

# Kearny Town Council

Regular Meeting

- Agenda -

Tuesday, June 11, 2019

7:00 PM

Kearny Town Hall

June 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. Richard Pawlowski, President, Kearny PBA Local #21 Civic Association: requesting the use of the Frank A. Vincent Marina on Saturday, October 5, 2019, with a scheduled rain date of Sunday, October 6, 2019, for the Kearny Food Truck & NJ Craft Beer Festival. This event is the PBA's largest fundraiser of the year and is a family friendly event which includes food trucks, craft beer, kid's amusements, and live music.

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

2. Richard Pawlowski, President, Kearny PBA Local #21 Civic Association: requesting the closure of Passaic Avenue between Bergen Avenue and Afton Street on Saturday, October 5, 2019 (scheduled rain date of Sunday, October 6, 2019) between the hours of 10:00 a.m. and 7:00 p.m. in anticipation of large crowds attending the food truck festival at the Frank A. Vincent Marina.

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

3. Vasiliki Zicopoulos, KHS Girls Head Volleyball Coach: requesting permission to have a canning fundraiser on Saturday, August 31, 2019 and Saturday, September 28, 2019 between the hours of 9:00 a.m. and 1:00 p.m. to raise monies for the Kearny Girls volleyball team.

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

4. LICENSES: 1 – PARKING PERMIT – MANDEE LOT;  
15 – GARAGE SALE;  
3 – RAFFLE;  
2 – SIDEWALK CAFÉ

**LICENSES**

B. Reports of Department Heads

1. Construction Code Enforcement Department Report for May 2019
2. DPW Operations Report for May 2019
3. Engineer's Report dated June 11, 2019

C. Presentation by Neglia Engineering Associates for the Development and Evaluation of the Alternatives Report for the CSO Project

D. Reports of Council Members

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

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

**2019-O-21** McCURRIE  
Ordinance Establishing Handicapped Parking Zones at 51 Beech Street, 153 Tappan Street, 298 Ivy Street, 385 Hickory Street, and 597 Devon Street

**2019-O-22** McCURRIE  
Ordinance Amending Water Charges

**2019-O-23** McCURRIE  
Ordinance Appropriating \$612,602 from a Grant from the State of New Jersey Department of Transportation for Roadway Improvements to Kearny Avenue In and By the Town of Kearny, in the County of Hudson, New Jersey

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

**2019-O-19** McCURRIE  
Ordinance Approving a Comprehensive Amendment to the Schuyler Avenue Redevelopment Plan (Replaces Unadopted Ordinance 2019-O-13) (pending)

**2019-O-20** McCURRIE  
Ordinance Vacating Handicapped Parking Zone at 371 Highland Avenue

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 May 21, 2019

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

**\*2019-(R)-310**  
Bills List Resolution

**\*2019-(R)-311**  
Resolution Authorizing Tax Overpayment Refund.

**\*2019-(R)-312**  
Resolution Authorizing Tax Overpayment Refund.

**\*2019-(R)-313**  
Resolution Authorizing Permission to Encroach Upon Town Right of Way at 410 Belgrove Drive, **Block 53, Lot 9**, for the Purpose of Replacing a Retaining Wall.

**\*2019-(R)-314**  
Resolution Granting Permission to J. Fletcher Creamer & Son, Inc. of Hackensack, NJ for Road Opening Permit at 12 Prospect Place, **Block 160, Lot 9**, in Order to Repair Broken Water Service.

**\*2019-(R)-315**  
Resolution Granting Permission to J. Fletcher Creamer & Son, Inc. of Hackensack, NJ for Road Opening Permit at 15 Halstead Street, a/k/a 17 Halstead Street, **Block 53, Lot 57**, in Order to Repair a Hydrant.

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**\*2019-(R)-316**

Resolution Granting Permission to J. Fletcher Creamer & Son, Inc. of Hackensack, NJ for Road Opening Permit at 263 Argyle Place, **Block 126, Lot 29**, in Order to Cut in a New Curb Stop.

**\*2019-(R)-317**

Resolution Granting Permission to J. Fletcher Creamer & Son, Inc. of Hackensack, NJ for Road Opening Permit at Halstead Street and Highland Avenue in Order to Replace a Hydrant Lateral.

**\*2019-(R)-318**

Resolution Authorizing Refund of Alcoholic Beverage License Renewal Fee.

**\*2019-(R)-319**

Resolution Authorizing Refund of Zoning Certificate of Occupancy Fee to Janis Mitchell in the Amount of \$60.00 for the Transfer of Residential Property at 16 Howell Place, **Block 171, Lot 13**, as the Sale of Property did not Take Place.

**\*2019-(R)-320**

Resolution Refunding Kearny Recreation Senior Baseball and Red Birds Travel Team Fee in the Amount of \$70.00 to Kujtesa Benisha as the Program was Cancelled.

**\*2019-(R)-321**

Resolution Refunding Kearny Recreation Senior Baseball Fee in the Amount of \$35.00 to Juliet Rivera as the Program was Cancelled.

**\*2019-(R)-322**

Consent Agenda Resolution

**DOYLE**

**2019-(R)-323**

Resolution Authorizing Fifty-seven (57) Hours Overtime within the Department of Public Works to Monitor Temporary Pump Operations and Fuel Usage at the Harrison Avenue Pump Station, Respond to a Sanitary Sewer Blockage at 111 Belgrove Drive, Replace Broken Manhole Cover at 530 Devon Street, Respond to a Power Failure Alarm at Sellers Street, Repair DPW Street Sweeper, and Catch Up with Paperwork/Permits in the DPW Office due to Staffing Shortage. (\$2,092.07)

**SANTOS**

**2019-(R)-324**

Resolution Authorizing Award of Contract to Provide for the Collection of Solid Waste and Recyclable Materials to Cali Carting Inc. of 450 Bergen Avenue, Kearny, for a Three (3) Year Term with Options to Extend the Term for One (1) or Two (2) Additional Years on the Expiration of the First Three (3) Years.

**SANTOS**

**2019-(R)-325**

Resolution Authorizing Contract to Neglia Engineering Associates for Construction Management of the John Hay Channel Wall Reconstruction Project (T&M not to Exceed \$6,660.00).

**SANTOS**

**2019-(R)-326**

Resolution Authorizing Contract to Neglia Engineering Associates for Construction Management of the King Street and Schuyler Avenue Combined Sewer Line Replacement Project (T&M not to Exceed \$8,520.00).

**SANTOS**

**2019-(R)-327**

Resolution Ratifying and Approving a Professional Service Agreement with Maser Consulting P.A. to Provide Expert Services for the Town in the Keegan Landfill Litigation Against the NJSEA at a Cost not to Exceed \$38,500.

**SANTOS**

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**2019-(R)-328**

**SANTOS**

Resolution Authorizing Increase of \$10,000 in the Professional Service Agreement with the Law Offices of Wanda Chin Monahan LLC for Special Environmental Legal Services Related to the Keegan Landfill.

**2019-(R)-329**

**SANTOS**

Resolution Acting Upon the Application for a Curb Cut at 337 Highland Avenue, **Block 54, Lot 15**, to Accommodate a New Driveway.

**2019-(R)-330**

**SANTOS**

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

**2019-(R)-331**

**DOYLE**

Resolution Amending 2019 Calendar Year Municipal Budget.

**2019-(R)-332**

**DOYLE**

Resolution Pursuant to N.J.S.A. 40:48-2.14 Charging the Costs of Removal of Brush, Weeds, Etc. Against Properties, Which Costs Shall Hereby Become Liens Against Such Properties: 469-477 Passaic Avenue, **Block 1, Lot 26**

**2019-(R)-333**

**McCURRIE**

Resolution Prohibiting Parking on Both Sides of Garfield Avenue between Kearny Avenue and Chestnut Street for the Farmers Market between 8:00 a.m. and 7:00 p.m. on Each Thursday (except for Thursday, July 4, 2019) from June 20, 2019 through October 24, 2019 and on Wednesday July 3, 2019.

**2019-(R)-334**

**ECKEL**

Resolution Authorizing an Increase in Hours, Effective June 17, 2019, for Part time Security Guard Barry Hruby in the Kearny Public Library from 24.5 Hours up to 40 Hours per Week for a Period not to Extend Beyond Mid-August.

**2019-(R)-335**

**KONOPKA**

Resolution Appointing Seasonal Playleaders and Lifeguards.

X. EXECUTIVE (CLOSED) SESSION

XI. ADJOURNMENT