

Kearny Town Council

Regular Meeting

- Agenda -

Tuesday, October 20, 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. Cissy Gialanella of JC Promotions, Inc. on behalf of the Kearny Rotary Club: informing Mayor Santos and Council that the Flea Market scheduled for November 15, 2020 at the Frank A. Vincent Marina is being rescheduled and will be held on November 22, 2020.

POLICE/RECREATION/DPW/HEALTH

- 2. Lisa Kraus D’Isa, West Hudson Arts & Theater Co. Secretary: requesting a **rain date** of **Sunday, October 25, 2020** for use of Arlington Depot Park and Garafola Place between Elm and Forest Streets for an outdoor theatrical performance of “The Tail of Werewolf Cinderella” and “Vintage Hitchcock: A Live Radio Play.” To accommodate both set up, rehearsal and two performances, use of the park is required between 9:00 a.m. and 10:00 p.m.

POLICE/FIRE/DPW

- 3. LICENSES: 1 – GARAGE SALE;
1 – JUKE BOX;
2 – VIDEO/PINBALL MACHINE

LICENSES

B. Reports of Department Heads

- 1. DPW Operations Report for September 2020
- 2. SUEZ Billing & Collections Month End Report September 2020
- 3. Engineer’s Report on Gunnell Oval Improvements Project dated October 20, 2020
- 4. Engineer’s Report on Dukes, Devon, Tappan, Hoyt (‘DDTH’) Pumping Station Project dated October 20, 2020
- 5. Engineer’s Report dated October 20, 2020
- 6. Recreation & Parks – Program & League Report October 19, 2020

C. 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

2020-O-38

McCURRIE

Ordinance Vacating Handicapped Parking Spaces at 160 Chestnut Street and 188 Chestnut Street

2020-O-39

McCURRIE

Ordinance Amending Ordinance No. 2020-23 as Codified in Chapter 23A of the Town Code to Extend the Dates that Outdoor Dining is Permitted

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2020-O-40 McCURRIE
An Ordinance Establishing the Full-Time Position of General Supervisor Parks (06699)

2020-O-41 McCURRIE
An Ordinance Establishing the Full-Time Position of General Supervisor Trees (06481)

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

2020-O-35 McCURRIE
An Ordinance Adopting Amendments to the Redevelopment Plan for the Schuyler Avenue Redevelopment Area to Create Inclusionary Affordable Housing Areas along Bergen Avenue East of Schuyler Avenue

2020-O-36 McCURRIE
An Ordinance Amending and Supplementing the General Code of the Town of Kearny to Address the Requirements of the Fair Housing Act and the Uniform Housing Affordability Controls (UHAC) Regarding Compliance with the Town's Affordable Housing Obligations and Development Fees Pertaining to the Town's Affordable Housing Trust Fund

2020-O-37 McCURRIE
Ordinance Realigning Hackensack 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 October 6, 2020

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

***2020-(R)-465**
Bills List Resolution

***2020-(R)-466**
Resolution Authorizing Tax Overpayment Refund in the Amount of \$4,862.12 to NJ Housing & Mortgage Finance Agency for 2020 Taxes, **Block 218, Lot 34.**

***2020-(R)-467**
Resolution Cancelling 2020 Taxes (Quarter 1-2) in the Amount of \$4,862.12 for **Block 218, Lot 34**, as a Result of Ownership by Exempt Organization.

***2020-(R)-468**
Resolution Authorizing Tax Overpayment Refund in the Amount of \$5,559.70 to Law Office of Eugene P. O'Connell, Esq. for 2020 Taxes, **Block 255, Lot 3.**

***2020-(R)-469**
Resolution Granting Permission to Craig Test Boring Co., Inc. for Road Opening Permit on Tappan Street, at the intersection of Schuyler Avenue. in Order to Install One Test Boring.

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***2020-(R)-470**

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

***2020-(R)-471**

Resolution Authorizing Six (6) 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 October 07, 2020 and the Regular Evening Meeting of the Zoning Board on October 08, 2020. (\$244.14)

***2020-(R)-472**

Resolution Authorizing Nine (9) Hours Overtime to Dinis Conceicao, MIS Technician, to Provide Virtual Meeting Support for the Planning Board Meeting on October 07, 2020, the Zoning Board Meeting on October 08, 2020, and the Mayor and Council Meeting on October 20, 2020. (\$593.10)

***2020-(R)-473**

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

***2020-(R)-474**

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 05, 2020 to Friday, December 25, 2020, Inclusive.

***2020-(R)-475**

Consent Agenda Resolution

DOYLE

2020-(R)-476

Resolution Appointing Craig Smith to the Provisional Position of Public Works Supervisor in the Kearny Department of Public Works Effective October 21, 2020 at the Current Annual Salary of \$76,021.

SANTOS

2020-(R)-477

Resolution Appointing Mariana Martins to the Full-Time Position of Confidential Assistant for the Town of Kearny Department of Public Works Effective October 21, 2020.

SANTOS

2020-(R)-478

Resolution Endorsing and Seeking Court Approval of a Housing Element and Fair Share Plan adopted by the Town's Planning Board.

SANTOS

2020-(R)-479

Resolution Appointing Stephen D. Marks as Municipal Housing Liaison Relating to the Town's Affordable Housing Obligations.

SANTOS

2020-(R)-480

Resolution Adopting the Spending Plan for the Town's Affordable Housing Trust Fund.

SANTOS

2020-(R)-481

Resolution Authorizing the Town to Appropriate Funds or Bond in the Event of a Shortfall in Funding for the Town's Affordable Housing Programs.

SANTOS

2020-(R)-482

Resolution Adopting the Affirmative Marketing Plan to the Town's Affordable Housing Obligations.

SANTOS

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2020-(R)-483

SANTOS

Resolution Authorizing Professional Service Agreement with LSRP Consulting, Inc. for Environmental Services Pursuant to a Fair and Open Process.

2020-(R)-484

SANTOS

Resolution Pursuant to Town Code Section 23-7 Approving Curb Cut at 351 Forest Street, **Block 210, Lot 34**, to Accommodate a New Driveway.

2020-(R)-485

SANTOS

Resolution Pursuant to Town Code Section 23-7 Approving Curb Cut at 399 Forest Street, **Block 198, Lot 35**, to Accommodate a New Driveway.

2020-(R)-486

SANTOS

Resolution to Enter into Closed Session.

2020-(R)-487

DOYLE

Resolution Accepting the Annual Audit Report of 2019.

2020-(R)-488

DOYLE

Resolution Accepting the Corrective Action Plan for 2019 Audit.

2020-(R)-489

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 2019 in the Amount of \$9,732.80.

2020-(R)-490

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 2020 in the Amount of \$54,117.19.

2020-(R)-491

DOYLE

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for Hudson County CARES Act COVID-2019 Reimbursements Grant in the Amount of \$4,352,167.00.

2020-(R)-492

DOYLE

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for Hudson County CARES Act COVID-2019 Rental Assistance Grant in the Amount of \$448,052.00.

2020-(R)-493

DOYLE

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for Hudson County CARES Act COVID-2019 Small Business Grant in the Amount of \$1,145,000.00.

2020-(R)-494

DOYLE

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for Municipal Court Alcohol Education Rehab & Enforcement Fund DWI 2020 in the Amount of \$1,250.31.

2020-(R)-495

DOYLE

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for New Jersey Association of County and City Health Officials COVID-19 Grant in the Amount of \$37,388.00.

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2020-(R)-496

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 2020 in the Amount of \$1,000.00.

2020-(R)-497

DOYLE

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for North Hudson Community Action Corporation HRSA COVID-2019 Testing Grant in the Amount of \$25,000.00.

2020-(R)-498

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 2020 in the Amount of \$46,624.00.

2020-(R)-499

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 2020 in the Amount of \$125,000.00.

2020-(R)-500

DOYLE

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for Recycling Tonnage 2017 Grant in the Amount of \$58,922.07.

2020-(R)-501

DOYLE

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for KUEZ Admin Budget Fiscal Years 2021 & 2022 Grant in the Amount of \$190,000.00.

2020-(R)-502

DOYLE

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for KUEZ Marketing & Zone Promotion VIII Grant in the Amount of \$250,000.00.

2020-(R)-503

DOYLE

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for Small Business Emergency Financial Assistance Micro Loan Program in the Amount of \$300,000.00.

2020-(R)-504

ECKEL

Resolution Authorizing an Increase in Hours for Part-Time Security Guard Barry Hruby in the Kearny Public Library from 24.5 Hours up to 30.5 Hours per Week, Effective October 07, 2020 for a Period not to Exceed 90 Days.

2020-(R)-505

ECKEL

Resolution Appointing Michael Mastro to the Part-Time Position of Public Safety Telecommunicator Trainee for the Town of Kearny Fire Department Effective October 09, 2020.

2020-(R)-506

ECKEL

Resolution Changing the Title of Public Safety Telecommunicator Trainee Mario N. Piumelli Jr. to Public Safety Telecommunicator, Effective September 21, 2020 with no Change in Salary.

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2020-(R)-507

ECKEL

Resolution Changing the Title of Public Safety Telecommunicator Trainee Ashton Yates-Knight to Public Safety Telecommunicator, Effective September 21, 2020 with no Change in Salary.

2020-(R)-508

DE CASTRO

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for Municipal Alliance Grant 7/1/20 to 9/30/20 in the Amount of \$715.20.

2020-(R)-509

DE CASTRO

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for Municipal Alliance Grant 10/1/20 to 6/30/21 in the Amount of \$9,645.00.

2020-(R)-510

SANTANA

Resolution Authorizing the Town to Enter into an Agreement with the DRS Corp. to Provide a Data Warehousing System for the Police Department at a Cost not to Exceed \$127,120 pursuant to a Union County Cooperative Pricing Agreement.

2020-(R)-511

SANTANA

Resolution Renewing Alcoholic Beverage Licenses Nos. **0907-31-071-001, 0907-33-036-005, 0907-33-052-004, 0907-33-056-011, 0907-44-039-002** and **0907-44-067-004** which have Received Tax Clearance from the Division of Alcoholic Beverage Control.

2020-(R)-512

SANTANA

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 2020 in the amount of \$18,300.00.

X. EXECUTIVE (CLOSED) SESSION

XI. ADJOURNMENT