

Agenda

City of Plainfield
CITY COUNCIL AGENDA FIXING SESSION
April 6, 2009
City Hall Library-Mayor's Complex – 515 Watchung Avenue
(908) 753-3222

MUNICIPAL COUNCIL MEMBERS

PRESIDENT
AND
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 Adrian O. Mapp

COUNCILWOMAN-AT-LARGE
Honorable Annie C. McWilliams

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 for the Council

MAYOR
HONORABLE SHARON M. ROBINSON-BRIGGS

CITY ADMINISTRATOR
Marc D. Dashield

CORPORATION COUNSEL
Daniel A. Williamson, Esq.



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

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NOTE: CELLULAR PHONES ARE TO BE TURNED OFF DURING THE COUNCIL MEETING

UNLESS OTHERWISE STATED, ITEMS MAY BE TAKEN OUT OF THE ORDER PRESENTED AT THE DISCRETION OF THE CHAIRPERSON.

CALL TO ORDER: 7:30 P.M., CITY HALL LIBRARY - MAYOR'S COMPLEX – 515 WATCHUNG AVENUE, PLAINFIELD, NEW JERSEY

ROLL CALL:

ANNOUNCEMENT: COMPLIANCE WITH THE OPEN PUBLIC MEETING LAW

NOTICE: THIS MEETING HAS BEEN PROPERLY NOTICED AND POSTED AT THE FOLLOWING LOCATIONS:

CITY CLERK'S BULLETIN BOARD, CITY HALL, FIRST FLOOR
PLAINFIELD PUBLIC LIBRARY
PLAINFIELD MUNICIPAL COURT
PLAINFIELD SENIOR CITIZENS CENTER
COMCAST CABLE TV

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 STAR-LEDGER ON **SATURDAY, MARCH 28, 2009** AS WELL AS POSTING ON THE BULLETIN BOARD IN THE CITY CLERK'S OFFICE.

I. COMMUNICATIONS FROM THE MAYOR:

- ♦ THE HONORABLE MAYOR SHARON ROBINSON-BRIGGS WILL PRESENT INFORMATION REGARDING THE PLAINFIELD RESCUE SQUAD.

II. OTHER COMMUNICATIONS AND PETITIONS:

STREET AND SIDEWALK ENCROACHMENT:

reference: Section 13:6-1 Encroachment Forbidden without consent of Council

- ♦ MS. BARBARA JAMES HAS FILED AN APPLICATION REQUEST FOR A BANNER DISPLAY TO BE HUNG ACROSS THE STEPS OF THE MUNICIPAL BUILDING ANNOUNCING HER HONOR SHARON ROBINSON-BRIGGS AS THE RECIPIENT OF THE UNION COUNTY REGIONAL CHAMBER OF COMMERCE "**MAYOR OF THE YEAR**" AWARD FOR THE YEAR 2009.
- ♦ MR. DAVID WYNN SUPERINTENDENT, DIVISION OF PARKS AND RECREATION HAS REQUESTED PERMISSION TO HANG BANNER(S) ACROSS THE CITY STREETS AND ROADWAYS TO ANNOUNCE **THE MUSIC IN THE PLAZA SUMMER CONCERT SERIES** TAKING PLACE ON JULY 17 AND 31, AUGUST 14 AND 28 AND SEPTEMBER 11, 2009. BANNER(S) WILL BE HUNG ON EAST FRONT STREET AND WATCHUNG AVENUE FOR THE PERIOD COMMENCING JULY 6, 2009 THRU AUGUST 14, 2009.

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- ◆ MR. DAVID WYNN SUPERINTENDENT, DIVISION OF PARKS AND RECREATION HAS REQUESTED PERMISSION TO HANG BANNER(S) ACROSS THE CITY STREETS AND ROADWAYS TO ANNOUNCE **SPRING AND SUMMER PROGRAMS AND EVENTS**. BANNER(S) WILL BE HUNG ON 6TH AVENUE AND PARK AVENUE FOR THE PERIOD COMMENCING APRIL 29, 2009 THRU MAY 29, 2009.
- ◆ MR. DAVID WYNN SUPERINTENDENT, DIVISION OF PARKS AND RECREATION HAS REQUESTED PERMISSION TO HANG BANNER(S) ACROSS THE CITY STREETS AND ROADWAYS ANNOUNCING **THE ANNUAL JULY 4TH PARADE CELEBRATION**. BANNER(S) WILL BE HUNG ON WATCHUNG AVENUE AND FRONT STREET FOR THE PERIOD COMMENCING JUNE 1, 2009 THRU JULY 7, 2009.
- ◆ MR. DAVID WYNN SUPERINTENDENT, DIVISION OF PARKS AND RECREATION HAS REQUESTED PERMISSION TO HANG BANNER(S) ACROSS THE CITY STREETS AND ROADWAYS TO ANNOUNCE **THE ANNUAL GEE-GEE BROWN MEMORIAL BASKET BALL TOURNAMENT**. BANNER(S) WILL BE HUNG ON PARK AVENUE AND 6TH AVENUE FOR THE PERIOD COMMENCING JULY 6, 2009 THRU JULY 31, 2009.
- ◆ MR. DAVID WYNN SUPERINTENDENT OF PARKS AND RECREATION IS REQUESTING PERMISSION TO HANG BANNER(S) ACROSS THE CITY STREETS AND ROADWAYS TO ADVERTISE FOR **THE PLAINFIELD OUTDOOR ARTS FESTIVAL** BANNER(S) ARE TO BE HUNG ON PARK AVENUE AND 6TH AVENUE FOR THE PERIOD COMMENCING AUGUST 10, 2009 THRU SEPTEMBER 14, 2009.
- ◆ MR. DAVID BIAGINI, CORPORATE SECRETARY, PLAINFIELD SPECIAL IMPROVEMENT DISTRICT (SID) HAS REQUESTED PERMISSION BE GRANTED TO CONDUCT FOUR (4) CAR SHOWS TO BE HELD ON MAY 21; JUNE 18; JULY 16; AND AUGUST 20, 2009 ALONG SOUTH AVENUE.

MR. BIAGINI IS ALSO REQUESTING PERMISSION TO CONDUCT SIDEWALK SALES IN DOWNTOWN PLAINFIELD ON APRIL 30 THRU MAY 1; MAY 2; JUNE 4 THRU 6TH; JULY 2 THRU 4; JULY 30 THRU 31; AUGUST 1; AND AUGUST 27 THRU 29. THEY ARE ALSO REQUESTING PERMISSION TO HANG BANNERS TO PROMOTE FOR BOTH EVENTS.

- ◆ MS DONNA DELUCA, REPRESENTING THE BILINGUAL DAY CARE CENTER, HAS SUBMITTED AN APPLICATION TO HOLD ITS ANNUAL PARADE CELEBRATING THE “MONTH OF THE YOUNG CHILD.” THE EVENT IS SCHEDULED TO BE HELD ON APRIL 23, 2009 COMMENCING AT 8:30 A.M. AND ENDING AT 12:30 P.M. (RAIN DATE SCHEDULED FOR APRIL 24, 2009).

III. REPORT OF SPECIAL COMMITTEE:

NONE

IV. UNFINISHED BUSINESS:

- ☑ CITY ADMINISTRATOR MARC DASHIELD HAS REQUESTED PERMISSION TO DISCUSS A RESOLUTION TO AUTHORIZE AN APPLICATION AMENDMENT TO THE NEW JERSEY URBAN ENTERPRISE ZONE AUTHORITY FOR PROJECT FINANCING FOR DOWNTOWN ENTERTAINMENT EVENTS PROGRAMMING AND ADMINISTRATION (ADDITIONAL INFORMATION FORTHCOMING)

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V. CONSIDERATION OF PUBLIC HEARING, SECOND READING AND FINAL PASSAGE: CONSIDERATION OF ORDINANCE FOR ADOPTION ON SECOND READING:

MC 2009 -05 AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 16. VEHICLES AND TRAFFIC; ARTICLE 4. PROHIBIT PARKING, STOPPING AND STANDING OR THE TIME LIMIT PARKING, SECTION 2 PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS – **DEPARTMENT OF PUBLIC WORKS & URBAN DEVELOPMENT.**

VI. DISCUSSION/ACTION ITEMS:

- COUNCIL PRESIDENT RASHID BURNEY HAS INVITED MS. SUSAN PREDL, PRINCIPAL BIOLOGIST WITH THE NEW JERSEY STATE DEPARTMENT OF FISH AND WILDLIFE TO GIVE A PRESENTATION ON DEER CONTROL.

VII. LEGISLATIVE DISCUSSION ITEMS:

- CONTINUED DELIBERATIONS ON OPEN ITEMS PENDING ADMINISTRATIVE RESPONSE.

VIII. RESOLUTIONS:
NEW BUSINESS:

LEGISLATIVE BODY

- A.** 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 (**NEIGHBORHOOD HOUSE ASSOCIATION**) – **CITY CLERK.**
- B.** 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 (**NIA COMMUNITY HABITAT DEVELOPMENT INC.**) – **CITY CLERK.**
- C.** COUNCILMANIC RESOLUTION AUTHORIZING THE SUBMISSION OF A PARIS GRANT APPLICATION IN THE AMOUNT OF **\$102,000.00** – **CITY CLERK.**
- D.** COUNCILMANIC RESOLUTION ESTABLISHING GUIDELINES AND PROCEDURES DURING THE GENERAL PUBLIC COMMENTS SEGMENT AT CITY COUNCIL MEETINGS (**INTRODUCED BY COUNCIL PRESIDENT RASHID BURNEY**) – **CORPORATION COUNSEL.**

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- E.** COUNCILMANIC RESOLUTION CERTIFYING REVIEW OF 2008 ANNUAL AUDIT REPORT COUPLED WITH REQUIRED GROUP AFFIDAVIT – **CITY CLERK.**
- F.** COUNCILMANIC RESOLUTION ESTABLISHING A **CITIZEN'S BUDGET ADVISORY COMMITTEE** TO SUPPORT THE CITY OF PLAINFIELD'S BUDGET DEVELOPMENT PROCESS (INTRODUCED BY COUNCIL PRESIDENT RASHID BURNEY) – **CORPORATION COUNSEL.**
- G.** COUNCILMANIC RESOLUTION ESTABLISHING A **CITIZEN'S ECONOMIC GROWTH ADVISORY COMMITTEE** TO SUPPORT AND ASSIST THE CITY COUNCIL ECONOMIC GROWTH SUB-COMMITTEE (INTRODUCED BY COUNCIL PRESIDENT RASHID BURNEY) – **CORPORATION COUNSEL.**
- H.** COUNCILMANIC RESOLUTION ESTABLISHING A **CITIZEN'S INFORMATION TECHNOLOGY ADVISORY COMMITTEE** TO SUPPORT AND ASSIST THE CITY COUNCIL INFORMATION TECHNOLOGY SUB-COMMITTEE (INTRODUCED BY COUNCIL PRESIDENT RASHID BURNEY) – **CORPORATION COUNSEL.**

ADMINISTRATION/EXECUTIVE BRANCH

- I.** APPROVE AUTHORIZATION TO WAIVE THE RESIDENCY REQUIREMENT TO MARK S. COLICCHIO SERVING AS THE NEWLY APPOINTED HEALTH OFFICER – **CITY ADMINISTRATOR.**

CORPORATION COUNSEL

NONE RECEIVED

DEPARTMENT OF ADMINISTRATION & FINANCE

- J.** AUTHORIZE APPROVAL FOR THE APPOINTMENT OF BARBARA JENNINGS-WYNN TO SERVE AS THE REGISTRAR OF VITAL STATISTICS FOR THE CITY OF PLAINFIELD – **PERSONNEL.**
- K.** APPROVE AUTHORIZATION FOR THE ACCEPTANCE OF BIDS TO PURCHASE CERTAIN REAL PROPERTY OWNED BY THE CITY OF PLAINFIELD. – **TAX ASSESSOR.**
- L.** AUTHORIZE APPROVAL FOR THE SUBMISSION OF AN APPLICATION FOR THE OPERATION OF A 2009 NEW JERSEY DEPARTMENT OF HUMAN SERVICES DIVISION OF ADDICTION SERVICES DRUG COURT PROGRAM – **\$302,272.00 – PLAINFIELD ACTION SERVICES.**

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- M.** AUTHORIZE APPROVAL FOR THE ISSUANCE OF TWENTY NINE (29) REFUNDS DUE TO DUPLICATE PAID TAXES AS CITED HEREIN ON THE ATTACHED SCHEDULE A – **\$42,657.85 – TAX COLLECTOR.**
- N.** AUTHORIZE APPROVAL FOR THE ISSUANCE OF TWO (2) REFUNDS DUE TO ERRONEOUS TAXES PAID AS CITED HEREIN ON THE ATTACHED SCHEDULE B – **\$5,318.56 – TAX COLLECTOR.**

DEPARTMENT OF PUBLIC AFFAIRS & SAFETY

- O.** APPROVE AUTHORIZATION FOR THE EXECUTION OF A GRANT AGREEMENT WITH FEMA AND THE DEPARTMENT OF HOMELAND SECURITY AND THE CITY OF PLAINFIELD IN THE AMOUNT OF - **\$478,944.00 – DIRECTOR'S OFFICE.**
- P.** AUTHORIZE APPROVAL TO ACCEPT A GRANT FROM THE STATE OF NEW JERSEY TO PARTICIPATE IN THE *CLICK IT OR TICKET* SEAT BELT ENFORCEMENT CAMPAIGN - **\$4,000.00 – DIRECTOR'S OFFICE.**
- Q.** AUTHORIZE APPROVAL TO ACCEPT A GRANT FROM THE STATE OF NEW JERSEY TO PARTICIPATE IN ENFORCEMENT AND EDUCATION 2009 CAMPAIGN **\$2,000.00 – DIRECTOR'S OFFICE.**

DEPARTMENT OF PUBLIC WORKS & URBAN DEVELOPMENT

- R.** AUTHORIZE APPROVAL FOR CME/ICON ENGINEERING TO CONDUCT ENVIRONMENTAL SERVICES AS RELATED TO THE USEPA BROWNFIELD HAZARDOUS ASSESSMENT GRANT AT REDEMPTION POWER AT BLOCK 120 LOT 3.01 COMMONLY KNOWN AS 212-218 LEE PLACE – **DIRECTOR'S OFFICE.**
- S.** APPROVE AUTHORIZATION FOR THE PURCHASE AND INSTALLATION OF PLANT MATERIAL FROM LOUIS BARBATOS LANDSCAPING, INC. TO COMPLETE THE REQUIREMENTS SET FORTH IN THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION (NJDEP) COOL CITIES COMMUNITY STEWARDSHIP INCENTIVE PROGRAM GRANT IN AN AMOUNT NOT TO EXCEED **\$25,000.00 – DIRECTOR'S OFFICE.**
- T.** AUTHORIZE APPROVAL FOR CHANGE ORDER # 1 FOR DEFINO CONTRACTING CO. FOR THE SOUTH SECOND STREET RESURFACING PROJECT PHASE III FOR AN AMOUNT NOT TO EXCEED **\$14,741.80** RESULTING IN A TOTAL DECREASE OF **\$73,903.35** OF THE ORIGINAL CONTRACT AWARD– **DIRECTOR'S OFFICE.**

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U. APPROVE AUTHORIZATION FOR THE EXECUTION OF A CONTRACT AGREEMENT WITH THE COUNTY OF UNION DEPARTMENT OF HUMAN SERVICES DIVISION OF AGING FOR FUNDING UNDER THE SAFE HOUSING AND TRANSPORTATION PROGRAM IN THE AMOUNT OF **\$11,666.00. – COMMUNITY DEVELOPMENT**

V. RESOLUTION AUTHORIZING CHANGE ORDER FY 2006 ROAD IMPROVEMENT PROGRAM 2006 PHASE III REMOVAL KENSINGTON AVENUE AND EVERGREEN AVENUE FOR THE PURPOSE OF INSTILLATION OF BLUE STONE CURBING (**RESOLUTION FORTHCOMING PENDING DISCUSSION**) – **DIRECTOR'S OFFICE.**

IX. INTRODUCTION OF ORDINANCES ON FIRST READING:

NONE SUBMITTED.

CITIZENS PARTICIPATION:

CITIZENS ARE WELCOME TO ADDRESS THE COUNCIL ON ANY GOVERNMENTAL ITEM OF CONCERN TO THEM, WHETHER OR NOT IT IS SCHEDULED ON THE AGENDA ABOVE.

DURING THIS PORTION OF THE AGENDA, A TOTAL OF THIRTY (30) MINUTES HAS BEEN ALLOCATED FOR **ALL** PUBLIC COMMENTS TO BE PRESENTED. IF YOU WISH TO BE HEARD, COME TO THE PODIUM AND GIVE YOUR NAME AND ADDRESS TO THE CLERK FOR THE RECORD. THE AMOUNT OF DISCUSSION ON ANY SINGLE SUBJECT, AS WELL AS THE AMOUNT OF TIME ANY SINGLE SPEAKER IS ALLOWED, WILL BE LIMITED TO THREE (3) MINUTES. LARGE GROUPS ARE URGED TO SELECT SOMEONE TO REPRESENT THEM.

X. ADJOURNMENT:

TOTAL # OF RESOLUTIONS – 22

TOTAL # OF ORDINANCES – 1

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ATTENDANCE RECORD FOR MEMBERS OF THE GOVERNING BODY AGENDA FIXING SESSION

2009 COUNCIL MEMBERS (04/06/2009)	PRESENT	ABSENT	ARRIVAL TIME
CARTER, LINDA CHAIR, COMMITTEE-OF-THE-WHOLE			
MAPP, ADRIAN O.			
MCWILLIAMS, ANNIE C.			
REID, WILLIAM			
SIMMONS, ELLIOTT			
STORCH, CORY			
BURNEY, RASHID COUNCIL PRESIDENT			
WYATT, LADDIE CLERK TO THE COUNCIL			