

Kearny Town Council

Regular Meeting

- Agenda -

Tuesday, October 25, 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. Kelly Logue: requesting permission to have a canning fundraiser on Saturday, **November 05, 2022** to raise money for the Kearny High School Ice Hockey Team. **POLICE/DPW/REC**
 2. Jillian Taylor, Coach of Lincoln Middle School's Spirit Squad: requesting permission for the Spirit Squad to hold a canning fundraiser on Saturday, **November 12, 2022** to raise money for the Town toy drive. **POLICE/DPW/REC**
 3. James Pickel, KHS Head Softball Coach: requesting permission to hold a canning fundraiser on Saturday, **November 19, 2022** for the KHS Softball Program. November 19th replaces a previously scheduled canning date in 2022. **POLICE/DPW/REC**
 4. Joseph Mastandrea, KFD Chief: providing notification that the Fire Department's annual Open House has been rescheduled to Wednesday, **October 26, 2022** from 6:00 p.m. to 8:00 p.m., and requesting that Midland Avenue between Kearny Avenue and Beech Street be closed to vehicular traffic from 5:00 p.m. until 9:00 p.m. on that day. **POLICE/FIRE/DPW**
 5. Melanie Pasquarelli, Lecturing Knight of Kearny-Belleville Elks Lodge #1050: requesting permission to hold the 3rd Annual Incredible Duck Race on Saturday, **September 16, 2023**.
The accommodations requested are:
 - a) closure of Belgrove Drive from Afton Street to Bergen Avenue on September 16th
 - b) permission to hang a banner on Kearny Avenue or Midland Avenue for the month leading into the Incredible Duck Race
 - c) support of the Kearny Police Department, Fire Department, Department of Public Works, and the Recreation Department where needed **POLICE/FIRE/DPW/REC/HEALTH**
 9. Suzana Francisco, President of Kearny Rowing Association Booster Club: requesting permission to have a canning fundraiser on Saturday, **March 04, 2023** and Saturday, **May 06, 2023**. **POLICE/DPW/REC**
 10. Joseph Sloan, Kearny Resident: requesting permission to close 2nd Avenue at Garfield Avenue on Saturday, **October 29, 2022** from 12:00 noon until 8:00 p.m. for a pig roast. **POLICE/FIRE/DPW**

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11. Lori Castaneda, on behalf of a group of Kearny Teachers: requesting permission to hold a 'Walk for Tolerance and Inclusion' on the mornings of Friday, **October 28** and Friday, **November 04, 2022** at our elementary schools, Lincoln Middle School, and Kearny High School. The marches will last about 20 minutes, starting at approximately 7:35 a.m. at Kearny High School and Lincoln Middle School, and 7:50 a.m. at the elementary schools. **POLICE/DPW**

12. Magdy Awad, Owner of MBM Group, LLC, car dealership located at 320 Kearny Avenue: requesting to close Garfield Avenue between Kearny Avenue and Chestnut Street for a block party on Saturday, **November 05, 2022** from 2 p.m. to 10 p.m. in celebration of the grand opening of their dealership. The block party will include music with a DJ and a food truck(s). **POLICE/FIRE/DPW/HEALTH**

13. LICENSES: 4 – GARAGE SALE **LICENSES**

B. Reports of Department Heads

1. Veolia Billing & Collections Month End Report September 2022
2. Engineer's Report dated October 25, 2022

C. Presentations:

1. Presentation by Gary D. Bennett of Koch, Koch & Bennett regarding an amendment or exception to the Schuyler Avenue Redevelopment Plan to permit a specialty boutique car dealer business at 24-28 John Hay Avenue, Block 229, Lot 15
2. Presentation by Eagle Scout Candidate Christian Ascensao on his Eagle Scout project, the installation of a beehive at Chantilly Park, Kearny

D. 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 2ND READING (PUBLIC HEARING)

2022-(O)-29

McCURRIE

Ordinance Authorizing a Further Term Extension to the Lease Between the Town of Kearny and the Association of Exempt Firemen, for a Period of 25 Years until January 31, 2049

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 October 11, 2022
- B. *Motion to Suspend the Reading of Communications (read by title)

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***2022-(R)-605**

Bills List Resolution

***2022-(R)-606**

Resolution Authorizing Tax Overpayment Refunds Totaling \$33,350.62.

***2022-(R)-607**

Resolution Authorizing Encroachment Upon Town Property in North Arlington to Replace an Existing Fence.

***2022-(R)-608**

Resolution Authorizing ANCO Environmental Services, Inc. to Encroach Upon the Town Right-of-Way at 62-70 Second Avenue (Block 242, Lot 18) to Install One (1) Groundwater Monitoring Well.

***2022-(R)-609**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 52 Linden Avenue, **Block 93, Lot 16**, in Order to Repair Gas Service.

***2022-(R)-610**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 62 Linden Avenue, **Block 93, Lot 18**, in Order to Repair Gas Service.

***2022-(R)-611**

Resolution Granting Permission to PSE&G for Road Opening Permit at 216-226 Sanford Avenue, **Block 274, Lot 16**, in Order to Abandon Gas Service.

***2022-(R)-612**

Resolution Granting Permission to PSE&G for Road Opening Permit at 228-234 Sanford Avenue, **Block 274, Lot 17**, in Order to Abandon Gas Service.

***2022-(R)-613**

Resolution Granting Permission to PSE&G for Road Opening Permit at 407 Elm Street, **Block 197, Lot 41**, in Order to Abandon Gas Service.

***2022-(R)-614**

Resolution Granting Permission to J. Fletcher Creamer & Son, Inc. of Hackensack, NJ for Road Opening Permit at 276 ½ Devon Street, **Block 236, Lot 15**, in Order to Replace Curb Box.

***2022-(R)-615**

Resolution Authorizing Payment for General Election Employment in an Amount not to Exceed \$2100.00.

***2022-(R)-616**

Resolution Authorizing Six (6) 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 October 04, 2022 and the Regular Evening Meeting of the Planning Board on October 05, 2022. (\$276.24)

***2022-(R)-617**

Resolution Authorizing Nine (9) Hours Overtime to Dinis Conceicao, Network Administrator 1, to Provide Support for the Mayor and Council Meeting on October 11, 2022, the Recreation Commission Meeting on October 19, 2022, and the KEZDC Meeting on October 20, 2022. (\$662.31)

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***2022-(R)-618**

Resolution Authorizing Three and One-half (3.5) Hours Overtime to Maria Fatima Martins, Clerk Typist Bilingual in the Clerk's Office, to Provide Administrative Support after Hours on Friday, October 07, 2022, and to Attend Pollworker Training on Monday, October 24, 2022 at Franklin School Auditorium. (\$224.88)

***2022-(R)-619**

Resolution Authorizing Three and One-half (3.5) Hours Overtime to Christine Anderson, Clerk Typist in the Clerk's Office, to Provide Administrative Support after Hours on Friday, October 07, 2022 and to Attend Pollworker Training on Monday, October 24, 2022 at Franklin School Auditorium. (\$110.81)

***2022-(R)-620**

Resolution Authorizing Advertisement for Bids for the Harvey Field Improvements Project.

***2022-(R)-621**

Consent Agenda Resolution

DOYLE

2022-(R)-622

Resolution Authorizing Sixty (60) Hours of Overtime Within the Department of Public Works to Remove a Downed Tree on Laurel Avenue, Set up Barricades at Flooded Roadways, Repair Sliding Automatic Gate at DPW, Catch up on Paperwork and Permits, and Assist Contractor Sanitizing Health Clinic (COVID Related Expense). (\$2,999.55)

SANTOS

2022-(R)-623

Resolution Awarding a Contract to ConQuest Construction Inc for the 2022 Kearny Lead Water Service Replacements and Roadway Improvements Project in the Amount of \$5,435,377.50.

SANTOS

2022-(R)-624

Resolution Authorizing Contract to Neglia Engineering Associates (d/b/a The Neglia Group) for Construction Management of the 2022 Kearny Lead Water Service Replacements and Roadway Improvements Project (T&M not to Exceed \$514,500.00).

SANTOS

2022-(R)-625

Resolution Awarding a Contract to Concrete Construction Corp for the Hackensack Avenue Streetscape Project in the Amount of \$3,998,018.00.

SANTOS

2022-(R)-626

Resolution Authorizing Contract to Neglia Engineering Associates (d/b/a The Neglia Group) for Construction Management of the Hackensack Avenue Streetscape Project (T&M not to Exceed \$208,400.00).

SANTOS

2022-(R)-627

Resolution Acting Upon the Request of ANO, LLC to Refer the Proposed Use of 21 Sanford Avenue (Block 279, Lot 20.02) to the Zoning Board.

SANTOS

2022-(R)-628

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 terms and conditions regarding Crossing Guard employment

SANTOS

2022-(R)-631

Resolution Renewing Inactive Alcoholic Beverage License No. 0907-33-035-001, LITHUANIAN CATHOLIC COMMUNITY CENTER INC, for 2022-2023 License Term Pursuant to ABC Special Ruling.

SANTANA

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2022-(R)-632

SANTANA

Resolution Authorizing the Execution of a Person-to-Person Transfer of Plenary Retail Consumption License No. 0907-44-060-007 from DEEP LIQUOR LLC, t/a Best Buy Wine & Liquor to A&A BEVERAGES CORP, t/a Best Buy Wine & Liquor, 315 Kearny Avenue, Kearny, New Jersey 07032.

2022-(R)-633

SANTANA

Resolution Authorizing the Police Department to Submit an Application to the New Jersey Department of Law and Public Safety for Funding for the Purchase of Automated License Plate Reader Equipment Under the FY21 American Rescue Plan Coronavirus State Fiscal Recovery Fund Program in the Amount of \$87,588 (No Local Match Required).

X. EXECUTIVE (CLOSED) SESSION

XI. ADJOURNMENT