

Kearny Town Council

Regular Meeting

- Agenda -

Tuesday, February 19, 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. SWEARING-IN OF POLICE LIEUTENANT SCOTT TRAYNOR
SWEARING-IN OF POLICE LIEUTENANT BRIAN WISELY
SWEARING-IN OF POLICE SERGEANT PHILIP FINCH
SWEARING-IN OF POLICE SERGEANT PATRICK BECKER
SWEARING-IN OF POLICE SERGEANT KEVIN ARNESMAN
- VI. CAUCUS MEETING
 - A. Communications
 1. Rev. John E. Wassell, Our Lady of Sorrows RC Church Administrator: requesting permission to conduct a Good Friday Prayer Service on April 19, 2019 at 12 noon at the Lithuanian Wayside Cross at Riverbank Park. Rev. Wassell also invites Mayor and Council to participate in the service. (In the event of rain or snow, this service will be cancelled.)

M&C/POLICE/DPW/REC
 2. Pathways to Independence, Inc.: requesting permission to use the Frank A. Vincent Marina on Sunday, March 24, 2019 to hold a Flea Market to benefit programs operated by Pathways to Independence, Inc.

M&C/POLICE/DPW/REC
 3. LICENSES: 1– PARKING PERMITS that include:
 - 1 – CHESTNUT STREET LOT
 - 1 – JUKE BOX;
 - 3 – RAFFLE;
 - 1 – VIDEO/PINBALL

LICENSES
 - B. Reports of Department Heads
 1. DPW Operations Report for January 2019
 2. Certified Tree Experts (CTE) Report dated January 30, 2019 including Recommended Tree Removal(s)
 3. Construction Code Enforcement Department Report for January 2019
 4. Engineer’s Report dated February 19, 2019
 5. Engineer’s Construction Management Report for the Gunnell Oval Improvements Project dated February 19, 2019
 6. Engineer’s Report for the Dukes, Devon, Tappan, Hoyt (‘DDTH’) Pumping Station Report dated February 19, 2019
 7. Library Director’s Report dated January 2019
 - C. Presentation by Nathaniel H. Jablonski, Boy Scout 305 on his Eagle Scout Service Project known as the General Philip Kearny Memorial Town Tour, a 5.1 Mile Trek around Kearny highlighting a number of Kearny Historical Sites.
 - D. Presentation by Christopher Juchnick of Neves Architecture & Design, LLC regarding the renovation of the Kearny Health Department Building (645 Kearny Avenue)
 - E. Reports of Council Members

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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

2019-O-08

McCURRIE

Ordinance Establishing Handicapped Parking Zone at 225 Devon Street

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

2019-O-02

McCURRIE

Bond Ordinance Providing for Various Capital Improvements In and By the Town of Kearny, in the County of Hudson, New Jersey, Appropriating \$3,000,000 Therefor and Authorizing the Issuance of \$2,850,000 Bonds or Notes of the Town to Finance Part of the Cost Thereof

2019-O-06

McCURRIE

Ordinance Vacating Handicapped Parking Zones at 588 Devon Street and 261 Wilson Avenue

2019-O-07

McCURRIE

Ordinance Establishing Handicapped Parking Zone at 271 Highland 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): Regular Meeting February 19, 2019

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

***2019-(R)-115**

Bills List Resolution

***2019-(R)-116**

Resolution Authorizing Tax Overpayment Refund in the Amount of \$7,259.31 to M&N 206 LLC for 2018 Taxes for 25-27 Wilkinson Terrace, **Block 50, Lot 11.**

***2019-(R)-117**

Resolution Authorizing the Return of Unused Escrow Deposit to Professional Development Corporation in the Amount of \$2,070.40 Relative to Zoning Board of Adjustment (ZBA) Application #2018.03 at 71 Quincy Avenue, **Block 69, Lot 35.**

***2019-(R)-118**

Resolution Authorizing the Return of Unused Escrow Deposit to Schuyler Crossing Urban Renewal, LLC in the Amount of \$2,641.89 Relative to Planning Board Site Plan Application #526 for 311-337 Bergen Avenue, **Block 242, Lot 34 (inc. 35 & 36).**

***2019-(R)-119**

Resolution Authorizing the Return of Unused Escrow Deposit to Schuyler Crossing Urban Renewal, LLC in the Amount of \$205,015.08 Relative to Planning Board Site Plan Application #526 for 311-337 Bergen Avenue, **Block 242, Lot 34 (inc. 35 & 36).**

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***2019-(R)-120**

Resolution Authorizing the Return of Unused Escrow Deposit to Schuyler Crossing Urban Renewal, LLC in the Amount of \$19,501.79 to Cover the Professional Costs Relative to the Redeveloper's Agreement (Ordinance #2015-9) for 311-337 Bergen Avenue, **Block 242, Lot 34 (inc. 35 & 36)**.

***2019-(R)-121**

Resolution Granting Permission to Carlos and Rita Viana, 353 Jauncey Avenue, Lyndhurst, New Jersey 07071 to Encroach Upon the Sidewalk within the Town Right of Way at 316 Devon Street, **Block 233, Lot 2**, for the Purpose of Removing an Underground Oil Storage Tank.

***2019-(R)-122**

Resolution Granting Permission to J. Fletcher Creamer & Son, Inc. of Hackensack, NJ for Road Opening Permit at 203-205 Devon Street, **Block 246, Lot 27**, in Order to Cut in New Curb Stop so Customer can Shut Off Water.

***2019-(R)-123**

Resolution Granting Permission to PSE&G for Road Opening Permit at 47 Morgan Place, **Block 138, Lot 14**, in Order to Abandon Gas Service for Demolition.

***2019-(R)-124**

Resolution Granting Permission to PSE&G for Road Opening Permit at 460 Forest Street, **Block 192, Lot 1**, in Order to Install New Gas Service.

***2019-(R)-125**

Resolution Granting Permission to PSE&G for Road Opening Permit at 706-708 Elm Street, **Block 145, Lot 18**, in Order to Abandon Gas Service for Demolition.

***2019-(R)-126**

Resolution Authorizing Three (3) 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 of Adjustment on March 5, 2019 Serving as Secretary to the Board. (\$112.77)

***2019-(R)-127**

Consent Agenda Resolution

DOYLE

2019-(R)-128

Resolution Authorizing Two Hundred Seventeen (217) Hours of Overtime within the Department of Public Works to Salt and Plow Streets, and to Respond to No Heat Emergency at Fire Department. (\$10,188.14)

SANTOS

2019-(R)-129

Resolution Pursuant to Town Code Section 23-7 Approving Curb Cut at 12 Stevenson Place, **Block 74, Lot 15**, to Accommodate a New Driveway.

SANTOS

2019-(R)-130

Resolution Adopting the Provisions of Chapter 48 (N.J.S.A. 52:14-17.38) to Implement Continued State Health Benefits Plan Coverage of Certain Retirees as Previously Negotiated.

SANTOS

2019-(R)-131

Resolution Authorizing Advertisement for Bids for the Kearny Avenue Roadway Improvements (NJDOT Funded) and Afton Street, Halstead Street and Chestnut Street Roadway Improvements (CDBG Funded) Project.

SANTOS

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2019-(R)-132

SANTOS

Resolution to Enter into Closed Session to Discuss the Following Matters Relating to Anticipated Litigation, Litigation, Contract Negotiations, and Personnel Matters, to wit:

2019-(R)-133

SANTANA

Resolution Appointing Police Sergeant Scott Traynor to the Permanent Position of Police Lieutenant in the Kearny Police Department, Effective March 1, 2019 at the Current Annual Salary of \$136,315, Pursuant to the NJCSC Certification # PL190993.

2019-(R)-134

SANTANA

Resolution Appointing Police Sergeant Brian Wisely to the Permanent Position of Police Lieutenant in the Kearny Police Department, Effective March 1, 2019 at the Current Annual Salary of \$136,315, Pursuant to the NJCSC Certification # PL190993.

2019-(R)-135

SANTANA

Resolution Appointing Police Officer Philip Finch to the Permanent Position of Police Sergeant in the Kearny Police Department, Effective March 1, 2019 at the Current Annual Salary of \$118,742, Pursuant to the NJCSC Certification # PL190992.

2019-(R)-136

SANTANA

Resolution Appointing Police Officer Patrick Becker to the Permanent Position of Police Sergeant in the Kearny Police Department, Effective March 1, 2019 at the Current Annual Salary of \$118,742, Pursuant to the NJCSC Certification # PL190992.

2019-(R)-137

SANTANA

Resolution Appointing Police Officer Kevin Arnesman to the Permanent Position of Police Sergeant in the Kearny Police Department, Effective March 1, 2019 at the Current Annual Salary of \$114,647, Pursuant to the NJCSC Certification # PL190992.

2019-(R)-138

SANTOS

Resolution Amending Resolution # 2018-406 Adopted July 17, 2018 Adjusting Annual Salary of Paul Murray, Sewer Repairer/Street Repairer to \$71,278 effective July 23, 2018 Pursuant to Ordinance # 2019-05 Adopted February 5, 2019.

2019-(R)-139

SANTOS

Resolution Authorizing a Contract to Millennium Communications Group, Inc. of East Hanover, New Jersey for the Installation and Repairs of Private Fiber Optic Network and Security Cameras at Various Locations in South Kearny in the Amount Not To Exceed \$47,216.00 under NJ State Contract# T2989/88740.

2019-(R)-140

SANTOS

Resolution Authorizing an Increase of \$14,760 in the Professional Service Agreement with Mott MacDonald for Consulting Services Related to Litigation Against the Town by John Keegan.

2019-(R)-141

SANTOS

Resolution Ratifying and Approving the Issuance of a Notice to the New Jersey Department of Environmental Protection under the Environmental Rights Act Regarding Enforcement Actions at the Keegan Landfill.

XI. ***CERTIFICATES OF APPOINTMENT BY MAYOR ALBERTO G. SANTOS**

Appointment of Denise L Pais-Sotelo, 98 Stewart Avenue, Kearny, N.J., as Alternate No. 2 to the Kearny Recreation Commission to fill the Unexpired Term of Michael Mara through December 31, 2020.

XII. EXECUTIVE (CLOSED) SESSION

XIII. ADJOURNMENT