

Kearny Town Council

Regular Meeting

- Agenda -

Tuesday, January 11, 2022

7:00 PM

ZOOM Virtual Meeting Service

- 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. Judith King, MSW, LCSW, Manager of the Perinatal Addictions Prevention Project of the Partnership for Maternal and Child Health of Northern New Jersey: requesting permission to use the Frank A. Vincent Marina on June 4, 2022 from 9:30 a.m. until 4:00 p.m. to host a community **“Family Fun Day.”** The event is an educational and interactive health fair to include fun activities and the sharing of important health and wellness information.

POLICE/RECREATION/HEALTH/DPW
 2. Brian Wiltrout, Parade Adjutant on behalf of the United Irish Associations of West Hudson, Inc.: requesting permission to conduct the annual **St. Patrick’s Day Parade** on Sunday, March 13, 2022. The parade will start promptly at 2 p.m. in Harrison and end in Kearny at the intersection of Kearny and Quincy Avenues. The assistance of the Police Department is also being requested for street closures beginning at 1 p.m.

POLICE/RECREATION/DPW
 - B. Reports of Department Heads
 1. Construction Code Enforcement Department Report for December 2021
 2. Construction Code Enforcement Department Annual Report for 2021
 3. Library Director's Report for December 2021
 4. DPW Operations Report for November 2021
 5. 2021 End of Year Engineer’s Report
 6. Engineer’s Report dated January 11, 2022
 - 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
 - 2022-O-01** **McCURRIE**
Ordinance Amending Section 38-6 “Signs and Awnings” of the Town Code of the Town of Kearny
 - 2021-O-02** **McCURRIE**
An Ordinance Amending Chapter 7 of the Town Code Entitled ‘All-Way Stops’ to Establish All-Way Traffic Stops at the Intersections of Seeley Avenue and Rutherford Place, and Seeley Avenue and Chestnut Street
- VIII. BUSINESS OF THE MAYOR AND COUNCIL: ORDINANCES FOR 2ND READING (PUBLIC HEARING)

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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): Special Meeting December 29, 2021, Annual Reorganization Meeting January 6, 2022

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

***2022-(R)-39**

Resolution Authorizing Permission to Encroach Upon Town Right of Way at 455 Davis Avenue, **Block 199, Lot 28**, for the Purpose of Removing an Underground Fuel Tank.

***2022-(R)-40**

Resolution Authorizing Permission to Encroach Upon Town Right of Way at 842 Kearny Avenue, **Block 123, Lot 2**, for the Purpose of Removing an Underground Fuel Tank.

***2022-(R)-41**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 2 Fuller Place, **Block 67, Lot 51**, in Order to Repair Gas Service.

***2022-(R)-42**

Resolution Granting Permission to PSE&G for Road Opening Permit at 15 N. Hackensack Avenue, **Block 295, Lot 7**, in Order to Install New Gas Service.

***2022-(R)-43**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 150 Beech Street, **Block 188, Lot 2**, in Order to Repair Gas Service.

***2022-(R)-44**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 581 Forest Street, a/k/a 583 Forest Street, **Block 169, Lot 24**, in Order to Repair Gas Service.

***2022-(R)-45**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 611-613 Kearny Avenue, a/k/a 615 Kearny Avenue (opening on Locust Avenue), **Block 81, Lot 8**, in Order to Repair Gas Service.

***2022-(R)-46**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Road Opening Permit at 8 Linden Avenue, **Block 93, Lot 5**, in Order to Restore a Curb.

***2022-(R)-47**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Emergency Road Opening Permit at 465 Hickory Street, **Block 181.02, Lot 19**, in Order to Repair a 6" Water Main Break.

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***2022-(R)-48**

Resolution Refunding Towing and Storage Fees of \$172.32 to Ruben D. Varela for Charges Incurred When his Car was Towed from Devon Terrace on November 18, 2021.

***2022-(R)-49**

Resolution Authorizing Refund for 2022 Residential Overnight Parking Permit Fee for the Police Substation Parking Lot to Jennifer Lujan in the Amount of \$125.00.

***2022-(R)-50**

Resolution Authorizing Refund for 2022 Residential Overnight Parking Permit Fee for the Police Substation Parking Lot to Nahum Reyes Ramirez Tochimani in the Amount of \$125.00.

***2022-(R)-51**

Resolution Authorizing Twelve (12) Hours Overtime each for the Municipal Court Staff, Melissa Murray, Ledy More, Catherine Colon, and Cintia Valdez for Monday Evening Court Session on January 10, 2022, February 07, 2022 and March 07, 2022. (\$3,900.00)

***2022-(R)-52**

Resolution Authorizing Eighteen (18) Hours Overtime to Dinis Conceicao, Network Administrator 1, to Perform Scheduled Maintenance on December 09, 2021 and to Provide Virtual Meeting Support for the Mayor and Council Meetings on December 07, 2021, January 06 and January 11, 2022, the Zoning Board Meeting on January 04, 2022, and the Planning Board Meeting on January 05, 2022.

***2022-(R)-53**

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 December 01, 2021 and the Regular Evening Meeting of the Zoning Board on December 02, 2021. (\$303.24)

***2022-(R)-54**

Consent Agenda Resolution

DOYLE

2022-(R)-55

Resolution Authorizing Seventy-seven (77) Hours Overtime within the Department of Public Works to Secure and Remove a Damaged Kiosk, Clean and Video all Sanitary Sewer Lines at the Health Department, Perform Leaf Pickup, Remove a Hazardous Tree Stump at Playground, Repair DPW Vehicles, Assist at Christmas Tree Lighting Event at Town Hall, Clean Up and Reposition Damaged Planter, Assist with Pump Repairs, and Keep Office Open during Lunch Hour. (\$4,404.82)

SANTOS

2022-(R)-56

Resolution Appointing Felipe Sacramento, Ricardo Serodio and George Sousa to the Full-Time, Provisional Non-Competitive Title of Laborer 1 for the Town of Kearny Department of Public Works, Effective January 18, 2022.

SANTOS

2022-(R)-57

Resolution Authorizing Execution of an Agreement with the New Jersey Department of Transportation for Grant Funding of \$1,820,000 for Construction Costs Relating to the Riverbank Park Bike Trail.

SANTOS

2022-(R)-58

Resolution Authorizing Execution of a License Agreement with 60 Passaic Urban Renewal LLC for use by Town Residents of 14 Overnight Parking Spaces at the Vermella Project at 60 Passaic Avenue (Block 14, Lots 3 & 4).

SANTOS

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2022-(R)-59

SANTOS

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

2022-(R)-60

SANTOS

Resolution Authorizing Advertisement for Bids for the Riverbank Park Bike Trail Project (NJDOT Funded).

2022-(R)-61

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 KFSOA FMBA Local 218 and FMBA Local 18 Labor Negotiations

2022-(R)-62

ECKEL

Resolution Accepting the Retirement Application of Deputy Fire Chief Robert "Ozzie" Osborn from the Kearny Fire Department after 38 Years and 6 Months (38.6) of Service, Effective February 01, 2022, Pending Approval of the Police and Firemen's Retirement System (terminal leave pay and unused vacation totaling \$70,373.30 subject to change if additional time is taken).

2022-(R)-63

ECKEL

Resolution Accepting the Retirement Application of Firefighter David Myers from the Kearny Fire Department after Twenty-five (25) Years of Service, Effective February 01, 2022, Pending Approval of the Police and Firemen's Retirement System (terminal leave pay and unused vacation totaling \$38,213.57 subject to change if additional time is taken).

2022-(R)-64

ECKEL

Resolution Changing the Status and Title of James Berko and Rebecca Lovas from Part-Time Library Monitor for the Kearny Public Library to Full-Time Account Clerk/Library Assistant for the Kearny Public Library, Effective January 18, 2022, at the Current Annual Salary of \$38,415.

2022-(R)-65

DE CASTRO

Resolution Appointing Freddy Rivera to the Part-Time Position of Clerk Driver in the Department of Health at the Current Hourly Rate of \$12.00, Effective January 18, 2022.

2022-(R)-66

SANTANA

Resolution Renewing (Inactive) Alcoholic Beverage Retail Distribution License No. 0907-33-029-011, La Roja y Blanca Restaurant Lounge LLC, for the 2020-2021 and 2021-2022 License Terms pursuant to N.J.S.A. 33:1-12.39.

2022-(R)-67

SANTANA

Resolution Authorizing the Execution of a Person-to-Person and Place-to-Place Transfer of Plenary Retail Consumption License No. 0907-33-012-003 from Lincoln Highway Industrial Development LLC to Kearny 202 Tavern LLC, t/a Denizens, 202 Kearny Avenue, Kearny, New Jersey.

2022-(R)-68

SANTANA

Resolution Authorizing Continued Participation and Enrollment of the Police Department for Calendar Year 2022 in the Federal 1033 Program for the Acquisition of Excess U.S. Department of Defense Equipment and Supplies.

X. EXECUTIVE (CLOSED) SESSION

XI. ADJOURNMENT