

Kearny Town Council

Regular Meeting

- Agenda -

Tuesday, September 8, 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. CAUCUS MEETING
 - A. Communications
 1. Jeanette Carvalho on behalf of the Terrace Place Block Party Committee: informing Mayor Santos and Council that the 26th Annual Terrace Place Block party on Saturday, August 22, 2020 has been rescheduled to Saturday, September 26, 2020 from 12:00 noon until 10:00 p.m. (Rain date: Sunday, September 27, 2020) **POLICE/FIRE/DPW**
 2. John Reverendo, Scoutmaster Troop 305, Committee Chair Pack 305, St. Stephen's Church: requesting permission to hang a banner for Troop and Pack 305 on Kearny & Locust Avenues during the month of September and then moved to another hanging location during October. The banner is to announce recruitment of new scout members. **POLICE/DPW**
 3. Craig Justynski, 16 Madison Avenue: requesting permission for the residents of Madison Avenue to hold their annual Madison Avenue block party on Saturday, October 3, 2020 from 11:00 a.m. until 10:00 p.m., and requesting that Madison Avenue between West Bennett and the Belleville Turnpike be closed to traffic. Rain date: Sunday, October 4th. **POLICE/FIRE/DPW**
 4. Portuguese Cultural Association: requesting reserved street parking between 390 and 407 Schuyler Avenue from 7:00 a.m. until 3:00 p.m. on September 12, 2020 for the Patriot Day Memorial Motorcycle Run. **POLICE/FIRE/DPW**
 5. LICENSES: 1 – GARAGE SALES;
3 – RAFFLE **LICENSES**
 - B. Reports of Department Heads
 1. Library Director's Report for August 2020
 2. SUEZ Billing & Collections Month End Report July 2020
 3. Certified Tree Experts (CTE) Report dated July 17, 2020 and July 28, 2020 including Recommended Tree Removal(s)
 4. Construction Code Enforcement Department Report for August 2020
 5. Engineer's Report dated September 8, 2020
 - C. Presentation by Neglia Engineering Associates on Long Term Control Plan for CSOs
 - 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

2020-O-31 **McCURRIE**
Ordinance Vacating Handicapped Parking Spaces at 31 Tappan Street, 43 Dukes Street,
61 Davis Avenue, 149 Beech Street, 177 Hoyt Street, and 351 Kearny Avenue

2020-O-32 **McCURRIE**
Ordinance Establishing Handicapped Parking Space at 55 Halstead Street and 109
William Street

2020-O-33 **McCURRIE**
Ordinance Amending Section 7-17.1 of the Town Code to Exclude Vehicles over
Designated Gross Weight on Tappan Street, East of Schuyler Avenue

2020-O-34 **McCURRIE**
Ordinance Revoking Section 14-1.2 of the Town Code entitled "Construction Board of
Appeals"

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

2020-O-29 **McCURRIE**
Ordinance Vacating Handicapped Parking Spaces at 143 Elm Street and 188 Windsor
Street

2020-O-30 **McCURRIE**
Ordinance Establishing Handicapped Parking Space at 10 Sheridan 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 August 4, 2020

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

***2020-(R)-386**
Bills List Resolution

***2020-(R)-387**
Resolution Authorizing Tax Overpayment Refund in the Amount of \$2,632.28 to Joann and Jose Santos for 2020 Taxes, **Block 58, Lot 15**.

***2020-(R)-388**
Resolution Cancelling 2020 Taxes (Quarter 3-4) in the Amount of \$3,653.30 for **Block 176, Lot 9**, as a Result of Disabled Veterans' Exemption.

***2020-(R)-389**
Resolution Authorizing Tax Overpayment Refund in the Amount of \$1,826.65 to Angel and Erika Arroyo for 2020 Taxes, **Block 176, Lot 9**.

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***2020-(R)-390**

Resolution Authorizing Permission to Encroach Upon Town Right of Way at 207 Windsor Street, **Block 59, Lot 19**, for the Purpose of Constructing Pavers in the Green Belt Area.

***2020-(R)-391**

Resolution Authorizing Permission to Encroach Upon Town Right of Way at 213 Brighton Avenue, **Block 53, Lot 33**, for the Purpose of Repairing Existing Retaining Walls and Steps.

***2020-(R)-392**

Resolution Granting Permission to PSE&G for Road Opening Permit at 12 Arlington Avenue, **Block 228, Lot 7**, in Order to Abandon Gas Service.

***2020-(R)-393**

Resolution Granting Permission to PSE&G for Road Opening Permit at 83 Grand Place, a/k/a 85 Grand Place, **Block 110, Lot 8**, in Order to Install Gas Service.

***2020-(R)-394**

Resolution Granting Permission to PSE&G for Road Opening Permit at 531 Kearny Avenue, a/k/a 531-533 Kearny Avenue, **Block 72, Lot 26**, in Order to Install Gas Service.

***2020-(R)-395**

Resolution Granting Permission to J. Fletcher Creamer & Son, Inc. of Hackensack, NJ for Emergency Road Opening Permit at the Intersection of Seeley Avenue and Devon Street in Order to Repair Water Main.

***2020-(R)-396**

Resolution Granting Permission to J. Fletcher Creamer & Son, Inc. of Hackensack, NJ for Emergency Road Opening Permit at the Intersection of Stewart Avenue and Devon Street in Order to Repair Water Main.

***2020-(R)-397**

Resolution Granting Permission to Public Sewer Service of West Caldwell, NJ for Emergency Road Opening Permit at 66 Pleasant Place, **Block 108, Lot 1**, in Order to Replace a Sewer Lateral.

***2020-(R)-398**

Resolution Authorizing Twelve (12) Hours Overtime to Dinis Conceicao, MIS Technician, to Provide Virtual Meeting Support for the KMUA Meeting on August 26, 2020, the Zoning Board Meeting on September 01, 2020, the Planning Board Meeting on September 02, 2020, and the Mayor and Council Meeting on September 08, 2020 (\$790.80)

***2020-(R)-399**

Resolution Authorizing Thirteen (13) Hours Overtime to Jonathan Szura, Technical Assistant Land Use in the Construction Code Enforcement Office, to Support the Regular Evening Meeting of the Planning Board on August 05, 2020 and September 02, 2020, and the Regular Evening Meeting of the Zoning Board on August 06, 2020 and September 01, 2020. (\$509.73)

***2020-(R)-400**

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 September 28, 2020, October 19, 2020, November 30, 2020, and December 21, 2020. (\$5,600.00)

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***2020-(R)-401**

Resolution Authorizing Fifty-four and One-half (54.5) Hours Overtime to Kristine Schweitzer Budney, Registered Environmental Health Specialist Public Health in the Health Department, for COVID-19 Case Monitoring July 20-24, July 27-28, July 30-31, August 03-07, August 11-12, August 14-15, and August 18-21, 2020. (\$2,697.75)

***2020-(R)-402**

Resolution Authorizing Eighteen (18) Hours Overtime to Three (3) PVO Officers in the Kearny Police Department for Overnight Parking Enforcement in September and October 2020.

***2020-(R)-403**

Resolution Authorizing Three (3) Members of KFSOA FMBA Local 218 & Seven (7) Members of FMBA Local 18 to Attend the Annual New Jersey State FMBA 2020 Convention in Atlantic City, NJ September 14-16, 2020.

***2020-(R)-404**

Consent Agenda Resolution

DOYLE

2020-(R)-405

Resolution Authorizing Five Hundred Seventeen (517) Hours Overtime within the Department of Public Works to Monitor Operations and Fuel Usage at Pump Stations and Reset Pump Alarms, Respond to and Clean-up Aftermath of Tropical Storm Isaias, Investigate and Clear Sanitary Sewer Blockage at 4 Jefferson Avenue, Assist Contractor Sanitizing Playgrounds and Town Buildings, Secure Sink Holes at 309 Elm Street and 30 Madison Avenue, Apply Solution to Vandal Proof Christopher Columbus Statue on Passaic Avenue, Resolve Plumbing Issue at Kearny Police Department, and Assist Contractors Running Piping and Electric for a New Generator at Town Hall Annex. (\$26,658.28)

SANTOS

2020-(R)-406

Resolution to Call on the Governor and United States Congressional Delegation from New Jersey to Provide Economic Relief for the Implementation of the USEPA and NJDEP Mandated "Long Term Control Plan" for Combined Sewer Overflows.

SANTOS

2020-(R)-407

Resolution Awarding a Contract to Your Way Construction Inc. for the 2020 Kearny Roadway Improvements Project in the Amount of \$2,658,008.46.

SANTOS

2020-(R)-408

Resolution Authorizing Contract to Neglia Engineering Associates for Construction Management of the 2020 Kearny Roadway Improvements Project (T&M not to Exceed \$227,500.00).

SANTOS

2020-(R)-409

Resolution Awarding a Contract to Onorati Construction Company, Inc. for the Devon Street & Chestnut Street Roadway Improvements Project (CDBG Funded) in the Amount of \$258,806.67.

SANTOS

2020-(R)-410

Resolution Authorizing Contract to Neglia Engineering Associates for Construction Management of the Devon Street & Chestnut Street Roadway Improvements Project (CDBG Funded) (T&M not to Exceed \$27,860.00).

SANTOS

2020-(R)-411

Resolution Amending the Professional Services Agreement with RSC Architects for the Industrial Hygienist Evaluation of Multiple Kearny Municipal Facilities.

SANTOS

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2020-(R)-412

SANTOS

Resolution Authorizing Joseph M. Sanzari, Inc. (JMS, Inc.) as an NJDOT Contractor to use a Town Fire Hydrant Located on Newark Turnpike (in front of National Water Main's Office) for the Bridge Overlay Project.

2020-(R)-413

SANTOS

Resolution Authorizing the Sale of Vehicles no Longer Fit for Public Use and Whose Value is Less than the Town's Bid Threshold, at Private Sale Without Advertising for Bids.

2020-(R)-414

SANTOS

Resolution Pursuant to Town Code Section 23-7 Approving Curb Cut at 349 Forest Street, **Block 210, Lot 35.01**, to Accommodate a New Driveway.

2020-(R)-415

SANTOS

Resolution to Enter into Closed Session to Discuss the Following Matters Relating to Anticipated Litigation, Litigation, Contract Negotiations, and Personnel Matters, to wit: Discussion regarding Labor Negotiations with Crossing Guards, FMBA, PBA, and PSOA

2020-(R)-416

ECKEL

Resolution Changing the Full-Time Status of Public Safety Telecommunicator John Zairopoulos to Part-Time Status Effective September 12, 2020.

2020-(R)-417

CARDOSO/DE CASTRO

Resolution Authorizing Change Order #2 for New Street Tree Plantings and Reconstruction of ADA Curb Ramp for the Brighton Avenue Playground and Miglin Playground Improvements Project to Whirl Construction, Inc., 194 Main Street, PO Box 110, Port Monmouth, NJ 07758 (\$14,214.00 Increase / 2.22%).

2020-(R)-418

SANTANA

Resolution Appointing One (1) Full-time Police Officer in the Kearny Police Department Effective September 09, 2020 at the Current Annual Salary of \$44,735, Pursuant to the NJ Civil Service Certification # OL200426.

2020-(R)-419

SANTANA

Resolution Appointing Crossing Guards Pursuant to N.J.S.A. §40A:9-154.1.

2020-(R)-420

SANTANA

Resolution Approving Memorandum of Agreement Between Town of Kearny and Kearny Civil Service Council #11 Crossing Guards Authorizing a "Shared Work Agreement".

2020-(R)-421

SANTANA

Resolution Approving Memorandum of Agreement Entered Into Between the Town of Kearny and the Kearny Civil Service Council #11 Crossing Guards.

2020-(R)-422

SANTANA

A Resolution of the Mayor and Council of the Town of Kearny Authorizing the Adoption of the 2020 Hudson County, New Jersey Hazard Mitigation Plan Update.

2020-(R)-423

DE CASTRO

Resolution Authorizing Engagement of Additional Personnel at the Health Department for Contact Tracing Related to the COVID-19 Pandemic.

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2020-(R)-424

DE CASTRO

Resolution Appointing Kathleen Lynch to the Part-Time Position of Omnibus Driver in the Department of Health at the Current Hourly Rate of \$16.00, Effective September 09, 2020.

2020-(R)-425

DE CASTRO

Resolution Authorizing Submission of an Application for Kearny Municipal Alliance Grant for Grant Cycle October 2020 to June 2021 in the Amount of \$9,645.00.

2020-(R)-426

DE CASTRO

Resolution Awarding a Contract to Daskal LLC for Interior and Exterior Alterations at the Kearny COVID-19 Response Center at the Contract Price of \$985,000.

X. EXECUTIVE (CLOSED) SESSION

XI. ADJOURNMENT