

# Kearny Town Council

## Regular Meeting

- Agenda -

Tuesday, March 27, 2018

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. Ruth Ann Becker, Kearny Community Garden Core Member, requesting permission to Install a Sign in Memory of Edward C. Bixler and to identify the Kearny Community Garden.

**M&C/DPW/REC**

2. Miranda Agosto and Kaitlynn Fink: requesting permission to hold the 3<sup>rd</sup> annual *Walk for Love* march on Saturday, June 2, 2018. Participants will begin assembling at 5:30 p.m. at Town Hall. The *Walk* will begin at 6:00 p.m. along the sidewalks beginning at Kearny Town Hall, passing by East Newark Borough Hall, and ending at Harrison Town Hall. Raindate is: Saturday, June 9, 2018.

**M&C/POLICE/DPW**

3. Jack Corbett and Jane Mackesy of the Kearny Prevention Coalition, 645 Kearny Avenue requesting permission to hang a Banner on Kearny Avenue in observance of National Prevention Week, May 13 through May 19, 2018 with banner in place beginning the week of May 6, 2018.

**M&C/POLICE/DPW/REC**

4. Claudio Urra, Tournament Director and Lynn Oelz of the Arlington Players Club located at 12 Washington Place will host the Annual Men's and Women's State Tennis Championships on June 9 through 16, 2018; requesting permission to Hang a Banner starting June 5<sup>th</sup> near the Kearny Bank location on Kearny Avenue. Signs by Lynn will get the banner to the DPW to hang if granted permission.

**M&C/POLICE/DPW/REC**

5. John McKenna, Kearny High School Crew requesting permission to host a Regatta at the Boathouse on Passaic Avenue on April 14, 2018, 8:00 a.m. through 5:00 p.m., with the start line for the race in North Arlington by the Passaic Valley Sewage Commission property, and the finish line at Norman Doyle Pavilion Park. All teams will be stage at the boathouse parking lot.

**M&C/POLICE/FIRE/DPW/REC**

6. Mayor Alberto G. Santos Appointing Adnelis Albizu as Kearny's representative to the North Hudson Community Action Corporation Board

**M&C**

7. LICENSES: 1 – GARAGE SALE;  
2 – TAXIS;  
1 – JUKE BOX;  
1 – RAFFLE;

**LICENSES**

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B. Reports of Department Heads

1. DPW Operations Report for February 2018
2. Engineer's Report dated March 27, 2018
3. Engineer's Report on Gunnell Oval dated March 27, 2018
4. Engineer's Report on Dukes, Devon, Tappan, Hoyt ('DDTH') Pumping Station dated March 27, 2018

- C. 1. Proclamation Recognizing April 2018 as Alcohol Awareness Month  
2. Proclamation Recognizing National Prevention Week May 13-19, 2018

D. Reports of Council Members

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

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

**2018-O-16**

Ordinance Vacating Handicapped Parking Zone at 217 Seeley Avenue

**McCURRIE**

**2018-O-17**

Ordinance Approving and Adopting an Amended Kearny Point Industrial Park Redevelopment Plan

**McCURRIE**

VIII. BUSINESS OF THE MAYOR AND COUNCIL:  
ORDINANCES FOR 2<sup>ND</sup> READING (PUBLIC HEARING)

**2018-O-14**

Ordinance Vacating Handicapped Parking Zones at 435 Davis Avenue, 130 Hoyt Street and 209 Devon Street

**McCURRIE**

**2018-O-15**

Ordinance Establishing Handicapped Parking Zone at 683 ½ Chestnut Street

**McCURRIE**

IX. PUBLIC HEARING ON **RESOLUTION 2018-200**  
RESOLUTION AUTHORIZING A REQUEST TO USE ENTERPRISE ZONE ASSISTANCE FUNDS FOR AN ELTEC FLASHING CROSSWALK BEACON SYSTEM FOR KEARNY AVENUE IN THE AMOUNT OF NOT TO EXCEED \$9,550 (INCLUDES LOCAL SHARE OF \$3,820).

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): Regular Meeting March 13, 2018  
B. \*Motion to Suspend the Reading of Communications (read by title)

**\*2018-(R)-186**

Bills List Resolution

**\*2018-(R)-187**

Resolution Authorizing the Return of Unused Escrow Deposit to Montville Manor, Inc. in the Amount of \$161.27 Relative to Subdivision Application #332 at 37-43 Pavonia Avenue, **Block 70, Lot 26 (inc. 27)**.

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**\*2018-(R)-188**

Resolution Authorizing the Return of Unused Escrow Deposit to Philip Johnston in the Amount of \$834.64 Relative to Site Plan Application #391 at 300 Belleville Turnpike, **Block 127, Lot 14.**

**\*2018-(R)-189**

Resolution Authorizing the Return of Unused Escrow Deposit to CJP Associates in the Amount of \$1,752.33 Relative to Subdivision Application #283 at Belleville Turnpike and Barszcewski Street, **Block 150, Lots 52-63.**

**\*2018-(R)-190**

Resolution Authorizing the Return of Unused Escrow Deposit to PSEG Fossil, LLC in the Amount of \$12,137.36 Relative to Site Plan Application #2010.19 at Pennsylvania Avenue, **Block 298, Lot 10.01.**

**\*2018-(R)-191**

Resolution Granting Permission to SUEZ North America, for Road Opening Permit at 24 John Street, **Block 9, Lot 4**, in Order to Replace a Curb Box. (*subject to submission of utility agreement on restoration by Council Meeting date of March 27, 2018*)

**\*2018-(R)-192**

Resolution Granting Permission to SUEZ North America, for Road Opening Permit at 64 Hamilton Avenue, a/k/a 62 Hamilton Avenue, **Block 104, Lot 2**, in Order to Repair Service Leak. (*subject to submission of utility agreement on restoration by Council Meeting date of March 27, 2018*)

**\*2018-(R)-193**

Resolution Granting Permission to SUEZ North America, for Road Opening Permit at 194 Oakwood Avenue, a/k/a 196 Oakwood Avenue, **Block 212, Lot 22**, in Order to Repair a Leak by the Curb Box. (*subject to submission of utility agreement on restoration by Council Meeting date of March 27, 2018*)

**\*2018-(R)-194**

Resolution Authorizing the Return of a Zoning Permit Fee and a Building Permit Fee to Joellen Maher in the Amount of \$50.00 for Work Cancelled at 23 Madison Avenue, **Block 114, Lot 32.**

**\*2018-(R)-195**

Resolution Authorizing Fifteen and One-half (15.5) Hours Overtime to Robert Charles, Building Inspector/Code Enforcement Officer in the Construction Code Enforcement Department, to Conduct Additional Building Inspections in the Absence of a Building Subcode Official and to Eliminate Wait Time on Inspections from February 05, 2018 through February 27, 2018. (\$876.99)

**\*2018-(R)-196**

Resolution Authorizing Six (6) Hours Overtime to Jonathan E. Szura, Technical Assistant Land Use in the Construction Code Enforcement Department, to Attend the Zoning Board meeting on Tuesday, April 3, 2018 and the Planning Board meeting on Wednesday, April 4, 2018, both in the evening. (\$206.23)

**\*2018-(R)-197**

Consent Agenda Resolution

**DOYLE**

**2018-(R)-198**

Resolution Authorizing Five Hundred Forty-five (545) Hours Overtime within the Department of Public Works for Storm Preparation, Plowing and Cleanup from the Nor'easter, to Repair KPD Vehicles, Handle Tree Work and Sewer Maintenance from the Nor'easter, Respond to an Alarm at the Library, Get Pump Repair Estimate, and Repair Streets in S. Kearny. (\$27,594.58)

**SANTOS**

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**2018-(R)-199**

**SANTOS**

Resolution Accepting the Retirement Application of James McArdle, Laborer in the Department of Public Works, after Forty-six (46) Years and Four (4) Months of Service, Effective April 01, 2018, Pending Approval of the Public Employees' Retirement System (unused sick leave, unused vacation and longevity totaling \$40,484.35 subject to change if additional time is taken).

**2018-(R)-200**

**SANTOS**

Resolution Authorizing a Request to Use Enterprise Zone Assistance Funds for an Eltec Flashing Crosswalk Beacon System for Kearny Avenue in the Amount of not to Exceed \$9,550 (includes Local Share of \$3,820).

**2018-(R)-201**

**SANTOS**

Resolution to Enter into Closed Session to Discuss the Following Matters Relating to Anticipated Litigation, Litigation, Contract Negotiations, and Personnel Matters, to wit: Review Crossing Guard Recommendations and Discuss Keegan Landfill Litigation.

**2018-(R)-202**

**DOYLE**

Resolution Authorizing Transfer of Appropriation Reserves for 2017.

**2018-(R)-203**

**ECKEL**

Resolution Appointing Barry Hruby to the Part time Position of Security Guard in the Kearny Public Library to Work a Maximum of 24.5 Hours per Week at the Current Hourly Rate of \$12 Per Hour, Effective April 2, 2018.

**2018-(R)-204**

**ECKEL**

Resolution Accepting the Retirement Application of Deputy Chief Joseph Viscuso from the Kearny Fire Department after Twenty-Eight (28) Years and Four (4) Months of Service, Effective April 01, 2018, Pending Approval of the Police and Firemen's Retirement System (terminal leave pay and unused vacation totaling \$70,373.30 subject to change if additional time is taken).

**2018-(R)-205**

**ECKEL**

Resolution Accepting the Retirement Application of Fire Captain Arthur Bloomer from the Kearny Fire Department after Thirty Years (30) Years of Service, Effective June 01, 2018, Pending Approval of the Police and Firemen's Retirement System (terminal leave pay and unused vacation totaling \$48,557.69 subject to change if additional time is taken).

**2018-(R)-206**

**ECKEL**

Resolution Accepting the Retirement Application of Firefighter Scott Coulson from the Kearny Fire Department after Twenty-five (25) Years and Ten (10) Months of Service, Effective May 01, 2018, Pending Approval of the Police and Firemen's Retirement System (terminal leave pay and unused vacation totaling \$39,765.99 subject to change if additional time is taken).

**2018-(R)-207**

**SANTOS**

Resolution Endorsing an Application to the United States Economic Development Administration for \$3,000,000 of Assistance for the Proposed Reconstruction of Hackensack Avenue

**2018-(R)-208**

**SANTOS**

Resolution Authorizing USA Environment, LP As Agent for Glenn Springs Holdings Inc. to Encroach upon the Town Right-of-Way at 286 Central Avenue, Block 292, Lot 4, for the Purpose of Performing Asphalt Capping Activities to the Current Curb of 3<sup>rd</sup> Street

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**2018-(R)-209**

**SANTOS**

Resolution Authorizing Geosyntec Consultants, as Agent for Glenn Springs Holdings, Inc. to Encroach upon Town Rights-of-Way at 14-24 McWhirter Road (Block 151, Lots 10 and 11) and 21-25 O'Brien Road (Blocks 151, Lots 1 and 2) for the Purpose of Performing Remedial Action Activities Approved by the New Jersey Department of Environmental Protection

**2018-(R)-210**

**SANTOS**

Resolution Authorizing Contract to Neglia Engineering Associates for Construction Management of the Gunnell Oval Improvements Project (T&M Not to Exceed \$968,270.00)

**2018-(R)-211**

**SANTOS**

Resolution Authorizing Advertisement for Bids for the Harvey Field Lighting Improvements Project

**2018-(R)-212**

**ECKEL**

Resolution Accepting the Retirement Application of Deputy Fire Chief Frank S. Viscuso from the Kearny Fire Department After Twenty-Six and Nine Months (26.9) Years of Service, Effective April 1, 2018 Pending Approval of the Police and Firemen's Retirement System (Terminal Leave Pay and Unused Vacation Totaling \$64,102.42 Subject to Change If Additional Time is Taken).

XI. EXECUTIVE (CLOSED) SESSION

XII. ADJOURNMENT