



# Common Council of the City of Summit

Closed Session Agenda for *Wednesday, June 15, 2022*

Whitman Community Room



**6 : 4 5 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)
  - 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)
  - Police Department Appointment
  - Accrued Time Payout – Police Department
  - Memo – City Clerk, re Unfilled Appointments

#### Mayor's Appointments:

*(confirmation required)*

- Arts Committee (3)

*(no confirmation required)*

Planning Board (1)

- Known for discussion
- \* Known for consideration

#### Council Appointments:

- Historic Preservation Comm (Alt. I, II)
- Lackawanna Coalition (1)
- Parking Advisory Committee (2)
- Recycling Advisory Committee (1)
- Shade Tree Advisory Committee (1)
- Silver Summit Senior Advisory (Chair)
- Transportation Advisory Board, UC (Alt.)

## ADJOURN CLOSED SESSION



**Common Council of the City of Summit**  
**Regular Meeting Agenda for Wednesday, June 15, 2022**  
**7:30 PM**  
**Council Chamber**

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

**ADMINISTRATIVE POLICIES & COMMUNITY RELATIONS COMMITTEE**

Wednesday 4:00 pm – 5:00 pm *Zoom*  
Allen, O’Sullivan, Rogers, Licatese

**CAPITAL PROJECT & COMMUNITY SERVICES COMMITTEE**

Monday 8:30 am – 10:00 am *Zoom*  
O’Sullivan, Little, Schrage

**COMMUNITY PROGRAMS & PARKING SERVICES COMMITTEE**

Thursday 8:30 am – 9:30 am *Zoom*  
Minegar, Vartan, McNany, Ozoroski

**FINANCE COMMITTEE**

Monday 4:00 pm – 5:00 pm *Zoom*  
Vartan, Hairston, Fox, Mayor Radest, Rogers, Baldwin

**LAW & LABOR COMMITTEE**

Council Meeting Days 11:30 am – 12:30 pm *Zoom*  
Hairston, Minegar, Rogers, Licatese, Giacobbe, Kavanagh

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

Wednesday 8:30 am – 10:30 am *Zoom*  
Little, Allen, Mayor Radest, Rogers, Evers, Zagorski, Avallone

**\*\* Committee meetings shall be conducted via video,  
teleconferencing or in-person at the discretion of the committee  
chair.**

(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 December 30, 2021, 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 HTTV on 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 [cityclerk@cityofsummit.org](mailto:cityclerk@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**

- Special Closed Session Meeting of May 31, 2022
- Regular and Closed Session Meetings of June 1, 2022

### **REPORTS**

- Mayor, City Administrator and Council President

**ASSESSMENT HEARINGS** (Final action takes place under "Resolutions starting on Page 5)

1. Druid Hill Road (Ordinance #14-3063)
2. Downtown Improvements (Ordinance #15-3080)
3. Colt Road, Edgemont Avenue, Lenox Road, Whittredge Road, Summit Avenue, Elm Street and Maple Street (Ordinance #16-3115)
4. Dorchester Road, Winchester Road, Tanglewood Drive and Plymouth Road (Ordinance #17-3144)
5. Wallace Road, Hobart Avenue, Linden Place, Oakland Place, Laurel Avenue and Larned Road (Ordinance #18-3169)

**PRESENTATION**

- Broad Street West Redevelopment Presentation – Topology

**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 [cityclerk@cityofsummit.org](mailto: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 HEARING**

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

| <u>Number</u>                     | <u>Title</u>   | <u>Introduction Date</u> |
|-----------------------------------|--|--------------------------|
| <b><u>SAFETY &amp; HEALTH</u></b> |  |                          |
| 22-3260                           | <b>AN ORDINANCE AMENDING CHAPTER XVI, FIRE PREVENTION AND PROTECTION, OF THE CODE OF THE CITY OF SUMMIT, COUNTY OF UNION, NEW JERSEY, TO ADD A NEW SECTION, ENTITLED "KEY LOCK BOX EMERGENCY ACCESS SYSTEM" (Establish Key Lock Box Emergency Access System – Fire Department)</b> | 06/1/22 (Wed.)           |

**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>SAFETY &amp; HEALTH</u></b> |  |                          |
| 22-3260                           | <b>AN ORDINANCE AMENDING CHAPTER XVI, FIRE PREVENTION AND PROTECTION, OF THE CODE OF THE CITY OF SUMMIT, COUNTY OF UNION, NEW JERSEY, TO ADD A NEW SECTION, ENTITLED "KEY LOCK BOX EMERGENCY ACCESS SYSTEM" (Establish Key Lock Box Emergency Access System – Fire Department)</b> | 06/1/22 (Wed.)           |

## ORDINANCE FOR INTRODUCTION

| <u>Number</u> | <u>Title</u> | <u>Hearing Date</u> |
|---------------|--------------|---------------------|
|---------------|--------------|---------------------|

### FINANCE

|             |  |         |
|-------------|--|---------|
| (ID # 9720) | <b>BOND ORDINANCE PROVIDING FOR PHASE III OF 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 \$3,595,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,595,000 BONDS OR NOTES TO FINANCE THE COST THEREOF</b> <i>(Joint Meeting Flood Mitigation Facilities Project - City's Share)</i> | 07/5/22 |
|-------------|--|---------|

## 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.)*

### ADMINISTRATIVE POLICIES & COMMUNITY SERVICES

|             |  |
|-------------|--|
| (ID # 9725) | Authorize Adjusted Franchise Fee Payment to Home Towne Television, Inc. for 2022 |
|-------------|--|

### LAW & LABOR

|             |                                 |
|-------------|---------------------------------|
| (ID # 9687) | Renew 2022-2023 Liquor Licenses |
|-------------|---------------------------------|

### SAFETY & HEALTH

|             |  |
|-------------|--|
| (ID # 9691) | Appoint Police Sergeant <i>(Pending Closed Session Discussion)</i> |
|-------------|--|

### FINANCE

|             |  |
|-------------|--|
| (ID # 9726) | 1. Resolution Determining the Form and Other Details of \$28,482,000 General Bonds of 2022, \$4,820,000 Sewer Bonds of 2022, \$96,000 Parking Bonds of 2022 of the City of Summit, in the County of Union, New Jersey, and Providing for Their Sale. |
| (ID # 9727) | 2. Resolution Providing for the Combination of Certain Issues of Bonds into a Single Issue of Sewer Utility Bonds Aggregating \$4,820,000 in Principal Amount  |
| (ID # 9728) | 3. Resolution Providing for the Combination of Certain Issues of Bonds into a Single Issue of General Bonds Aggregating \$28,482,000 in Principal Amount   |
| (ID # 9444) | 4. Approve Assessment Report - Druid Hill Road Improvements  |
| (ID # 9710) | 5. Authorize Interest Rate - Druid Hill Road Improvements - Assessment #362  |
| (ID # 9718) | 6. Approve Assessment Report - Downtown Improvements   |
| (ID # 9711) | 7. Authorize Interest Rate - Downtown Improvements - Assessment #363   |

**FINANCE (cont'd)**

- (ID # 9715) 8. Approve Assessment Report - 2016 Capital Improvements - Colt Road, Edgemont Avenue, Lenox Road, Whittredge Road, Summit Avenue, Elm Street and Maple Street
- (ID # 9712) 9. Authorize Interest Rate - 2016 Capital Improvements - Colt Road, Edgemont Avenue, Lenox Road, Whittredge Road, Summit Avenue, Elm Street and Maple Street – Assessment #364
- (ID # 9716) 10. Approve Assessment Report - 2017 Capital Improvements - Dorchester Road, Winchester Road, Tanglewood Drive and Plymouth Road
- (ID # 9713) 11. Authorize Interest Rate - 2017 Capital Improvements - Dorchester Road, Winchester Road, Tanglewood Drive and Plymouth Road - Assessment #365
- (ID # 9717) 12. Approve Assessment Report - 2018 Capital Improvements - Wallace Road, Hobart Avenue, Linden Place, Oakland Place, Laurel Avenue and Larned Road
- (ID # 9714) 13. Authorize Interest Rate - 2018 Capital Improvements - Wallace Road, Hobart Avenue, Linden Place, Oakland Place, Laurel Avenue and Larned Road - Assessment #366
- (ID # 9724) 14. Authorize Accrued Time Payout - Police Department Employee  
(*Pending Closed Session Discussion*)

**CAPITAL PROJECTS & COMMUNITY SERVICES**

- (ID # 9633) 1. Authorize State Contract Purchase - Mobile Shelving Installation - City Hall Records Improvement Project - \$114,644.00
- (ID # 9646) 2. Authorize Submission - FY2023 Safe Streets To Transit Program Grant Application and Execute Grant Contract With New Jersey Department Of Transportation - Springfield Avenue Traffic Signal Improvement Project
- (ID # 9648) 3. Authorize Submission - FY2023 Bikeways Program Grant Application and Execute Grant Contract with New Jersey Department of Transportation - Summit Park Line Project - Phase 2
- (ID # 9649) 4. Authorize Submission of NJDOT 2023 Grant Application & Execution for Priority 1 - MA-2023-Division Avenue Improvement Project-Summit City-00180
- (ID # 9681) 5. Authorize Submission of NJDOT 2023 Grant Application & Execution for Priority 2 - MA-2023-Tulip Street Improvement Project-Summit City-00191
- (ID # 9675) 6. Approve Temporary Parklet Location at Bank Street & Authorize Installation of Same - Boxwood Coffee
- (ID # 9721) 7. Authorize Use of Maple Street Road Closure by Robot Revolution

## **CONSENT AGENDA**

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

(ID # 9476) Authorize Bid Advertisement - Beacon Road Improvement Project 2022

### **FINANCE**

- (ID # 9723) 1. Cancel Outstanding Checks
- (ID # 9699) 2. Amend Budget - Chapter 159 - Bristol Myers Squibb (BMS) Fire Headquarters Project Grant Award- \$50,000.00
- (ID # 9664) 3. Cancel 2022 Property Taxes and Refund Overpayment of 2nd Quarter 2022 Property Taxes/ Total Exempt Disabled Veteran
- (ID # 9686) 4. Authorize Refund - Overpayment of Second Quarter 2022 Taxes
- (ID # 9682) 5. Authorize Refunds - Department of Community Programs
- (ID # 9406) 6. Authorize Payment of Bills and Payroll - \$1,979,915.06

### **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).*

### **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