

# Kearny Town Council

Caucus / Regular Meeting

- Agenda -

Tuesday, May 8, 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. Susan McCurrie, 4th Ward Councilwoman: requesting permission to hang a banner across Kearny Avenue (near the Library) beginning June 1, 2012 through October 2012 to promote the annual Farmer's Market held at the Mande Parking Lot every Thursday through October.

**POLICE/DPW**

2. Linda Oelz, President, Arlington Players Club (APC): requesting permission to hang a banner on Kearny Avenue at Locust Avenue from May 20 through June 16, 2012 to promote its Annual Men's and Women's State Tennis Championships June 9-16, 2012.

**POLICE/DPW**

3. Rozana Brito, Church Secretary: requesting permission on behalf of the "Igreja O Bom Pastor" (The Good Shepherd Church), 780 Kearny Avenue to hang a banner in the north Kearny Avenue section from June 1 through June 10, 2012 announcing the "Portugal Day" festivities on June 10 at the church premises located at 777 Kearny Avenue.

**POLICE/DPW/REC**

4. Mrs. Amruta H. More and Hitesh Dongre on behalf of the Ganesh Pariwaar of NJ, and the Indian Community in the State of NJ: requesting permission to hold a procession/parade on Saturday, September 29, 2012 beginning at 3:30 pm at the Hindu Community Center, 156 Schuyler Avenue, and proceeding to the Frank A. Vincent Marina via Bergen Avenue in celebration of Ganesh Chaturdashi. The duration of the rituals by the river is four (4) hours.

**POLICE/FIRE/REC/DPW**

5. Dominick Zinna, Pharmacist-In-Charge, Midtown Pharmacy: requesting to reserve three (3) parking spots in front of Midtown Pharmacy on Kearny Avenue on May 24, 2012 from 9:30 am – 1:00 pm for the Horizon NJ Health Care-A-Van. The NJ Health Care-A-Van is staffed with nurses and professional health educators to offer bilingual information and resources for on-site health education and screenings.

**POLICE/DPW**

6. Philip Martone, Recreation Superintendent: inviting Mayor Santos and Council to attend their annual Town of Kearny and West Hudson/South Bergen Optimist Club Fishing Derby on Sunday, May 20, 2012 (rain or shine) at the West Hudson Park Fairy Lake, beginning at 1:00 pm until 3:00 pm. Registration for the Derby is held on site at 12:00 noon.

**M&C**

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7. Rev. Michael Ward, Pastor of St. Cecilia Church: requesting permission to have Kearny Avenue closed to traffic in front of Saint Cecilia Church, 120 Kearny Avenue, for ½ hour beginning at 4 pm on Sunday, May 27, 2012 to allow the Portuguese Folk Dancers to perform as they end a Mass of Thanksgiving for the newly ordained Fr. David Santos of Kearny and St. Cecilia's. They are also requesting "no parking" in front of the church at this time. **POLICE/DPW/REC**

8. Kearny Elks Lodge #1050: requesting permission to have a canning fundraiser on Saturday, June 30, 2012 from 9 am until 3 pm. **POLICE/DPW/REC**

9. LICENSES: 3-PARKING PERMITS; 2-SIDEWALK CAFE;  
2-LUNCH TRUCK 1-JUKE BOX; **LICENSES**

B. Reports of Department Heads

1. DPW Operations Report for March 2012
2. Construction Code Monthly Report for April 2012
3. NEA Construction Management Report of Hours 04/14/12-04/27/12

C. Presentation on SeeClickFix by Jeff Mooney, Government Partnership Director at SeeClickFix

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)-23** **McCURRIE**  
An Ordinance Amending Section 10-1 of the Town Code Regarding "Residency Requirements for Employees"

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

**2012-(O)-19** **McCURRIE**  
Ordinance Amending and Revising Section 38-5.3b of the Town Code Pertaining to Decks and Brick Paver Patios

**2012-(O)-20** \*\*\*\* HEARING CONTINUED FROM 4/24/12 \*\*\*\* **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

**2012-(O)-21** **McCURRIE**  
Ordinance Establishing a Handicapped Parking Zone at 209 Devon Street

**2012-(O)-22** **McCURRIE**  
Ordinance Amending and Revising Multiple Sections of the Town Code Pertaining to Municipal Fees

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## 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)-268**

Bills List Resolution

### **\*2012-(R)-269**

Resolution Authorizing Tax Overpayment Refund in the Amount of \$1,746.66 to Diogo Neto, & Betania Pinto for 2<sup>nd</sup> Quarter 2012 Taxes, **Block 220, Lot 43**.

### **\*2012-(R)-270**

Resolution Authorizing Tax Overpayment Refund in the Amount of \$408.11 to Libby Toth for 3<sup>rd</sup> Quarter 2011 Taxes, **Block 204, Lot 58**.

### **\*2012-(R)-271**

Resolution Refunding Overpayment Against Water Account No. 0428000000 in the Amount of \$733.48 to Michael Lamboy, **Block 246, Lot 16**.

### **\*2012-(R)-272**

Resolution Authorizing Permission to Christopher Seib, LSRP, of Whitestone Associates, Inc. to Encroach Upon Town Right of Way at New Jersey Boystown Youth Center Facility, 499 Belgrove Drive, Block 67, Lots 2.02, 61, and 64, for the Purpose of Installing Twelve (12) Soil Borings.

### **\*2012-(R)-273**

Resolution Granting Permission to PSE&G Co. for an Emergency Road Opening Permit at 659 Elm Street, **Block 144, Lot 39**, to Repair a Gas Service.

### **\*2012-(R)-274**

Resolution Granting Permission to PSE&G Co. for Road Opening Permit at 219 Beech Street, **Block 174, Lot 15**, to Cut off Gas Service.

### **\*2012-(R)-275**

Resolution Granting Permission for Four (4) Town Employees to Attend the Veterans of Foreign Wars (VFW) State Convention in Wildwood, NJ from June 13-15, 2012.

### **\*2012-(R)-276**

Consent Agenda Resolution

**DOYLE**

### **2012-(R)-277**

Resolution Authorizing Thirty-one and One-half (31.5) hours of Overtime within the Department of Public Works to Secure the Fence at Dowd Park, Clear Sewer Blockages at 9-11 Stuyvesant Avenue, 14 Peden Terrace and at the E. Midland Pump Station, Assist Recreation Department with Opening Day Activities, and Jet the Sewer Line on Wilson Avenue.

**SANTOS**

### **2012-(R)-278**

Resolution Authorizing the Town to Join in a Joint Letter to the Legislature Seeking Relief from the Onerous Financial Impact that the Environmental Lawsuit Entitled NJDEP v. Occidental Chemical Corporation, et al. is having

**SANTOS**

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**2012-(R)-279**

**SANTOS**

Resolution Adopting Energy Savings Plan Submitted by Honeywell International and Directing Honeywell to Develop a Final Self Funding Contract Document.

**2012-(R)-280**

**SANTOS**

Resolution Authorizing the Release of Certain Property, Abandoned by Good Morning Care, Inc. on Town Property, to Former Employees of Good Morning Care, Inc., the Finders of the Property.

**2012-(R)-281**

**SANTOS**

Resolution Authorizing Change Order #4 for 2011 Road Program B with Water Improvements to Reivax Contracting Corp., 46 Washington Street, Harrison, New Jersey (\$15,220.00 Increase/0.82%).

**2012-(R)-282**

**SANTOS**

Resolution Authorizing Change Order #2 for Kearny Avenue & Wilson Avenue Intersection to Foggia Trinity Electric, 1608 E. 2<sup>nd</sup> Street – Suite 5, Scotch Plains, New Jersey (\$1,506.56 Decrease/0.77%).

**2012-(R)-283**

**SANTOS**

Resolution Authorizing Change Order #1 for Sellers Street Area Improvements – Phase II to English Paving Co., 650 Route 46 West, Clifton, New Jersey (\$21,430.13 Decrease/4.01%).

**2012-(R)-284**

**SANTOS**

Resolution to Enter into Closed Session.

**2012-(R)-285**

**DOYLE**

Resolution Authorizing the Execution and Delivery of Loan Agreements to be Executed by the Town of Kearny, in the County of Hudson, New Jersey and Each of the New Jersey Environmental Infrastructure Trust and the State of New Jersey, Acting by and Through the Department of Environmental Protection Pursuant to the 2012 New Jersey Environmental Infrastructure Trust Financing Program.

**2012-(R)-286**

**DOYLE**

Resolution Determining the Form and Other Details of Not Exceeding \$1,000,000 Water Utility Improvement Bonds, Series 2012, of the Town of Kearny, in the County of Hudson, New Jersey, and Providing for Their Sale to the New Jersey Environmental Infrastructure Trust and the State of New Jersey Pursuant to the 2012 New Jersey Environmental Infrastructure Trust Financing Program.

**2012-(R)-287**

**CARDOSO**

Resolution Appointing Charles Hill II Temporary Electrical Subcode Official.

X. EXECUTIVE (CLOSED) SESSION

XI. ADJOURNMENT