

Kearny Town Council

Regular Meeting

- Agenda -

Tuesday, March 12, 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. Jennifer M. Long, SGM (Retired), Commander, VFW Post 1302: requesting permission to hold their annual fundraiser Festival/Carnival at the Frank A. Vincent Marina on Passaic Avenue from April 11 through April 14, 2019, and April 18 through April 21, 2019.

M&C/POLICE/RECREATION/DPW/HEALTH

2. Jennifer M. Long, SGM (Retired), Commander, VFW Post 1302: requesting permission to hang a banner at Locust and Kearny Avenues from March 29 through April 21, 2019 to promote their annual fundraiser Festival/Carnival at the Frank A. Vincent Marina.

POLICE/DPW

3. Jennifer M. Long, SGM (Retired), Commander, VFW Post 1302: requesting the closure of Belgrove Drive from Bergen Avenue to Afton Street on Sunday, June 9, 2019 from 9:00 a.m. to 7:00 p.m. for the 5th Annual Memorial Motorcycle Run and Pig Roast. This event is held in Memory of SSG Edward Karolasz, and funds raised will be for a KHS scholarship in his memory. The Commander is also requesting the assistance of the Department of Public Works (DPW) in hanging banners (if any)

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

4. Rev. John E. Wassell, Pastor, St. Cecilia Church: requesting permission to hold a procession for the feast of Divine Mercy on Sunday, April 28, 2019, starting at 1:45 p.m. from St. Cecilia Church at 120 Kearny Avenue.

M&C/POLICE/DPW/REC

5. Joseph Stanish, Secretary of the Optimist Club of West Hudson/South Bergen: requesting permission to use the Doyle Pavilion section of Riverbank Park on Sunday, **April 14, 2019** for their annual Easter Egg Hunt. Registration for the children begins at 12:00 noon with the hunt beginning at 1:00 p.m. In the event of inclement weather, the Easter Egg Hunt will be held the following Saturday, April 20, at the same location.

M&C/POLICE/DPW/REC

6. Yulema Bernal, Music Teacher at Roosevelt & Schuyler Schools has shared information that the 5th and 6th grade students from Roosevelt and Schuyler Elementary schools will be performing with thousands of other children in an American Young Voices (AYV) concert at the Prudential Center, 25 Lafayette Street, Newark, NJ on Friday, June 7, 2019 at 7:00 p.m.

M&C

7. Adam Waldron, Chaplain & Jr. Vice Commandant of West Hudson Detachment #209, Marine Corps League and Adjutant, United Veterans Organization of Kearny: requesting permission to hold the annual Memorial Day Parade on Thursday, May 23, 2019 starting from Locust Avenue and Belgrove Drive at 7:00 p.m. and ending at the reviewing stand at the VFW/American Legion on Belgrove Drive.

M&C/POLICE/DPW/REC

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6. The United Veterans Organization of Kearny: requesting permission to hang a banner at the intersection of Kearny and Locust Avenues from May 1 through May 24, 2019 announcing the Memorial Day Parade on May 23, 2019. **M&C/POLICE/DPW**

7. William Mullins, KHS Boys Volleyball Coach: requesting permission to hold a canning fundraiser on April 06, 2019 and April 27, 2019. **M&C/POLICE/DPW/REC**

8. LICENSES: 2 – PARKING PERMITS – MANDEE LOT;
12 – AUTO SALE/USED CAR LOT;
1 – DISTRIBUTOR;
1 – GARAGE SALE;
1 – JUKE BOX;
1 – PEDDLER;
1 – PINBALL/VIDEO MACHINE;
2 – VEHICLE CERTIFICATES **LICENSES**

B. Reports of Department Heads

1. Kearny Public Library Annual Report for 2018
2. Construction Code Enforcement Department Report for February 2019
3. DPW Operations Report for February 2019
4. Engineer's Report dated March 12, 2019

C. Presentation of Proclamation for a KGC Competition Cheer Team Day in recognition of KGC Competition Cheer Team performance at "Battle at the Capitol" in Baltimore, Maryland

D. Proclamations honoring:

1. Harold G. Stahl, Grand Marshal of the St. Patrick's Day Parade
2. Kenneth Evans, Deputy Grand Marshall of the St. Patrick's Day Parade
3. Thomas W. Van Blarcum, Deputy Grand Marshal of the St. Patrick's Day Parade

Proclamation proclaiming March 20, 2019 Small Business Development Center (SBDC) Day in the Town of Kearny

E. 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

2019-O-09

McCURRIE

Ordinance Vacating Handicapped Parking Zones at 133 Windsor Street and 10 Highland Avenue

2019-O-10

McCURRIE

Ordinance Establishing Handicapped Parking Zones at 136 Hoyt Street and 140 Windsor Street

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

2019-O-08

McCURRIE

Ordinance Establishing Handicapped Parking Zone at 225 Devon Street

IX. 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)-142**

Bills List Resolution

***2019-(R)-143**

Resolution Refunding Overpayment Against Water Account 00303460 in the Amount of \$9,000.00 for 42 Hackensack Avenue, **Block 298, Lot 7.01.**

***2019-(R)-144**

Resolution Authorizing the Return of Unused Escrow Deposit to Mr. James Hallaway (Crosspoint Realty Services, Inc.) in the Amount of \$2,253.47 to Cover the Professional Costs Relative to a Site Plan Application (NEA File #SPL11.019) at 101 Lincoln Highway, **Block 295, Lot 3.**

***2019-(R)-145**

Resolution Authorizing the Return of Unused Escrow Deposit to DVL Kearny Holdings, LLC to Cover the Professional Costs Relative to the Passaic Avenue Redevelopment Plan Redevelopers Agreement in the Amount of \$9,173.91.

***2019-(R)-146**

Resolution Authorizing the Return of Unused Escrow Deposit to DVL Kearny Holdings, LLC to Cover the Professional Costs Relative to Site Plan Application #486 (NEA File #SPL08.013) and Site Plan Applications #515 & #518 (NEA File #SPL13.019) at 166-194 Passaic Avenue, **Block 15, Lot 7.01, 7.02, 8.01, 8.03 & 8.04,** in the Amount of \$3,006.87.

***2019-(R)-147**

Resolution Authorizing Permission to Encroach Upon Town Right of Way at 62 Garfield Avenue, along the Forest Street Side of the Property, **Block 237, Lot 26,** for the Purpose of Building a Wall.

***2019-(R)-148**

Resolution Authorizing Permission to Encroach Upon Town Right of Way at 79 West Bennett Avenue, **Block 115, Lot 39,** for the Purpose of Building a Retaining Wall and Installing a Fence Atop the Wall.

***2019-(R)-149**

Resolution Authorizing Permission to Encroach Upon Town Right of Way at 161 Kearny Avenue, **Block 27, Lot 9,** for the Purpose of Replacing a Fence.

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***2019-(R)-150**

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)-151**

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)-152**

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)-153**

Resolution Granting Permission to J. Fletcher Creamer & Son, Inc. of Hackensack, NJ for Emergency Road Opening Permit at 17 Devon Street, **Block 13, Lot 24**, in Order to Replace a Hydrant.

***2019-(R)-154**

Resolution Granting Permission to J. Fletcher Creamer & Son, Inc. of Hackensack, NJ for Emergency Road Opening Permit at Barszcewski Street in Order to Repair Water Main.

***2019-(R)-155**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Emergency Road Opening Permit at 29 Devon Street (718 N 5th a/k/a Devon Street), **Block 13, Lot 19**, in Order to Install a New 1" Water Service Line from Water Main to Curb Box.

***2019-(R)-156**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Emergency Road Opening Permit at 55 Pavonia Avenue, a/k/a 612 Belgrove Drive, **Block 73, Lot 3**, in Order to Install New Water Service Line.

***2019-(R)-157**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Emergency Road Opening Permit at 107 Schuyler Avenue, a/k/a 107-111 Schuyler Avenue, **Block 267, Lot 47**, in Order to Replace a 1" Water Service Line and Curb Box.

***2019-(R)-158**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Emergency Road Opening Permit at 132 Dukes Street, **Block 271, Lot 5**, in Order to Replace a 1" Water Service Line.

***2019-(R)-159**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Emergency Road Opening Permit at 209 Beech Street, a/k/a 207 Beech Street, **Block 174, Lot 18**, in Order to Repair 6" Water Main Leak.

***2019-(R)-160**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Emergency Road Opening Permit at 596 Forest Street, **Block 170, Lot 3**, and 598 Forest Street, **Block 170, Lot 4**, in Order to Replace a 1" Water Service Line.

***2019-(R)-161**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Road Opening Permit at 8 Archibald Terrace, **Block 22, Lot 9**, in Order to Repair Broken Curb Box.

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***2019-(R)-162**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Road Opening Permit at 34 Linden Avenue, **Block 93, Lot 11**, in Order to Replace Curb Stop and Curb Box with Possible Service Line Replacement.

***2019-(R)-163**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Road Opening Permit at 221 Brighton Avenue, **Block 45, Lot 2**, in Order to Replace Curb Box.

***2019-(R)-164**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Road Opening Permit at 350 Highland Avenue, **Block 59, Lot 3**, in Order to Replace Curb Box/Stop.

***2019-(R)-165**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Road Opening Permit at 525 Kearny Avenue, a/k/a 523-525 Kearny Avenue, **Block 72, Lot 28**, in Order to Repair Water Service.

***2019-(R)-166**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Road Opening Permit at 674 Chestnut Street, **Block 167, Lot 8**, in Order to Replace Curb Box.

***2019-(R)-167**

Resolution Granting Permission to E & V Dirt Works, LLC of Little Falls, NJ for Road Opening Permit at 149 Davis Avenue, **Block 238, Lot 39**, in Order to Replace the Sewer Line.

***2019-(R)-168**

Resolution Authorizing the Return of Construction Code Enforcement Department (CCED) Building Permit (#20161152) Fee in the Amount of \$120.00 to Lou Dominguez Contracting, LLC for a Project at 95 Kearny Avenue, **Block 24, Lot 30**.

***2019-(R)-169**

Resolution Authorizing the Return of Construction Permits (Building & Electrical) Fees to Pro Custom d/b/a Momentum Solar in the Amount of \$263.00 for Solar Panel Work Cancelled at 12 Bayard Avenue, **Block 98, Lot 13**.

***2019-(R)-170**

Resolution Authorizing Sixteen (16) Hours Overtime for the Municipal Court Staff, Melissa Murray, Ledy More, Catherine Colon, and Cintia Valdez for each Monday Evening Court Session on March 18, 2019, April 15, 2019 and May 06, 2019. (\$3,900.00)

***2019-(R)-171**

Resolution Authorizing Four (4) Hours Overtime each to Adnelis Albizu, Social Service Tech Bilingual in the Health Department and Mariela Irizarry, Registrar of Vital Statistics Bilingual in the Health Department, to Assist at the Annual Dog/Cat Rabies Clinic at the Kearny/SUEZ Water Department Complex on February 16, 2019. (\$276.00)

***2019-(R)-172**

Resolution Authorizing Advertisement for Bids for Janitorial Services for Various Locations throughout the Town of Kearny.

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***2019-(R)-173**

Resolution Authorizing the Town Clerk to Advertise to Receive Bids for Landscaping Services.

***2019-(R)-174**

Resolution Authorizing the Town Clerk to Advertise to Receive Bids for Tree Removal Services.

***2019-(R)-175**

Consent Agenda Resolution

DOYLE

2019-(R)-176

Resolution Authorizing Three Hundred Sixty-three and One-half (363.5) Hours Overtime within the Department of Public Works to Repair a Gate at Harvey Field, Assist KPD with Barricades at Fire Scene on Midland Avenue, Repair Police Car and Street Sweeper, Assist with Taping of Town Sewer Lines, Remove Dangerous Hanging Branches at 99 Ivy Street, Monitor Operation and Fuel Usage at the Harrison Avenue Pump Station, Repair a Leak at Police Headquarters, Brine, Salt and Plow Streets, Remove Snow from Sidewalks, and Fill Potholes in S. Kearny. (\$16,542.74)

SANTOS

2019-(R)-177

Resolution Appointing Council Member Gerald Ficeto to the Ordinance, Water, Licenses, Transportation, Lighting, Human Resources & Senior Citizens, and Recreation Committees, and Council Liaison to the Industrial Commission for the Calendar Year 2019.

SANTOS

2019-(R)-178

Resolution Authorizing the Town to Submit a Petition to the U.S. Department of Health and Human Services/Agency for Toxic Substances and Disease Registry to Investigate the Hydrogen Sulfide Levels Emanating from the Keegan Landfill.

SANTOS

2019-(R)-179

Resolution Authorizing a Contract to Millennium Communications Group, Inc. of East Hanover, New Jersey for Upgrading Video Surveillance Servers, Switches and Cameras throughout the Town in the Amount not to Exceed \$575,130.95 under NJ State Contract.

SANTOS

2019-(R)-180

Resolution Increasing the Amount of the Agreement with Sterling Environmental Engineering P.C. for Expert Testimony in the NJSEA Condemnation Litigation.

SANTOS

2019-(R)-181

Resolution Authorizing an Overhead Utility Easement Agreement with Public Service Electric & Gas over a Portion of Block 284, Lot 35.01 in Connection with the Proposed Mason Substation Replacement Project.

SANTOS

2019-(R)-182

Resolution Authorizing the Town Clerk to Advertise for Bids for Solid Waste and Recyclable Materials Collection Service.

SANTOS

2019-(R)-183

Resolution to Enter into Closed Session.

SANTOS

2019-(R)-184

Resolution Authorizing Award of Contract to Carman Chrysler Jeep Dodge of New Castle, Delaware in the Amount not to Exceed \$272,118.00 for the Purchase of Seven (7) 2019 Dodge Durango Pursuit AWD SUV under Cranford Cooperative Purchasing Agreement # 47-CPCPS for the Police Department.

SANTANA

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2019-(R)-185

KONOPKA

Resolution Authorizing Contract to Enterprise FM Trust for the Equity Leasing of a Passenger Van for Use by the Recreation Department.

2019-(R)-186

DE CASTRO

Resolution Authoring the Sale of Damaged Senior Bus at a Private Sale Pursuant to N.J.S.A. 40A:11-36 Because it is no Longer Fit for Public Use and its Value is Less than the Town's Bid Threshold.

X. EXECUTIVE (CLOSED) SESSION

XI. ADJOURNMENT