

**MINUTES OF REGULAR MEETING
TUESDAY, JULY 10, 2018
COMMON COUNCIL OF THE CITY OF SUMMIT**

Distributed: 7/30/18

Approved: 7/31/18

The meeting was called to order by Council President David 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 8, 2018 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, and Council President Naidu

ABSENT: Councilmember Ogden

Also in attendance were Mayor Radest and staff members City Administrator Rogers, DCS Director Paul Cascais, City Treasurer Gerba, City Clerk Licatase, Fire Chief Evers, Chief Weck and City Solicitor Giacobbe.

Minutes of this meeting are recorded on CD # 2018-14: 7:50:19 pm - 9:59:06 pm

PLEDGE OF ALLEGIANCE

Henry Bassman, Commander, Lindsey Street Post 322

APPROVAL OF MINUTES - Regular and Closed Session Meetings of June 19, 2018 – Upon motion of Councilmember Gould, duly seconded and 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 (Summit Historical Minute)

PRESENTATIONS

Joint Meeting of Essex and Union Counties Report, re Capital Improvement Plan and Flood Mitigation Project – Representatives of the Joint Meeting made a presentation discussing the proposed project, as well as the City's share of the cost of same.

PUBLIC COMMENTS

None.

ORDINANCE(S) FOR HEARINGS

The Council President called for a hearing of the following ordinance(s), which the City Clerk read by title.

<u>Number</u>	<u>Title</u>	<u>Introduction Date</u>
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BUILDINGS AND GROUNDS

18-3171	AN ORDINANCE AMENDING THE CODE CHAPTER XXXV, DEVELOPMENT REGULATIONS ORDINANCE, ARTICLE 1, GENERAL PROVISIONS, SUBSECTION 35-1.6, DEFINITIONS, AND ARTICLE 4, ZONING, SUBSECTION 35-4.3-9, CRBD CENTRAL RETAIL BUSINESS DISTRICT ZONE. (add definition of "museum and revise principal permitted uses in the CRBD Zone)	06/06/18
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Members of Council and Mayor Radest expressed their support of the ordinance, with a summary of their comments as follows:

1. The ordinance reflects the community's expressed wishes from the Master Plan Re-Evaluation process.
2. The ordinance addresses concerns of potential business owners about the need to seek variances for uses that do not fall under the existing ordinance
3. Experiential businesses will attract people to the downtown where they will also patronize other downtown businesses.

Councilmember McTernan shared his thoughts regarding the City micro-managing the types of uses allowed in the downtown. He stated that while he supported the ordinance, he felt that some adjustments to allowing certain uses should be considered.

No one else wished to be heard and the hearing was declared closed.

Proof of publication of the introduction of this ordinance, published in the Union County Local Source of June 7, 2018, was made part of the record.

SAFETY

18-3172 **AMEND THE CODE, CHAPTER VII, TRAFFIC, SECTION 7-11 THROUGH STREETS, STOP INTERSECTIONS AND YIELD INTERSECTIONS, SUBSECTION 7-11.2 STOP INTERSECTIONS DESIGNATED.** *(additional stop sign locations)* 06-19/19

No one else wished to be heard and the hearing was declared closed.

Proof of publication of the introduction of this ordinance, published in the Union County Local Source of June 21, 2018, was made part of the record.

ORDINANCE(S) FOR FINAL CONSIDERATION

The respective Committee Chairman, Committee member, or Councilmember, as indicated for the Committee, introduced the following ordinance(s) which was (were) individually read by title by the City Clerk for final passage and on motion, duly seconded and on roll call, unanimously adopted or adopted by the vote shown, if any:

<u>Number</u>	<u>Title</u>	<u>Introduction Date</u>
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BUILDINGS AND GROUNDS

18-3171	AN ORDINANCE AMENDING THE CODE CHAPTER XXXV, DEVELOPMENT REGULATIONS ORDINANCE, ARTICLE 1, GENERAL PROVISIONS, SUBSECTION 35-1.6, DEFINITIONS, AND ARTICLE 4, ZONING, SUBSECTION 35-4.3-9, CRBD CENTRAL RETAIL BUSINESS DISTRICT ZONE. <i>(add definition of "museum and revise principal permitted uses in the CRBD Zone)</i>	06/6/18
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RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Fox
SECONDER: McTernan
AYES: Bowman, Fox, Gould, Little, McTernan, Naidu, Ogden

SAFETY

18-3172 **AMEND THE CODE, CHAPTER VII, TRAFFIC, SECTION 7-11 THROUGH STREETS, STOP INTERSECTIONS AND YIELD INTERSECTIONS, SUBSECTION 7-11.2 STOP INTERSECTIONS DESIGNATED.** *(additional stop sign locations)* 06-19/19

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gould
SECONDER: Bowman
AYES: Bowman, Fox, Gould, Little, McTernan, Naidu, Ogden

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/PERSONNEL

- 38440 1. Authorize 2018 Salaries Effective July 1, 2018
- 38441 2. Extend Leave With Pay - Parking Services Agency Employee
- 38442 3. Appoint Members - Summit Economic Development Advisory Committee

Councilmember McTernan restated his disagreement with the need for the committee and urged the governing body to reconsider the committee's existence. He further stated that, as a result, he could not support the resolution.

Councilmember Little and Council President Naidu reiterated their past comments and asserted their continued support of the committee.

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

GENERAL SERVICES

- 38443 1. Authorize Execution of Agreement with Union County to Modify the Cooperative Agreement Dated June 17 2014, as Amended July 25, 2017
- X 2. Authorize Professional Services Agreement in Excess of \$17,500.00 - 2018 Social Services - \$35,600.00 – *(pulled)*
- 38444 3. Declare Vacancy - One (1) Part-Time Collections Assistant

WORKS

- 38445 1. Award Bid - 2018 Curb and Sidewalk Project - \$127,841.50
- 38446 2. Authorize Execution of Deed Restriction - Division of Public Works Facility at 41 Chatham Road
- 38447 3. Authorize Extension of Shared Services Agreement with New Providence - Wastewater Operations and Maintenance - July 1, 2018 through December 31, 2018
- 38448 4. Authorize Change Order #1 & Final - 2017 Curb and ADA Ramp Project - (-\$25,193.00)
- 38449 5. Authorize Change Order #1 & Final - Alley Way Improvement Project (-\$13,134.92)
- 38450 6. Appoint Recycling Advisory Committee Members

BUILDINGS AND GROUNDS

- X 1. Acknowledging Encroachment of Arborvitae Into the Public Right-of-Way - Block 2806, Lot 1.01 - 36 Blackburn Place (*Pulled*)
- 38451 2. Authorize Professional Services Agreement In Excess of \$17,500 - Broad Street West Redevelopment Planning and Real Estate Advisory Services Phase 2 - \$71,000.00
- 38452 3. Establish Transfer Station Task Force
- 38453 4. Support Year 2 - Hometown Heroes Banner Project

Henry Bassman, 18 Hartley Road, Commander, Lindsey Street Post 322, spoke of the positive impact of the Hometown Heroes Banner project had on local veterans.

Michael Arlein, 50 Bedford Road, Hometown Heroes Project Coordinator, commented as follows:

1. Thanked the Council for its support of the project.
2. Advised that more applications have been received and there is now a waiting list.
3. Provided information for those who wish to donate to the project.
4. Spoke of a Hometown Heroes bio archive on the Summit Library's website.

SAFETY

- 38454 1. Authorize State Contract Purchases - 3 Year Lease/Purchase of (4) Police Vehicles - \$39,877.29 Per Year
- 38455 2. Authorize State Contract Purchase - Police Department Radios - \$175,991.45
- 38456 3. Authorize Execution of Agreement with State PBA & Declare Vacancy- One (1) Police Officer

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:	Little
SECONDER:	Fox
AYES:	Bowman, Fox, Gould, Little, McTernan, Naidu
ABSENT:	Mary Ogden

BUILDINGS AND GROUNDS

38457 Authorize Refunds for Withdrawn Construction Permits - 5 Plain Street - #18-68760

WORKS

- 38458 1. Authorize Bid Advertisement - Hobart Avenue Section 1 Improvement Project
- 38459 2. Refund Performance Bond Release and Cash Portion - 767 Springfield Avenue (PB 15-234) - \$217,734.88
- 38460 3. Authorize Refund of Storm Sewer Connection Deposit - 8 Friar Tuck Circle

FINANCE/PERSONNEL

- 38461 1. Amend Budget - Chapter 159 - Clean Communities Grant
- 38462 2. Amend Budget - Chapter 159 - Emergency Management Assistance Grant
- 38463 3. Amend Budget - Chapter 159 - Alcohol Education Rehab & Enforcement
- 38464 4. Amend Budget - Chapter 159 - NJ DOT Deforest Avenue Improvement Grant
- 38465 5. Cancel 2018 Sewer Utility Charges
- 38466 6. Refund Overpayment of 2018 Sewer Utility Charge
- 38467 7. Authorize Refund Overpayment of Second Quarter 2018 Taxes
- 38468 8. Authorize Refund of Property Use Escrow - Our House Foundation and American Legion
- 38469 9. Authorize Refunds - Department of Community Programs
- 38470 10. Authorize Parking Refunds - Summit SmartCard, Prepaid Parking, and Overnight Parking Permits
- 38471 11. Authorizing Payment of Bills - \$2,879,359.66

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 – Upon motion of Councilmember Gould, duly seconded and unanimously approved, the meeting was adjourned at 9:59 pm.

Respectfully submitted,

Rosalia M. Licatase, City Clerk