

Kearny Town Council

Caucus / Regular Meeting

- Agenda -

Tuesday, June 26, 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. Kathleen Astrella, KHS Supervisor of Art/Music & Media: requesting permission to have a canning fundraiser on Saturday, March 16, 2013 for the KHS Spring Musical. **POLICE/DPW/REC**

2. Ana Selenia Roman, 70 Pavonia Avenue: requesting permission to hold a block party on Saturday, July 7, 2012 from 3:00 p.m. until 8:00 p.m. in celebration of her daughter's graduation from Lincoln School and requesting that Pavonia Avenue between Highland Avenue and Kearny Avenue be closed to traffic. **POLICE/DPW**

3. LICENSES: -JUKE BOX; -PARKING PERMITS;
-ICE CREAM TRUCK -PEDDLER
-LIMOUSINE OWNERS -POOL TABLE;
-LUNCH TRUCK; -SIDEWALK CAFE
LICENSES

B. Reports of Department Heads

1. DPW Operations Report for May 2012
2. Construction Code Monthly Report for May 2012
3. Water Department Report for May 2012
4. NEA Construction Management Report of Hours 06/02/12-06/ /12

C. Presentation by NJMC Director Marcia Karrow

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

2012-(O)-33 **McCURRIE**
Ordinance Establishing Handicapped Parking Zone at 42 William Street

2012-(O)-34 **McCURRIE**
Ordinance Amending Town Code Section 11-1.4a Precluding Pets from Town Parks, Playgrounds and Recreation Areas to Include Brighton Avenue Playground

2012-(O)-35 **McCURRIE**
An Ordinance to Further Amend and Supplement an Ordinance Entitled "An Ordinance Concerning Civil Service in the Town of Kearny, County of Hudson", Adopted June 22, 1938. (Salaries for FSOA from July 1, 2012 to December 31, 2015)

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2012-(O)-36

McCURRIE

Ordinance Amending Sub-Section “a” of Town Code Section 7-11A to Provide for Parking on the Driveway Extensions to 56 Madison Avenue, 60 Madison Avenue, 6 Bayard Avenue and 38 Webster Avenue without Time Restrictions

2012-(O)-37

McCURRIE

Ordinance Rescinding Ordinance 2012-11 Which has Been Replaced by Ordinance 2012-19

2012-(O)-38

McCURRIE

Ordinance Amending Town Code Section 23-20.10 and Section 23-20.12 Pertaining to Street Openings in Protected Streets

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

2012-(O)-26

McCURRIE

Bond Ordinance Providing for Water Utility Infrastructure Improvements In and By the Town of Kearny, in the County of Hudson, New Jersey, Appropriating \$1,500,000 Therefor and Authorizing the Issuance of \$1,500,000 Bonds or Notes of the Town for Financing the Cost Thereof

2012-(O)-27

McCURRIE

Bond Ordinance Providing for Various Road Improvements In and By the Town of Kearny, in the County of Hudson, New Jersey, Appropriating \$1,791,100 Therefor and Authorizing the Issuance of \$1,425,000 Bonds or Notes of the Town to Finance Part of the Cost Thereof

2012-(O)-28

McCURRIE

Ordinance Vacating Handicapped Parking Zones at 27 John Street and 270 Laurel Avenue

2012-(O)-29

McCURRIE

Ordinance Establishing Handicapped Parking Zones at 329 Highland Avenue, 177 Windsor Street, 128 Devon Terrace and 635 Elm Street

2012-(O)-30

McCURRIE

Ordinance Prescribing Penalties for Parking Violations at Overnight Off-Street Parking Locations

2012-(O)-31

McCURRIE

An Ordinance Amending and Supplementing Part of Ordinance 2011-11 to Provide the 10-Step Part time Hourly Rate Compensation for Building Inspector/Code Enforcement Officer Effective January 1, 2012

2012-(O)-32

McCURRIE

Ordinance Supplementing Article IV of the Town Code to Codify and Clarify the Practice of Requiring Background Checks for all Recreation Employees and Volunteers

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.

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A. *Minutes be Approved (pending any corrections): None

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

***2012-(R)-357**

Bills List Resolution

***2012-(R)-358**

Resolution Authorizing Tax Overpayment Refund in the Amount of \$2,007.00 to Karen Miscavage for Quarter 2, 2012 Taxes, **Block 30, Lot 41**.

***2012-(R)-359**

Resolution Refunding Overpayment Against Water Account No. 3535000000 in the Amount of \$1,979.80 to Louise Osgood, c/o Lillian Ferrier, **Block 93, Lot 3**.

***2012-(R)-360**

Resolution Refunding Overpayment Against Water Account No. 2386000000 in the Amount of \$741.92 to Miguel Martinez, **Block 266, Lot 38**.

***2012-(R)-361**

Resolution Granting Permission to PSE&G Co. for Road Opening Permit at 289 Forest Street, **Block 220, Lot 40**, in Order to Repair Gas Service.

***2012-(R)-362**

Resolution Authorizing Three (3) Hours Overtime to Anthony Chisari, Assistant Construction Official, to Inspect Damage and Evaluate Safety Conditions at 302, 304 & 306 Beech Street on June 12, 2012 due to a Fire that Originated at 304 Beech Street. (\$225.86)

***2012-(R)-363**

Resolution Authorizing Eight (8) Hours Overtime to Michael Wallace, Electrical Subcode Official in the Construction Code Enforcement Department, to Perform an Emergency Electrical Inspection on June 17, 2012 for Cleveland Construction, Inc., General Contractor for the Walmart Renovation at 150 Harrison Avenue, Block 284, Lot 2.02 on a Non-Scheduled Work Day. Cleveland Construction to Reimburse the Town of Kearny for Electrical Subcode Official's Time. (\$298.72)

***2012-(R)-364**

Resolution Authorizing Three (3) Hours Overtime to Anthony Chisari, Assistant Construction Official, to Evaluate Safety Conditions at Residences on Radley Street and Schuyler Avenue Subsequent to a Punctured Gas Line on June 14, 2012. (225.86)

***2012-(R)-365**

Consent Agenda Resolution

DOYLE

2012-(R)-366

Resolution Authorizing Twenty-two (22) Hours Overtime within the Department of Public Works to Remove a Fallen Tree at 887 Devon Street and a Hanging Limb at 703 Devon Street, Accept Election Materials per Hudson County, Assist Permanent Pump at E. Midland Pump Station replaced by Pumping Services, Place Barricades due to Flooding on Belleville Turnpike, Work with NJMC to Finish Cleaning and Televising Sewer Lines at Various Locations and Assist with Set-up and Clean-up of the Senior Picnic. (\$1,118.94)

SANTOS

2012-(R)-367

Resolution Authorizing Two (2) Year Extension of Contract with Cali Carting Inc. for the Collection of Solid Waste and Recyclable Materials from July 1, 2012 through June 30, 2014 at an Annual Cost of \$1,350,000.

SANTOS

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2012-(R)-368

SANTOS

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for FY 2013 UEZ Administrative Budget in the Amount of \$123,607.41.

2012-(R)-369

SANTOS

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for UEZ Sellers Street Phase III in the Amount of \$422,925.00.

2012-(R)-370

SANTOS

Resolution Authorizing Emergency Contract to Montana Construction and Neglia Engineering Associates for the Repair of the Sanitary Sewer Line on East Midland Avenue in an Amount Not to Exceed \$6,360.08.

2012-(R)-371

SANTOS

Resolution Authorizing Change Order #7 for 2011 Road Program B with Water Improvements to Reivax Contracting Corp., 46 Washington Street, Harrison, New Jersey (\$5,265.00 Increase/0.28%).

2012-(R)-372

SANTOS

Resolution to Enter into Closed Session to Discuss the Following Matters: Update on FMBA Negotiations, Consideration of Proposed Tax Appeal Settlements, Discussion of Shared Services Contract with East Orange for Kearny Fire Dispatch.

2012-(R)-373

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: 47 Morgan Place, **Block 138, Lot 14**, 446 Davis Avenue, **Block 200, Lot 20**, 4 Park Avenue, **Block 49, Lot 23**, 514-516 Hickory Street, **Block 181, Lot 19**.

2012-(R)-374

DOYLE

Resolution Authorizing the Issuance of Not Exceeding \$10,000,000 Tax Anticipation Notes of 2012 of the Town of Kearny, in the County of Hudson, New Jersey.

2012-(R)-375

PETTIGREW

Resolution Accepting the Retirement Application of Raymond McEachern, Police Officer in the Police Department Effective September 01, 2012 after Twenty-five (25) Years of Service Pending Approval of the Police and Firemen's Retirement System (unused vacation and terminal leave totaling \$43,016.50 is subject to change if additional time is taken).

2012-(R)-376

PETTIGREW

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for 2011 Emergency Management Assistance Grant in the Amount of \$10,000.00.

2012-(R)-377

PETTIGREW

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for 2012 Justice Assistance Grant in the Amount of \$10,191.00.

2012-(R)-378

PETTIGREW

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for Drive Sober or Get Pulled Over 2012 Statewide Crackdown Grant in the Amount of \$4,400.00.

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2012-(R)-379

PETTIGREW

Resolution to Renew Alcoholic Beverage Licenses Approved by the Kearny Police Investigative Unit, as the designated Alcoholic Beverage Control Investigative and Enforcement Unit (ABCIEU): Plenary Retail Consumption, Plenary Retail Distribution, and Club Licenses.

2012-(R)-380

PETTIGREW

Resolution Authorizing the Execution of a Person-to-Person Transfer of Plenary Retail Distribution License #0907-44-003-006 from TBC Liquors LLC , t/a Dollar Subs to DJP-2, Inc., t/a Dollar Subs, 646 Elm Street, Kearny, New Jersey.

2012-(R)-381

LANDY

Resolution Authorizing Summer Employment of Three (3) Playleaders as Listed in the Department of Recreation at the Hourly Rate of \$7.38 Per Hour, Effective June 25, 2012 to August 17, 2012, and One (1) Lifeguard at the Hourly Rate of \$9.56 Per Hour, Effective June 25, 2012 to August 25, 2012.

2012-(R)-382

ECKEL

Resolution Approving Memorandum of Agreement Entered Into Between the Town of Kearny ("Town") and the Kearny Fire Superior Officers Association, FMBA Local 218 ("Local 218").

2012-(R)-383

ECKEL

Resolution Authorizing a Contract for the Purchase of One (1) 2012 Chevrolet Tahoe (4W SSV) to Mall Chevrolet of Cherry Hill, New Jersey for a Total Cost of \$29,989.00 under NJ State Contract # 78763 (T-2753) (Funded From Fire Prevention/Bureau of Combustible Trust Accounts).

2012-(R)-384

ECKEL

Resolution Accepting the Terms of a Memorandum of Understanding Which Will Enable the Fire Department to Receive Radio Equipment to Enhance its Communications Capabilities While Responding to Emergencies on Water and Land.

2012-(R)-385

ECKEL

Resolution Authorizing the Fire Department to Submit an Application for the Assistance to Firefighters Grant (AFG) for the Purchase of an Aerial Ladder in the Amount of \$950,000.00 of Which a 10% Match is Required.

2012-(R)-386

ECKEL

Resolution Authorizing the Fire Department to Submit an Application for the Assistance to Firefighters Grant (AFG) for the Purchase of Replacement Self-Contained Breathing Apparatus in the Amount of \$350,000.00 of which a 10% Match is Required.

X. EXECUTIVE (CLOSED) SESSION

XI. ADJOURNMENT