

Kearny Town Council

Regular Meeting

- Agenda -

Tuesday, October 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. Mariola Komurek-De Matos of the KHS Band Parents Association: requesting permission to hold a canning fundraiser on Saturday, April 18, 2020 and Saturday, May 2, 2020. **POLICE/DPW/REC**
 2. Captain Hwang Lim, Corps Commanding Officer of the The Salvation Army Kearny Corps: requesting permission to use the Town Hall on Friday, November 15, 2019 at 11:45 a.m. for their annual Kettle Kick-Off, and inviting Mayor Santos and Council to be part of this event. **M&C**
 3. Jordan Savage, KHS Swim Team Coach: requesting permission to hold a canning fundraiser on Saturday, February 15, 2020 and February 22, 2020 to raise monies for the Kearny High School Swim Team. **POLICE/DPW/REC**
 4. James Pickel, KHS Head Softball Coach: requesting permission to hold a canning fundraiser on Saturday, March 14, 2020 and Saturday, April 4, 2020 from 9:00 a.m. to 1:00 p.m. for the KHS Softball Program. **POLICE/DPW/REC**
 5. C7 Productions, Inc. of Clifton, NJ: requesting a permit to film at Matson's Tavern and at the empty storefront near Matson's Tavern on Elm Street on December 2, 2019. **POLICE/FIRE/DPW/REC/HEALTH**
 6. LICENSES: 2 – PARKING PERMIT – MANDEE LOT;
3 – GARAGE SALE; 1 – PEDDLER
LICENSES
 - B. Reports of Department Heads
 1. DPW Operations Report for September 2019
 2. SUEZ Billing & Collections Month End Report September 2019
 3. Engineer's October 22, 2019
 4. Engineer's Report on Dukes, Devon Tappan, Hoyt (DDTH) Pumping Station Project dated October 22, 2019
 5. Engineer's Report dated October 22, 2019
 - C. Reports of Council Members
- VI. PUBLIC HEARING ON **RESOLUTION 2019-538**
RESOLUTION AUTHORIZING EXPENDITURE OF FUNDS IN THE AMOUNT NOT TO EXCEED \$50,062.50 FROM THE NEW JERSEY URBAN ENTERPRISE ZONE ASSISTANCE FUND FOR KEARNY UEZ MARKETING AND PROMOTION PROGRAM VII PROJECT.

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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-34

McCURRIE

Ordinance Establishing Handicapped Parking Zone at 6 Beech Street

2019-O-35

McCURRIE

Ordinance Amending Section 7-33.3A of the Town Code Regarding Overnight Off-Street Parking by Permit

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

2019-O-33

McCURRIE

Ordinance Vacating Handicapped Parking Zone at 725 Devon Street

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 October 8, 2019

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

***2019-(R)-518**

Bills List Resolution

***2019-(R)-519**

Resolution Authorizing Tax Overpayment Refund in the Amount of \$2,005.27 to Joseph Leach for 2019 Taxes, **Block 167, Lot 49**.

***2019-(R)-520**

Resolution Cancelling 2019 Taxes (Quarter 3-4) in the Amount of \$4,010.53 for **Block 167, Lot 49**, as a Result of Disabled Veterans' Exemption.

***2019-(R)-521**

Resolution Refunding Overpayment Against Water Account 00306986913602 in the Amount of \$15.16 for 26 Oakwood Avenue, **Block 70, Lot 12**.

***2019-(R)-522**

Resolution Refunding Overpayment Against Water Account 00309035000000 in the Amount of \$16.05 for 42 Linden Avenue, **Block 93, Lot 13**.

***2019-(R)-523**

Resolution Authorizing Permission to Encroach Upon Town Right of Way at 10 N. Midland Avenue, **Block 75, Lot 15.02**, for the Purpose of Replacing Retaining Wall.

***2019-(R)-524**

Resolution Granting Permission to PSE&G for Road Opening Permit at 44 Ivy Street, **Block 251, Lot 32**, in Order to Abandon Gas Service.

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***2019-(R)-525**

Resolution Granting Permission to PSE&G for Road Opening Permit at 64 Laurel Avenue, **Block 91, Lot 8**, in Order to Install New Gas Service.

***2019-(R)-526**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 541 Elm Street, **Block 177, Lot 18**, in Order to Repair Gas Service.

***2019-(R)-527**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Road Opening Permit at 195 Windsor Street, **Block 59, Lot 24**, and 196 Windsor Street, **Block 60, Lot 2**, in Order to Install New 1" Water Service Line at both Addresses.

***2019-(R)-528**

Resolution Authorizing the Suspension of Parking Meter Enforcement (but not the Two (2) Hour Parking Limit at Metered Locations) for the Holiday Season from Saturday, December 07, 2019 to Wednesday, December 25, 2019, Inclusive.

***2019-(R)-529**

Resolution Authorizing Payment for General Election Employment in an Amount not to Exceed \$2100.00.

***2019-(R)-530**

Resolution Authorizing Three and Seven-tenths (3.7) 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 November 7, 2019, and to be Compensated for Excess Overtime for the Zoning Board Meeting on October 1, 2019, Serving as Secretary to the Board. (\$139.09)

2019-(R)-531

Resolution Authorizing Advertisement for Bids for Brighton Avenue Playground & Miglin Playground Improvements Project.

***2019-(R)-532**

Consent Agenda Resolution

DOYLE

2019-(R)-533

Resolution Authorizing Ten and One-half (10.5) Hours Overtime within the Department of Public Works to Monitor Temporary Pump Operations and Fuel Usage at the Harrison Avenue Pump Station, Catch up on Paperwork and Permits, and Repair Ceiling at Town Hall. (\$546.84)

SANTOS

2019-(R)-534

Resolution Awarding a Contract to T.R. Weniger, Inc. for the Radley Street Manhole Improvements Project in the Amount of \$339,000.00.

SANTOS

2019-(R)-535

Resolution Authorizing a \$10,000 Increase in the Professional Services Agreement with Ferraioli, Wielkotz, Cerullo & Cuva for Accounting Services Related to the Keegan Landfill Litigation.

SANTOS

2019-(R)-536

Resolution Authorizing Entry and Execution of the Municipal Joint Defense Agreement in the Action Entitled United States of America v. Occidental Chemical Corporation, et al.

SANTOS

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2019-(R)-537

SANTOS

Resolution Authorizing the Execution of an Estoppel Certificate as to Premises Known as Lot 64.02 in Block 150.01 (720 Belleville Turnpike).

2019-(R)-538

SANTOS

Resolution Authorizing Expenditure of Funds in the Amount not to Exceed \$50,062.50 from the New Jersey Urban Enterprise Zone Assistance Fund for Kearny UEZ Marketing and Promotion Program VII Project.

2019-(R)-539

SANTOS

Resolution Pursuant to Town Code Section 23-7 Approving Curb Cut at 72 Linden, **Block 93, Lot 21**, to Accommodate a New Driveway.

2019-(R)-540

SANTOS

Resolution Pursuant to Town Code Section 23-7 Approving Curb Cut at 420 Elm Street, **Block 198, Lot 10**, to Accommodate a New Driveway.

2019-(R)-541

SANTOS

Resolution Pursuant to Town Code Section 23-7 Approving Curb Cut at 706-708 Elm Street, **Block 145, Lot 18**, to Accommodate a New Driveway.

2019-(R)-542

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 Labor Contract Negotiations and Employment Litigation

***2019-(R)-543**

DOYLE

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for Body Armor Replacement Grant 2018 in the Amount of \$10,600.85.

***2019-(R)-544**

DOYLE

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for Bulletproof Vest Partnership Grant FY 2019 in the Amount of \$4,368.14.

***2019-(R)-545**

DOYLE

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for Clean Communities Grant FY 2019 in the Amount of \$60,014.67.

***2019-(R)-546**

DOYLE

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for Drive Sober or Get Pulled Over Statewide Labor Day Crackdown Grant 2019 in the Amount of \$5,500.00.

***2019-(R)-547**

DOYLE

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for Municipal Alliance Grant 7/1/19 to 6/30/20 in the Amount of \$35,148.00.

***2019-(R)-548**

DOYLE

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for NJSEA Arbor Day Tree Grant 2019 in the Amount of \$1,000.00.

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***2019-(R)-549**

DOYLE

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for Office on Aging Grant 2019 in the Amount of \$46,624.00.

***2019-(R)-550**

DOYLE

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for Prevention Coalition Drug-Free Communities Support Project 2019 in the Amount of \$125,000.00.

***2019-(R)-551**

DOYLE

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for Recycling Tonnage Grant 2016 in the Amount of \$58,922.07.

***2019-(R)-552**

ECKEL

Resolution Appointing Jose Rosado to the Part-Time Position of Public Safety Telecommunicator Trainee for the Town of Kearny Fire Department Effective October 26, 2019.

***2019-(R)-553**

ECKEL

Resolution Changing the Title of Part-Time Public Safety Telecommunicator Trainee Jeffrey Miller and Daren Elliott to Public Safety Telecommunicator, Effective March 1, 2015 and May 1, 2019 Respectively, with No Change in the Hourly Rate of Pay.

***2019-(R)-554**

ECKEL

Resolution Changing the Title of Public Safety Telecommunicator Trainee Mario Piumelli III to Public Safety Telecommunicator, Effective May 1, 2019 with No Change in Salary.

***2019-(R)-555**

ECKEL

Resolution Authorizing Award of Contract to Gentilini Chevrolet, LLC of Woodbine, New Jersey in the Amount not to Exceed \$39,905.10 for the Purchase of 2019 Chevrolet Tahoe SUV under NJ State Contract # 19-Fleet-00842 for the Fire Department.

XI. EXECUTIVE (CLOSED) SESSION

XII. ADJOURNMENT