



## Common Council of the City of Summit

Closed Session Agenda for Tuesday, April 28, 2020



**6:50 pm – 7:15 pm**

***Via Teleconference***

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

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.

### **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)
  - Broad Street West Redevelopment
5. Contract Negotiations (not collective bargaining) - NJSA 10:4-12.b (7)
6. Personnel and Appointments matters - NJSA 10.4-12.b (8)
  - Chief of Police Appointment

### **ADJOURN CLOSED SESSION**



**Common Council of the City of Summit**  
**Regular Meeting Agenda for Tuesday, April 28, 2020**  
**7:30 PM**

***Virtual Meeting***

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

**\*COMMITTEE MEETING SCHEDULE**

Committee - Time - Attendees - Office

**ADMINISTRATIVE POLICIES & COMMUNITY RELATIONS COMMITTEE**

Tuesday 8:15 am – 8:45 am Clerk's Law Library  
Naidu, O'Sullivan, Rogers, Licatese

**CAPITAL PROJECT & COMMUNITY SERVICES COMMITTEE**

Thursday 7:45 am – 8:45 am DCS Conference Room  
Little, Naidu, Cascais

**COMMUNITY PROGRAMS & PARKING SERVICES COMMITTEE**

Thursday 8:00 am – 9:00 am Large Conference Room  
O'Sullivan, Vartan, McNany, Ozoroski

**FINANCE COMMITTEE**

Monday 5:00 pm – 6:00 pm Large Conference Room  
Vartan, Bowman, Fox, Mayor Radest, Rogers, Baldwin

**LAW & LABOR COMMITTEE**

Tuesday 6:30 pm – 7:00 pm Clerk's Law Library  
Bowman, Hairston, Rogers, Licatese, Giacobbe, Kavanagh

**SAFETY & HEALTH COMMITTEE (Police and Fire)**

Wednesday 8:30 am – 9:30 am Police Chief's Conf. Room  
9:30 am – 10:30 am Police Chief's Conf. Room  
Hairston, Little, Mayor Radest, Rogers, Evers, Weck, Avallone

***\*Due to current COVID-19 protocols, all meetings shall be conducted via video or teleconferencing, with scheduling as determined by the respective committees.***

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

## **CALL TO ORDER**

### **ADEQUATE NOTICE COMPLIANCE STATEMENT**

*Adequate notice of this meeting has been provided by the City Clerk's Office in the Open Public Meeting Notice, dated April 23, 2020, which was properly distributed and posted per statutory requirements.*

## **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 HTTV on Comcast 36 and Verizon 33. This meeting is also streaming live through YouTube. To view this meeting via YouTube, please visit the city's website at [cityofsummit.org](http://cityofsummit.org) and click on the YouTube icon at the bottom of the home page.*

*While this council meeting is being broadcast live and members of the governing body are participating remotely, steps have been put in place to accommodate public input during the meeting. Through public notice, the City Clerk's Office advised the public that if anyone wishes to ask a question or make a comment during these proceedings, they may do so by sending an email to the City Clerk at [cityclerk@cityofsummit.org](mailto:cityclerk@cityofsummit.org) in advance of the meeting and during the meeting. We will do our best to accommodate all members of the public who wish to provide public comment. The individual providing the written comment will be identified and their email will be read and/or summarized publicly. Administration and/or members of the governing body will provide answers and/or responses when applicable.*

*Those wishing to send an email in anticipation of or during this meeting should include their full name and address in the body of the email. The email subject line should include the date of this Council meeting. Only those emails which include the full name of the sender will be read during the meeting.*

(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 Meetings of March 24, 2020 and April 14, 2020

## **REPORTS**

- Mayor, City Administrator and Council President
- COVID-19 Update - Emergency Management Coordinator

## **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.*

## **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.)*

### **SAFETY & HEALTH**

- (ID # 7127) 1. Confirm Appointment of New Chief of Police (*Pending Closed Session discussion*)
- (ID # 7137) 2. Authorize Location and Date Change - Summit Downtown, Inc. 2020 Farmers Market Event
- (ID # 7119) 3. Authorize Submission of the New Jersey Division of Highway Traffic Safety for the Pedestrian Safety, Enforcement and Education Fund Grant Application and Execute Grant Agreement

### **COMMUNITY PROGRAMS & PARKING SERVICES**

- (ID # 7140) Authorize Extension of Temporary Parking Rules 4/29/2020 - 5/26/2020 - During State of Emergency

### **CAPITAL PROJECTS & COMMUNITY SERVICES**

- (ID # 7101) 1. Award Bid - Summit Safe Streets to Transit Project - \$289,855.00
- (ID # 7118) 2. Authorize Submission of a 2020 Association Of New Jersey Environmental Commissions Open Space Stewardship Grant Application and Execute Grant Agreement

## **CONSENT AGENDA**

### **COMMUNITY PROGRAMS & PARKING SERVICES**

- (ID # 7096) Reject Bid and Authorize Re-Advertisement - 2020-2021 Athletic Field Maintenance Services

**FINANCE**

- (ID # 7125) 1. Authorize Refund of Property Use Escrow - Chai Center for Living Judaism, Inc - Menorah Lighting
- (ID # 6956) 2. Authorize Parking Refunds - Summit SmartCard, Prepaid Parking, and Overnight Parking Permits
- (ID # 6920) 3. Authorizing Payment of Bills -

**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 that the official agenda is available for review 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).*

**PENDING ORDINANCE**

**CAPITAL PROJECTS & COMMUNITY SERVICES**

<u>Number</u>	<u>Title</u>	<u>Hearing Date</u>
20-3211	AN ORDINANCE AMENDING THE CODE, CHAPTER XXXV, DEVELOPMENT REGULATIONS ORDINANCE, ARTICLE 4, ZONING, SUBSECTION 4.3-16, PROD PLANNED RESEARCH OFFICE DEVELOPMENT ZONE <i>(allow research and development of chimeric antigen receptor T-cells therapies as a permitted use in PROD Zone)</i>	5/12/2020

**CORRESPONDENCE**

- 1. Purchasing Letter - 2020-2021 Athletic Field Maintenance Services
- 2. Purchasing Letter - Summit Safe Streets to Transit Project

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:**

Open Meeting Notice - Union County Board of Chosen Freeholders

## **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.

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### **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's Office