

# Kearny Town Council

Caucus / Regular Meeting

- Agenda -

Tuesday, October 9, 2012	7:00 PM	Kearny Town Hall
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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. Alexander Zulewski, KHS Class Advisor-Class of 2015: requesting permission to have a canning fundraiser on Saturday, March 9, 2013 and Saturday, April 20, 2013 for various activities for the Class of 2015.

**POLICE/DPW/REC**

2. LICENSES: 5-RAFFLE

**LICENSES**

B. Reports of Department Heads

1. Library Monthly Statistical Report for July 2012
2. Library Monthly Statistical Report for August 2012
3. Library Director's Report for September 2012
4. Construction Code Monthly Report for August 2012
5. Construction Code Monthly Report for September 2012
6. NEA Construction Management Report of Hours 09/15/12-09/xx/12

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

**2012-(O)-58**

**McCURRIE**

Ordinance Requested by the Kearny Board of Education Increasing the Hourly Rate to be Paid to Off-Duty Police at School District Events from \$25 to \$40

**2012-(O)-59**

**McCURRIE**

Refunding Bond Ordinance Providing for Payment of Amounts Owning to Others for Taxes Levied In and By the Town of Kearny, in the County of Hudson, New Jersey, Appropriating \$150,000 Therefor and Authorizing the Issuance of \$150,000 Bonds or Notes of the Town for Financing the Cost Thereof

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

**2012-(O)-54**

**McCURRIE**

Ordinance Vacating Handicapped Parking Zones at 219 Wilson Avenue, 425 Beech Street and 514 Devon Street

**2012-(O)-55**

**McCURRIE**

Ordinance Establishing Handicapped Parking Zones at 185 Brighton Avenue, 213 Quincy Avenue and 425 Davis Avenue

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## **2012-(O)-56**

**McCURRIE**

Ordinance Prohibiting Parking for Street Cleaning on Parking Lot Adjacent to Brighton Avenue Playground

## **2012-(O)-57**

**McCURRIE**

Ordinance Regulating Garage Sales and Similar Type Sales

## 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): None

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

### **\*2012-(R)-530**

Bills List Resolution

### **\*2012-(R)-531**

Resolution Authorizing Permission to Encroach Upon Town Right of Way at 32 Kearny Avenue, **Block 12, Lot 14**, for the Purpose of Installing an Electrical Conductor and PVC Drains.

### **\*2012-(R)-532**

Resolution Authorizing Permission to Encroach Upon Town Right of Way at 8 Passaic Avenue, **Block 5, Lot 1**, (Opening at 11 Johnston Avenue), for the Purpose of Decommissioning and Removing a Fuel Tank.

### **\*2012-(R)-533**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 12 Madison Avenue, **Block 115, Lot 14** in Order to Install Gas Service.

### **\*2012-(R)-534**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 15 Elizabeth Avenue, **Block 120, Lot 15** in Order to Repair Gas Leak.

### **\*2012-(R)-535**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 82 Elm Street, **Block 249, Lot 8** in Order to Repair Gas Service.

### **\*2012-(R)-536**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 114 Highland Avenue, **Block 23, Lot 3** in Order to Repair Gas Service.

### **\*2012-(R)-537**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 115 Highland Avenue (2 openings), **Block 21, Lot 25** in Order to Repair Gas Service.

### **\*2012-(R)-538**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 248 Bergen Avenue, **Block 251, Lot 16** in Order to Repair Gas Service.

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**\*2012-(R)-539**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 311 Hickory Street, **Block 212, Lot 41** in Order to Repair Gas Leak.

**\*2012-(R)-540**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 315 Hickory Street, **Block 212, Lot 38** in Order to Repair Gas Leak.

**\*2012-(R)-541**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 342 Forest Street, **Block 211, Lot 6** in Order to Repair Gas Service.

**\*2012-(R)-542**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permits at 347 Belgrove Drive, **Block 42, Lot 15**, 351 Belgrove Drive, **Block 42, Lot 14**, and 353 Belgrove Drive, **Block 42, Lot 13** in Order to Repair Gas Service.

**\*2012-(R)-543**

Resolution Granting Permission to PSE&G for Road Opening Permit at 17-25 Belgrove Drive, **Block 14, Lot 3** in Order to Abandon Gas Service.

**\*2012-(R)-544**

Resolution Granting Permission to PSE&G for Road Opening Permit at 175 Quincy Avenue, **Block 211, Lot 43** in Order to Repair Regulator.

**\*2012-(R)-545**

Resolution Granting Permission to PSE&G for Road Opening Permit at 755 Forest Street, **Block 131, Lot 24** in Order to Abandon Gas Service.

**\*2012-(R)-546**

Resolution Granting Permission to PSE&G for Road Opening Permits at 829 Chestnut Street (2 openings), **Block 128, Lot 22** in Order to Install Gas Service.

**\*2012-(R)-547**

Resolution Authorizing the Return of Residential Overnight Parking Permit Fee to Alcina Denise Oliver in the Amount of \$25.00.

**\*2012-(R)-548**

Resolution Refunding Towing and Storage Fees of \$98.75 to Ruth Ylizarbe for Charges Incurred Due to an Emergency Water Main Repair near 11 Chestnut Street on Johnston Avenue on September 6, 2012.

**\*2012-(R)-549**

Resolution Refunding Towing and Storage Fees of \$166.90 to Maisa Barbosa for Charges Incurred Due to an Emergency Water Main Repair near 11 Chestnut Street on Johnston Avenue on September 6, 2012.

**\*2012-(R)-550**

Resolution Refunding Towing and Storage Fees of \$129.45 to Pilar Bottger for Charges Incurred Due to an Emergency Water Main Repair near 11 Chestnut Street on Johnston Avenue on September 6, 2012.

**\*2012-(R)-551**

Resolution Authorizing Three (3) Hours Overtime to Ralph Cattafi, Assistant Supervisor in the Recreation Department for Late Night Opening for Background/Fingerprinting for Volunteer Coaches on September 24, 2012. (\$164.82)

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**\*2012-(R)-552**

Resolution Authorizing Six (6) Hours Overtime to Two (2) PVO Officers in the KPD (3 hours each) for Overnight Parking Enforcement for the Month of October, 2012. (\$266.82)

**\*2012-(R)-553**

Resolution Granting Permission for Three (3) Town Employees to Attend the New Jersey Civil Service Annual Membership Convention in Livingston, N.J. on October 19, 2012.

**\*2012-(R)-554**

**DOYLE**

Consent Agenda Resolution

**2012-(R)-555**

**SANTOS**

Resolution Authorizing Twenty-seven and One-quarter (27.25) Hours Overtime within the Department of Public Works to Inspect and Lock Town Hall after Recreation Fingerprinting Late Night, Clean up and Remove Trees after Storm and Complete Street Repairs. (\$1,144.65)

**2012-(R)-556**

**SANTOS**

Resolution Authorizing Contract to Gotthold Paving, LLC for the Midland Avenue & Forest Street Storm Sewer Repair in the Amount of \$15,000.00.

**2012-(R)-557**

**SANTOS**

Resolution Approving and Authorizing a Contract with All Vision LLC for the Development of Three Town-Owned Lots as Locations for the Placement of Billboards Which Would Provide a New Source of Revenue to the Town.

**\*2012-(R)-558**

Resolution – Arcadia Access Agreement.

**2012-(R)-559**

**SANTOS**

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by Huntington Enterprises LLC, located at 7 South Midland Avenue, **Block 74, Lot 17**.

**2012-(R)-560**

**SANTOS**

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by John R. Hodnett, located at 24 Stuyvesant Avenue, **Block 99, Lot 7.02**.

**2012-(R)-561**

**SANTOS**

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by Fernando & Maria Grilo, located at 93 Windsor Street, **Block 36, Lot 27**.

**2012-(R)-562**

**SANTOS**

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by JF Construction LLC, located at 93 Grant Avenue, **Block 2, Lot 14**.

**2012-(R)-563**

**SANTOS**

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by Patrick Hodnett, located at 154 Belgrove Drive, **Block 20, Lot 12**.

**2012-(R)-564**

**SANTOS**

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by Jeffrey F. Assoc., located at 188 Kearny Avenue, **Block 243, Lot 2**.

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**2012-(R)-565**

**SANTOS**

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by VBBR Realty Management LLC, located at 693-695 Kearny Avenue, **Block 96, Lot 9.**

**2012-(R)-566**

**SANTOS**

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by Carolee Ann Petti, located at 712 Chestnut Street, **Block 157, Lot 1.**

**2012-(R)-567**

**SANTOS**

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by 722-724 Devon Street Group Lmt'd. located at 720-724 Devon Street, **Block 168, Lot 10.**

**2012-(R)-568**

**SANTOS**

Resolution to Enter into Closed Session to Discuss the Following Matter(s): Proposed Tax Appeal Settlements, Update on FMBA Arbitration, Part time Position in Finance Department.

**2012-(R)-569**

**DOYLE**

Resolution Pursuant to N.J.S.A. 40:48-2.14 Charging the Costs of Removal of Brush, Weeds, Etc. Against Properties Which Costs Shall Hereby Become Liens Against Such Properties: 90 Hoyt Street, **Block 263, Lot 150.1**, 112-114 Davis Avenue, **Block 251, Lot 10**, 340 Forest Street, **Block 211, Lot 5**, 347-349 Forest Street, **Block 210, Lot 35**, 478 Schuyler Avenue, **Block 204, Lot 1**, 446 Davis Avenue, **Block 200, Lot 20.**

**2012-(R)-570**

**DOYLE**

Resolution of the Town of Kearny, in the County of Hudson, New Jersey Making Application to the Local Finance Board Pursuant to N.J.S.A. 40A:3-1 et seq. and N.J.S.A. 40A:2-51 et seq.

**2012-(R)-571**

**PETTIGREW**

Resolution Accepting the Retirement Application of Sergeant Brian M. Ellis from the Kearny Police Department after Twenty-five (25) Years of Service Effective February 1, 2013 Pending Approval of the Police and Firemen's Retirement System (terminal leave pay and unused vacation totaling \$57,892.08 subject to change if additional time is taken).

**2012-(R)-572**

**PETTIGREW**

Resolution Accepting the Retirement Application of Gregory M. Carlen, Crossing Guard with the Kearny Police Department after Seven (7) Years of Service Effective November 01, 2012 Pending Approval of the Public Employees' Retirement System.

**2012-(R)-573**

**PETTIGREW**

Resolution Appointing Three (3) Part-time Per Diem Reserve Crossing Guards Effective Upon Successful Completion of Pre-employment Processing at the Current Hourly Rate of \$15.50.

**2012-(R)-574**

**CARDOSO**

Resolution Authorizing Sixteen (16) Hours Overtime for the Municipal Court Staff for Monday Evening Court Session on November 5, 2012. (\$1,200.00)

X. EXECUTIVE (CLOSED) SESSION

XI. ADJOURNMENT