

# Kearny Town Council

## Regular Meeting

- Agenda -

Tuesday, March 8, 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. Sgt. Tom Pontrella, President, Kearny PBA Local #21: requesting permission to hold a carnival at the Frank A. Vincent Marina from **October 20-23, 2022** and **October 27-30, 2022**. PBA Local #21 is also requesting to hang a banner across Kearny Avenue at Locust Avenue to advertise the carnival fundraiser event.  
**POLICE/FIRE/DPW/REC/HEALTH**
    2. Michael DeVita, President of the Amanda DeVita Memorial Scholarship Fund: requesting permission on behalf of the Amanda DeVita Memorial Scholarship Fund to host a 5K run in Kearny on **June 04, 2022** with a rain date of June 05, 2022. The purpose of the run is to raise funds to fund scholarships for KHS seniors pursuing a career in education. The run will commence in the KHS stadium, pass Franklin School where Amanda taught for nine years and continue into West Hudson Park.  
**POLICE/DPW**
    3. Rev. John E. Wassell, Our Lady of Sorrows RC Church Administrator: requesting permission to conduct a Good Friday Prayer Service on **April 15, 2022** at 12 noon at the Lithuanian Wayside Cross at Riverbank Park. Rev. Wassell also invites Mayor and Council to participate in the service. (In the event of rain or snow, this service will be cancelled.)  
**POLICE/DPW/REC**
    4. Jody Hill, KHS Head Girls Basketball Coach: requesting permission to hold a canning fundraiser on **April 30, 2022** from 9:00 a.m. to 1:00 p.m.  
**POLICE/DPW/REC**
    5. Dean McGee of the Indian Knights Motorcycle Club, Kearny Chapter: requesting the closure of Belgrove Drive between Afton Street and Bergen Avenue on Sunday, **April 10<sup>th</sup>** from 10:00 a.m. to 12 noon for the club's 7<sup>th</sup> annual motorcycle run for veterans. Over one hundred motorcycles are expected to participate. The following accommodations have also been requested:
      - a) "No Parking Signs" installed on both sides of Belgrove Drive between Afton Street and Bergen Avenue to reserve parking spaces
      - b) A police escort is welcomed for the ride.  
**POLICE/DPW/REC**
    6. John Peneda, KUEZ Coordinator: requesting permission to hang a Kearny Town-wide Yard & Sidewalk Sale banner on the Dog Park fence from March 14, 2022 through May 01, 2022. **POLICE/DPW**

# Kearny Town Council

## Regular Meeting

- Agenda -

Tuesday, March 8, 2022

7:00 PM

ZOOM Virtual Meeting Service

7. Alvin Cox, Executive Director of Pathways to Independence, Inc.: requesting permission to use the Frank A. Vincent Marina on Sunday, **March 20, 2022** to hold their fundraising Flea Market in partnership with JC Promotions, Inc. This flea market, originally scheduled for March 06, 2022 had been rained out. **POLICE/REC/DPW/HEALTH**
8. LICENSES: 2 –PARKING PERMITS for AMERICAN LEGION/VFW LOT  
1 - DISTRIBUTOR; 1 - RAFFLE;  
2 - ICE CREAM TRUCK 2 - VIDEO/JUKEBOX  
**LICENSES**

### B. Reports of Department Heads

1. Construction Code Enforcement Department Report for February 2022
2. Engineer's Report dated March 8, 2022
3. DPW Operations Report for February 2022
4. SUEZ Billing & Collections Month End Report February 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

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

## 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 February 22, 2022

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

### **\*2022-(R)-157**

Bills List Resolution

### **\*2022-(R)-158**

Resolution Authorizing Permission to Encroach Upon Town Right of Way at 11 Highland Avenue, **Block 9, Lot 37**, for the Purpose of Removing an Underground Fuel Tank.

### **\*2022-(R)-159**

Resolution Authorizing Permission to Encroach Upon Town Right of Way at 34 Dukes Street, a/k/a 81 Devon Street, **Block 19, Lot 15**, for the Purpose of Removing an Underground Fuel Tank.

# Kearny Town Council

## Regular Meeting

- Agenda -

Tuesday, March 8, 2022

7:00 PM

ZOOM Virtual Meeting Service

**\*2022-(R)-160**

Resolution Authorizing Peak Environmental on behalf of M&F Auto Service, Inc. to Encroach upon the Town Rights-of-Way along the North and South Sides of Bergen Avenue, just East of the Intersection of Bergen Avenue and Belgrove Drive, for the Installation of Six (6) Soil Borings.

**\*2022-(R)-161**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 36 Bayard Avenue, **Block 98, Lot 29**, in Order to Repair Gas Service.

**\*2022-(R)-162**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 258 Belgrove Drive, **Block 28, Lot 19**, in Order to Repair Gas Service.

**\*2022-(R)-163**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 293-295 Devon Street, a/k/a 293 Devon Street, **Block 235, Lot 21**, in Order to Repair Gas Service.

**\*2022-(R)-164**

Resolution Granting Permission to PSE&G for Road Opening Permit at 356 Belleville Turnpike (opening on Devon Street) in Order to Install New Gas Service.

**\*2022-(R)-165**

Resolution Granting Permission to PSE&G for Road Opening Permit at 371 Forest Street, **Block 210, Lot 27**, in Order to Abandon Gas Service.

**\*2022-(R)-166**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Emergency Road Opening Permit at 26 Pennsylvania Avenue, a/k/a 10-50 Pennsylvania Avenue, **Block 289, Lot 18**, in Order to Repair a Water Main.

**\*2022-(R)-167**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Emergency Road Opening Permit at 35 E. Midland Avenue, **Block 204, Lot 73**, in Order to Replace a Valve Box.

**\*2022-(R)-168**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Emergency Road Opening Permit at 110 Forest Street, **Block 250, Lot 19**, in Order to Install a New Water Service.

**\*2022-(R)-169**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Emergency Road Opening Permit at 183 Garfield Avenue, a/k/a 181-191 Garfield Avenue, **Block 229, Lot 28**, in Order to Repair a 6" Water Main.

**\*2022-(R)-170**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Emergency Road Opening Permit at the Southwest Corner of Maple Street & Halstead Street, in Order to Install a New Fire Hydrant, Valve, Tee and Lateral.

**\*2022-(R)-171**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Emergency Road Opening Permit at Elm Street & Stewart Avenue in Order to Replace a Valve Box.

# Kearny Town Council

## Regular Meeting

- Agenda -

Tuesday, March 8, 2022

7:00 PM

ZOOM Virtual Meeting Service

**\*2022-(R)-172**

Resolution Authorizing the Return of Construction Permit Fees to Thomas C. Speck in the Amount of \$65.00 for a Pool Installation that was Cancelled at 48 Brighton Avenue, **Block 29, Lot 15**.

**\*2022-(R)-173**

Resolution Authorizing the Return of 2022 Residential Overnight Parking Permit Fee for the Provident Bank Parking Lot to Camille Hope McIntosh in the Amount of \$125.00.

**\*2022-(R)-174**

Resolution Authorizing Fifteen and a Half (15.5) Hours Overtime to Dinis Conceicao, Network Administrator 1, to Perform Scheduled Maintenance on February 28, 2022 and to Provide Virtual Meeting Support for the KMUA Meeting on February 23, the Zoning Board Meeting on March 01, the Planning Board Meeting on March 02, and the Mayor and Council Meeting on February 22 and March 08, 2022. (\$1,140.65)

**\*2022-(R)-175**

Consent Agenda Resolution

**DOYLE**

**2022-(R)-176**

Resolution Authorizing Two Hundred Eight and a Half (208.5) Hours Overtime within the Department of Public Works to Salt and Plow Streets for Snow/Ice Storms, Respond to Calls from KPD for Blackout, Complete Drop Ceiling at DPW Training Center, Repair Potholes, Respond to a Call for a Leaking Hydrant Causing Ice Conditions, Repair Senior Bus, Respond to a Sanitary Sewer Backup, Keep DPW Office Open through Lunch Hour, Assist Contractor Sanitizing Health Clinic and Town Buildings (COVID related expense) and Assist Where Needed at Gunnell Oval COVID Testing Center (COVID related expense). (\$11,585.71)

**SANTOS**

**2022-(R)-177**

Resolution Providing Notice that In-Person Meetings at Town Hall of the Mayor and Council of the Town Of Kearny, Hudson County, New Jersey will Resume on March 22, 2022.

**SANTOS**

**2022-(R)-178**

Resolution Authorizing Contract to Neglia Engineering Associates for Surveying, Design, Permitting, and Bidding Services for Kearny Boathouse Dock Improvements Project (T&M not to Exceed \$97,340.00).

**SANTOS**

**2022-(R)-179**

Resolution Authorizing the Execution of a Second Amendment to the Tolling Agreement with the United States Environmental Protection Agency Related to the Diamond Head Oil Superfund Site on Harrison Avenue.

**SANTOS**

**2022-(R)-180**

Resolution Authorizing the Issuance of a Request for Proposals from Professional Engineering Firms to Conduct a Traffic Study of Passaic Avenue from Bergen Avenue to Johnston Avenue.

**SANTOS**

**2022-(R)-181**

Resolution Authoring the Sale of Vehicles 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.

**SANTOS**

**2022-(R)-182**

Resolution Pursuant to Town Code Section 23-7 Approving Curb Cut at 38 Ivy Street, **Block 251, Lot 29**, to Accommodate a New Driveway.

**SANTOS**

# Kearny Town Council

Regular Meeting

- Agenda -

Tuesday, March 8, 2022

7:00 PM

ZOOM Virtual Meeting Service

**2022-(R)-183**

**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 FMBA Local 18 Labor Negotiations

**2022-(R)-184**

**ECKEL**

Resolution Authorizing an Increase in Hours for Part-Time Library Monitor Rose O'Donnell in the Kearny Public Library from 19.5 Hours up to 24.5 Hours per Week for Saturday Coverage April through June, Effective March 08, 2022, for a Period not to Exceed 90 Days.

**2022-(R)-185**

**CARDOSO**

Resolution Appointing Nicollette Weintraub to the Permanent Full-Time Position of Clerk, Title Code 01245, for the Town of Kearny Construction Code Enforcement Department, Effective March 14, 2022.

**2022-(R)-186**

**SANTANA**

Resolution Appointing Maria Matos, Eusebio Huerta, Elaine Doran, and Juliet Rivera to the Permanent Position of Crossing Guard, Title Code 03125, at the Current Hourly Rate of \$18.19, Effective March 14, 2022.

**2022-(R)-187**

**SANTANA**

Resolution Appointing Bella Bustamante, Primitiva Quinde, Aderito Vilar, and Delimida Gomes to Crossing Guard Reserve, Title Code 03125, at the Current Hourly Rate of \$18.08, Effective March 14, 2022.

**\*2022-(R)-189**

Resolution Authorizing Tax Overpayment Refunds Totaling \$13,998.09.

**\*2022-(R)-190**

Resolution Authorizing Tax Overpayment Refunds Totaling \$506,437.11 *for Block 298, Lots 10, 10.01 and 11*, 86 North Hackensack Ave (Kuehne Chemical) for 2020 and 2021.

**\*2022-(R)-191**

Resolution Authorizing Tax Overpayment Refunds Totaling \$22,008.02 for *Block 284, Lot 2.02*, 150 Harrison Ave (Walmart #1-5447) for 2021.

X. EXECUTIVE (CLOSED) SESSION

XI. ADJOURNMENT