



**City of Plainfield**  
**CITY COUNCIL AGENDA FIXING SESSION**  
**JULY 14, 2008**  
 City Hall Library – Mayor’s Complex – 515 Watchung Avenue  
 (908) 753-3222

**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 Donald 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 for the Council*

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**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**

**Agenda**

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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 MONDAY, MARCH 31, 2008 AS WELL AS POSTING ON THE BULLETIN BOARD IN THE CITY CLERK’S OFFICE.

**I. COMMUNICATIONS FROM THE MAYOR:**

◆ FOR THE PURPOSE OF MEMORIALIZATION HER HONOR, THE MAYOR, SHARON ROBINSON-BRIGGS HAS SUBMITTED THE FOLLOWING PROCLAMATIONS:

- PROCLAMATION WELCOMING THE HONORABLE CHIEF BEDE EKE A MEMBER OF THE IMO STATE ASSEMBLY NIGERIA TO THE CITY OF PLAINFIELD.
- PROCLAMATION IN CELEBRATION OF THE SPIRITUAL MENTORSHIP OF PASTOR RUFUS MCCLENDON.

**II. OTHER COMMUNICATIONS AND PETITIONS:**

**STREET AND SIDEWALK ENCROACHMENT:**

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

- ◆ MS. ERIN DONNELLY, PUBLIC INFORMATION OFFICER FOR THE PLAINFIELD MUNICIPAL UTILITIES AUTHORITY (PMUA) IS REQUESTING PERMISSION BE GRANTED TO HANG BANNERS ACROSS THE CITY STREETS AND ROADWAYS TO ADVERTISE FOR ITS ANNUAL ENVIRONMENTAL FAIR. BANNERS ARE TO BE HUNG AT WATCHUNG AVENUE AND EAST FRONT ST; AND ON SOUTH AVENUE AT PLAIN WOOD SQUARE PARK FOR THE PERIOD COMMENCING AUGUST 25, 2008 THRU SEPTEMBER 14, 2008.

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MR. WILLIAM LOERCH, PRODUCER-DIRECTOR, ECLIPP INC. HAS REQUESTED APPROVAL FOR A SIDEWALK ENCROACHMENT TO FILM A MUSIC VIDEO IN THE CITY OF PLAINFIELD AT MULTIPLE STREET LOCATIONS; 100-152 NORTH AVE; 169-211 NORTH AVENUE; AND 112-124 GAVETT PLACE ON AUGUST 24<sup>TH</sup>. (POLICE APPROVAL HAS BEEN GRANTED AND SPECIAL CONDITIONS HAVE BEEN INDICATED.)

CORRESPONDENCE DATED JULY 11, 2008 FROM DAVID BIAGINI OF PLAINFIELD SID MANAGEMENT CORPORATION REQUESTING PERMISSION FOR A SIDEWALK AND STREET ENCROACHMENT TO HOST ITS 4<sup>TH</sup> ANNUAL SHOPPING PROMOTION “PLAINFIELD SALE DAYS 2008” IN PLAINFIELD CENTRAL BUSINESS DISTRICT ON THURSDAY, AUGUST 7; FRIDAY, AUGUST 8; SATURDAY, AUGUST 9; AND SUNDAY, AUGUST 10. (PENDING POLICE APPROVAL AND ANY SPECIAL CONDITIONS)

### III. REPORT OF SPECIAL COMMITTEE:

NONE

### IV. UNFINISHED BUSINESS:

NONE

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

NONE

### VI. DISCUSSION/ACTION ITEMS:

COUNCIL PRESIDENT HAROLD GIBSON HAS GRANTED PERMISSION TO MICHAEL MAHUE MOORE, PRESIDENT OF FIRST THURSDAY LLC. TO GIVE A 15 MINUTE PRESENTATION REQUESTING COUNCIL SUPPORT FOR ITS PROPOSED MULTI-CULTURAL FAMILY FIELD DAY EVENT AT MILT CAMPBELL FIELD TO BE HELD AT A FUTURE DATE. (SUBMITTED UNDER SEPARATE COVER)

### VII. LEGISLATIVE DISCUSSION ITEMS:

AT THE REQUEST OF COUNCILMAN STORCH, COUNCIL PRESIDENT GIBSON HAS GRANTED PERMISSION FOR PLACEMENT OF SENATE BILL 1557 UNIVERSAL HEALTHCARE FOR DISCUSSION THIS EVENING AND FOR THE INTRODUCTION OF A COUNCILMANIC RESOLUTION SIGNAGE BY THE GOVERNOR. (COPIED AND DISTRIBUTED TO COUNCILMEMBERS AND ADMINISTRATION)

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**VIII. RESOLUTIONS:**  
**NEW BUSINESS:**

**LEGISLATIVE BODY**

- A.** COUNCILMANIC RESOLUTION AUTHORIZING APPROVAL OF AN APPLICATION BASED ON THE FINDINGS AND DETERMINATION FOR ISSUANCE OF A RAFFLE LICENSE TO THE FRIENDS OF THE PLAINFIELD PUBLIC LIBRARY TO CONDUCT A CASINO NIGHT ON AUGUST 8, 2008 FROM 6:30 THRU 11:30 P.M. BASED THE POLICE DIRECTORS RECOMMENDATIONS. – CITY CLERK.
- B.** COUNCILMANIC RESOLUTION AUTHORIZING RENEWAL OF A CERTAIN SOCIAL CLUB LICENSE FOR THE 2008 – 2009 LICENSED TERM HERETOFORE ISSUED TO *MOHAWK LODGE #307 INC. IBPOEW* LOCATED AT 1357 WEST THIRD STREET. LICENSE NO. 2012-31-041-001. – CITY CLERK. (THIS ESTABLISHMENT APPEARED ON THE JUNE 16, 2008 AGENDA AS A NON-RENEWAL DUE TO THE ABSENCE OF A TAX CLEARANCE BY THE DIVISION OF TAXATION.)

**ADMINISTRATION/EXECUTIVE BRANCH**

NONE

**CORPORATION COUNSEL**

- C.** AUTHORIZE APPROVAL TO APPROVE QUALIFIED VENDORS AND SERVICE PROVIDERS IN ACCORDANCE WITH N.J.S.A 40A:11-2(6). -CORPORATION COUNSEL
- D.** AUTHORIZE APPROVAL FOR THE ASSIGNMENT OF A TAX ABATEMENT AGREEMENT FROM NETHERWOOD VILLAGE APARTMENTS, LLC TO NETHERWOOD VILLAGE, LLC., A CONNELLY PROPERTIES, INC. AFFILIATE FOR THE PROPERTY LOCATED AT 825-855 FRONT STREET, PLAINFIELD, NEW JERSEY. -CORPORATION COUNSEL

**DEPARTMENT OF ADMINISTRATION & FINANCE**

- E.** AUTHORIZE APPROVAL TO AMEND RESOLUTION R 072-07 ADOPTED BY THE GOVERNING BODY ON FEBRUARY 7, 2007 ON BLOCK 827, LOT 7. – TAX COLLECTOR
- F.** APPROVE AUTHORIZATION FOR THE ISSUANCE OF NINE (9) REFUNDS DUE TO OVERPAYMENTS TOTALING \$14,658.64. -TAX COLLECTOR (SEE ATTACHED SCHEDULE A)
- G.** AUTHORIZE APPROVAL FOR THE ISSUANCE OF A REFUND TO CHASE HOME FINANCE FOR AN ERRONEOUS PAYMENT APPLIED TO BLOCK 532, LOT 15.01 IN THE AMOUNT OF \$1,289.30. -TAX COLLECTOR

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- H. AUTHORIZE APPROVAL FOR THE ISSUANCE OF TWELVE (12) REFUNDS DUE TO OVERPAYMENTS TOTALING \$5,319.82. – TAX COLLECTOR (SEE ATTACHED SCHEDULE B)
- I. AUTHORIZE APPROVAL TO ENTER INTO A GRANT AGREEMENT WITH THE UNION COUNTY ARTS GRANT PROGRAM TO THE SENIOR CITIZENS SERVICE CENTER EFFECTIVE JANUARY 1, 2009 THRU DECEMBER 31, 2009 INITIAL AMOUNT \$5,000.00. -SENIOR CENTER

### DEPARTMENT OF PUBLIC AFFAIRS & SAFETY

NONE

### PUBLIC WORKS & URBAN DEVELOPMENT

- J. AUTHORIZE APPROVAL AUTHORIZING CHANGE ORDER 2-FINAL FOR DELLA PELLO PAVING CO., INC. FOR THE GRANT AVENUE ROADWAY RECONSTRUCTION PROJECT (SECTION II) RESULTING IN A CONTRACTUAL DECREASE OF \$4,819.80. -DIRECTOR
- K. APPROVE AUTHORIZATION TO ACCEPT A NEW JERSEY DEPARTMENT OF TRANSPORTATION FY 2007 MUNICIPAL AID PROGRAM AWARD FOR THE RECONSTRUCTION OF WEST FOURTH STREET PHASE II IN THE AMOUNT OF \$264,000.00. -DIRECTOR
- L. AUTHORIZE APPROVAL AWARDED A CONTRACT TO LUCAS BROTHER, INC. 80 AMBOY ROAD MORGANVILLE, NJ 07751 FOR THE FY 2007 & FY 2008 NJDOT TRUST FUND GRANT FOR THE RECONSTRUCTION OF WEST FOURTH STREET IN AN AMOUNT NOT TO EXCEED \$309,607.05. -DIRECTOR
- M. AUTHORIZE APPROVAL FOR THE RELEASE OF A PERFORMANCE BOND FOR THE SOUTH SECOND STREET RESURFACING PROJECT PHASE I TO STAR OF THE SEA CONCRETE CORPORATION, 448 MARLBORO ROAD, OLD BRIDGE, NJ AND ACCEPTANCE OF THE 10% MAINTENANCE BOND IN THE AMOUNT OF \$10,625.98. -DIRECTOR
- N. AUTHORIZE APPROVAL TO AWARD A BID CONTRACT TO JENICAR BUILDERS CONTRACTORS CO., INC., 573 BELGROVE DRIVE, KEARNY, NJ FOR FY 2006 ROADWAY IMPROVEMENT PROGRAM PHASE I IN AN AMOUNT NOT TO EXCEED \$747,591.25. -DIRECTOR
- O. AUTHORIZE APPROVAL TO AWARD A BID CONTRACT TO JENICAR BUILDERS CONTRACTORS CO., INC, 573 BELGROVE DRIVE, KEARNY, NJ FOR FY 2006 ROADWAY IMPROVEMENT PROGRAM PHASE III IN AN AMOUNT NOT TO EXCEED \$1,636,151.40. -DIRECTOR
- P. APPROVE AUTHORIZATION TO REJECT BIDS OF THE FY 2006 ROADWAY IMPROVEMENT PROGRAM PHASE II RECONSTRUCTION CONTRACT. -DIRECTOR

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- Q.** AUTHORIZE APPROVAL FOR RELEASE OF A PERFORMANCE GUARANTEE AND CASH DEPOSITS ASSOCIATED WITH DEVELOPMENT AT THE PROPERTY KNOWN AS 69-71 DEKALB AVENUE, SHOWN ON THE TAX MAP OF THE CITY OF PLAINFIELD AS BLOCK 215, LOT 19. -PLANNING
- R.** AUTHORIZE APPROVAL FOR RELEASE OF A PERFORMANCE BOND AND CASH DEPOSITS ASSOCIATED WITH DEVELOPMENT AT THE PROPERTY KNOWN AS 1335-1341 SOUTH AVENUE, SHOWN ON THE TAX MAP OF THE CITY OF PLAINFIELD AS BLOCK 624, LOT 8. -PLANNING
- S.** APPROVE AUTHORIZATION FOR THE APPLICATION AND ACCEPTANCE OF A NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS “RAPID ASSESSMENT GRANT” FOR A BROWNFIELDS PRELIMINARY ASSESSMENT OF THE PROPERTY LOCATED AT 324-330 LELAND AVENUE IN AN AMOUNT NOT TO EXCEED \$5,000.00. -PLANNING
- T.** AUTHORIZE APPROVAL TO AMEND CONTRACT NUMBER 06-52 WITH THE NEW JERSEY URBAN ENTERPRISE ZONE AUTHORITY TO \$345,000 FOR PROJECT FINANCING FOR PHASE III SIGN AND FAÇADE PROGRAM.- ECONOMIC DEVELOPMENT
- U.** AUTHORIZE APPROVAL TO SUBMIT APPLICATION TO THE NEW JERSEY URBAN ENTERPRISE ZONE FOR PROJECT FUNDING FOR INSTALLATION OF CLOSED CIRCUIT TELEVISION CAMERAS IN THE DOWN TOWN URBAN ENTERPRISE ZONE IN THE AMOUNT OF \$1,058,696.00 - ECONOMIC DEVELOPMENT
- V.** AUTHORIZE APPROVAL FOR SUBMISSION OF AN APPLICATION TO THE NEW JERSEY URBAN ENTERPRISE ZONE AUTHORITY FOR PROJECT FINANCING FOR DOWNTOWN MAINTENANCE ADMINISTRATION IN TE AMOUNT OF \$1000,000. - ECONOMIC DEVELOPMENT
- W.** APPROVE AUTHORIZATION TO SUBMIT A FINANCING APPLICATION AMENDMENT TO THE NEW JERSEY URBAN ENTERPRISE ZONE AUTHORITY FOR A DOWN TOWN STREETScape IMPROVEMENT PROJECT # 03-64 TO PURCHASE A COMMERCIAL QUALITY HOT WATER PRESSURE WASHER IN THE AMOUNT OF \$10,955.84. - ECONOMIC DEVELOPMENT
- X.** AUTHORIZE APPROVAL FOR SUBMISSION OF AN APPLICATION TO THE NEW JERSEY URBAN ENTERPRISE ZONE AUTHORITY FOR PROJECT FINANCING FOR A PROPOSED INTERIOR BUSINESS SECURITY CAMERA EQUIPMENT PURCHASE ASSISTANCE PROGRAM IN THE AMOUNT OF \$24,000.00. - ECONOMIC DEVELOPMENT

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

**MC 2008 - 10** AN ORDINANCE AMENDING PROVISIONS OF CHAPTER 17, THE LAND USE ORDINANCE OF THE CITY OF PLAINFIELD TO CREATE A TRANSIT-ORIENTED DEVELOPMENT NETHERWOODS ZONE AND TO AMEND OTHER PROVISIONS OF THE LAND USE ORDINANCE- PLANNING DIVISION.

THE INTRODUCTION AND PASSAGE OF A BOND ORDINANCE TO FINANCE \$1,000,000.00 FOR THE ENGINEERING OF THE THIRD YEAR OF THE STREET CAPITAL IMPROVEMENT PLAN. NO ENCLOSURES. (CITY ADMINISTRATOR DASHIELD WILL GIVE PRESENTATION AND INTRODUCTION THIS EVENING RELATED CORRESPONDENCE SENT TO COUNCILMEMBERS ONLY.)

**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.

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**X. ADJOURNMENT:**

**TOTAL # OF RESOLUTIONS – 24**

**TOTAL # OF ORDINANCES – 2**

**ATTENDANCE RECORD FOR MEMBERS OF THE GOVERNING BODY  
AGENDA FIXING SESSION**

2008 COUNCIL MEMBERS (07/14/2008)	PRESENT	ABSENT	ARRIVAL TIME
BURNEY, RASHID			
CARTER, LINDA CHAIR, COMMITTEE-OF-THE-WHOLE			
DAVIS, DONALD			
REID, WILLIAM			
SIMMONS, ELLIOTT			
STORCH, CORY			
GIBSON, HAROLD COUNCIL PRESIDENT			
WYATT, LADDIE CLERK TO THE COUNCIL			

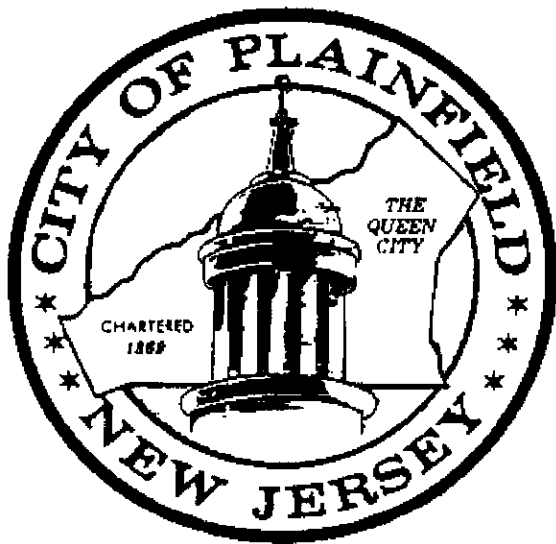


# *THE PLAINFIELD CITY COUNCIL*

**SHARON M. ROBINSON-BRIGGS**  
*Mayor*

**MARC D. DASHIELD**  
*City Administrator*

**DANIEL A. WILLIAMSON**  
*Corporation Counsel*



**HAROLD GIBSON**  
*Council President*

*The City Council welcomes your attendance and citizen participation at this meeting. In fairness to others, we respectfully ask your observance of the following:*

- 1. Please state your name and home address for the record.*
- 2. Groups or organizations wishing to make a presentation are asked to designate one spokesperson in the interest of time and to avoid repetition.*
- 3. When more than one citizen is heard on any matter, please avoid repetition in your comments. Careful attention to the previous speaker's remarks will be helpful in this regard.*
- 4. Your City Council carefully considers all the facts before a decision is made. Brief statements, therefore, are most helpful in reaching a decision based on sound judgment.*

## **CITY OF PLAINFIELD VISION STATEMENT**

*A vibrant, affordable, and diverse city of opportunity  
in which all citizens enjoy their neighborhoods, feel safe, and know they will be heard.*