

Kearny Town Council

Caucus / Regular Meeting

- Agenda -

Tuesday, July 10, 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. SWEARINGS IN OF DEPUTY FIRE CHIEF BRUCE KAUFFMANN &
FIREFIGHTER DARELL SZEZYPTA

VI. CAUCUS MEETING

A. Communications

1. Ann Bonaccorso, 22 Jefferson Avenue: requesting permission on behalf of the residents of Jefferson Avenue to close Jefferson Avenue from West Bennett Avenue to the Belleville Turnpike from 9:00 a.m. to 8:00 p.m. for their annual block party on Saturday, September 15, 2012.

POLICE/FIRE/DPW

2. Vasiliki Zicopoulos, KHS Girls Volleyball Coach: requesting permission to have a canning fundraiser on Saturday, September 01, 2012 and Saturday, October 13, 2012 between the hours of 9:00 a.m. and 1:00 p.m.

POLICE/DPW/REC

3. Victoria Lydecker, 33 Argyle Place: requesting permission to hold a block party on Saturday, July 14, 2012 and requesting that Argyle Place off of Midland Avenue be closed to traffic. NOTE: This is a rescheduled block party previously planned for July 28, 2012 as listed on the June 12, 2012 M&C meeting agenda.

POLICE/FIRE/DPW

4. Richard Tomkievicz, 47-51 Madison Avenue: requesting permission to host a neighborhood block party on Saturday, August 18, 2012 (rain or shine) from 2:00 p.m. to 10:00 p.m. and requesting that Madison Avenue between Passaic & West Bennett Avenues be closed to traffic.

POLICE/FIRE/DPW

5. Martello Family, 15 Laurel Avenue: requesting permission to place a plaque on the bench located in front of 625 Kearny Avenue in memory of their father, John J Martello, lifelong Kearny resident and distinguished public servant.

M&C

6. LICENSES: 1-ICE CREAM TRUCK; 2-LUNCH TRUCKS;
1-PARKING PERMITS; 2-BINGO

LICENSES

B. Reports of Department Heads

1. Library Director's Report for June 2012
2. Water Department Report for June 2012
3. Construction Code Monthly Report for June 2012
4. NEA Construction Management Report of Hours 06/16/12-06/29/12

C. Reports of Council Members

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

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VIII. BUSINESS OF THE MAYOR AND COUNCIL: ORDINANCES FOR INTRODUCTION

2012-(O)-39 **McCURRIE**
Ordinance Governing the Use of Portable Storage Units

2012-(O)-40 **McCURRIE**
Ordinance Designating the Construction Code Office as the “Appropriate Municipal Agency” Pursuant to N.J.S.A. 40:48-2.60 *et seq.* Pertaining to the Regulation of the Placement and Use of Clothing Bins for Solicitation Purposes and Providing that No Fee Shall be Required of 501 (c)(3) Entities

2012-(O)-41 **McCURRIE**
Ordinance Amending Schedule A to Code Section 5-33.6 to Clarify the Hours Within Which Night Towing Rates Shall Apply

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

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 Fire Superior Officers Association (FSOA) from July 1, 2012 to December 31, 2015)

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

X. 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)-388**
Bills List Resolution

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***2012-(R)-389**

Resolution Authorizing Permission to Encroach Upon Town Right of Way at 752 Kearny Avenue, **Block 152, Lot 6**, for the Purpose of Removing a Fuel Tank.

***2012-(R)-390**

Resolution Authorizing Permission to Encroach Upon Town Right of Way at 401 Highland Avenue, **Block 63, Lot 18**, for the Purpose of Replacing Existing Front Steps and Wall.

***2012-(R)-391**

Resolution Granting PSE&G Co.'s Request for Emergency Road Opening Permit on Magnolia Avenue off of Passaic Avenue (11 openings) in Order to Install Gas Main.

***2012-(R)-392**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 593 Kearny Avenue, **Block 81, Lot 11.01** to Repair Gas Leak.

***2012-(R)-393**

Resolution Granting Permission to PSE&G Co. for Emergency Road Opening Permit at 330 Hickory Street, **Block 213, Lot 9**, in Order to Install Gas Service and Repair Gas Main.

***2012-(R)-394**

Resolution Granting Permission to PSE&G Co. for Emergency Road Opening Permit at 302 Beech Street, **Block 156, Lot 2**, in Order to Abandon Gas Service.

***2012-(R)-395**

Resolution Granting Permission to PSE&G Co. for Emergency Road Opening Permit at 19 Arlington Avenue, **Block 227, Lot 11**, in Order to Repair Gas Service.

***2012-(R)-396**

DOYLE

Consent Agenda Resolution

2012-(R)-397

SANTOS

Resolution Authorizing Forty-four (44) Hours Overtime within the Department of Public Works to Assist NJDEP with Outflow Chamber Inspections, Clear Sewer Blockages at 13 Livingston Avenue and 167 Beech Street and Assist the Kearny Recreation Department with July 4th Fireworks Celebration.

2012-(R)-398

SANTOS

Resolution Authorizing Distribution and Circulation of a Request for Proposals from Redevelopers for Redevelopment of 17 Acres of Waterfront Property at the Southern Boundary of the Town and Publication of a Notice Thereof.

2012-(R)-399

SANTOS

Resolution Declaring Lots 1, 6, 7, 8, 9, 10, 11, 12 and 13 Within Block 134 as a Redevelopment Area.

2012-(R)-400

SANTOS

Resolution Directing the Planning Board to Prepare a Redevelopment Plan for the Lots within Block 134 that have been Determined to be in Need of Redevelopment.

2012-(R)-401

SANTOS

Resolution Authorizing Contract to Hatch Mott MacDonald for the Final Design of the Riverbank Park Bike Trail – Phase I (T&M Not to Exceed \$122,790.11).

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2012-(R)-402

SANTOS

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by 125-133 Kearny Avenue for 125-133 Kearny Avenue, Block 24, Lot 20.

2012-(R)-403

SANTOS

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by Kearny Real Estate LLC for 353-359 Kearny Avenue, Block 57, Lot 15.

2012-(R)-405

SANTOS

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by Park Munn Co. for 635 Elm Street, Block 158, Lot 8.

2012-(R)-406

SANTOS

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by Kearny Fed. Sav. & Loan Assoc. for 598 Kearny Avenue, Block 186, Lot 4.

2012-(R)-407

SANTOS

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by 300 Hoyt St. Associates, located at foot of Hoyt Street, Block 252, Lot 9.

2012-(R)-408

SANTOS

Resolution to Enter into Closed Session to Discuss the Following Matters: Status of NJDEP v. Occidental Chemical Corporation Litigation, Update on FMBA Negotiations, Discussion of Shared Fire Dispatch Services Contract.

2012-(R)-409

PETTIGREW

Resolution to Renew Alcoholic Beverage Licenses #0907-33-052-004 & #0907-44-062-004 Approved by the Kearny Police Investigative Unit, as the Designated Alcoholic Beverage Control Investigative and Enforcement Unit (ABCIEU).

2012-(R)-410

ARCE/CARDOSO

Resolution Authorizing Change Order #2 for the Brighton Avenue Playground Improvements to Rich Picerno Builders, 500 Hoiles Drive, Kenilworth, NJ 07033 (\$23,980.92 Increase/ 9.51%).

2012-(R)-411

ECKEL

Resolution Appointing Fire Captain Bruce Kauffmann to the Permanent Position of Deputy Fire Chief in the Kearny Fire Department Pursuant to NJCSC Certification #PL12783 Effective July 01, 2012 at the Current Annual Salary of \$141,521 Pending Pre-Promotional Processing.

2012-(R)-412

ECKEL

Resolution Appointing John Donovan to the Acting Position of Fire Official– Chief Fire Inspector.

2012-(R)-413

ECKEL

Resolution Authorizing an Agreement for Shared Fire Emergency and Non-Emergency Dispatch Services for the Municipalities of the Town of Kearny and the City of East Orange.

2012-(R)-414

ECKEL

Resolution Authorizing an Application to the U.S. Department of Homeland Security for Grant Funding for Four (4) Firefighters.

2012-(R)-415

PEYKO

Resolution Appointing Efrain Ochoa to the Part-time Position of Dial-A-Ride Driver in the Board of Health to Work a Maximum of 19.5 Hours Per Week at the Current Hourly Rate of \$8.83 Effective Upon Completion of Pre-Employment Processing.

XI. EXECUTIVE (CLOSED) SESSION

XII. ADJOURNMENT