

**MINUTES OF REGULAR MEETING
TUESDAY, MARCH 5, 2019
COMMON COUNCIL OF THE CITY OF SUMMIT**

Distributed: 3/14/19

Approved: 3/19/19

The meeting was called to order by Council President Naidu at 7:30 PM. The City Clerk then read the following notice:

“Adequate notice of this meeting has been provided by the City Clerk in the preparation of the Council Annual Meeting Notice of Closed Session and Regular Meetings, dated January 3, 2019 which set forth the date, time, and place of this meeting and by properly posting such notice and forwarding the notice to those designated newspapers and the persons requesting meeting notices. Please be further advised that the FIRE EXITS are to my RIGHT your left, and at the BACK OF THE ROOM.

Please be further advised that the City has an Assistive Listening System for the hearing impaired. We have three (3) assistive hearing devices. If anyone needs them, please raise your hand and the device will be brought to you. Please return them to the City Clerk or leave them with the Police Dispatcher.”

CALL TO ORDER

ROLL CALL

PRESENT: Councilmembers Bowman, Fox, Gould, Little, McTernan, Vartan and Council President Naidu

ABSENT: None

Also in attendance were Mayor Radest and staff members Michael Rogers, Paul Cascais, DCS Director, Eric Evers, Marge Gerba, Rosemary Licatese, Robert Weck, and Matthew Giacobbe

Minutes of this meeting are recorded on CD #2019-04 - 7:35:17 pm - 9:18:14 pm.

PLEDGE OF ALLEGIANCE

Quinn Butler, Summit Resident

APPROVAL OF MINUTES

- Regular and Closed Session Meetings February 5, 2019

On motion of Councilmember Little, duly seconded, the minutes were unanimously approved.

REPORTS

Items/issues noted hereunder, if any, reflect those recommending and/or needing action by City department(s) or at a future council meeting.

- Mayor, City Administrator and Council President

CEREMONIAL

Certificate of Recognition – Mayor Radest presented the certificate to Summit resident Quinn Butler in recognition of his efforts in creating a donation page for Summit residents Edwin and Edward Romas.

American Red Cross Month Proclamation – Mayor Radest presented the proclamation to Christie Hodde, Executive Director of the Summit Beacon Chapter of the American Red Cross

PRESENTATIONS

Sidewalk Master Plan Update - Aaron Schrager, City Engineer/Deputy DCS Director and Rick Matias, Assistant City Engineer, provided a PowerPoint presentation, which is attached hereto.

After a question and answer session, Council President Naidu requested that the Plan be posted on the City website. He also requested that input be provided by members of the governing body so that a follow-up presentation of the input gathered could be made at the April 2 council meeting.

PUBLIC COMMENTS

"Major Water Invasion" Issue at 32 Edison Drive - Penelope and Gerard Garcia, 32 Edison Drive, read from a prepared statement, which is attached hereto.

Mr. and Mrs. Garcia expounded on the issues they are experiencing, explaining the various measures they have taken to seek out a remedy, which have not provided any positive solution.

In response to questions as to whether the City would be able to assist with the issue, City Engineer Aaron Schrager advised that the issue is not related to a storm water connection, but advised he would have the sanitary sewer line checked.

Council President Naidu asked the City Engineer investigate the situation.

ORDINANCE(S) FOR INTRODUCTION

The respective Committee Chairman, Committee member, or Councilmember, as indicated for the Committee, introduced, for first reading, the following ordinance(s) as it (they) came up for consideration during the meeting, which was (were) individually read by City Clerk Licatese and unanimously adopted by the vote indicated below and referred to the Law Committee for study and report with a hearing(s) scheduled as indicated under Hearing Date below.

<u>Number</u>	<u>Title</u>	<u>Hearing Date</u>
<u>SAFETY & HEALTH</u>		
19-3182	AN ORDINANCE TO AMEND THE CODE, CHAPTER II, ADMINISTRATION, ARTICLE VII – ADMINISTRATIVE POLICIES AND PROCEDURES, SECTION 2-69, FEES FOR MUNICIPAL SERVICES, SUBSECTION 2-69.3, FEES TO BE COLLECTED BY CHIEF OF POLICE. (Police Extra Duty Fee Hourly Wage Revision)	04/2/19

RESULT: INTRODUCED [UNANIMOUS] **Next: 4/2/2019 7:30 PM**
MOVER: Vartan
SECONDER: McTernan
AYES: Bowman, Fox, Gould, Little, McTernan, Naidu, Vartan

SAFETY & HEALTH

19-3183 AN ORDINANCE AMENDING THE CODE, 04/2/19
CHAPTER VII, TRAFFIC, SECTION 7-18,
TRAFFIC LANE USE RESTRICTIONS. (*Passaic
Ave And River Road Lane Use Restrictions*)

RESULT: INTRODUCED [UNANIMOUS] **Next: 4/2/2019 7:30 PM**
MOVER: Vartan
SECONDER: McTernan
AYES: Bowman, Fox, Gould, Little, McTernan, Naidu, Vartan

SAFETY & HEALTH

19-3184 AN ORDINANCE AMENDING THE CODE, 04/2/19
CHAPTER VII, TRAFFIC, SECTION 7-13, TURN
PROHIBITIONS, SUBSECTION 7-13.1, TURN
PROHIBITIONS DESIGNATED AND
SUBSECTION 7-13.2, NO RIGHT TURN ON RED.
(*Right Turns Prohibited and No Right Turn on Red
Passaic/River*)

RESULT: INTRODUCED [UNANIMOUS] **Next: 4/2/2019 7:30 PM**
MOVER: Vartan
SECONDER: McTernan
AYES: Bowman, Fox, Gould, Little, McTernan, Naidu, Vartan

FINANCE

19-3185 ORDINANCE TO EXCEED THE MUNICIPAL 04/2/19
BUDGET APPROPRIATION LIMITS AND TO
ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)
(*Establish CAP Bank*)

RESULT: INTRODUCED [UNANIMOUS] **Next: 4/2/2019 7:30 PM**
MOVER: Little
SECONDER: Bowman
AYES: Bowman, Fox, Gould, Little, McTernan, Naidu, Vartan

RESOLUTIONS

(Resolutions, which were not identified on the agenda as same, do not appear in the minutes in the actual order in which they were addressed at the meeting, but under the proper committee heading after those that were on the agenda. Those with the name of another committee in italics after it indicate the other committee might have had some input.)

The respective Committee Chairman, Committee member, or Councilmember, as indicated for the Committee, introduced the following resolution(s) and on motion, duly seconded and on roll call, unanimously adopted or adopted by the vote shown, if any:

FINANCE

- 38754 1. Authorize Transfer of Appropriations - Operating Budget

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Little
SECONDER:	Bowman
AYES:	Bowman, Fox, Gould, Little, McTernan, Naidu, Vartan

- 38755 2. Authorize Emergency Temporary Appropriations - Parking Utility
38756 3. Cancel Improvement Authorization Funds - Capital Accounts
38757 4. Authorize 2019 Salaries Effective January 1, 2019
38758 5. Certification of Compliance with the 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"

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Little
SECONDER:	Bowman
AYES:	Bowman, Fox, Gould, Little, McTernan, Naidu, Vartan

- 38759 6. Authorize Execution of Annual License Agreement - Use of Sidewalk, Select Restaurants, Inc.

Councilmember Bowman suggested that the Law & Labor Committee explore the possibility of extending the sidewalk café permit period, to which no disagreement was put forth.

- 38760 7. Authorize Tax Appeal Settlement Agreement
38761 8. Appoint Member - Summit Economic Development Advisory Committee (Pending Closed Session discussion)
38762 9. Authorize Execution of Agreement - Purchase of 7 Cedar Street (*from the floor*)

LAW & LABOR

- 38763 1. Authorize Accrued Time Payout - Department of Community Programs Employee
- 38764 2. Extend Injury Leave Without Pay - DPW Employee
- 38765 3. Extend Sick Leave Without Pay - DPW Employee

COMMUNITY PROGRAMS & PARKING SERVICES

- (ID # 6330) Appoint Community Programs Advisory Board Member (*pulled*)

ADMINISTRATIVE POLICIES & COMMUNITY SERVICES

- 38766 Establish Volunteer of the Year Award Selection Committee and Process

CAPITAL PROJECTS & COMMUNITY SERVICES

- 38767 1. Award Bid - Larned Road and Laurel Avenue Improvement Project - \$326,950.00
- 38768 2. Award Bid - Springfield Avenue Improvement Project – City Hall Portion - \$127,632.20
- 38769 3. Authorize Change Order #1 and Final - 2018 Micro-Surfacing Program - \$22,402.32
- 38770 4. Authorize Change Order #1 - City Hall Stormwater Ejector Pump Replacement Project - \$4,400.00
- 38771 5. Authorize Execution of Agreement - Snow Removal and Lighting Reimbursement - Roosevelt Commons and Provide Reimbursement for 2017 and 2018
- 38772 6. Authorize Execution Of Easement Agreement - Two Manor Hill Road
- 38773 7. Authorize Renewal of Summit City Joint Purchasing System #233SCJPS
- 38774 8. Authorize Submission of Tree City USA Recertification Application
- 38775 9. Authorize Submission of Grant Application - Sustainable Jersey Grant Program
- 38776 10. Authorize Submission of Grant Application - Union County 2019 Infrastructure and Municipal Aid
- 38777 11. Authorize and Support Submission of Grant Application - Reeves Reed Arboretum, Inc. - NJDEP Green Acres Program
- 38778 12. Appoint Mayor's Arts Committee Members
- 38779 13. Appoint Recycling Advisory Committee Member

CONSENT AGENDA

Staff reports are attached, as appropriate, when resolution is not self-explanatory. Matters authorizing action, licenses, or granting permission have met all department qualifications.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Gould
SECONDER:	Little
AYES:	Bowman, Fox, Gould, Little, McTernan, Naidu, Vartan

CAPITAL PROJECTS & COMMUNITY SERVICES

- 38780 1. Authorize Refund of Zoning Certificate of Occupancy Fee - 211 Blackburn Road, Application Log #24270
- 38781 2. Authorize Refunds for Overpayments For Construction Permits - 18-69299 and 18-69300
- 38782 3. Authorize Attendance - 2019 Building Safety Week Conference
- 38783 4. Authorize Bid Advertisement - City Hall HVAC Chiller Replacement Project

SAFETY & HEALTH

- 38784 1. Grant Permission and Set Forth Conditions - 2019 Summit Downtown Inc. Events
- 38785 2. Grant Permission and Set Forth Conditions - 2019 Summit Downtown Inc. Arts and Cars Event
- 38786 3. Grant Permission & Set Forth Conditions - Summit YMCA 2019 Holi Color Fest Event - Village Green
- 38787 4. Grant Permission and Set Forth Conditions - Summit Junior Fortnightly Club - 2019 Tot Trot Event at Memorial Field

FINANCE

- 38788 1. Authorize Attendance - 2019 GPANJ Conference
- 38789 2. Amend Petty Cash Management - Finance Department
- 38790 3. Cancel Outstanding Checks
- 38791 4. Reimburse Retiree Health Insurance Costs
- 38792 5. Authorize Refund Overpayment of 2018 Taxes
- 38793 6. Authorize Refund Overpayment of 2018 Taxes
- 38794 7. Authorize Refunds - Department of Community Programs
- 38795 8. Authorize Parking Refunds - Summit SmartCard, Prepaid Parking, and Overnight Parking Permits
- 38796 9. Authorizing Payment of Bills - \$514,325.92
- 38797 10. Authorizing Payment of Bills (2/15/19 – 2/28/19) - \$864,301.84

COUNCIL MEMBERS' COMMENTS/NEW BUSINESS

Items/issues noted hereunder, if any, reflect those recommending and/or needing action by City department(s) or at a future council meeting which are not already being addressed by a committee.

None.

ADJOURNMENT REGULAR MEETING - On motion of Councilmember Gould, duly seconded and unanimously approved, the meeting was adjourned at 9:18 pm.

Respectfully submitted,

Rosalia M. Licatase, City Clerk

MINUTES ATTACHMENTS

1. Presentation - Sidewalk Master Plan Update - Aaron Schragger, City Engineer/Deputy DCS Director and Rick Matias, Assistant City Engineer
2. Public Comment - Penelope & Gerard Garcia, 32 Edison Drive, re "Major Water Invasion" Issue at 32 Edison Drive