



## Common Council of the City of Summit

Closed Session Agenda for Tuesday, May 12, 2020

**6:50 p m – 7:15 p m**

**Via Teleconference**

(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 and Appointments matters - NJSA 10.4-12.b (8)
  - Declare Vacancy – Fire Department
  - Sick Leave Extension – DCS Employee

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.

### **ADJOURN CLOSED SESSION**



## Common Council of the City of Summit

## Regular Meeting Agenda for Tuesday, May 12, 2020

## ***Via Video Conference***

7:30 PM

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

### **\*Committee Schedule**

## **ADMINISTRATIVE POLICIES & COMMUNITY RELATIONS COMMITTEE**

Tuesday 5:00 pm – 6:00 pm 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)**

*\*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 preparation of the Council Annual Meeting Notice, dated May 7, 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 April 28, 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.*

## **ORDINANCE(S) FOR HEARING**

*Comments are solicited from Council members and the public.*

| <u>Number</u>   | <u>Title</u>  | <u>Introduction Date</u> |
|---|---|--------------------------|
| <b><u>CAPITAL PROJECTS &amp; COMMUNITY SERVICES</u></b> |   |                          |
| 20-3211   | <b>AN ORDINANCE AMENDING THE CODE, CHAPTER XXXV, DEVELOPMENT REGULATIONS ORDINANCE, ARTICLE XIII – ZONING REGULATIONS, SECTION 35-13.17, PLANNED RESEARCH OFFICE DEVELOPMENT ZONE (allow research and development of chimeric antigen receptor T-cells therapies as a permitted use in PROD Zone)</b> | 4/14/2020                |

## **ORDINANCE(S) FOR FINAL CONSIDERATION**

*No comments are permitted at this point since the hearing is closed.*

| <u>Number</u>   | <u>Title</u>  | <u>Introduction Date</u> |
|---|---|--------------------------|
| <b><u>CAPITAL PROJECTS &amp; COMMUNITY SERVICES</u></b> |   |                          |
| 20-3211   | <b>AN ORDINANCE AMENDING THE CODE, CHAPTER XXXV, DEVELOPMENT REGULATIONS ORDINANCE, ARTICLE XIII – ZONING REGULATIONS, SECTION 35-13.17, PLANNED RESEARCH OFFICE DEVELOPMENT ZONE (allow research and development of chimeric antigen receptor T-cells therapies as a permitted use in PROD Zone)</b> | 4/14/2020                |

## **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.)*

### **FINANCE**

(ID # 7151) 1. Concur 2020 Board of School Estimate Certification of Required Funds  
(ID # 7154) 2. Authorize Waiver of Late Fee from July 1-July 31 - 2020 Food Establishment License Renewal - Due to State of Emergency

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

(ID # 7129) 1. Award Bid - City of Summit/Summit City Cooperative Pricing System (#192SCCPS) - 2020 Micro-Surfacing Program not to exceed \$174,669.72  
(ID # 7149) 2. Authorize Submittal of 2019 Tonnage Report to State

## **LAW & LABOR**

(ID # 7148) 1. Declare Vacancy - Fire Department - One (1) Firefighter (*Pending Closed Session discussion*)

(ID # 7147) 2. Extend Sick Leave With Pay - DCS Employee (*Pending Closed Session discussion*)

## **SAFETY & HEALTH**

(ID # 7152) 1. Authorize Submission of The Federal Emergency Management Agency (FEMA) Assistance To Firefighters (AFG) Grant Application And Execute Grant Agreement

(ID # 7159) 2. Authorize Submission of The Gary Sinise Foundation – First Responders Grants Program Grant Application and Execute Grant Agreement

(ID # 7158) 3. Authorize National Cooperative Purchase - Houston-Galveston Area Council - Lease/Purchase of Fire Engine - \$618,000.00 Plus Lease Costs

## **CONSENT AGENDA**

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

(ID # 7139) Refund Storm Sewer Connection Deposit - 15 Club Drive

### **FINANCE**

(ID # 7130) 1. Authorize Refunds - Department of Community Programs

(ID # 6922) 2. 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 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**

1. Letter - Mayor Radest, re Appointments to the Summit Board of Education
2. Purchasing Letter - Summit City Cooperative Purchasing System #192SCCPS - 2020 Micro-surfacing Program

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:**

PSE&G - Notice of Filing and Public Hearing

### **Ordinances And Resolutions Other Governing Bodies**

1. Union County - Pending Ordinance 813-2020; Re County Prosecutor position
2. Union County - Pending Ordinance 814-2020, Re Salary of County Prosecutor

## **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