

# Kearny Town Council

Caucus / Regular Meeting

- Agenda -

Tuesday, January 14, 2014

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. Veterans of Foreign Wars Wilson-Gugelman Post #1302 (VFW): requesting permission to hold their annual fundraiser Festival at the Frank A. Vincent Marina from April 10 through April 20, 2014.

**POLICE/RECREATION/DPW**

2. Veterans of Foreign Wars Wilson-Gugelman Post #1302 (VFW): requesting permission to hang a banner at Locust and Kearny Avenue from April 7 through April 20, 2014 to promote their annual fundraiser Festival at the Frank A. Vincent Marina.

**POLICE/DPW**

3. LICENSES: 2- TOWING – AFTON AUTO BODY INC.  
– AJACO TOWING INC.

3- JUKE BOX

2- RAFFLE

14- TAXI DRIVER

1- VIDEO/PINBALL/VENDING MACHINES

143-PARKING PERMITS that include:

29-AMERICAN LEGION/VFW

9- BRIGHTON PLAYGROUND

11- CHESTNUT LOT

14- DOWD PLAYGROUND

9- MANDEE LOT

4- MANDEE LOT (BUSINESS)

32- POLICE SUBSTATION

13- PROVIDENT BANK

14- SOPRANOS LOT

8- WEST HUDSON HOSPITAL DECK

**LICENSES**

B. Reports of Department Heads

1. Construction Code Monthly Report for December 2013
2. Construction Code Annual Report for 2013
3. DPW Operations Report for November 2013
4. Water Department Monthly Operations Report for November 2013
5. End of Year Engineer's Report dated December 30, 2013
6. Engineer's Report dated January 14, 2014

C. Reports of Council Members

VI. OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO COMMENT ON AGENDA ITEMS AND MATTERS OF PUBLIC INTEREST

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## VII. BUSINESS OF THE MAYOR AND COUNCIL: ORDINANCES FOR INTRODUCTION

### **2014-(O)-01**

**McCURRIE**

Ordinance Vacating Handicapped Parking Zone at 20 Kearny Avenue

### **2014-(O)-02**

**McCURRIE**

Ordinance Vacating Handicapped Parking Zone at 654 Elm Street

### **2014-(O)-03**

**McCURRIE**

Ordinance Establishing Handicapped Parking Zones at 381 Hickory Street,  
132 Afton Street and 19 Maple Street

## 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): None

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

### **\*2014-(R)-38**

Bills List Resolution

### **\*2014-(R)-39**

Resolution Authorizing Tax Overpayment Refund in the Amount of \$211.64 to John Fladzinski and Janice Fogarty for 4<sup>th</sup> Quarter 2013 Taxes, **Block 67, Lot 2.01**, Qualifier C0206.

### **\*2014-(R)-40**

Resolution Authorizing Tax Overpayment Refund in the Amount of \$4,035.42 to Catherine and Stefano Taverna for 4<sup>th</sup> Quarter 2013 Taxes, **Block 118, Lot 33.02**.

### **\*2014-(R)-41**

Resolution Authorizing Tax Overpayment Refund in the Amount of \$5,365.51 to James Valle for 1<sup>st</sup>, 2<sup>nd</sup>, and 3<sup>rd</sup> Quarter 2013 Taxes, **Block 236, Lot 3**.

### **\*2014-(R)-42**

Resolution Refunding Overpayment Against Water Account No. 3920000000 in the Amount of \$156.01 to Ronzo Franklin Plastics, **Block 1, Lot 12**.

### **\*2013-(R)-43**

Resolution Granting Permission to PSE&G for Road Opening Permit at 78 King Street, **Block 239, Lot 35**, in Order to Install Gas Main Protection.

### **\*2014-(R)-44**

Resolution Granting Permission to PSE&G for Road Opening Permit at the Intersection of Devon Street and King Street in Order to Install Gas Main Protection.

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**\*2014-(R)-45**

Resolution Granting Permission to PSE&G for Road Opening Permit at the Intersection of Davis Avenue and Quincy Avenue in Order to Install Gas Main Protection.

**\*2014-(R)-46**

Resolution Granting Permission to PSE&G for Road Opening Permit at 161 Tappan Street, a/k/a 159-161 Tappan Street, **Block 264, Lot 37**, in Order to Install Gas Main Protection.

**\*2014-(R)-47**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 294 Stewart Avenue, **Block 170, Lot 11**, in Order to Repair and Install Gas Service.

**\*2014-(R)-48**

Resolution Granting PSE&G Co’s. Request for Road Opening Permits to Install Gas Main Protection at 283 Maple Street, a/k/a 283-285 Maple Street, **Block 47, Lot 26**, 293 Maple Street, a/k/a 293-295 Maple Street, **Block 47, Lot 23**, 301 Maple Street, **Block 47, Lot 20**, 305 Maple Street, **Block 47, Lot 18**.

**\*2014-(R)-49**

Resolution Granting Permission to Kelleher Construction, Inc. for Emergency Road Opening Permit at 25 Pennsylvania Ave., **Block 284, Lot 49**, in Order to Run a Service Line from the 12” Water Main to the Office Trailer at 25 Pennsylvania Ave. Revoking Resolution 2013-754.

**\*2014-(R)-50**

Resolution Authorizing the Return of Residential Overnight Parking Permit Fee to Albert Almodar in the Amount of \$25.00.

**\*2014-(R)-51**

Resolution Authorizing Nine (9) Hours Overtime to Dinis Conceicao, MIS Technician, to Install and Configure Firewall Upgrade, Replace a Battery Backup, and Replace ADP eTime Router at KFD#2 on December 23, 2013 and December 26, 2013. (\$693.00)

**\*2014-(R)-52**

Resolution Authorizing Thirteen (13) Hours Overtime in the Health Department for the Annual Rabies Clinic to be Held at the Kearny Water Department on Saturday, January 25, 2014. (\$1,018.78)

**\*2014-(R)-53**

Resolution Authorizing Twenty (20) Hours Overtime to Susan A. Evanchick, Administrative Clerk in the Construction Code Department, to Issue Permits. (\$1,397.80)

**\*2014-(R)- 54**

Resolution Authorizing Twenty (20) Hours Overtime to Christine Nee, Permit Clerk in the Construction Code Department, to Issue Permits. (\$1,038.60)

**\*2014-(R)-55**

Consent Agenda Resolution

**DOYLE**

**2014-(R)-56**

Resolution Authorizing Eight Hundred Ninety-seven and Three-quarters (897.75) Hours of Overtime within the Department of Public Works.

**SANTOS**

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**2014-(R)-57**

**SANTOS**

Resolution Approving Professional Services Agreement with Neglia Engineering as Town Engineer, Pursuant to a Fair and Open Process.

**2014-(R)-58**

**SANTOS**

Resolution Approving the Proposal of Kearny Enterprise Zone Development Corporation to Establish 101 Kearny Avenue as a Parking Lot through the Use of \$155,781.00 in UEZ Funds.

**2014-(R)-59**

**SANTOS**

Resolution Awarding NEA the Design and Bidding of 101 Kearny Avenue.

**2014-(R)-60**

**SANTOS**

Resolution Endorsing Open Space Grant Applications.

**2014-(R)-61**

**SANTOS**

Resolution Amending and Supplementing Resolution 2013-626 to Specify that if the Area Known as 77 and 90 South Hackensack Avenue is Determined to Qualify as a Redevelopment Area, it Shall be Established Solely as a Non-Condemnation Redevelopment Area.

**2014-(R)-62**

**SANTOS**

Resolution Supporting the Application of Hugo Neu Recycling LLC to the Hudson County Improvement Authority to be Included in the Hudson County Solid Waste Management Plan.

**2014-(R)-63**

**SANTOS**

Resolution Urging the State and the New Jersey Turnpike Authority Not to Privatize Toll Worker Jobs.

**2014-(R)-64**

**SANTOS**

Resolution Amending the Billboard License Agreement with All Vision, LLC for Lots 11 and 17 in Block 285 to Extend the Time within which All Vision Must File Applications for Permits.

**2014-(R)-65**

**SANTOS**

Resolution Ratifying Participation in the North Hudson Council of Mayors.

**2014-(R)-66**

**SANTOS**

Resolution Pursuant to Town Code Section 23-7 Approving Curb Cut at 2 Pine Street, **Block 202, Lot 1**, to Accommodate a New Driveway.

**2013-(R)-67**

**SANTOS**

Resolution Rescinding Resolution 2013-694.

**2014-(R)-68**

**SANTOS**

Resolution Approving Memorandum of Agreement Entered Into Between the Town of Kearny ("Town"), Kearny Civil Service Council # 11 and Kearny Civil Service Council # 11 Crossing Guards (collectively, "Council 11").

**2014-(R)-69**

**SANTOS**

Resolution Authorizing Retention of Investigator to Investigate Employee Complaint.

**2014-(R)-70**

**SANTOS**

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by Raymond Hyer, for 64-84 Jacobus Avenue, **Block 291, Lot 2.01**.

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**2014-(R)-71**

**SANTOS**

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by 728 Kearny Avenue, LLC for 728 Kearny Avenue, ***Block 161, Lot 5***.

**2014-(R)-72**

**SANTOS**

Resolution to Enter into Closed Session to Discuss the Following Matter(s):  
Review of Tax Appeal Settlement for 64-84 Jacobus Avenue and 728 Kearny Avenue,  
Discussion of Proposed Memorandum of Agreement with CS11.

**2014-(R)-73**

**DOYLE**

Resolution Appointing Brett Mussenden to the Temporary Position of Laborer in the Department of Public Works at the Current Rate of \$12.76 per Hour for a Period Not to Exceed Beyond March 31, 2014.

**2014-(R)-74**

**DOYLE**

Resolution Appointing John Spressler to the Temporary Position of Laborer in the Department of Public Works at the Current Hourly Rate of \$10.38 for a Period Not to Exceed Beyond March 31, 2014.

**2014-(R)-75**

**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: 144 Kearny Avenue, ***Block 255, Lot 3***

**2014-(R)-76**

**PETTIGREW**

Resolution Awarding a Contract to Provide Water Meter Reading, Billing, Collection and Customer Service Services to United Water Environmental Services, Inc. for \$344,132.

**2014-(R)-77**

**PETTIGREW**

Resolution Authorizing the Sale at Public Auction of One (1) Abandoned and Unclaimed Vehicle: 2012 Toyota VIN#4T1BF1FK6CU113434.

**2014-(R)-78**

**McCURRIE**

Resolution Endorsing the Submission of a Sustainable Grant Application.

**2014-(R)-79**

**McCURRIE**

Resolution Appointing Members of a Green Team Advisory Committee for 2014.

**2014-(R)-80**

**CARDOSO**

Resolution Authorizing Sixteen (16) Hours Overtime for the Municipal Court Staff, Carol Liotti, Ledy More, Cintia Valdez and Catherine Colon for Monday Evening Court Session on February 3, 2014. (\$1,200.00)

**2014-(R)-81**

**CARDOSO**

Resolution Appointing Municipal Court Judge.

**2014-(R)-82**

**KONOPKA**

Resolution Accepting the Retirement Application of John P. Sarnas, Health Officer, after Thirty-nine (39) Years, Eleven (11) Months of Service Effective March 31, 2014, Pending Approval of the Public Employees' Retirement System (terminal leave pay and unused vacation totaling \$78,525.88 subject to change if additional time is taken and if salary is amended)

X. EXECUTIVE (CLOSED) SESSION

XI. ADJOURNMENT