



Common Council of the City of Summit

Closed Session Agenda for Tuesday, June 9, 2020



6 : 5 0 p m – 7 : 1 5 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)
 - Affordable Housing Update
5. Contract Negotiations (not collective bargaining) - NJSA 10:4-12.b (7)
6. Personnel and Appointments matters - NJSA 10:4-12.b (8)
 - Authorize Accrued Time Payout - Police Department Employee
 - Authorize Extension of Sick Leave With Pay – 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, June 9, 2020
7:30 PM

Via Video Conference

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

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)

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 preparation of the Council Meeting Notice, dated June 4, 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 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 this meeting through public notice, dated June 4, 2020, which provided information for those wishing to participate during Public Comment periods at this council meeting. Public comment will be permitted at specified times as outlined in the agenda. Please refrain from commenting until solicited by the Council President.

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 Meetings of May 12, 2020 and May 26, 2020

REPORTS

- Mayor, City Administrator and Council President

BUDGET HEARING

- 2020 Municipal Operating Budget, as amended

PUBLIC COMMENTS FOR ITEMS NOT ON THE AGENDA

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 cityclerk@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>FINANCE</u>		
(ID # 7198)	BOND ORDINANCE PROVIDING FOR THE LOCAL UNIT'S ALLOCABLE SHARE OF THE FLOOD MITIGATION FACILITIES PROJECT OF THE JOINT MEETING OF ESSEX AND UNION COUNTIES, BY AND IN THE CITY OF SUMMIT, IN THE COUNTY OF UNION, STATE OF NEW JERSEY (THE "LOCAL UNIT"); APPROPRIATING \$2,375,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,375,000 BONDS OR NOTES TO FINANCE THE COST THEREOF (JMEUC Flood Mitigation Project)	06/23/2020

RESOLUTIONS

FINANCE

(Public comment on Finance Committee resolutions will be solicited by the Council President.)

- | | |
|-------------|--|
| (ID # 7170) | 1. Setting Forth Summary of 2020 Revenues and Appropriations - 2020 Municipal Operating Budget, 2020 Sewer Utility Operating Budget and 2020 Parking Utility Operating Budget, as Amended on May 26, 2020 (<i>Roll Call Vote</i>) |
| (ID # 7209) | 2. Cancel Outstanding Checks |

CAPITAL PROJECTS & COMMUNITY SERVICES

(Public comment on Capital Projects & Community Services Committee resolutions will be solicited by the Council President.)

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|-------------|---|
| (ID # 7102) | 1. Award Bid - Huntley Road Area Improvement Project - \$516,510.00 |
| (ID # 7122) | 2. Authorize Submission of NJDOT Grant Application and Execution of Grant Agreement - Pedestrian Access to River Road Public Transit Project |
| (ID # 7124) | 3. Approval to Submit a Grant Application and Execute a Grant Agreement with the New Jersey Department of Transportation – Bikeway Grant - Summit Park Line Project |

CAPITAL PROJECTS & COMMUNITY SERVICES (cont'd)

- (ID # 7121) 4. Authorize Submission of NJDOT 2021 Grant Application & Execution of Grant Agreement - Priority 1 - MA-2021-Park Avenue-Summit City - 00099 Project
- (ID # 7120) 5. Authorize Submission of NJDOT 2021 Grant Application & Execution Grant Agreement - Priority 2 - MA-2021-Briant Parkway-00100 Project
- (ID # 7123) 6. Authorize Submission of NJDOT 2021 Grant Application for Funding from the FY2021 Transit Village Program and Execution of Grant Agreement - TV-2021-Phase 3: Village Green Pedestrian S-00009 Project
- (ID # 7006) 7. Authorize Continuation of the Parklet Program and Use of Public Property for Same
- (ID # 7213) 8. Resolution Authorizing Sidewalk Sales
- (ID # 7225) 9. Resolution Temporarily Expanding Outdoor Dining
- (ID # 7226) 10. Authorize the Temporary Use of Public Parks and Fields by Local Exercise and Fitness Businesses
- (ID # 7235) 11. Authorize Expansion of the Parklet Program
- (ID # 7236) 12. Authorize Public Use of the Bank Street Lot

COMMUNITY PROGRAMS & PARKING SERVICES

(Public comment on Community Programs & Parking Services Committee resolutions will be solicited by the Council President.)

- (ID # 7208) Reject Bid and Authorize Negotiations - 2020-2021 Athletic Field Maintenance Services

LAW & LABOR

(Public comment on Law & Labor Committee resolutions will be solicited by the Council President.)

- (ID # 7200) 1. Authorize Accrued Time Payout - Police Department Employee *(Pending Closed Session discussion)*
- (ID # 7212) 2. Extend Sick Leave with Pay - DCS Employee *(Pending Closed Session Discussion)*

CONSENT AGENDA

(Public comment on Consent Agenda resolutions will be solicited by the Council President.)

CAPITAL PROJECTS & COMMUNITY SERVICES

- (ID # 7095) Authorize Bid Advertisement - 2020 Citywide Tree Planting

FINANCE

- (ID # 7155) 1. Reimburse Retiree Health Insurance Costs
- (ID # 7205) 2. Amend Resolution #39298 - Refund Overpayment of 2018 Taxes
- (ID # 7172) 3. Authorize Refunds - Department of Community Programs
- (ID # 6924) 4. 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. Purchasing Letter - Huntley Road Area Improvement Project
2. Purchasing Letter - 2020-2021 Athletic Field Maintenance Services

RECEIVED & FILE

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's Office