



Common Council of the City of Summit

Closed Session Agenda for Tuesday, March 21, 2023

7 : 0 0 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)
5. Contract Negotiations (not collective bargaining) - NJSA 10:4-12.b (7)
6. Personnel and Appointments matters - NJSA 10.4-12.b (8)
 - Appoint Fire Fighter
 - Declare Vacancy in the Police Department
 - Declare Vacancy in DCS – Department of Public Works
 - Mayor's Appointments:
(confirmation required)
 - Arts Committee (9)
 - Health, Board of (1)
 - Technology Advisory Cmte (3)
 - Council Appointments:
 - Economic Development Advisory Committee (Chair)
 - Historic Preservation (Alt)
 - *Recycling Advisory Committee (2)
 - Transportation Advisory, UC (Alt.)
 - Mayor's Appointments:
(no confirmation required)
 - Education, Board of (2) (*Terms expire in May*)
 - Memo – City Clerk, re Unfilled Appointments
 - Known for discussion
 - * Known for consideration

ADJOURN CLOSED SESSION



Common Council of the City of Summit
Regular Meeting Agenda for Tuesday, March 21, 2023
7:30 PM

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

ADMINISTRATIVE POLICIES & COMMUNITY RELATIONS COMMITTEE

Tuesday 2:00 pm – 3:00 pm *Zoom*
Allen, Levine, Rogers, Licatese

CAPITAL PROJECT & COMMUNITY SERVICES COMMITTEE

Thursday 8:30 am – 10:00 am *Zoom*
Levine, Fox, Schrager

COMMUNITY PROGRAMS & PARKING SERVICES COMMITTEE

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

FINANCE COMMITTEE

Monday 4:00 pm – 5:00 pm *Large conference Room*
Minegar, Allen, Vartan, Mayor Radest, Rogers, Baldwin

LAW & LABOR COMMITTEE

Council Meeting Days 1:00 pm – 2:00 pm *Zoom*
Hairston, Hamlet Rogers, Licatese, Giacobbe, Kavanagh

SAFETY & HEALTH COMMITTEE (Police and Fire)

Wednesday 1:30 pm – 3:30 pm *Zoom*
Fox, Hairston, 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 15, 2022, 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.

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. 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

- Regular and Closed Session Meetings of March 7, 2023

REPORTS

- Mayor, City Administrator and Council President

CEREMONIAL AWARD

- Volunteer of the Year Award – Donna Puzella – by Mayor Radest

PRESENTATIONS

- Homelessness Prevention - Mike Callahan, Director, Homelessness Prevention - New Jersey Department of Community Affairs
- PSE&G Update - Michael Coyle, Regional Public Affairs Manager - Somerset County and Union County

ORDINANCE(S) FOR HEARING *(continued from March 7, 2023)*

Comments are solicited from Council members and the public.

<u>Number</u>	<u>Title</u>	<u>Introduction Date</u>
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SAFETY & HEALTH

23-3275	AN ORDINANCE AMENDING THE CODE, CHAPTER VII, TRAFFIC, SECTION 7-11.2, STOP INTERSECTIONS DESIGNATED (4-Way Stop: Prospect Street and Blackburn Road)	02/21/23
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ORDINANCE FOR FINAL CONSIDERATION

<u>Number</u>	<u>Title</u>	<u>Introduction Date</u>
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SAFETY & HEALTH

23-3275	AN ORDINANCE AMENDING THE CODE, CHAPTER VII, TRAFFIC, SECTION 7-11.2, STOP INTERSECTIONS DESIGNATED (4-Way Stop: Prospect Street and Blackburn Road)	02/21/23
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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>
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FINANCE

(ID # 10249)	ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) <i>(Establish CAP Bank)</i>	04/4/23
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COMMUNITY PROGRAMS & PARKING SERVICES

(ID # 10110)	AN ORDINANCE AMENDING THE CODE CHAPTER VII, TRAFFIC, SECTION 7-25, REGULATIONS FOR THE MOVEMENT AND THE PARKING OF TRAFFIC ON MUNICIPAL PROPERTY AND BOARD OF EDUCATION PROPERTY, SUBSECTION 7-25.4, REGULATIONS. <i>(Add Juneteenth Parking Holiday)</i>	04/4/23
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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.)*

LAW & LABOR

- (ID # 10248) Certification of Compliance - United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964"

FINANCE

- (ID # 10271) 1. Authorize Emergency Temporary Appropriations - Municipal Operating Budget (*Roll Call Vote*)
- (ID # 10276) 2. Determine Form of Joint Meeting of Essex and Union Counties Facilities Mitigation Project Phase II - IV Notes and providing for the sale of such notes to NJIB
- (ID # 10264) 3. Authorize Execution of Merchant Processing Agreement - WorldPay, LLC

SAFETY & HEALTH

- (ID # 10272) 1. Authorize Purchase of Fire Headquarters IT and Station Alerting Systems Installation - Bergen County Cooperative Pricing System - \$64,125.00
- (ID # 10259) 2. Appoint Probationary Firefighter (*Pending Closed Session Discussion*)
- (ID # 10267) 3. Declare Vacancy - Police Officer (*Pending Closed Session Discussion*)

CAPITAL PROJECTS & COMMUNITY SERVICES

- (ID # 10126) 1. Award Bid - Wildwood Lane and OxBow Lane Improvement Project - \$462,810.50
- (ID # 10244) 2. Authorize Grant Application Submission - 2023 Infrastructure and Municipal Aid Grant Program and Execute Grant Agreement - Mt. Vernon & Kent Place Boulevard Sidewalk and Pedestrian Safety Project
- (ID # 10261) 3. Declare Vacancy - Department of Community Services - Division of Public Works - Roads Unit - (*Pending Closed Session Discussion*)
- (ID # 10275) 4. Appoint Recycling Advisory Committee Member (*Pending Closed Session Discussion*)

COMMUNITY PROGRAMS & PARKING SERVICES

(ID # 10257) Authorize Grant Application Submission - 2023 AARP Community Challenge Grant Program and Execution of Grant Agreement

CONSENT AGENDA

CAPITAL PROJECTS & COMMUNITY SERVICES

(ID # 10173) Authorize Bid Advertisement - Summit City Cooperative Pricing System #192SCCPS - 2023 Annual Micro-Surfacing Program

FINANCE

(ID # 10098) Authorize Payment of Bills and Payroll - \$2,009,881.74

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. To help facilitate an orderly meeting and to permit all to be heard, speakers are asked to limit their comments to 3 minutes.*

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 Letter - Wildwood Lane & Oxbow Lane Improvement 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:

Millburn Twp - Notice of Public Hearing on April 4, 2023, re Land Use Ordinance

Minutes, Reports, etc. from the following:

Education, Summit Board of - Minutes of 2-9-23

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