

Kearny Town Council

Regular Meeting

- Agenda -

Tuesday, February 18, 2020

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 CAPTAIN JOHN VIEW
SWEARING-IN OF POLICE CAPTAIN MICHAEL RYAN
SWEARING-IN OF POLICE LIEUTENANT JOHN CORBETT, JR.
SWEARING-IN OF POLICE LIEUTENANT GLENN REED
SWEARING-IN OF POLICE SERGEANT ANGELO PALAGANO
SWEARING-IN OF POLICE SERGEANT BENJAMIN WUELFING
- VI. CAUCUS MEETING
 - A. Communications
 1. Adam Waldron, Adjutant, United Veterans Organization (UVO): inviting Mayor Santos and Town Council to march in the annual Memorial Day Parade on Thursday, **May 21, 2020**. The parade will step off from Locust Avenue and Belgrove Drive at 7:00 p.m., and will end at the reviewing stand located on Belgrove Drive between the VFW and the Marine Corps League. Assembly time is 6:15 p.m. **M&C**
 2. 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 21, 2020 announcing the Memorial Day Parade on May 21, 2020. **POLICE/DPW**
 3. Kolleen Myers, Regatta Director of The Metropolitan Youth Speed Order Committee (MYSO): requesting use of the boathouse facility at 935 Passaic Avenue on Saturday, **March 21, 2020** for the 7th annual high school aged rowing regatta. **POLICE/DPW/REC**
 4. Diane Warnock, KHS Varsity Cheer Coach: requesting permission for the KHS Cheerleading Team to have a canning fundraiser on Saturday, April 25, 2020 to raise funds for UCA cheerleading summer camp. **POLICE/DPW/REC**
 5. Joseph Stanish, Secretary of the Optimist Club of West Hudson/South Bergen: requesting permission to use the Doyle Pavilion Area of Riverbank Park on Sunday, **April 5, 2020** 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 11, at the same location. **POLICE/DPW/REC**
 6. LICENSES: 4 – PARKING PERMITS that include:
 - 1 - 101 KEARNY AVENUE LOT (BUSINESS)
 - 1 - MANDEE LOT (BUSINESS)
 - 1 - MANDEE LOT
 - 1 - POLICE SUBSTATION1 – DISTRIBUTOR;
1 – FILMING;
1 – JUKE BOX;
1 – PINBALL/VIDEO MACHINE;
3 – RAFFLE **LICENSES**

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B. Reports of Department Heads

1. DPW Operations Report for January 2020
2. Construction Code Enforcement Department Report for January 2020
3. SUEZ Billing & Collections Month End Report January 2020
4. Engineer's Report on Gunnell Oval Improvements Project dated February 18, 2020
5. Engineer's Report on Dukes, Devon Tappan, Hoyt (DDTH) Pumping Station Project dated February 18, 2020
6. Engineer's Report dated February 18, 2020

C. Proclamations honoring:

1. Patrick "Junior" O'Donnell, Grand Marshal of the St. Patrick's Day Parade
2. Anthony Coleman, Deputy Grand Marshall of the St. Patrick's Day Parade
3. Jack Dunphy, Deputy Grand Marshal of the St. Patrick's Day Parade

Proclaiming April 24, 2020 as the 148th Anniversary Celebration of Arbor Day in the Town of Kearny

D. Reports of Council Members

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

2020-O-09

Ordinance Amending Section 7-37.1(b) Regarding Public Parking Behind Town Hall

McCURRIE

2020-O-10

Ordinance Amending Chapter XXII (Water) of the Town Code

McCURRIE

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

2020-O-03

Bond Ordinance Providing for Various Capital Improvements In and By the Town of Kearny, in the County of Hudson, New Jersey, Appropriating \$10,000,000 Therefor and Authorizing the Issuance of \$9,500,000 Bonds or Notes of the Town to Finance Part of the Cost Thereof

McCURRIE

2020-O-04

Ordinance Vacating Handicapped Parking Space at 7 Hillside Avenue

McCURRIE

2020-O-05

Ordinance Establishing Handicapped Parking Spaces at 250 Belgrove Drive and 425 Beech Street

McCURRIE

2020-O-06

Ordinance Correcting Ordinance 2019-39 to Establish a Handicapped Parking Space at 196 Kearny Avenue

McCURRIE

2020-O-07

An Ordinance Prohibiting the Retail Use of Plastic Single Use Carry Out Bags

McCURRIE

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2020-O-08

McCURRIE

An Ordinance Establishing the Position of Senior Maintenance Repairer (03425)

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 4, 2020

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

***2020-(R)-107**

Resolution Authorizing the Return of Unused Escrow Deposit to Gjoni Construction, Inc. in the Amount of \$547.20 Relative to Renovation Work at 707-711 Kearny Avenue, **Block 96, Lot 6.**

***2020-(R)-108**

Resolution Refunding Overpayment Against Water Account 0897548058 in the Amount of \$1,241.72 for 717 ½ Devon Street, **Block 167, Lot 37.**

***2020-(R)-109**

Resolution Granting Permission to J. Fletcher Creamer & Son, Inc. of Hackensack, NJ for Emergency Road Opening Permit at 19 Jefferson Avenue, **Block 115, Lot 29**, in Order to Excavate Water Main.

***2020-(R)-110**

Resolution Granting Permission to J. Fletcher Creamer & Son, Inc. of Hackensack, NJ for Road Opening Permit at 227 Highland Avenue, **Block 35, Lot 35**, in Order to Excavate and Install Fire Hydrant.

***2020-(R)-111**

Resolution Granting Permission to PSE&G for Road Opening Permit at 184 Devon Terrace, **Block 262, Lot 12**, in Order to Install New Gas Service.

***2020-(R)-112**

DOYLE

Consent Agenda Resolution

2020-(R)-113

SANTOS

Resolution Authorizing Twenty (20) Hours Overtime within the Department of Public Works to Monitor Temporary Pump Operations and Fuel Usage at Three Pump Stations (Harrison Ave., Garfield Ave., John Hay Ave.), Respond to E. Midland Pump Alarm in Heavy Rain and Check All Pumps, Remove Downed Tree Branch in Roadway at 850 Kearny Avenue, Clear a Sanitary Sewer Blockage on Hickory Street, and Assist KFD at Accident Scene. (\$1,241.32)

2020-(R)-114

SANTOS

Resolution Appointing Paul Coache to the Provisional Position of Senior Maintenance Repairer in the Kearny Department of Public Works, Effective February 01, 2020 at the Current Annual Salary of \$71,428.

2020-(R)-115

SANTOS

Resolution Appointing Jimmy Morais to the Permanent Position of Sewer Repairer 1/Street Repairer in the Kearny Department of Public Works, Effective February 01, 2020 at the Current Annual Salary of \$68,635, Pursuant to the NJCSC Certification # PL191893.

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2020-(R)-116

SANTOS

Resolution Opposing Proposed Senate Bill S1369 Calling for the Removal of the Statue of General Philip Kearny in the National Statuary Hall in Washington D.C.

2020-(R)-117

SANTOS

Resolution Supporting a Preliminary Preferred Alternative for the Replacement of the Bridge Street Bridge over the Passaic River and Improvements to the Approach Roadway Intersections in the City of Newark and Town of Harrison, New Jersey.

2020-(R)-118

SANTOS

Resolution Authorizing Contract to Neglia Engineering Associates for Surveying, Design, Permitting, and Bidding Services for Harrison Avenue Pumping Station Improvements Project (T&M not to Exceed \$297,190.00).

2020-(R)-119

SANTOS

Resolution Authorizing Contract to Neglia Engineering Associates for Surveying, Design, and Bidding Services for Peden Terrace Sewer Improvements Project (T&M not to Exceed \$32,935.00).

2020-(R)-120

SANTOS

Resolution Authorizing Emergency Contract to Tomco Construction, Inc. and Neglia Engineering Associates for the Argyle Wall Emergency Repairs for a Total Amount not to Exceed \$317,000.

2020-(R)-121

SANTOS

Resolution Authorizing Emergency Contract to Montana Construction Company Inc. and Neglia Engineering Associates for the Devon Terrace Sewer Emergency Repairs for a Total Amount not to Exceed \$23,500.

2020-(R)-122

SANTOS

Resolution Authorizing Emergency Contract to J. Fletcher Creamer and Son, Inc. and Neglia Engineering Associates for the Hoyt Street Sewer Emergency Repairs for a Total Amount not to Exceed \$78,500.

2020-(R)-123

SANTOS

Resolution Appointing Supor Family LLC as Redeveloper of 129 Sanford Avenue (Block 279, Lot 14.01) and Referring the Proposed Development to the Planning Board.

2020-(R)-124

SANTOS

Resolution Authorizing a Further \$5,000 Increase in the Professional Service Agreement with the Law Offices of Wanda Chin Monahan LLC for Special Environmental Legal Services Related to the Keegan Landfill.

2020-(R)-125

SANTOS

Resolution Authorizing Change Order #1 for the Gunnell Oval Improvements Project to Tomco Construction, Inc., 22 Howard Boulevard, Mt. Arlington, NJ 07856 (\$46,051.32 Increase / 0.195%).

2020-(R)-126

SANTOS

Resolution Pursuant to Town Code Section 23-7 Approving Curb Cut at 614 Kearny Avenue, a/k/a 596 Kearny Avenue, **Block 186, Lot 4**, to Accommodate a New Driveway.

2020-(R)-127

SANTOS

Resolution Acting Upon the Request for a New Curb Cut at 72 Linden Avenue, **Block 93, Lot 21**.

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2020-(R)-128

SANTOS

Resolution to Enter into Closed Session to Discuss the Following Matters Relating to Anticipated Litigation, Litigation, Contract Negotiations, and Personnel Matters, to wit: Review of Proposed Tax Appeal Settlement for 948 Belleville Turnpike, Block 287, Lot 29, Update on PSE&G Tax Appeal Litigation

2020-(R)-129

DOYLE

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.

2020-(R)-130

DOYLE

Resolution Pursuant to N.J.S.A 40:48-2.14 Charging the Costs of Sidewalk and Street Repair Against the Owner of 615 Forest Street (Block 159, Lot 18), Which Costs Shall Hereby Become a Lien Against Such Property.

2020-(R)-131

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: 369 Forest Street, **Block 210, Lot 28**

2020-(R)-132

SANTANA

Resolution Appointing Police Lieutenant John View to the Permanent Position of Police Captain in the Kearny Police Department, Effective March 01, 2020 at the Current Annual Salary of \$159,384, Pursuant to the NJCSC Certification # PL200114.

2020-(R)-133

SANTANA

Resolution Appointing Police Lieutenant Michael Ryan to the Permanent Position of Police Captain in the Kearny Police Department, Effective March 01, 2020 at the Current Annual Salary of \$159,384, Pursuant to the NJCSC Certification # PL200114.

2020-(R)-134

SANTANA

Resolution Appointing Police Sergeant John Corbett Jr. to the Permanent Position of Police Lieutenant in the Kearny Police Department, Effective March 01, 2020 at the Current Annual Salary of \$141,674, Pursuant to the NJCSC Certification # PL200113.

2020-(R)-135

SANTANA

Resolution Appointing Police Sergeant Glenn Reed to the Permanent Position of Police Lieutenant in the Kearny Police Department, Effective March 01, 2020 at the Current Annual Salary of \$141,674, Pursuant to the NJCSC Certification # PL200113.

2020-(R)-136

SANTANA

Resolution Appointing Police Officer Angelo Palagano to the Permanent Position of Police Sergeant in the Kearny Police Department, Effective March 01, 2020 at the Current Annual Salary of \$118,742, Pursuant to the NJCSC Certification # PL200112.

2020-(R)-137

SANTANA

Resolution Appointing Police Officer Benjamin Wuelfing to the Permanent Position of Police Sergeant in the Kearny Police Department, Effective March 01, 2020 at the Current Annual Salary of \$118,742, Pursuant to the NJCSC Certification # PL200112.

2020-(R)-138

SANTANA

Resolution Renewing (Inactive) Alcoholic Beverage Plenary Retail Consumption License No. 0907-33-022-003, Pablo W. Placencia for the 2019-2020 and 2020-2021 License Term(s) Pursuant to N.J.S.A. 33:1-12:39.

XI. EXECUTIVE (CLOSED) SESSION

XII. ADJOURNMENT