

Kearny Town Council

Caucus / Regular Meeting

- Agenda -

Tuesday, April 8, 2014

7:00 PM

Kearny Town Hall

I. CALL TO ORDER: PUBLIC MEETINGS LAW NOTICE

II. ROLL CALL

III. SALUTE TO THE FLAG

IV. CONDUCT OF MEETING NOTICE

V. CAUCUS MEETING

A. Communications

1. Kearny Police Department, C.O.P. Unit: requesting permission to have Belgrove Drive between Afton Street and Bergen Avenue closed to motor vehicle traffic from 4:00 p.m. to 10:00 p.m. for the annual "National Night Out" event on August 5, 2014. **POLICE/DPW**
2. Kearny Police Department Community Policing (C.O.P.) Unit: inviting Mayor Santos & Council to attend "National Night Out," a Crime, Drug, and Violence Prevention Program, on August 5, 2014 at Veteran's Field on Belgrove Drive. The event begins at 6:00 p.m. and ends at 8:00 p.m. and will feature the K.P.D., K.F.D. and the Hudson County K-9 Unit. **M&C**
3. Nicholas J. Coco, Treasurer, Kearny Lions Club: requesting permission to hold a Flea Market at the Frank A. Vincent Marina on Sunday, July 13, 2014 and Sunday, October 19, 2014. **POLICE/DPW/REC**
4. Kearny Fire Department: requesting the closure of and temporary "no parking" on Halstead Street between Maple Street and Kearny Avenue on Saturday, April 12, 2014 from 1:30 p.m. until 4:30 p.m. The Fire Department is conducting a seminar in conjunction with the NJ Deputy Fire Chief's Association titled "FDNY Black Sunday Fires" at Washington School and are inviting attendees back to the Firemen's Exempt Firehouse on Halstead Street. **POLICE/DPW/REC**
5. LICENSES: 1-FILMING PERMIT; 1-GARAGE SALE
2-PARKING PERMITS that include:
1- CHESTNUT STREET LOT
1- MANDEE PARKING LOT **LICENSES**

B. Reports of Department Heads

1. Library Director's Report for March 2014
2. Library Monthly Statistical Report for February 2014
3. Engineer's Report dated April 08, 2014

C. Proclamations Recognizing:

1. 85th Birthday Celebrations of the following members of the Friendship-Harmony Club, Henrietta Benstead Senior Center:
Jane Cinardo
Victoria Sikora
Henrietta Tyburski
2. Autism Awareness Month
3. Child Abuse Prevention Month

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D. Reports of Council Members

VI. PUBLIC HEARING ON 2013 MUNICIPAL BUDGET

VII. OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO COMMENT ON AGENDA ITEMS AND MATTERS OF PUBLIC INTEREST

VIII. BUSINESS OF THE MAYOR AND COUNCIL:
ORDINANCES FOR INTRODUCTION

IX. BUSINESS OF THE MAYOR AND COUNCIL:
ORDINANCES FOR 2ND READING (PUBLIC HEARING)

2014-(O)-13

**** *tabled from 3/25/14* ****

McCURRIE

An Ordinance Establishing that a Business Entity Which Makes Political Contributions to Municipal Candidates and Municipal and County Political Parties in Excess of Certain Thresholds Shall Be Limited in its Ability to Receive Public Contracts from the Town of Kearny

2014-(O)-14

McCURRIE

Ordinance Vacating Handicapped Parking Zones at 19 Maple Street, 50 Tappan Street, 126 Schuyler Avenue, 131 Schuyler Avenue, 136 Midland Avenue and 140 Johnston Avenue

2014-(O)-15

McCURRIE

Ordinance Establishing Handicapped Parking Zone at 17 Lindsay Lane and 169 Brighton Avenue

X. BUSINESS OF THE MAYOR AND COUNCIL: MOTIONS AND RESOLUTIONS

CONSENT AGENDA: All matters listed with an asterisk (*) are considered to be routine and non-controversial by the Mayor and Council and will be approved by one motion. There will be no separate discussion of these items unless a Council Member or citizen so requests, in which case the item may be removed from the Consent Agenda and considered in its normal sequence on the agenda.

A. *Minutes be Approved (pending any corrections): None

B. *Motion to Suspend the Reading of Communications (read by title)

***2014-(R)-237**

Bills List Resolution

***2014-(R)-238**

Resolution Authorizing Refund of Overpaid Taxes in the Amount of \$23,822.71 for **Block 72, Lot 23** as a Result of Tax Court Judgment for 2011, 2012, and 2013.

***2014-(R)-239**

Resolution Authorizing Refund of Overpaid Taxes in the Amount of \$1,615.52 for **Block 131, Lot 1** as a Result of Tax Court Judgment for 2013.

***2014-(R)-240**

Resolution Authorizing Refund of Overpaid Taxes in the Amount of \$4,367.03 for **Block 161, Lot 5** as a Result of Tax Court Judgment for 2012 and 2013.

***2014-(R)-241**

Resolution Authorizing Refund of Overpaid Taxes in the Amount of \$25,266.51 for **Block 284, Lot 21.04** as a Result of Tax Court Judgment for 2011, 2012 and 2013.

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***2014-(R)-242**

Resolution Authorizing Refund of Overpaid Taxes in the Amount of \$18,047.51 for **Block 284, Lot 21.05** as a Result of Tax Court Judgment for 2011, 2012 and 2013.

***2014-(R)-243**

Resolution Authorizing Refund of Overpaid Taxes in the Amount of \$14,438.00 for **Block 290, Lot 3** as a Result of Tax Court Judgment for 2011, 2012 and 2013.

***2014-(R)-244**

Resolution Authorizing Refund of Overpaid Taxes in the Amount of \$46,994.00 for **Block 291, Lot 2.01** as a Result of Tax Court Judgment for 2009, 2010, 2011, 2012 and 2013.

***2014-(R)-245**

Resolution Cancelling 2013-2014 Taxes in the Amount of \$693.50 for **Block 67, Lot 2.01**, Qualifier C0402, as a Result of Incorrect Added/Omitted Assessment and Authorizing Refund in the Amount of \$453.13 to David Feldhan.

***2014-(R)-246**

Resolution Authorizing the Return of Unused Escrow Deposit to K & J Santos, LLC, Streetscape Application #SS.45, in the Amount of \$1,681.38, **Block 12, Lot 14**.

***2014-(R)-247**

Resolution Authorizing the Return of Fee for a Construction Permit Application to V.E. Ralph & Son in the Amount of \$53.00 for 323-325 Schuyler Avenue, **Block 241, Lot 39** because a Construction Permit was not Warranted and Rescinding and Revoking Resolution 2014-136.

***2014-(R)-248**

Resolution Authorizing Permission to Encroach Upon Town Right of Way at 495 Kearny Avenue, **Block 71, Lot 15.02**, for the Purpose of Installing a 2" Conduit to Curb for Verizon.

***2014-(R)-249**

Resolution Granting Permission to Mauricio Plumbing, LLC, 200-202 North 5th Street, Harrison, N.J., for Emergency Road Opening Permit at 50 Bennett Avenue, **Block 138, Lot 9**, in Order to Replace a Sewer Line from Curb to Main.

***2014-(R)-250**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 72 Argyle Place, **Block 174, Lot 5**, in Order to Repair Gas Main.

***2014-(R)-251**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 259 Ivy Street, **Block 213, Lot 41**, in Order to Repair Gas Main.

***2014-(R)-252**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 261 Highland Avenue, **Block 35, Lot 24**, in Order to Repair Gas Main.

***2014-(R)-253**

Resolution Authorizing Twenty (20) Hours Overtime to Susan A. Evanchick, Administrative Clerk in the Construction Code Department, to Issue Permits, Escrows and to Respond to OPRA Requests. (\$1,397.80)

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***2014-(R)-254**

Resolution Authorizing Three (3) Hours Overtime to Dinis Conceicao, MIS Technician, to Install Two (2) UPS's and One (1) Power Supply for the Cage of the Phone Equipment on Sunday, March 30, 2014. (\$173.37)

***2014-(R)-255**

Resolution Authorizing Three and One-half (3.5) Hours Overtime within the Kearny Water Department for a Water Leak on March 14, 2014. (\$162.89)

***2014-(R)-256**

Consent Agenda Resolution

DOYLE

2014-(R)-257

Resolution Authorizing Eighteen (18) Hours Overtime within the Department of Public Works to Set up for the St. Patrick's Day Parade and to Clear a Sewer Blockage at 286 Elm Street. (\$858.35)

SANTOS

2014-(R)-258

Resolution Authorizing Contract with the New Jersey Department of Transportation for Potential Sewer Line Relocation Associated with the New Jersey Department of Transportation Route 7 Drainage Improvements Project.

SANTOS

2014-(R)-259

Resolution Awarding a Contract to Top Line Construction for the CDBG Central Avenue Resurfacing Project in the Amount of \$454,711.66.

SANTOS

2014-(R)-260

Resolution Authorizing Contract to Neglia Engineering Associates for the Survey of the Conrail Railroad Spur (**Block 1, Lots 2.3, 4, 7 & 10**) (T&M Not To Exceed \$5,530.00).

SANTOS

2014-(R)-261

Resolution Awarding a Contract for Professional Services to Hatch Mott MacDonald in the Amount Not to Exceed \$5,000 to Monitor and Prepare GHG Reports for Municipal Sanitary Landfill Authority 1D for Submission to USEPA.

SANTOS

2014-(R)-262

Resolution Awarding the Contract for Landscaping Services to Green Leaf Landscape Services, Inc. of Eatontown, New Jersey in the Amount of \$92,159.00 for the Period of April 1, 2014 to March 31, 2015 per Bids Received on April 4, 2014.

SANTOS

2014-(R)-263

Resolution Authorizing the Submission to NJDEP of a Recycling Tonnage Grant Application by the DPW Director and Directing that the Grant Proceeds be Deposited in a Dedicated Fund.

SANTOS

2014-(R)-264

Resolution Reapproving a KEZDC Business Development Loan Previously Approved by Resolution 2012-338 to Josam Realty Corp, Inc. in an Amount Not to Exceed \$250,000 Subject to Stated Conditions.

SANTOS

2014-(R)-265

Resolution Supporting Participation in the Sustainable Jersey[®] Municipal Certification Program.

SANTOS

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2014-(R)-266

SANTOS

Resolution Pursuant to Town Code Section 23-7 Approving Curb Cuts at 350 Bergen Avenue, **Block 252, Lot 2.022**, to Accommodate New Driveways.

2014-(R)-267

SANTOS

Resolution Pursuant to Town Code Section 23-7 Approving a Curb Cut at 531 Davis Avenue, **Block 179, Lot 24**, to Accommodate a New Driveway.

2014-(R)-268

SANTOS

Resolution to Enter into Closed Session to Discuss the Following Matters:
Review of Permanent and Reserve Crossing Guards Lists, Discussion of Intern Position, Discussion of Tax Appeal Settlements: PSE&G v. TOK and Jeryl Industrial Park v. TOK.

2014-(R)-269

DOYLE

Resolution Authorizing the Issuance of Not Exceeding \$10,000,000 Tax Anticipation Notes of 2014 of the Town of Kearny, in the County of Hudson, New Jersey.

2014-(R)-270

McCURRIE

Resolution Adopting a Form Required to be Used for the Filing of Notices of Tort Claims Against the Town of Kearny in Accordance with the Provisions of the New Jersey Tort Claims Act, N.J.S.A. 59:8-6.

2014-(R)-271

ECKEL

Resolution Appointing Part time Public Safety Telecommunicator Trainees in the Fire Department to Work a Maximum of 24 Hours per Week at the Current Hourly Rate of \$15.25 Pending Pre-employment Processing and Subject to Local Government Services (LGS) Approval

2014-(R)-272

CARDOSO

Resolution Authorizing an Increase in the Hourly Rate for Michael Wallace, Part time Electrical Subcode Official in the Construction Code Enforcement Department, to \$33.36 per Hour Effective Monday, April 7, 2014.

2014-(R)-273

CARDOSO

Resolution Authorizing Sixteen (16) Hours Overtime for the Municipal Court Staff, Carol Liotti, Ledy More, Cintia Valdez and Catherine Colon, for Monday Evening Court Session on May 12, 2014. (\$1,200.00)

2014-(R)-274

McCURRIE

Resolution Authorizing Participation in the New Jersey Council of Farmers & Communities ("NJCF") and Execution of the Community Market Membership Application.

2014-(R)-275

KONOPKA

Resolution Appointing Kenneth Pincus to the Full Time Position of Health Officer at the Annual Salary of \$99,500 Pending Pre-employment Processing.

XI. EXECUTIVE (CLOSED) SESSION

XII. ADJOURNMENT