

1. 11-1-16 Council Agenda

Documents:

[11-01-16 AGENDA ONLY 1361.PDF](#)



Common Council of the City of Summit

Closed Session Agenda for Tuesday, November 1, 2016

7 : 0 0 p m – 7 : 2 0 p m

(Produced by the Office of the Secretary to the Mayor and Council)

ADEQUATE NOTICE

RESOLUTION – Authorize Closed Session

1. Collective Bargaining Matters - NJSA 10:4-12.B (4)
2. Purchase, lease or acquisition of property with public funds - NJSA 10:4-12.b (5)
3. Public safety tactics and techniques - NJSA 10:4-12.b (6)
4. Litigation and/or attorney-client privilege matters - NJSA 10:4-12.b (7)
5. Contract Negotiations (not collective bargaining) - NJSA 10:4-12.b (7)
6. Personnel matters - NJSA 10.4-12.b (8)
 - Appoint Police Sergeant
7. Appointments - NJSA 10.4-12.b (8)

Only matters that have bullet points under them were known to need discussion at the time of agenda creation. The other subjects are those permitted for discussion and are listed in case they are needed.

At this point in the year only specific, requested and as-needed appointments are made and vacancies filled. The rest are dealt with through the special appointments meetings on 11/10 and 11/22.

ADJOURN CLOSED SESSION



Common Council of the City of Summit
Regular Meeting Agenda for Tuesday, November 1, 2016
7:30 PM

(Produced by the Office of the Secretary to the Mayor and Council)

COMMITTEE MEETING SCHEDULE

Committee - Time - Attendees - Office

BUILDINGS AND GROUNDS COMMITTEE

Monday 1:00 pm – 1:30 pm Dept. of Community Services
Rubino, Sun, Cascais

FINANCE and PERSONNEL COMMITTEE

Monday 1:30 pm – 4:30 pm Large Conference Room
Lizza, Rubino, McTernan, Mayor Radest, Rogers, Gerba

GENERAL SERVICES COMMITTEE

Friday 8:00 am – 8:30 am Large Conference Room
Naidu, Hurley, McNany, Leblein-Josephs

SAFETY COMMITTEE (Police and Fire)

Thursday 4:00 pm – 5:00 pm Police Chief's Conf. Room
5:00 pm – 6:00 pm Police Chief's Conf. Room
Ogden, McTernan, Mayor Radest, Rogers, Evers, Weck

WORKS COMMITTEE

Monday 12:30 pm – 1:30 pm Dept. of Community Services
Sun, Lizza, Cascais

LAW COMMITTEE

Second Meeting of the Month 6:00 pm – 6:45 pm Small Conference Room
Ogden, Naidu, Licatese, Cruz

(STAFF REMINDER: Please provide Committee Agendas for the Council President, City Administrator, and the Secretary for distribution on Wednesday.)



ASSISTIVE LISTENING DEVICES AVAILABLE. SEE CITY CLERK.



CALL TO ORDER

ADEQUATE NOTICE COMPLIANCE STATEMENT

Adequate notice of this meeting has been provided by the City Clerk's Office in the preparation of the Council Annual Meeting Notice, dated January 5, 2016, which was properly distributed and posted per statutory requirements.

Please be advised that the FIRE EXITS are to my RIGHT, your left, and at the BACK OF THE ROOM.

The City has a Listening System to assist the hearing impaired. If anyone needs hearing assistance, please obtain the system at the Dais and return it thereafter.

ROLL CALL

PLEDGE OF ALLEGIANCE

EXPLANATORY NOTE REGARDING CLOSED SESSION

A closed session meeting, as authorized by State statute, was announced and held prior to the start of this meeting and the known items for discussion were listed on the published Closed Session agenda.

EXPLANATORY NOTE REGARDING HEARINGS AND COMMENTS

Please be advised that council meetings are broadcast live on Comcast Channel 36 and Verizon Channel 30 and rebroadcast on Thursdays and Saturdays on HomeTowne TV – Comcast 36 and Verizon 33.

When invited to speak, please come to the lectern, clearly state your name and address, spell your last name, and speak into the podium microphone so that your comments can be understood by all and properly recorded. Whenever an audience or Council member reads from a prepared statement, please give or email a copy to the City Clerk's Office at rlicatase@cityofsummit.org. To help facilitate an orderly meeting and to permit all to be heard, speakers are asked to limit their comments to approximately 3 minutes or so in length.

Unless you are using an electronic device to follow the meeting agenda or need it for professional emergency contact purposes, please turn it off. Thank you.

(The following matters were known at agenda deadline. Other matters may arise thereafter that need timely consideration or reaction.)

APPROVAL OF MINUTES

Regular and Closed Session Minutes of October 18, 2016

REPORTS

- Mayor, City Administrator and Council President (Summit Historical Minute)

PRESENTATIONS

State of the Summit Fire Department - Current Changes and Future Goals - Eric Evers, Fire Chief

PUBLIC COMMENTS

At this point in the meeting Council welcomes comments from any member of the public about issues that are ***not*** topics on tonight's business agenda. Whenever an audience or Council member reads from a prepared statement, please provide a copy to the City Clerk at rlicatese@cityofsummit.org. To help facilitate an orderly meeting and to permit all to be heard, speakers are asked to limit their comments to 3 minutes.

ORDINANCE(S) FOR INTRODUCTION

**Hearings will be at the meeting indicated below, unless otherwise noted*

<u>Number</u>	<u>Title</u>	<u>Hearing Date</u>
<u>LAW</u>		
(ID # 4558)	An Ordinance Amending Chapter XXI, "Special Improvement District," Section 21-4.A, District Management Corporation, of The "Revised General Ordinances Of The City Of Summit, County Of Union, New Jersey," (<i>SDI Trustee Change</i>)	11/14/16 (<i>Mon.</i>)
<u>LAW</u>		
(ID # 4557)	An Ordinance Amending the Code, Chapter IV, General Licensing, Section 4-3, Automatic or Electronic Amusement Games (Pinball, Video Or Arcade Amusement Games), Subsection 4-3.10, Inspections (<i>Correct typographical error</i>)	11/14/16 (<i>Mon.</i>)
<u>LAW</u>		
(ID # 4562)	An Ordinance Amending the Code, Chapter X Animal Control, Section 10-1 Dogs, Subsection 10-1.17 Licensing of Kennels, Pet Shops and Pounds and Subsection 10-1.18 List of Kennels, Pet Shops, Shelters and Pounds to State Department of Health (<i>Designated Official, License Term, Fees, and Pet Shop Review</i>)	11/14/16 (<i>Mon.</i>)
<u>LAW</u>		
(ID # 4561)	An Ordinance Amending the Code, Chapter IV, General Licensing, Section 4-27 Theatrical Exhibitions, Circuses And public Exhibitions, Subsection 4-27.1 License Required (<i>Clarify License Issuance Process</i>)	11/14/16 (<i>Mon.</i>)

LAW

- (ID # 4560) An Ordinance Amending The Code, Chapter IV, General Licensing, Section 4-9, Removal and Storage of Motor Vehicles, Subsections 4-9.1 Definitions, 4-9.2 Tow Operators to be Appointed, and 4-9.8 Insurance (*Solid fence definition, issuance of license and certificate of insurance*) 11/14/16 (*Mon.*)

LAW

- (ID # 4559) An Ordinance amending the Code, Chapter IV, General Licensing, Section 4-8, Junk Shop Keepers and Junk Dealers, Subsection 4-8.2 Issuance of License; Terms (*Clarify license issuance process*) 11/14/16 (*Mon.*)

RESOLUTIONS

*(Staff reports are attached as appropriate. Items are listed according to Council Committees, those in **italics** indicate secondary committee reference. Unless otherwise indicated, or desired by Committee Chair, or a Council member advises that they will be voting in the negative, all Committee resolutions may be voted on at once.)*

GENERAL SERVICES

- (ID # 4514) 1. Extend Thanksgiving Parking Holiday Weekend to Include Saturday After Thanksgiving 2016 and Designate Same as a Parking Holiday Permanently
- (ID # 4515) 2. Authorize Free Parking at 90-Minute Meters from December 12 Through December 24, 2016
- (ID # 4527) 3. Authorize Negotiated Contract - Tatlock Park Bleacher Renovation Project - \$740,823.00
- (ID # 4564) 4. Authorize Naming of Senior Van – “Miles MacMahon Van”

FINANCE/PERSONNEL

- (ID # 4522) Amend Personnel Policy

BUILDINGS AND GROUNDS

- (ID # 4484) Authorize Agreement in Excess of \$17,500 - 2016-2017 HVAC System Maintenance - \$20,710.00

WORKS

- (ID # 4534) 1. Authorize Execution of Revocable License Agreement to Permit Right-of-Way Encroachment - 168 Beechwood Road Retaining Wall
- (ID # 4543) 2. Authorize Submission of Grant Application - New Jersey Department of Transportation for FY2016 Transportation Alternatives Program

- (ID # 4544) 3. Authorize National Cooperative Purchase - National Joint Powers Alliance- Purchase of 20 CY Garbage Truck #62 - \$187,389.60
- (ID # 4545) 4. Authorize National Cooperative Purchase - National Joint Powers Alliance - Purchase of 20 CY Recycling Truck #67 - \$187,389.60

SAFETY

- (ID # 4547) Appoint Police Sergeant (*Pending CS discussion*)

CONSENT AGENDA

GENERAL SERVICES

- (ID # 4525) Authorize Refunds - Department of Community Programs

FINANCE/PERSONNEL

- (ID # 4519) 1. Refund Overpayment of 2016 Sewer Utility Charge
- (ID # 4349) 2. Authorize Refund of Property Use Escrow - Summit Junior Fortnightly - \$500.00
- (ID # 4538) 3. Authorize Payment of 2016 4th Quarter County Taxes, Special Improvement District Taxes and County Open Space Taxes
- (ID # 4528) 4. Amend Budget - Chapter 159 - Body Armor Grant
- (ID # 4267) 5. Authorize Parking Refunds - Summit SmartCard, Prepaid Parking, and Overnight Parking Permits
- (ID # 4537) 6. Authorize Payment of Bills - \$814,960.76

COUNCIL MEMBERS' COMMENTS/NEW BUSINESS

ADJOURNMENT REGULAR MEETING

CLOSED SESSION (IF NEEDED AND AUTHORIZED)

EXPLANATORY NOTE REGARDING CORRESPONDENCE, STAFF & LIAISON REPORTS, AND GENERAL INFORMATION ITEMS

By end of business on Friday before the meeting, unless otherwise indicated, all items on the agenda are distributed to the Mayor, Council, City Administrator, City Treasurer and City Solicitor. Department Heads and the Press are advised via email that the official agenda is available for review on the City's website. An official "Board" copy is available for public inspection in the City Clerk's Office, the Summit Free Public Library reference desk and on the City's website. Oral reports and delayed distributions are noted as needed. Information that arrives after the agenda is completed and sent to the "distribution list" has only been provided to the Mayor, Council, City Administrator and affected Department Head(s).

CORRESPONDENCE

Letter - NJDOT, re Notification of Project Suspensions Lifted.

RECEIVED AND FILED

GENERAL INFORMATION

Includes notices, letters copied to the city, ordinances & resolutions from other governing bodies, newsletters and minutes and reports from agencies, boards and commissions. Each item does not appear to require any discussion or action. (Copies of ordinances and resolutions from other governing bodies are not provided, but are available upon request.)

Notices:

1. NJ Transit - Senior Citizens and Disabled Residents Transportation Assistance Program Hearings
2. Planning Board, Summit - Special Meeting on 11/2/16, re potential adoption of 2016 Master Plan Re-examination Report

Ordinances and Resolutions Other Governing Bodies

1. Garwood - Resolution, re Open Space Tax Question on 2016 November Ballot
2. Millburn Township, - Zoning Ordinance, re Fee Payment Provisions Applicable to the Planning and Zoning Boards And Historic Preservation Commission, Funding of Off Tract Improvements, Authorization of Developer Agreements and Adoption of Application Checklists
3. Union Twp. - Resolution, re Gas Tax

Minutes, Reports, etc. from the following:

1. Environmental Commission Minutes & Project Update - 9/19/16
2. Fire Department - August 2016
3. NJ League - Legislative Bulletin - September 2016

Newsletter

NJ American Water Company, re Drought Warning in Effect

ORDINANCES AND RESOLUTIONS EXPLANATION:

A governing body of a municipality may formally act through ordinances or resolutions. Ordinances usually encompass legislative acts. Resolutions usually deal with administrative or acts performed according to legal authority, established procedures or instructions from the Common Council.

Ordinances:

An act initiated by the Common Council that becomes law. The violation of an ordinance may result in summonses being issued. Generally, an ordinance remains in effect until repealed or modified and may not be amended or modified by a resolution. It requires a public hearing and publications in the town's legal paper before becoming effective. Examples of ordinances are those which deal with changing parking or speed limit requirements, code enforcement, implementing State mandates at the local level and creating boards or commissions.

Resolutions:

Any act or regulation that is required to be reduced to writing but may be finally passed at the meeting at which it is introduced. The legal effect of a resolution is the same as an ordinance except summonses cannot be issued for their violation. Generally, life of a resolution is permanent unless there is language to the contrary. Typical resolutions deal with: Opinion expressions; Requests for action to other elected officials or bodies or governmental agency[s]; One-time actions and Routine authorizations such as making appointments and awarding contracts.

City Clerk' Office