

Kearny Town Council

Caucus / Regular Meeting

- Agenda -

Tuesday, February 25, 2014	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. Jessica Ibanez, Leader/Advisor, Girl Scouts Troops 12600, 12601 & 10671, Courteney Chew, Girl Member of the Cookie Program Committee, and Margy Hill, Service Unit Cookie Manager for Kearny, Harrison and E. Newark: requesting permission to hold a drive through Girl Scout cookie booth sale on Saturday, April 12 and Sunday, April 13, 2014 at the Norman A. Doyle Pavilion parking area located off of Passaic Avenue (close to Belleville Turnpike) from 8 a.m. to 7 p.m.
POLICE/DPW/REC

2. Alexander Zulewski, KHS Class of 2015 Advisor: requesting permission to have a canning fundraiser for the Class of 2015 on Saturday, April 26, 2014.
POLICE/DPW/REC

3. Alexander Zulewski, Head Boys Tennis Coach: requesting permission to have a canning fundraiser for the Boys Tennis team on Saturday, May 10, 2014.
POLICE/DPW/REC

B. Reports of Department Heads

1. Construction Code Monthly Report for January 2014

2. Engineer’s Report dated February 25, 2014

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

2014-(O)-06
Ordinance Vacating Handicapped Parking Zones at 245 Wilson Avenue, 86 Ivy Street and 721 Devon Street

McCURRIE
- VIII. BUSINESS OF THE MAYOR AND COUNCIL: ORDINANCES FOR 2ND 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)

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***2014-(R)-115**

Bills List Resolution

***2014-(R)-116**

Resolution Authorizing Permission to Excel Environmental Resources, Inc. to Encroach upon Town Right-of-Way at the Northeast Corner of Clark Avenue and Belgrove Drive for the Purpose of Installing a Monitoring Well Subject to the Agreement.

***2014-(R)-117**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 33 Argyle Place, **Block 186, Lot 14**, in Order to Repair Gas Service.

***2014-(R)-118**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 463 Chestnut Street, **Block 207, Lot 23**, in Order to Repair Gas Service.

***2014-(R)-119**

Resolution Refunding Overpayment Against Water Account No. 00303998000000 in the Amount of \$183.33 to Century 21 Worden & Green, **Block 44, Lot 7**.

***2014-(R)-120**

Resolution Authorizing the Return of Waived Permit Fees Associated with Hurricane Sandy to Joseph Lamera, 1 Madison Avenue, **Block 114, Lot 21**, in the Amount of \$1.053.00.

***2014-(R)-121**

Resolution Authorizing Refund of Zoning Permit Fee to Walsh Contractors, LLC in the Amount of \$25.00 for 16 Howell Place, **Block 171, Lot 13** as a Result of a Duplicate Payment.

***2014-(R)-122**

Resolution Authorizing Refund of Construction Permit Application Fee to Hi-Tek Construction in the Amount of \$210.00 for 27 Schuyler Court, **Block 132, Lot 23** as a Result of a Miscalculation in Permit Fees.

***2014-(R)-123**

Resolution Authorizing Refund of Construction Permit Application Fee to Fence 4 Us, LLC in the Amount of \$103.20 for 32 Stewart Avenue, **Block 97, Lot 10** as a Result of a Miscalculation in Permit Fees.

***2014-(R)-124**

Resolution Authorizing the Return of Fee for a Construction Permit Application to Jonella Construction, LLC in the Amount of \$423.00 for 52 Schuyler Avenue, **Block 272, Lot 4** because the Contractor Withdrew his Permit.

***2014-(R)-125**

Resolution Authorizing the Return of Zoning Certificate of Occupancy Fee to Cesar Juarez in the Amount of \$60.00 for 65 ½ Tappan Street, **Block 263, Lot 25** Because the Transfer of Property did not Occur.

***2014-(R)-126**

Resolution Authorizing the Return of Fee for a Construction Permit for Work Cancelled at 84 Bergen Avenue, **Block 28, Lot 22**, to V & L Construction in the Amount of \$58.00.

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***2014-(R)-127**

Resolution Authorizing Refund of Construction Permit Application Fees to Thomas Moore in the Amount of \$109.90 for 93 Seeley Avenue, **Block 126, Lot 35** as a Result of a Miscalculation in Permit Fees.

***2014-(R)-128**

Resolution Authorizing Refund of Construction Permit Application Fees to Selgrove Group, LLC in the Amount of \$88.00 for 104 Maple Street, **Block 24, Lot 9** as a Result of a Miscalculation in Permit Fees.

***2014-(R)-129**

Resolution Authorizing the Return of Fee for a Construction Permit Application to Ryhan Fence Corporation in the Amount of \$52.00 for 119 Bergen Avenue, **Block 36, Lot 36** because a Construction Permit was not Warranted.

***2014-(R)-130**

Resolution Authorizing Refund of Construction Permit Application Fees to Joel Alayon in the Amount of \$135.00 for 167 Dukes Street, **Block 267, Lot 61** as a Result of a Miscalculation in Permit Fees.

***2014-(R)-131**

Resolution Authorizing the Return of Waived Permit Fees Associated with Hurricane Sandy to Patricia Sackerman for 168 Ogden Avenue, **Block 278, Lot 6**, in the Amount of \$183.00.

***2014-(R)-132**

Resolution Authorizing the Return of Waived Permit Fees Associated with Hurricane Sandy to James Ferraioli for 176 Davis Avenue, **Block 239, Lot 12**, in the Amount of \$130.00.

***2014-(R)-133**

Resolution Authorizing Refund of Construction Permit Application Fee to Herbert Steinmann in the Amount of \$53.00 for 203 Bergen Avenue, **Block 237, Lot 51** as a Result of a Duplicate Payment.

***2014-(R)-134**

Resolution Authorizing the Return of Zoning Certificate of Occupancy Fee to Manuel Goncalves in the Amount of \$80.00 for 271 Wilson Avenue, **Block 251, Lot 64**.

***2014-(R)-135**

Resolution Authorizing Refund of Construction Permit Application Fees to Christina Santos in the Amount of \$46.00 for 271 Bergen Avenue, **Block 241, Lot 61.02** as a Result of a Miscalculation in Permit Fees.

***2014-(R)-136**

Resolution Authorizing the Return of Fee for a Construction Permit Application to Artistic Fence Co. in the Amount of \$53.00 for 323-325 Schuyler Avenue, **Block 241, Lot 39** because a Construction Permit was not Warranted.

***2014-(R)-137**

Resolution Authorizing Refund of Construction Permit Application Fees to King of Belleville, LLC in the Amount of \$156.00 for 373 Elm Street, **Block 209, Lot 27** as a Result of a Miscalculation in Permit Fees.

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***2014-(R)-138**

Resolution Authorizing the Return of Construction Permit Fee to Nuno Poitevin in the Amount of \$50.00 for a Curb Cut at 398 Belgrove Drive, **Block 53, Lot 4** that was not in Compliance with the Zoning Ordinance.

***2014-(R)-139**

Resolution Authorizing Refund of Zoning Permit and Zoning Certificate of Occupancy Application Fee to Coccia Realty in the Amount of \$85.00 for 401 Beech Street, **Block 127, Lot 26** as a Result of a Duplicate Payment.

***2014-(R)-140**

Resolution Authorizing Refund of Zoning Certificate of Occupancy Application Fee to John McCaffrey in the Amount of \$60.00 for 402 Davis Avenue, **Block 200, Lot 3** as a Result of a Duplicate Payment.

***2014-(R)-141**

Resolution Authorizing the Return of Fee for Construction Permit Application for Work Cancelled at 522 Schuyler Avenue, **Block 204, Lot 11**, to Haddad Electric, LLC in the Amount of \$399.00.

***2014-(R)-142**

Resolution Authorizing the Return of Fee for Construction Permit Application to GMA Construction in the Amount of \$347.00 for 714 Kearny Avenue, a/k/a 716 Kearny Avenue, **Block 161, Lot 1** due to a Change in Contractors.

***2014-(R)-143**

Resolution Authorizing Refund of Construction Permit Application Fees to Marksmen Enterprises, LLC in the Amount of \$110.00 for 899-903 Schuyler Avenue, **Block 132, Lot 15** as a Result of a Miscalculation in Permit Fees.

***2014-(R)-144**

Resolution Refunding Towing and Storage Fees of \$100.75 to John Stacey for Charges Incurred on February 14, 2014 when his Car was Towed due to an Emergency Condition at Stewart Avenue and Devon Street.

***2014-(R)-145**

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

***2014-(R)-146**

Resolution Authorizing Forty-seven and One-half (47.5) Hours Overtime within the Kearny Water Department for Emergency Shut offs and Emergency Repairs on January 11-15, January 18, January 24, January 29, February 1, and February 3-4, 2014. (\$2,667.35)

***2014-(R)-147**

Resolution Granting Permission for Two (2) Members of the Kearny Police Department to Attend the 2014 New Jersey State PBA Mini Convention March 3-7, 2014 Pursuant to N.J.S.A. 11A:6-10 and N.J.S.A. 40A:14-177.

***2014-(R)-148**

Consent Agenda Resolution

DOYLE

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2014-(R)-149

SANTOS

Resolution Authorizing Overtime within the Department of Public Works.

2014-(R)-150

SANTOS

Resolution Petitioning the Legislature to Name the Bridge Under Construction to Replace the Wittpenn Bridge the “Four Chaplains Bridge” in Memory of the Four Clergymen who Heroically Sacrificed their Lives for Other Servicemen.

2014-(R)-151

SANTOS

Resolution Rescinding Resolution 2014-(R)-106.

2014-(R)-152

SANTOS

Resolution to Enter into Closed Session.

2014-(R)-153

PETTIGREW

Resolution Accepting the Retirement Application of Beverly A. Sweeney, Crossing Guard with the Kearny Police Department after Twenty-nine (29) Years of Service Effective March 01, 2014 Pending Approval of the Public Employees’ Retirement System.

2014-(R)-154

PETTIGREW

Resolution Authorizing the Execution of a Person-to-Person Transfer of Plenary Retail Distribution License #0907-44-055-006 from Randapl, Inc., t/a New Bergen Liquors to Bergen Spirits & Wines, LLC, t/a New Bergen Liquors, 230 Kearny Avenue, Kearny, New Jersey.

2014-(R)-155

ECKEL

Resolution Appointing James Burgos to the Position of Firefighter in the Kearny Fire Department Pursuant to NJ Civil Service Certification #OL131275 at the Current Annual Salary of \$33,000 Effective March 3, 2014.

2014-(R)-156

ECKEL

Resolution Appointing Kenneth Immersi to the Position of Firefighter in the Kearny Fire Department Pursuant to NJ Civil Service Certification #OL131275 at the Current Annual Salary of \$33,000 Effective March 3, 2014.

2014-(R)-157

ECKEL

Resolution Appointing Mark Isabella to the Position of Firefighter in the Kearny Fire Department Pursuant to NJ Civil Service Certification #OL131275 at the Current Annual Salary of \$33,000 Effective March 3, 2014.

2014-(R)-158

ECKEL

Resolution Rescinding Appointment in Resolution No. 2013-751 Because the Appointee Declined the Offer of Employment.

2014-(R)-159

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 March 3, 2014. (\$1,200.00)

X. EXECUTIVE (CLOSED) SESSION

XI. ADJOURNMENT