMMISSIONERS OF THE PLAINFIELD MUNICIPAL UTILITIES AUTHORITY.

6. **OTHER COMMUNICATIONS AND PETITIONS:**

NONE.

7. REPORT OF SPECIAL COMMITTEES:

NONE RECEIVED.

8. UNFINISHED BUSINESS:

- ❖ THE GOVERNING BODY WILL CONDUCT INTERVIEWS FOR PROPOSED CANDIDATES SEEKING TO SERVE AS COMMISSIONERS OF THE PLAINFIELD MUNICIPAL UTILITIES AUTHORITY.
- ❖ COUNCIL PRESIDENT BRIDGET RIVERS HAS REQUEST A BRIEF UPDATE FROM THE ADMINISTRATION REGARDING THE STATUS OF UNRESOLVED YOUTH BASEBALL LEAGUE MATTERS.

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

NONE.

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

10. CONSENT AGENDA:

- * 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 037-13 THRU R 039-13 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 027-13
NON-CONSENT

COUNCILMANIC RESOLUTION ESTABLISHING STANDING RULES OF ORDER FOR THE 2013 PLAINFIELD MUNICIPAL COUNCIL INCLUSIVE OF COMMITTEE AND LIAISON APPOINTMENTS. -CITY CLERK.

R 028-13
NON-CONSENT

COUNCILMANIC RESOLUTION RESCINDING RESOLUTION NO. 382-12 DESIGNATING THE PLAINFIELD SENIOR CITIZENS CENTER IN HONOR OF CHARLES LOUIS NELSON. -CITY CLERK.

R 029-13
NON-CONSENT

COUNCILMANIC RESOLUTION AUTHORIZING A PERSON-TO-PERSON TRANSFER OF PLE-NARY RETAIL CONSUMPTION LICENSE NO. 2012-33-023-004 FROM SIVAKUMAR FAMILY LIMITED PARTNERSHIP TO 301 LUIS PENALOZA LLC. T/A XPRESS NIGHT CLUB. -CITY CLERK. (RESOLUTION FORTHCOMING)

ADMINISTRATION/EXECUTIVE BRANCH

R 030-13
NON-CONSENT

RESOLUTION AUTHORIZING ADVICE AND CONSENT TO THE APPOINTMENT OF DAVID L. MINCHELLO, ESQ. TO SERVE AS CORPORATION COUNSEL FOR THE CITY OF PLAINFIELD AND APPROVING THE EXECUTION OF AN AGREEMENT FOR LEGAL SERVICES AS CORPORATION COUNSEL IN AN AMOUNT NOT TO EXCEED \$99,000.00. -MAYOR.

R 031-13
NON-CONSENT

RESOLUTION AUTHORIZING ADVICE AND CONSENT TO THE APPOINTMENT OF CECIL H. SANDERS JR., 1066 ALLENWOOD DRIVE, AND CHARLES EKE, ALT. # 1, 1045 WOODLAND AVENUE, TO SERVE AS COMMISSIONERS OF THE PLAINFIELD MUNICIPAL UTILITIES AU-THORITY. -MAYOR.

CORPORATION COUNSEL

R 032-13
NON-CONSENT

RESOLUTION AUTHORIZING PAYMENT TO SCHWARTZ, SIMON, EDELSTEIN & CELSO, LLC. AS SPECIAL COUNSEL ON BEHALF OF MAYOR SHARON ROBINSON-BRIGGS FOR LEGAL SERVICES RENDERED IN CONNECTION WITH THE WBL'S INVESTIGATION, INCLUDING BUT NOT LIMITED TO THE MATTER OF THE HONORABLE SHARON ROBINSON-BRIGGS, MAYOR ET ALS VS. MUNICIPAL COUNCIL OF THE CITY OF PLAINFIELD, DOCKET NO. UNN-L-0921-12 PURSUANT TO THE NON-FAIR AND OPEN PROCESS AT N.J.S.A. 19:44A-1 ET SEQ. IN AN AMOUNT NOT TO EXCEED \$22,126.34 -CITY SOLICITOR.

R 033-13
NON-CONSENT

RESOLUTION AUTHORIZING INSERVCO INSURANCE SERVICES TO ISSUE PAYMENT IN SAT-ISFACTION OF THE COURT APPROVED SETTLEMENT IN THE MATTER OF ANTHONY CELENTANO V. CITY OF PLAINFIELD, WORKER'S COMPENSATION CLAIM PE-TITION NO. 2010-14721 INSERVCO CLAIM NO. 1940002217 IN AN AMOUNT NOT TO EXCEED \$20,450.00. -CITY SOLICITOR.

R 034-13
NON-CONSENT

RESOLUTION AUTHORIZING INSERVCO INSURANCE SERVICES TO ISSUE PAYMENT IN SAT-ISFACTION OF THE COURT APPROVED SETTLEMENT IN THE MATTER OF TINDARO CAMINTI V. CITY OF PLAINFIELD, WORKER'S COMPENSATION CLAIM PETI-TION NO. 2011-5827 INSERVCO CLAIM NO. 1940002528 IN AN AMOUNT NO TO EXCEED \$45,320.00 -CITY SOLICITOR.

DEPARTMENT OF ADMINISTRATION & FINANCE

R 035-13
NON-CONSENT

RESOLUTION AUTHORIZING THE SUBMISSION OF THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM YEAR 39 (2013 - 2014) FUNDING PROPERTIES. -DIRECTOR OF ADMIN-ISTRATION & FINANCE.

R 036-13
NON-CONSENT

RESOLUTION AUTHORIZING THE REJECTION OF BIDS RELATING TO PRIVATE COLLECTION OF MUNICIPAL COURT DEBT. -PURCHASING AGENT.

- *R 037-13** RESOLUTION AUTHORIZING A REFUND DUE TO OVER PAID TAXES AS PER THE ATTACHED SCHEDULE "A" TOTALING \$2,281.79. -OFFICE OF THE TAX COLLECTOR.
- *R 038-13** RESOLUTION AUTHORIZING THE ISSUANCE OF FOUR (4) REFUNDS DUE TO NON CANCELLED RECORDS AS PER THE ATTACHED SCHEDULE "B" TOTALING \$44.00 -OFFICE OF THE TAX COLLECTOR.
- *R 039-13** RESOLUTION ESTABLISHING DELINQUENT TAX AND ASSESSMENT INTEREST RATES AND PENALTIES. -OFFICE OF THE TAX COLLECTOR.

DEPARTMENT OF PUBLIC AFFAIRS & SAFETY

NONE.

DEPARTMENT OF PUBLIC WORKS & URBAN DEVELOPMENT

- R 040-13**
NON-CONSENT RESOLUTION AUTHORIZING CHANGE ORDER #2 FOR THE RESURFACING OF WATCHUNG AVE, PHASE III (FROM LELAND AVENUE TO HILLSIDE AVE) TO P&A CONSTRUCTION, P.O. BOX 28 COLONIA, NJ 07067 FOR AN AMOUNT NOT TO EXCEED \$2,098.69. -DIRECTOR OF PUBLIC WORKS & URBAN DEVELOPMENT
- R 041-13**
NON-CONSENT RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT PURSUANT TO N.J.S.A 40A:11-2(6) AND N.J.S.A 40A:11-5(A)(I) AND THE FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.4 TO REMINGTON & VERNICK ENGINEERS FOR GENERAL ENGINEERING SERVICES FOR CY 2013 IN AN AMOUNT NOT EXCEED \$45,000.00. - DIRECTOR OF PUBLIC WORKS & URBAN DEVELOPMENT.

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 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 = 15

TOTAL ORDINANCES = 0

THE NEXT REGULARLY SCHEDULED MEETING WILL BE AN AGENDA FIXING SESSION HELD ON FEBRUARY 4, 2013 AT 325 WATCHUNG AVENUE, PLAINFIELD, NJ, AT THE MUNICIPAL COURT/COUNCIL CHAMBERS, AT 7:30 P.M.