

Kearny Town Council

Regular Meeting

- Agenda -

Tuesday, May 10, 2022

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. Amelia Pena, on behalf of the Committee for the Portuguese Cultural Association of Kearny: requesting permission to close Kearny Avenue between Grove Street and Liberty Street on **Sunday, June 05, 2022** from 10:30 a.m. to 12:30 p.m. for a flag raising ceremony at the American Revolutionary Bicentennial Park (Town Hall Park) celebrating Portugal Day. **POLICE/DPW/REC**
2. Arlington Players Club (APC): requesting permission to hang a banner on Kearny Avenue at Locust Avenue from June 10 through June 19, 2022 publicizing APC's annual State Tennis Championships. **POLICE/DPW**
3. Laura Correnti, Co-founder & President, Paisley Athletic FC, and Mike Mara, Co-founder, Paisley Athletic FC & President, Kearny Thistle United FC: requesting the closure of King Street between Forest Street and Davis Avenue on **Friday, May 20, 2022** from 5:30 p.m. until 8:30 p.m. to allow for food truck vendors to set up along the Kearny High School side for the Paisley Athletic's home opening game. **POLICE/DPW/REC/HEALTH**
4. Jennifer M. Long, SGM (Retired), Commander of VFW Post 1302: requesting the closure of Belgrove Drive from Bergen Avenue to Afton Street on Saturday, **June 11, 2022** from 9:00 a.m. until 9:00 p.m. for the Post's annual Jazz Festival. The music festival will be held to raise funds to benefit the veterans in Hudson County. Commander Long is also requesting the assistance of the Department of Public Works (DPW) to assist in hanging banner, if any. **POLICE/FIRE/DPW/HEALTH**
5. LICENSES: 5 – PARKING PERMITS:
4 – MANDEE LOT (OVERNIGHT)
1 – MANDEE LOT (BUSINESS/DAYTIME)
1 – ICE CREAM TRUCK;
2 – SIDEWALK CAFE **LICENSES**

B. Reports of Department Heads

1. Library Director's Report for April 2022
2. Construction Code Enforcement Department Report for April 2022
3. Engineer's Report dated May 10, 2022
4. SUEZ Billing & Collections Month End Report April 2022
5. Recreation & Parks Report dated May 10, 2022
6. DPW Operations Report for April 2022

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- C. Proclamation Recognizing May as Mental Health Awareness Month in the Town of Kearny
- D. Reports of Council Members
- VI. PUBLIC HEARING ON **RESOLUTION 2022-311**
RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION TO THE NEW JERSEY URBAN ENTERPRISE ZONE AUTHORITY FOR ENTERPRISE ZONE ASSISTANCE FUNDS FOR THE KEARNY AVENUE STREETSCAPE REPAIR PROJECT IN THE AMOUNT OF NOT TO EXCEED \$125,100.00.
- 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 2ND READING (PUBLIC HEARING)
- 2022-(O)-11** **McCURRIE**
Ordinance Establishing Handicapped Parking Space at 33 Tappan Street
- 2022-(O)-12** **McCURRIE**
Ordinance Amending Chapter 5-28 “Motor Vehicle Sales and Storage”
- 2022-(O)-13** **McCURRIE**
An Ordinance Amending Chapter 7 of the Town Code Entitled ‘All-Way Stops’ to Establish All-Way Traffic Stops at the Intersection of Highland Avenue and Woodland Avenue
- 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 April 26, 2022
- B. *Motion to Suspend the Reading of Communications (read by title)
- *2022-(R)-291**
Bills List Resolution
- *2022-(R)-292**
Resolution Authorizing the Return of Unused Escrow Deposit to Mulock Properties, LLC in the Amount of \$3,562.50 Relative to a Proposed Site Plan Concerning 159 Davis Avenue, **Block 238, Lot 36.02**.
- *2022-(R)-293**
Resolution Granting Permission to Encroach Upon the Sidewalk within the Town Right of Way at 112 Forest Street, **Block 250, Lot 20**, for the Purpose of Removing an Underground Fuel Tank.

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***2022-(R)-294**

Resolution Granting Permission to Encroach Upon the Sidewalk within the Town Right of Way at 163-165 Stuyvesant Avenue, a/k/a 645-651 Elm Street, **Block 144, Lot 42**, for the Purpose of Removing an Underground Fuel Tank.

***2022-(R)-295**

Resolution Granting Permission to Encroach Upon the Sidewalk within the Town Right of Way at 255 Belgrove Drive, **Block 15.01, Lot 15**, for the Purpose of Removing an Underground Fuel Tank.

***2022-(R)-296**

Resolution Authorizing Geosyntec Consultants, as Agent for Glenn Springs Holdings, Inc. to Encroach Upon Town Rights-of-Way within Sellers Street and O'Brien Road adjacent to **Lots 10, 11, 12, 13, and 14 of Block 134**, COPR Site 41, for the Purpose of Implementing Remedial Action Approved by the New Jersey Department of Environmental Protection (NJDEP).

***2022-(R)-297**

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)-298**

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)-299**

Resolution Granting Permission to J. Fletcher Creamer & Son, Inc. of Hackensack, NJ for Emergency Road Opening Permit at 55 Afton Street, **Block 42, Lot 28**, in Order to Repair a Water Main.

***2022-(R)-300**

Resolution Granting Permission to J. Fletcher Creamer & Son, Inc. of Hackensack, NJ for Road Opening Permit at 490 Elm Street, **Block 178, Lot 30.01**, in Order to Repair a Water Main.

***2022-(R)-301**

Resolution Granting Permission to J. Fletcher Creamer & Son, Inc. of Hackensack, NJ for Road Opening Permit at Argyle Place & Washington Avenue, adjacent to **Block 174, Lot 6**, in Order to Replace a Damaged Fire Hydrant.

***2022-(R)-302**

Resolution Granting Permission to J. Fletcher Creamer & Son, Inc. of Hackensack, NJ for Road Opening Permit at Devon Street & Stuyvesant Avenue, adjacent to **Block 148, Lot 8**, in Order to Replace a Fire Hydrant.

***2022-(R)-303**

Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Emergency Road Opening Permit at 303 Maple Street, **Block 47, Lot 19**, in Order to Replace a Water Service Line.

***2022-(R)-304**

Resolution Authorizing Nine (9) Hours Overtime to Dinis Conceicao, Network Administrator 1, to Provide Support for the Mayor and Council Meeting on April 26, 2022, the Zoning Board Meeting on May 03, 2022, and the Planning Board Meeting on May 04, 2022. (\$662.31)

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***2022-(R)-305**

Resolution Authorizing Four (4) Hours Overtime to Daniela Ponce, Registered Environmental Health Specialist in the Health Department, to Facilitate and Oversee the E. Newark 2022 Rabies Clinic on April 23, 2022. (\$200.92)

***2022-(R)-306**

Consent Agenda Resolution

DOYLE

2022-(R)-307

Resolution Authorizing Forty-eight (48) Hours Overtime within the Department of Public Works to Repair Potholes, Respond to Flooding Caused by Heavy Rain, Respond to and Clear a Sanitary Blockage, Respond to Alarm at Vets Field, Replace Drywall at the Health Department, Keep DPW Office Open during Lunch Hour, and Assist Contractor Sanitizing Health Clinic (COVID related expense). (\$2,352.09)

SANTOS

2022-(R)-308

Resolution Appointing Kevin Murphy to the Designation of Interim Principal Public Works Manager.

SANTOS

2022-(R)-311

Resolution Authorizing Submission of an Application to the New Jersey Urban Enterprise Zone Authority for Enterprise Zone Assistance Funds for the Kearny Avenue Streetscape Repair Project in the Amount of not to Exceed \$125,100.00.

SANTOS

2022-(R)-312

Resolution Acting Upon the Request for a Second Curb Cut at 26 N. Midland Avenue, **Block 75, Lot 18.**

SANTOS

2022-(R)-313

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 2022 County Tax Appeals for Residential Properties with Tax Assessor, Discussion regarding Labor Negotiations with PBA and PSOA; Discussion of Staff Vacancy at Kearny Public Library

SANTOS

2022-(R)-314

Resolution Appointing Seasonal Part-Time Student Interns in the Recreation Department, Urban Enterprise Zone Office, and the Health Department to Work a Maximum of 24.5 Hours per Week at the Current Hourly Rate of \$13.00, Effective May 23, 2022 Pending Pre-employment Processing.

DOYLE

2022-(R)-315

Resolution Authorizing Execution of Memorandum of Agreement between Town of Kearny, Kevin Murphy and the Association of Department and Assistant Department Heads.

DOYLE

2022-(R)-316

Resolution to Adopt Updated Alcohol and Drug-Free Workplace Policy

DOYLE

2022-(R)-317

Resolution Appointing Jeffrey Gomes to the Full-Time Position of Firefighter in the Kearny Fire Department, Effective May 02, 2022 at the Current Annual Salary of \$33,000, Pursuant to NJ Civil Service Certification #OL220174.

ECKEL

2022-(R)-318

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 May 16, 2022 for a Period not to Exceed 90 Days.

ECKEL

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2022-(R)-319

KONOPKA

Resolution Appointing Michael Battista to the Part-Time Position of Security Guard for the Town of Kearny Recreation Department, Effective May 16, 2022.

2022-(R)-320

SANTANA

Resolution Appointing Deborah Stabinski, Judy Camacho and Yudit Machado to Crossing Guard Reserve, Title Code 03125, at the Current Hourly Rate of \$18.08, Effective May 16, 2022.

2022-(R)-321

KONOPKA

Resolution Authorizing an Amendment to the Agreement with Suez Water Environmental Services, Inc. to Perform Additional Work Related to the Town's Compliance with the New Jersey Lead Service Line Replacement Law.

XI. EXECUTIVE (CLOSED) SESSION

XII. ADJOURNMENT