

Kearny Town Council

Regular Meeting

- Agenda -

Tuesday, January 22, 2019

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. Ellen McGirr-Murray, Parade Adjutant, on behalf of The United Irish Associations of West Hudson: requesting permission to conduct the annual **St. Patrick's Day Parade** on Sunday, March 10, 2019 starting promptly at 2 p.m. in Harrison, proceeding through East Newark, and ending in Kearny at the intersection of Kearny and Quincy Avenues. The assistance of the Police Department is also being requested for street closures beginning at 1 p.m. **M&C/POLICE/RECREATION/DPW**
2. LICENSES: 6 – PARKING PERMITS that include:
 - 1 - MANDEE LOT
 - 2 - MANDEE LOT (BUSINESS)
 - 2 - AMERICAN LEGION/VFW
 - 1 - PROVIDENT BANK
 - 1 – GARAGE SALE
 - 1 – JUKE BOX;
 - 1 – RAFFLE;
 - 2 – VIDEO/PINBALL**LICENSES**

B. Reports of Department Heads

1. DPW Operations Report for December 2018
2. Kearny Water Department's Operations Report for December 2018 prepared by SUEZ Water Environmental Services, Inc.
3. Engineer's Report dated January 22, 2019
4. Engineer's Report on Gunnell Oval Project dated January 22, 2019
5. Engineer's Report on Dukes, Devon Tappan, Hoyt (DDTH) Pumping Station Project dated January 22, 2019

C. Reports of Council Members

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

2019-O-03

McCURRIE

Ordinance Vacating Handicapped Parking Zones at 94 King Street, 152 Devon Terrace, 169 Forest Street, 209 Devon Street, 217 Seeley Avenue, 258 Bergen Avenue, 339 Highland Avenue, 366 Chestnut Street, and 513 Hickory Street

2019-O-04

McCURRIE

Ordinance Establishing Handicapped Parking Zones at 315 Hickory Street, 690 Devon Street and 105 Park Place

2019-O-05

McCURRIE

An Ordinance Amending the Town's Salary Ordinance for the Positions of Sewer Repairer/Street Repairer and Mechanic

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

2019-O-01

McCURRIE

An Ordinance Establishing the Position of Public Safety Telecommunicator Trainee

VIII. 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):
Reorganization Meeting January 07, 2019
Regular Meeting January 08, 2019

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

***2019-(R)-63**

Bills List Resolution

***2019-(R)-64**

Resolution Approving the Amount of the Maintenance Bond Posted by DVL, Inc. (Passaic Avenue).

***2019-(R)-65**

Resolution Authorizing the Return of Unused Escrow Deposit to DVL Kearny Holdings, LLC in the Amount of \$150,426.92 (10% Cash Portion of the Performance Bond) Relative to Site Plan Application(s) #486, #515, & 518 at 160-194 Passaic Avenue, **Block 15, Lot 7.01**.

***2019-(R)-66**

Resolution Amending Resolution No. 2018-637 Authorizing Encroachment in the Beech Street Right of Way for Removal of an Underground Storage Tank.

***2019-(R)-68**

Resolution Authorizing Six (6) Hours Overtime to Jonathan Szura, Technical Assistant Land Use in the Construction Code Enforcement Office, to Attend the Regular Evening Meeting of the Zoning Board on January 10, 2019 (3 hrs.) and February 07, 2019 (3 hrs.), Serving as Secretary to the Board. (\$225.54)

***2019-(R)-69**

Resolution Granting Permission to Nine (9) FMBA Members of the Kearny Fire Department to Attend the Annual FMBA Mid-Year Convention February 5-7, 2019, Pursuant to N.J.S.A. 11A:6-10.

***2019-(R)-70**

DOYLE

Consent Agenda Resolution

2019-(R)-71

SANTOS

Resolution Authorizing Twenty-five (25) Hours Overtime within the Department of Public Works to Monitor Temporary Pump Operation and Fuel Usage at Harrison Avenue Pump Station, Respond to a Boiler Malfunction at Town Hall, Respond to a Road Call for a DPW Truck Breakdown, and Catch up on Paperwork/Permit Backlog. (\$1,497.57)

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2019-(R)-72

SANTOS

Resolution Appointing Gerald J. Ficeto to Fill Temporarily the Vacancy in the Office of 4th Ward Council Member.

2019-(R)-73

SANTOS

Resolution Accepting the Retirement Application of Joseph Porcile, Supervisor in the Department of Public Works, Effective February 01, 2019 after Twenty-five and One-half (25 ½) Years of Service, Pending Approval of the Public Employees' Retirement System (unused vacation and longevity totaling \$46,676.19 subject to change if additional time is taken).

2019-(R)-74

SANTOS

Resolution Accepting the Retirement Application of Richard Bubenias, Repairer in the Department of Public Works, Effective February 01, 2019 after Thirty Years and Seven Months (30.7) of Service, Pending Approval of the Public Employees' Retirement System (unused vacation and longevity totaling \$19,096.58 subject to change if additional time is taken).

2019-(R)-75

SANTOS

Resolution Accepting the Retirement Application of James J. Ahearn, Mechanic in the Department of Public Works, Effective February 01, 2019 after Twenty-four Years and One Month (24.1) of Service Pending Approval of the Public Employees' Retirement System (unused vacation and longevity totaling \$52,097.77 subject to change if additional time is taken).

2019-(R)-76

SANTOS

Resolution Accepting the Retirement Application of Joel Davelman, Mechanic in the Department of Public Works, Effective April 01, 2019 after Twenty Years and Eleven Months (20.11) of Service, Pending Approval of the Public Employees' Retirement System (unused sick leave, unused vacation and longevity totaling \$20,824.91 subject to change if additional time is taken).

2019-(R)-77

SANTOS

Resolution Amending Resolution No. 2018-419 Adopted July 17, 2018 Transferring Joseph DiLorenzo Parking Enforcement Officer in the Kearny Police Department to the Lateral Position of Laborer 1 in the Department of Public Works.

2019-(R)-78

SANTOS

Resolution Authorizing a Professional Service Agreement with Neglia Engineering Associates for the Preparation of a Master Plan Reexamination Report and Update.

2019-(R)-79

SANTOS

Resolution Approving Professional Services Agreement with Excel Environmental Resources, Inc. for the Calendar Year 2019, Pursuant to a Fair and Open Process.

2019-(R)-80

SANTOS

Resolution Authorizing Contract to Neglia Engineering Associates for Surveying, Design and Bidding Services for the King Street & Schuyler Avenue Drainage Improvements; John Hay Drainage Channel Wall Improvements; Radley Street Manhole Improvements; and Passaic Avenue & Johnston Avenue Sewer Cleaning Project (T&M not to Exceed \$57,420.00).

2019-(R)-81

SANTOS

Resolution Authorizing Execution of a Tolling Agreement with the USEPA Relating to Clean-up of the Lower Passaic River.

2019-(R)-82

SANTOS

Resolution to Enter into Closed Session.

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2019-(R)-83

DOYLE

Resolution of the Town of Kearny, in the County of Hudson, New Jersey Making Application to the Local Finance Board Pursuant to N.J.S.A. 40A:3-1 et seq. for Appropriations Set Forth in Bond Ordinance No. 2019-02.

2019-(R)-84

ECKEL

Resolution Changing the Title of Part-Time Public Safety Telecommunicator Trainee Mario Piumelli to Provisional Full-Time Public Safety Telecommunicator Trainee with a Corresponding Change in Salary, Effective February 2, 2019.

2019-(R)-85

DE CASTRO

Resolution Amending a Professional Service Agreement with Ransom Environmental for Environmental Services Related to the Renovation of the Kearny Health Department Building (645 Kearny Avenue).

2019-(R)-86

CARDOSO

Resolution Appointing James Carey to the Part-Time Position of Court Attendant in the Municipal Court to Work Up to a Maximum of 24.5 Hours per Week, at the Current Hourly Rate of \$19.00.

2019-(R)-87

SANTANA

Resolution Accepting the Retirement Application of Police Lieutenant Richard Poplaski from the Kearny Police Department after Twenty-nine Years and Five Months (29.5) of Service, Effective February 01, 2019, Pending Approval of the Police and Firemen's Retirement System (terminal leave pay and unused vacation totaling \$82,389.56 subject to change if additional time is taken).

2019-(R)-88

SANTANA

Resolution Accepting the Retirement Application of Police Lieutenant Anthony F. Limite from the Kearny Police Department after Twenty-seven Years and Nine Months (27.9) of Service, Effective February 01, 2019, Pending Approval of the Police and Firemen's Retirement System (terminal leave pay and unused vacation totaling \$73,296.71 subject to change if additional time is taken).

2019-(R)-89

SANTANA

Resolution Accepting the Retirement Application of Police Lieutenant Joseph Lauer from the Kearny Police Department after Twenty-five (25) Years of Service, Effective February 01, 2019, Pending Approval of the Police and Firemen's Retirement System (terminal leave pay and unused vacation totaling \$81,097.17 subject to change if additional time is taken).

2019-(R)-90

SANTANA

Resolution Accepting the Retirement Application of Police Sergeant Patrick J. Sawyer from the Kearny Police Department after Twenty-nine (29) Years and Five (5) Months of Service, Effective February 01, 2019, Pending Approval of the Police and Firemen's Retirement System (terminal leave pay and unused vacation totaling \$73,234.43 subject to change if additional time is taken).

2019-(R)-91

SANTANA

Resolution Accepting the Retirement Application of Police Officer Stephen Podolski from the Kearny Police Department after Thirty-one Years and Two Months (31.2) of Service, Effective April 01, 2019, Pending Approval of the Police and Firemen's Retirement System (terminal leave pay and unused vacation totaling \$59,212.95 subject to change if additional time is taken).

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2019-(R)-92

SANTANA

Resolution Accepting the Retirement Application of Police Officer Bryant K. Obie from the Kearny Police Department after Twenty-five (25) Years of Service, Effective February 01, 2019, Pending Approval of the Police and Firemen's Retirement System (terminal leave pay and unused vacation totaling \$59,498.52 subject to change if additional time is taken).

2019-(R)-93

SANTANA

Resolution Appointing Maria Varandas and Jennifer Parker to the Permanent Position of Crossing Guard at the Current Hourly Rate of \$17.27, Effective January 23, 2019.

2019-(R)-94

SANTANA

Resolution Granting the Issuance of a New (Inactive) Alcoholic Beverage Plenary Retail Distribution License No. 0907-44-005-008 for 2018-2019 License Term to Benzene Group, Inc. per Special Ruling Pursuant to N.J.S.A. 33:1-12:18.

2019-(R)-95

SANTOS

Resolution Appointing Teresa Arce, 50 Windsor Street, Kearny, N.J., to the Board of Health to Fill the Unexpired Term of Kimberly Burke through 12/31/2020.

IX. EXECUTIVE (CLOSED) SESSION

X. ADJOURNMENT