

# Kearny Town Council

## Regular Meeting

- Agenda -

Tuesday, February 22, 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. Alvin Cox, Executive Director of Pathways to Independence, Inc.: requesting permission to use the Frank A. Vincent Marina on Sunday, **March 06, 2022** to hold their fundraising Flea Market in partnership with JC Promotions, Inc. **POLICE/REC/DPW/HEALTH**
2. Louis Pandolfi, UNICO National, Kearny Chapter Secretary: requesting permission to sponsor an “Italian” Flea Market in partnership with JC Promotions, Inc. on Sunday, **April 03, 2022** and Sunday, **September 11, 2022**, both at the Frank A. Vincent Marina. **POLICE/REC/DPW/HEALTH**
3. Nicholas J. Coco, Kearny Lions Club Treasurer: requesting permission to hold a Flea Market at the Frank A. Vincent Marina on Sunday, **May 08, 2022** and Sunday, **October 09, 2022** in partnership with JC Promotions, Inc. **POLICE/REC/DPW/HEALTH**
4. William Mullins, KHS Varsity Boys Volleyball Coach: requesting permission to hold a canning fundraiser on April 09, 2022 and May 07, 2022. **POLICE/DPW/REC**
5. LICENSES: 24 –PARKING PERMITS that include:
  - 01 - 101 KEARNY AVENUE LOT
  - 06 - AMERICAN LEGION/VFW
  - 05 - CHESTNUT STREET LOT
  - 02 MANDEE (BUSINESS-DAYTIME)
  - 03 - POLICE SUBSTATION
  - 04 - PROVIDENT BANK
  - 03 - VERMELLA

**LICENSES**

### B. Reports of Department Heads

1. Library Director’s Annual Report for 2021
2. Engineer’s Report dated February 22, 2022

### C. Proclamation Designating March 1, 2022 as COVID-19 Victims and Survivors Memorial Day

Proclamations honoring:

1. Patrick O’Donnell, Jr., Grand Marshal of the St. Patrick’s Day Parade
2. Anthony Coleman, Deputy Grand Marshal of the St. Patrick’s Day Parade
3. John (Jack) Dunphy, Deputy Grand Marshal of the St. Patrick’s Day Parade

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D. Reports of Council Members

VI. PUBLIC HEARING ON **RESOLUTION 2022-148**  
RESOLUTION OF THE MUNICIPAL COUNCIL OF THE TOWN OF KEARNY  
AUTHORIZING THE PROPOSAL PREPARED BY THE KEARNY ENTERPRISE  
ZONE DEVELOPMENT CORPORATION FOR FUNDING OF THE FISCAL  
YEAR 2022 ADMINISTRATIVE BUDGET IN THE AMOUNT OF \$85,000.00.

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

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

**2022-(O)-01**

**McCURRIE**

Ordinance Amending Section 38-6 "Signs and Awnings" of the Town Code of the  
Town of Kearny

**2022-(O)-06**

**McCURRIE**

Ordinance Approving an Amendment to the Industrial Park Redevelopment Plan

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 8,  
2022

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

**\*2022-(R)-128**

Bills List Resolution

**\*2022-(R)-129**

Resolution Authorizing Tax Overpayment Refunds Totaling \$21,039.57.

**\*2022-(R)-130**

Resolution Authorizing Water Overpayment Refunds in the Amount of \$10,512.07.

**\*2022-(R)-131**

Resolution Granting Permission to Golder Associates USA Inc. on behalf of  
Clepo/Gumm Chemical Site Trust to Encroach upon the Town Right-of-Ways within  
Forest Street and Laurel Avenue for the Property at 538 Forest Street (former Gumm  
Chemical Site) to Conduct Additional Environmental Investigation Activities through  
Eight (8) Soil Borings.

**\*2022-(R)-132**

Resolution Granting Permission to PSE&G for Road Opening Permit at 60 Stewart  
Avenue, **Block 97, Lot 17**, in Order to Repair Gas Service.

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**\*2022-(R)-133**

Resolution Granting Permission to PSE&G for Road Opening Permit at 63 Halstead Street, **Block 56 Lot 22**, in Order to Repair Gas Service.

**\*2022-(R)-134**

Resolution Granting Permission to PSE&G for Road Opening Permit at 64 Stewart Avenue, **Block 97, Lot 18**, in Order to Repair Gas Service.

**\*2022-(R)-135**

Resolution Granting Permission to PSE&G for Road Opening Permit at 157 Midland Avenue, a/k/a 155-159 Midland Avenue, **Block 190, Lot 23**, in Order to Repair Gas Service.

**\*2022-(R)-136**

Resolution Granting Permission to PSE&G for Road Opening Permit at 255 Davis Avenue, **Block 221, Lot 55**, in Order to Repair Gas Service.

**\*2022-(R)-137**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 320 Highland Avenue, **Block 55, Lot 2**, in Order to Repair Gas Service.

**\*2022-(R)-138**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 400 Beech Street, **Block 128, Lot 4**, in Order to Repair Gas Service.

**\*2022-(R)-139**

Resolution Granting Permission to PSE&G for Road Opening Permit at 529 Forest Street, **Block 178, Lot 22**, in Order to Install New Gas Service.

**\*2022-(R)-140**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Emergency Road Opening Permit at 175 Forest Street, **Block 237, Lot 30**, in Order to Replace a Curb Stop.

**\*2022-(R)-141**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Emergency Road Opening Permit at 237 Dukes Street, **Block 269, Lot 10**, in Order to Repair a Water Main.

**\*2022-(R)-142**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Emergency Road Opening Permit at 634 Chestnut Street, **Block 167, Lot 15**, in Order to Replace a Water Service and Repair a Fire Hydrant Leak.

**\*2022-(R)-143**

Resolution Authorizing Nine (9) Hours Overtime to Dinis Conceicao, Network Administrator 1, to Provide Virtual Meeting Support for the Recreation Commission Meeting on February 16, the KEZDC Meeting on February 17, and the Mayor and Council Meeting on February 22, 2022. (\$662.31)

**\*2022-(R)-144**

Resolution Authorizing Six and a Half (6.5) Hours Overtime to Jonathan Szura, Technical Assistant Land Use in the Construction Code Enforcement Office, to Support the Regular Evening Meeting of the Zoning Board on February 01, 2022 and the Regular Evening Meeting of the Planning Board on February 02, 2022. (\$299.26)

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**\*2022-(R)-145**

Resolution Authorizing Eight (8) Hours Overtime each for the Municipal Court Staff, Melissa Murray, Ledy More, Catherine Colon, and Cintia Valdez for Monday Evening Court Session on April 04, 2022 and May 09, 2022. (\$2,600.00)

**\*2022-(R)-146**

Consent Agenda Resolution

**DOYLE**

**2022-(R)-147**

Resolution Authorizing Seven Hundred Fifty-one (751) Hours Overtime within the Department of Public Works to Salt and Plow Streets for Snow/Ice Storms, Respond to Calls from KPD for Road Cave-ins and Barricades, Install Drop Ceiling at DPW Training Center, Accept after Hours Salt Delivery, Repair Potholes, Assist Contractor Sanitizing Health Clinic and Town Buildings (COVID related expense) and Assist where Needed at Gunnell Oval COVID Testing Center (COVID related expense). (\$35,982.66)

**SANTOS**

**2022-(R)-148**

Resolution of the Municipal Council of the Town of Kearny Authorizing the Proposal Prepared by the Kearny Enterprise Zone Development Corporation for Funding of the Fiscal Year 2022 Administrative Budget in the Amount of \$85,000.00.

**SANTOS**

**2022-(R)-149**

Resolution Authorizing a Professional Service Agreement with Mott MacDonald to Perform Licensed Site Remediation Services (“LSRP”) Related to the Remediation of the Kearny First Aid Squad Facility, 352 Maple Street.

**SANTOS**

**2022-(R)-150**

Resolution Acting Upon the Request for a New Curb Cut at 166 Chestnut Street, ***Block 245, Lot 9.***

**SANTOS**

**2022-(R)-151**

Resolution to Enter into Closed Session to Discuss the Following Matters Relating to Anticipated Litigation, Litigation, Contract Negotiations, and Personnel Matters, to wit: Discussion of Proposed PILOT for Standard Chlorine Redevelopment with Town Appraiser Jason Weinstein, Update on FMBA Local 18 Labor Negotiations

**SANTOS**

**\*2022-(R)-152**

Resolution Ratifying and Accepting the Memorandum of Agreement Entered into Between the Town of Kearny (“Town”) and the Kearny Fire Superior Officers Association, FMBA Local 218 (“KFSOA”).

**ECKEL**

**2022-(R)-153**

Resolution Accepting the Retirement Application of Mary O’Malley, Crossing Guard with the Kearny Police Department after Thirty-two (32) Years of Service, Effective March 01, 2022, Pending Approval of the Public Employees’ Retirement System (unused sick leave totaling \$983.73 subject to change if additional time is taken).

**SANTANA**

**2022-(R)-154**

Resolution Accepting the Retirement Application of Beth Manley, Crossing Guard with the Kearny Police Department after Twenty (20) Years of Service, Effective March 01, 2022, Pending Approval of the Public Employees’ Retirement System (unused sick leave totaling \$2,164.20 subject to change if additional time is taken).

**SANTANA**

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**\*2022-(R)-155**

Resolution Granting Permission to PSE&G for Road Opening Permit at 664 Elm Street, **Block 145, Lot 3**, in Order to Install New Gas Service.

**2022-(R)-156**

Resolution Correcting Resolution 2022-(R)-67.

**SANTANA**

XI. EXECUTIVE (CLOSED) SESSION

XII. ADJOURNMENT