

Kearny Town Council

Regular Meeting

- Agenda -

Tuesday, December 7, 2021

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. Doris Amigon, President of Grupo Civico Poblano De Hudson LLC: requesting permission to meet with Mayor Santos and Council for a brief ceremony at Town Hall on Thursday, December 09, 2021 at 7:00 p.m. This stop in Kearny is part of the annual Guadalupana Torch Run as it makes it way from Mexico to Central Park, NYC. **POLICE/DPW**
 2. Ralph Cattafi, Director of Parks & Recreation: requesting permission to hold a canning fundraiser on Saturday, December 11, 2021 to raise money for the Kearny Recreation Wrestling Program. **POLICE/DPW**
 3. LICENSES: 1 – PARKING PERMIT for MANDEE LOT;
1 – GARAGE SALE; 2 – JUKE BOX **LICENSES**
 - B. Reports of Department Heads
 1. DPW Operations Report for October 2021
 2. Construction Code Enforcement Department Report for November 2021
 3. SUEZ Billing & Collections Month End Report November 2021
 4. Engineer's Report dated December 7, 2021
 - 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
 - 2021-O-41** **McCURRIE**
Ordinance Vacating Handicapped Parking Spaces at 94 Devon Terrace, 310 Ivy Street and 125 Devon Street
 - 2021-O-42** **McCURRIE**
Ordinance Establishing Handicapped Parking Spaces at 19 Liberty Street, 82 Windsor Street, 94 Devon Terrace-Apt. 2R, 119 Brighton Avenue, 200 Seeley Avenue, 534 Devon Street, and 588 Devon Street
- VIII. BUSINESS OF THE MAYOR AND COUNCIL: ORDINANCES FOR 2ND READING (PUBLIC HEARING)
 - 2021-O-36** **McCURRIE**
Ordinance Authorizing the Sale of Real Property of the Town of Kearny at 369 Forest Street, Block 210, Lot 28, to MLS Investments LLC at the Sale Price of \$221,000

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2021-O-37

McCURRIE

An Ordinance Amending Chapter 7 of the Town Code entitled 'All-Way Stops' to Establish All-Way Traffic Stops at the Intersections of Highland Avenue and Bergen Avenue, Maple Street and Afton Street, and Chestnut Street and Hoyt Street

2021-O-38

McCURRIE

Ordinance Appropriating \$4,300,000 from Grants for Improvements to Hackensack Avenue In and By the Town of Kearny, in the County Of Hudson, New Jersey

2021-O-39

McCURRIE

Bond Ordinance Providing for the Riverbank Park Bike Trail Project In and By the Town of Kearny, in the County of Hudson, New Jersey, Appropriating \$2,600,000 Therefor and Authorizing the Issuance of \$780,000 Bonds or Notes of the Town to Finance Part of the Cost Thereof

2021-O-40

McCURRIE

Bond Ordinance Providing for Various Capital Improvements In and By the Town of Kearny, in the County of Hudson, New Jersey, Appropriating \$3,800,000 Therefor and Authorizing the Issuance of \$1,604,750 Bonds or Notes of the Town to Finance Part of the Cost Thereof

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 November 9, 2021, Special Meeting November 10, 2021, Special Meeting November 15, 2021

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

2021-(R)-507

Bills List Resolution

***2021-(R)-508**

Resolution Granting Permission to PSE&G for Road Opening Permit at 65 Beech Street, a/k/a 512 Kearny Avenue, **Block 206, Lot 10**, in Order to Abandon Gas Service.

***2021-(R)-509**

Resolution Granting Permission to PSE&G for Road Opening Permit at 238-240 Maple Street, **Block 38, Lot 3**, in Order to Install New Gas Service.

***2021-(R)-510**

Resolution Granting Permission to PSE&G for Road Opening Permit at 267 Laurel Avenue, **Block 171, Lot 46**, in Order to Abandon Gas Service for Demolition.

***2021-(R)-511**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 91 Maple Street, **Block 22, Lot 14**, in Order to Cut Off Gas Service.

***2021-(R)-512**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 145 Davis Avenue, **Block 238, Lot 40**, in Order to Repair Gas Service.

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***2021-(R)-513**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 182 Laurel Avenue, **Block 174, Lot 13**, in Order to Repair Gas Service.

***2021-(R)-514**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 184 Highland Avenue, **Block 30, Lot 8**, in Order to Repair Gas Service.

***2021-(R)-515**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 208 Seeley Avenue, **Block 146, Lot 9**, in Order to Repair Gas Service.

***2021-(R)-516**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 512 Kearny Avenue, (opening on Oakwood Avenue), **Block 206, Lot 9**, in Order to Install New Gas Service.

***2021-(R)-517**

Resolution Authorizing the Return of 2022 Residential Overnight Parking Permit Fee to Roxana Cangre in the Amount of \$125.00.

***2021-(R)-518**

Resolution Authorizing One and a Half (1.5) Hours Overtime to John Borja, Chief Registered Environmental Health Specialist in the Health Department, to Facilitate the COVID-19 Vaccine Clinic on November 16, 2021. (\$98.88)

***2021-(R)-519**

Resolution Authorizing Two and a Half (2.5) Hours Overtime to Daniela Ponce, Registered Environmental Health Specialist in the Health Department, to Facilitate the COVID-19 Vaccine Clinic on November 17, 2021. (\$116.45)

***2021-(R)-520**

Resolution Authorizing Eleven (11) Hours Overtime to Adnelis Albizu, Social Service Tech Bilingual in the Health Department to Facilitate the COVID-19 Vaccine Clinic on November 06, 2021, Attend the North Hudson Community Action Corporation Board of Directors Meeting on November 09, 2021, and Deliver Thanksgiving Meals to Seniors on Thanksgiving Day, November 25, 2021. (\$216.46)

***2021-(R)-521**

Resolution Authorizing Three (3) Hours Overtime to Frances Olenik, Clerk Typist in the Health Department, to Deliver Thanksgiving Meals to Seniors on Thanksgiving Day, November 25, 2021. (\$54.00)

***2021-(R)-522**

Resolution Authorizing Three (3) Hours Overtime to Paula Velasquez, Student Intern in the Health Department, to Deliver Thanksgiving Meals to Seniors on Thanksgiving Day, November 25, 2021. (\$45.00)

***2021-(R)-523**

Resolution Authorizing Three (3) Hours Overtime to Lawrence Burokas, Clerk Driver in the Health Department, to Deliver Thanksgiving Meals to Seniors on Thanksgiving Day, November 25, 2021. (\$39.00)

***2021-(R)-524**

Resolution Authorizing Three (3) Hours Overtime to Iliana Cordova, Clerk Driver in the Health Department, to Deliver Thanksgiving Meals to Seniors on Thanksgiving Day, November 25, 2021. (\$45.00)

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***2021-(R)-525**

Resolution Authorizing Three (3) Hours Overtime to William Holmes, Clerk Driver in the Health Department, to Deliver Thanksgiving Meals to Seniors on Thanksgiving Day, November 25, 2021. (\$45.00)

***2021-(R)-526**

Resolution Authorizing Three (3) Hours Overtime to Antonio Salino, Clerk Driver in the Health Department, to Deliver Thanksgiving Meals to Seniors on Thanksgiving Day, November 25, 2021. (\$39.00)

***2021-(R)-527**

Resolution Authorizing Nine and a Half (9.5) Hours Overtime to Dinis Conceicao, Network Administrator 1, to Perform Scheduled Maintenance on November 07, 2021 and to Provide Virtual Meeting Support for the Mayor and Council Meetings on November 09 and November 15, 2021 and the Zoning Board Meeting on December 02, 2021. (\$664.34)

***2021-(R)-528**

Resolution Authorizing Seven (7) 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 November 03, 2021 and the Regular Evening Meeting of the Zoning Board on November 04, 2021. (\$303.24)

***2021-(R)-529**

Consent Agenda Resolution

DOYLE

2021-(R)-530

Resolution Authorizing One Hundred Six and One-half (106.5) Hours Overtime within the Department of Public Works to Respond to a Damaged Traffic Light, Clear Sanitary Backups on Davis Avenue and Hoyt Street, Clear Trees Blocking Roadway, Respond to and Monitor High Water Alarm at the E. Midland Pump Station, Keep Office Open through Lunch Hour, Remove Damaged Sign Causing Hazard in Street, Assist at the Halloween Parade, Empty Backlog of Containers Due to Leaf Pickup, Sanitize DPW Vehicle, Pour Concrete Pads for Benches at Gunnel Oval, and Respond to Multiple Sanitary Backups at the Health Department. (\$5,860.86)

SANTOS

2021-(R)-531

Resolution Authorizing Contract to Neglia Engineering Associates for Construction Management of the Riverbank Park Bike Trail Project (T&M not to Exceed \$184,180.00).

SANTOS

2021-(R)-532

Resolution Awarding a Contract for the Harrison Avenue Pump Station Improvements Project.

SANTOS

2021-(R)-533

Resolution Authorizing Contract to Neglia Engineering Associates for Construction Management of the Harrison Avenue Pump Station Improvements Project.

SANTOS

2021-(R)-534

Resolution Approving Professional Services Agreement with the Law Offices of Wanda Chin Monahan LLC to Provide Special Environmental Legal Services.

SANTOS

2021-(R)-535

Resolution Authorizing an Emergency Contract with Millennium Communications Group, Inc. (State Contract 88740) for Restorative Work Required at Johnston and Passaic Avenues.

SANTOS

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2021-(R)-536

SANTOS

Resolution Authorizing a \$20,000 Increase in the 2021 Agreement with Helix Real Estate LLC for Appraisal Services.

2021-(R)-537

SANTOS

Resolution Authorizing a \$2,500 Increase in the 2021 Agreement with Heyer, Gruel & Associates for Planning Services.

2021-(R)-538

SANTOS

Resolution Authorizing a \$6,000 Increase in the Agreement with Spatial Data Logic, Inc. for Municipal Management Software pursuant to a Bergen County Cooperative Pricing Agreement.

2021-(R)-539

SANTOS

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

2021-(R)-540

SANTOS

Resolution Authorizing Discharge of Mortgage (361 Forest Street, Block 210, Lot 31).

2021-(R)-541

SANTOS

Resolution Authorizing the Sale (By Assignment) of Tax Sale Certificate (No. 11-00057) held by the Town Against Property at 18 (a/k/a 825) Harrison Avenue, (Block 278, Lot 11) to Tibo Construction LLC at the Sale Price of \$199,000.

2021-(R)-542

SANTOS

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

2021-(R)-543

SANTOS

Resolution Acting Upon the Request to Memorialize a Pre-existing Curb Cut at 17 Howell Place, **Block 170, Lot 32**.

2021-(R)-544

SANTOS

Resolution Acting Upon the Proposed Tax Appeal Settlement of Kuehne Chemical Company, Inc. located at 86 N. Hackensack Avenue, Block 298, Lots 10, 10.01 and 11.

2021-(R)-45

SANTOS

Resolution Acting Upon the Proposed Tax Appeal Settlement of Walmart #1-5447 located at 150 Harrison Avenue, Block 284, Lot 2.02.

2021-(R)-546

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 86 N. Hackensack Avenue, **Block 298, Lots 10, 10.01 and 11**, Review of Proposed Tax Appeal Settlement for 150 Harrison Avenue, **Block 284, Lot 2.02**, Update on KFSOA FMBA Local 218 and FMBA Local 18 Labor Negotiations, Continued Discussion of Application for Payment in Lieu of Taxes (PILOT) for 55 Passaic Avenue

2021-(R)-547

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: 60 William Street, **Block 49, Lot 75**, 2-8 Harrison Avenue, **Block 278, Lot 08**, 83 Elm Street, **Block 248, Lot 31**, 61 Dukes Street, **Block 266, Lot 48**

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2021-(R)-548

CARDOSO

Resolution Appointing Dennis Didyk to the Permanent Part-Time Position of Fire Protection Subcode Official for the Town of Kearny Construction Code Enforcement Department, Effective January 01, 2022.

2021-(R)-549

CARDOSO

Resolution Directing the Construction Official, as the Public Officer Designated to Implement the Provisions of Section 17-12 of the Town Code Pertaining to Vacant and Abandoned Property, to Investigate the Property at 529 Belgrove Drive for Inclusion on the Abandoned Property List.

2021-(R)-550

DE CASTRO

Resolution Appointing Juan Muchotrigo to the Part-Time Position of Clerk Driver in the Department of Health at the Current Hourly Rate of \$12.00, Effective December 13, 2021.

2021-(R)-551

SANTANA

Resolution Correcting Hourly Rates and Effective Dates on Resolution #s 2021-433 and 2021-467/468 adopted October 12, 2021 and October 26, 2021 Respectively for Crossing Guards and Reserve Crossing Guards Appointments.

2021-(R)-552

SANTANA

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

X. EXECUTIVE (CLOSED) SESSION

XI. ADJOURNMENT