

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

DATE: MONDAY, DECEMBER 1, 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

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.

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:**

None.

4A. CEREMONIAL MATTERS:

LEGISLATIVE CITATIONS, COMMENDATIONS AND OTHER SPECIAL AWARDS:

NONE.

5. **COMMUNICATIONS FROM THE MAYOR:**

- ❖ CORRESPONDENCE RECEIVED FROM HER HONOR THE MAYOR DATED NOVEMBER 21, 2008, ADDRESSED TO THE GOVERNING BODY REQUESTING ADVICE AND CONSENT TO THE INITIAL APPOINTMENT OF ALEJANDRO RUIZ, 1329 MARLBOROUGH AVENUE, TO SERVE AS A CLASS C MEMBER OF THE **HISTORIC PRESERVATION COMMISSION** FOR A FOUR (4) YEAR TERM ENDING 01/01/2011. SAID APPOINTMENT WILL BE EFFECTIVE IMMEDIATELY UPON ADOPTION AND CONFIRMATION OF OATH OF OFFICE.

6. **OTHER COMMUNICATIONS AND PETITIONS:**

NONE

7. **REPORT OF SPECIAL COMMITTEES:**

NONE

8. **UNFINISHED BUSINESS:**

NONE

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

MC 2008 - 15 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 (SALARY AMENDMENT NO. 2009) – **PLAINFIELD MUNICIPAL EMPLOYEES ASSOCIATION (P.M.E.A.). – PERSONNEL DIVISION.**

MC 2008 - 16 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 (SALARY AMENDMENT NO. 2009) – **UNITED SERVICE WORKER UNION LOCAL 255 PLAINFIELD PUBLIC WORKS EMPLOYEES – PERSONNEL DIVISION.**

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 495-08, R 500-08, R 501-08 AND R 503-08 THRU R 518-08** 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 495-08** COUNCILMANIC RESOLUTION GRANTING PERMISSION FOR STREET AND SIDEWALK ENCROACHMENTS TO THE PEOPLES ORGANIZATION FOR PROGRESS TO HOLD A PROCESSION ON SATURDAY, JANUARY 10, 2009 IN MEMORY OF THE DREAM OF DR. MARTIN LUTHER KING, JR. FROM 1:00 P.M. TO 2:00 P.M. – **CITY CLERK.**

ADMINISTRATION/EXECUTIVE BRANCH

R 496-08 RESOLUTION GRANTING ADVICE AND CONSENT TO THE APPOINTMENT OF **ALEJANDRO RUIZ** TO SERVE AS A CLASS C MEMBER OF THE **HISTORIC PRESERVATION COMMISSION** FOR A FOUR (4) YEAR TERM ENDING 01/01/2011 – **EXECUTIVE BRANCH.**
NON-CONSENT

CORPORATION COUNSEL

- R 497-08** RESOLUTION AUTHORIZING THE CITY OF PLAINFIELD TO INDEMNIFY AND HOLD HARM-
NON-CONSENT LESS VARIOUS DEFENDANTS FOR PUNITIVE DAMAGES IF AWARDED IN THE MATTER OF
SANTIAGO V. CITY OF PLAINFIELD, ET ALS., DOCKET NO. UNN-L-002972-05.
- R 498-08** RESOLUTION AUTHORIZING LEGAL DEFENSE ON BEHALF OF P.O. ABDULLAH MUHAM-
NON-CONSENT MAD IN A MUNICIPAL COMPLAINT (STATE [RONEY] V. P.O. ABDULLAH MUHAMMAD),
SUMMONS NOS. S2008-002325-2012 AND S2008-002324-2012 – **\$1,000.00 (CORRESPONDENCE
PREVIOUSLY SUBMITTED).**
- R 499-08** RESOLUTION AUTHORIZING INSERVCO INSURANCE SERVICES TO ISSUE A CHECK IN SAT-
NON-CONSENT ISFACTION OF THE COURT AWARDED JUDGMENT IN THE MATTER OF GARY EDWARDS,
SR. V. CITY OF PLAINFIELD, WORKER'S COMPENSATION NO. C.P. 2006-19327, INSERVCO
CLAIM NO. 1940001615 – **\$26,529.00 (CORRESPONDENCE PREVIOUSLY SUBMITTED).**

DEPARTMENT OF ADMINISTRATION & FINANCE

- *R 500-08** RESOLUTION AUTHORIZING APPROVAL TO REJECT BID FROM MANAGEMENT OPTIONS,
LLC, CEDAR KNOLLS, NJ, SUBMITTED FOR DAS LICENSING FOR THE DUDLEY HOUSE DUE
TO INSUFFICIENT RESPONSE TO BID NOTIFICATION – **PLAINFIELD ACTION SERVICES
(CORRESPONDENCE PREVIOUSLY SUBMITTED).**
- *R 501-08** RESOLUTION AUTHORIZING APPROVAL FOR SUBMISSION AND EXECUTION OF A GRANT
APPLICATION UNDER THE FEDERAL TRANSIT ADMINISTRATION FOR THE PURCHASE OF
EQUIPMENT FOR THE TRANSPORTATION OF PLAINFIELD SENIOR CITIZENS – **SENIOR
CITIZENS CENTER (CORRESPONDENCE PREVIOUSLY SUBMITTED).**
- R 502-08** RESOLUTION APPROVING AUTHORIZATION FOR THE SUBMISSION OF AN APPLICATION
NON-CONSENT TO THE LOCAL FINANCE BOARD FOR A PROPOSED LEVY CAP WAIVER PURSUANT TO
N.J.S.A. 40A:4-45 – **CHIEF FINANCE OFFICER.**

DEPARTMENT OF PUBLIC AFFAIRS & SAFETY

NONE

DEPARTMENT OF PUBLIC WORKS & URBAN DEVELOPMENT

- *R 503-08** RESOLUTION APPROVING AUTHORIZATION FOR REJECTION OF ALL BIDS SUBMITTED FOR
CITY HALL ELECTRICAL UPGRADES AND RECEIVED ON OCTOBER 22, 2008 DUE TO POSSI-
BLE CONFLICTS WITH PROPOSED ELECTRICAL WORK/NEWLY INSTALLED I.T. ITEMS – **DI-
RECTOR'S OFFICE (CORRESPONDENCE PREVIOUSLY SUBMITTED).**
- *R 504-08** RESOLUTION APPROVING AUTHORIZATION TO SUBMIT A NO LOCAL MATCH REQUIRED
HISTORIC PRESERVATION GRANT APPLICATION TO THE DEPARTMENT OF ENVIRON-
MENTAL PROTECTION, HISTORIC PRESERVATION OFFICE FOR THE PREPARATION OF NEW
JERSEY AND NATIONAL REGISTERS OF HISTORIC PLACES NOMINATIONS FOR THE PLAIN-
FIELD SEVENTH DAY BAPTIST CHURCH, 501-511 CENTRAL AVENUE, BLOCK 707, LOT 1 –
PLANNING DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).

***R 505-08** RESOLUTION AUTHORIZING APPROVAL TO ENTER INTO INTERLOCAL SERVICES AGREEMENT BETWEEN THE COUNTY OF UNION AND THE CITY OF PLAINFIELD FOR PARTICIPATION IN THE LEAD HAZARD REDUCTION DEMONSTRATION GRANT PROGRAM – COMMUNITY DEVELOPMENT (CORRESPONDENCE PREVIOUSLY SUBMITTED).

***R 506-08** RESOLUTION AUTHORIZING APPROVAL FOR THE SUBMISSION OF THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM YEAR 35 (2009 – 2010) FUNDING PRIORITIES – COMMUNITY DEVELOPMENT.

PUBLIC OFFICER

***R 507-08** RESOLUTION AUTHORIZING APPROVAL FOR A LIEN PLACEMENT FOR CLEAN UP OF BLOCK 606, LOT 7 COMMONLY KNOWN AS 324 EAST FOURTH STREET – \$631.48 – INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).

***R 508-08** RESOLUTION AUTHORIZING APPROVAL FOR A LIEN PLACEMENT FOR CLEAN UP BLOCK 640, LOT 30 COMMONLY KNOWN AS 707-09 RICHMOND STREET – \$1,285.76 – INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).

***R 509-08** RESOLUTION AUTHORIZING APPROVAL FOR A LIEN PLACEMENT FOR CLEAN UP OF BLOCK 921, LOT 48 COMMONLY KNOWN AS 1474-78 SHIRLEY STREET – \$617.16 – INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).

***R 510-08** RESOLUTION AUTHORIZING APPROVAL FOR A LIEN PLACEMENT FOR CLEAN UP BLOCK 326, LOT 29 COMMONLY KNOWN AS 543 EAST SECOND STREET – \$575.73 – INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).

***R 511-08** RESOLUTION AUTHORIZING APPROVAL FOR A LIEN PLACEMENT FOR CLEAN UP BLOCK 641, LOT 4 COMMONLY KNOWN AS 436-38 EAST SEVENTH STREET – \$541.20 – INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).

***R 512-08** RESOLUTION AUTHORIZING APPROVAL FOR A LIEN PLACEMENT FOR CLEAN UP OF BLOCK 325, LOT 62.01 COMMONLY KNOWN AS 217-219 RICHMOND STREET – \$629.12 – INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).

***R 513-08** RESOLUTION AUTHORIZING APPROVAL FOR A LIEN PLACEMENT FOR CLEAN UP OF BLOCK 335, LOT 40 COMMONLY KNOWN AS 801-03 EAST THIRD STREET – \$588.44 – INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).

***R 514-08** RESOLUTION AUTHORIZING APPROVAL FOR A LIEN PLACEMENT FOR CLEAN UP OF BLOCK 109, LOT 68 COMMONLY KNOWN AS 678 WEST FOURTH STREET – \$588.46 – INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).

***R 515-08** RESOLUTION AUTHORIZING APPROVAL FOR A LIEN PLACEMENT FOR CLEAN UP OF BLOCK 328, LOT 5 COMMONLY KNOWN AS 126-28 JOHNSTON AVENUE – \$312.87 – INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).

***R 516-08** RESOLUTION AUTHORIZING APPROVAL FOR A LIEN PLACEMENT FOR CLEAN UP OF BLOCK 636, LOT 34 COMMONLY KNOWN AS 741-43 KENSINGTON AVENUE – \$569.38 – INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).

***R 517-08** RESOLUTION AUTHORIZING APPROVAL FOR A LIEN PLACEMENT FOR CLEAN UP OF BLOCK 758, LOT 12 COMMONLY KNOWN AS 942-44 KENYON AVENUE – \$658.47 – INSPECTIONS DIVISION (CORRESPONDENCE PREVIOUSLY SUBMITTED).

- *R 518-08** RESOLUTION AUTHORIZING APPROVAL FOR A LIEN PLACEMENT FOR CLEAN UP OF BLOCK 633, LOT 30 COMMONLY KNOWN AS 733-35 WEBSTER PLACE - \$479.75 - 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 = 24

TOTAL ORDINANCES = 2

THE NEXT REGULARLY SCHEDULED MEETING IS AN AGENDA FIXING SESSION TO BE HELD IN THE CITY HALL LIBRARY ON MONDAY, DECEMBER 8, 2008.