



Common Council of the City of Summit

Closed Session Agenda for Tuesday July 28, 2020

6 : 5 0 p m – 7 : 2 0 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)
 - Appoint Technology Advisory Committee Member

ADJOURN CLOSED SESSION

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.



Common Council of the City of Summit

Regular Meeting Agenda for Tuesday, July 28, 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, Bartolotti, 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 include the Council President, City Administrator, and City Clerk in your Committee Agenda email distribution)

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 Open Meeting Notice, dated July 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 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 July 23, 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.

For those members of the public who wish to make a comment during a designated public comment period, please use the "raise hand" feature and you will be called upon 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

- Special Meeting of June 29, 2020
- Regular and Closed Session Meetings of July 8, 2020

REPORTS

- Mayor, City Administrator and Council President
- Summit Health Department Update – Megan Avallone, Director – Westfield Regional Health Department

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 rlicatase@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.

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

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

- (ID # 7290) 1. Cancel Improvement Authorization Funds - Capital Accounts
- (ID # 7300) 2. Rescind Resolution #39406 & Authorize Amend Budget - Chapter 159 - Clean Communities Grant

LAW & LABOR

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

- (ID # 7281) Grant Person-to-Person and Place-to-Place Liquor License Transfer - D & M Liquors to Cambridge Wine Cellar LLC t/a Cambridge Wines

ADMINISTRATIVE POLICIES & COMMUNITY SERVICES

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

- (ID # 7293) Appoint Technology Advisory Committee Member (*Pending Closed Session Discussion*)

COMMUNITY PROGRAMS & PARKING SERVICES

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

- (ID # 7207) 1. Award Bid - Summit Family Aquatic Center Pool Resurfacing Project - \$463,307.50
- (ID # 7192) 2. Award Bid - Broad Street Garage Repair Project - \$308,770.00
- (ID # 7298) 3. Grant Permission & Set Forth Conditions - YMCA Use of Portion of Library Lot

CAPITAL PROJECTS & COMMUNITY SERVICES

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

- (ID # 7271) 1. Authorize Change Order No. 1 and Final - Wallace Rd Improvement Project (+\$1,870.88)
- (ID # 7302) 2. Award Bid - 2020 (Fall) Citywide Tree Planting - \$63,960.00
- (ID # 7308) 3. Amend Professional Services Agreement - 2020 Redevelopment Attorney - Reduce Fees Not To Exceed \$30,000.00

CONSENT AGENDA

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

SAFETY & HEALTH

(ID # 7303) Grant Permission & Set Forth Conditions - Summit Playhouse

FINANCE

- (ID # 7299) 1. Authorize Amend Payroll
- (ID # 7065) 2. Authorize Attendance at NJ Government Finance Officers Association (GFOA) Conference
- (ID # 7292) 3. Amend Budget - Chapter 159 - CARES Act - Coronavirus Relief Funds Grant
- (ID # 7309) 4. Cancel Outstanding Checks
- (ID # 7301) 5. Authorize Refunds - 2020 Sidewalk Cafe/Outdoor Dining Liquor License Lease Fees
- (ID # 7270) 6. Authorize Refund Overpayment and Cancelling of 2020 Taxes
- (ID # 7267) 7. Authorize Refund - Overpayment of Second Quarter 2020 Taxes
- (ID # 7269) 8. Cancel 2020 Sewer Utility Charges
- (ID # 7259) 9. Authorize Refunds - Department of Community Programs
- (ID # 6962) 10. Authorize Parking Refunds - Summit SmartCard, Prepaid Parking, and Overnight Parking Permits
- (ID # 6927) 11. 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

Purchasing Letters:

- SFAC Pool Resurfacing Project
- Broad Street Garage Repair Project 2020
- 2020 (Fall) Citywide Tree Planting

RECEIVED AND FILED

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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