

# Kearny Town Council

Caucus / Regular Meeting

- Agenda -

Tuesday, March 26, 2013	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: requesting permission to hold a Girl Scout Cookie drive thru Booth Sale on Saturday, April 13 and Sunday, April 14, 2013 at the Norman A. Doyle Pavilion parking area located off of Passaic Avenue (close to Belleville Turnpike). **POLICE/DPW/REC**

2. U8 and U11 Soccer Teams, Kearny United “Giants”: requesting permission to have a canning fundraiser for registrations and uniforms on Saturday, June 29, 2013. **POLICE/DPW/REC**

3. St. Cecilia’s Church: requesting permission to hold a procession for Holy Thursday on Thursday evening, March 28, 2013, beginning approximately at 9:00 pm. **POLICE/DPW**

4. LICENSES: 3-RAFFLE;  
3-PARKING PERMITS that include:  
1- AMERICAN LEGION/VFW PARKING LOT  
2- MANDEE PARKING LOT  
**LICENSES**

B. Reports of Department Heads

C. Proclamations Recognizing 85<sup>th</sup> Birthday Celebrations of the following members of the Friendship-Harmony Club, Henrietta Benstead Senior Center:

Jennie Cybowski  
Margaret Fernandez  
Louise Kreszowski  
Mary McGaughran and  
Helen Tate

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

**2013-(O)-13**

**McCURRIE**

An Ordinance Establishing the Position of Public Safety Telecommunication Trainee (06229) and Amending and Supplementing an Ordinance Entitled “An Ordinance Concerning Civil Service in the Town of Kearny, County of Hudson,” Adopted, June 22 1938 to Provide the Salary Range Therefor

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

**2013-(O)-08** **McCURRIE**

Ordinance Revising Chapter XXXII of the Town Code Entitled “Flood Damage Prevention” to Conform with the FEMA Advisory Base Flood Elevations and the NJDEP Statement of Imminent Peril Mandating Flood Hazard Amendments

**2013-(O)-09** **McCURRIE**

Ordinance Vacating Handicapped Parking Zones at 26 Dukes Street, 179 Highland Avenue and 132 Afton Street

**2013-(O)-10** **McCURRIE**

Ordinance Establishing Handicapped Parking Zones at 136 Midland Avenue, 261 Highland Avenue, 46-48 Columbia Avenue and 214 Maple Street

**2013-(O)-11** **McCURRIE**

Ordinance Amending Section 11-1.5 of the Town Code so as to Prohibit Smoking in the Town’s Public Parks

**2013-(O)-12** **McCURRIE**

Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank (N.J.S.A. 40A: 4-45.14)

IX. BUSINESS OF THE MAYOR AND COUNCIL:  
PUBLIC HEARING: Community Development Block Grant (CDBG) Application for Approval by the Town for Funding for Reconstruction of Central Avenue

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)

**\*2013-(R)-194**

Bills List Resolution

**\*2013-(R)-195**

Resolution Authorizing Permission to Encroach Upon Town Right of Way at 218-220 Kearny Avenue, **Block 244 Lot 6**, for the Purpose of Replacing a Retaining Wall.

**\*2013-(R)-196**

Resolution Authorizing Permission to Encroach Upon Town Right of Way at 32 Ann Street, **Block 279, Lot 9**, for the Purpose of Maintaining a Fence.

**\*2013-(R)-197**

Resolution Authorizing Permission to Encroach Upon Town Right of Way at 290 Highland Avenue, **Block 46, Lot 7**, for the Purpose of Removing a Fuel Tank.

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**\*2013-(R)-198**

Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 186 Bergen Avenue, **Block 246, Lot 16**, in Order to Repair Gas Main.

**\*2013-(R)-199**

Resolution Granting Permission to PSE&G for Road Opening Permit at 32 Ann Street, **Block 279, Lot 9**, in Order to Install Gas Service.

**\*2013-(R)-200**

Resolution Granting Permission to C. Freitas Plumbing and Heating Corp. for Road Opening Permit at 266 Laurel Avenue, **Block 179, Lot 13.01**, in Order to Connect 4" Sewer Line from Home to Street Main.

**\*2013-(R)-201**

Resolution Authorizing Three (3) Hours Overtime in the Health Department to William Pettigrew, Public Health Investigator/Registrar for the Annual Rabies Clinic to be held on Wednesday, May 8, 2013. (\$215.77)

**\*2013-(R)-202**

Resolution Authorizing the Town Clerk to Advertise to Receive Bids for Snow Plowing and Snow Shoveling.

**\*2013-(R)-203**

**DOYLE**

Consent Agenda Resolution

**2013-(R)-204**

**SANTOS**

Resolution Authorizing Two Hundred Eight (208) Hours Overtime within the Department of Public Works to Salt and Plow Streets on March 6<sup>th</sup>, 7<sup>th</sup>, and 8<sup>th</sup>, Investigate the Source of Green Dye within the Sanitary Sewer Line and Assist Contractors with Repairs to Quincy Place Pump Station. (\$9,422.19)

**2013-(R)-205**

**SANTOS**

Resolution Accepting the Retirement Application of Paul Carratura, Assistant Superintendent in the Department of Public Works, after Twenty-five (25) Years of Service Effective June 30, 2013 Pending Approval of the Public Employees' Retirement System (terminal leave pay and unused vacation totaling \$54,818.10 subject to change if additional time is taken).

**2013-(R)-206**

**SANTOS**

Resolution Accepting the Retirement Application of Carmine Albanese, Recycling Attendant in the Department of Public Works, after Fourteen (14) Years. Six (6) Months of Service Effective April 1, 2013 Pending Approval of the Public Employees' Retirement System (terminal leave pay and unused vacation totaling \$32.27 subject to change if additional time is taken).

**2013-(R)-207**

**SANTOS**

Resolution Awarding Contract for Security Services to Roman Security Agency, LLC of Newark, New Jersey in the Amount of \$48,110.40 for the Period April 1, 2013 to March 31, 2014, per Bids Received on March 22, 2013.

**2013-(R)-208**

**SANTOS**

Resolution Authorizing Contract to Neglia Engineering Associates for the Design and Bidding of CDBG Resurfacing of Central Avenue (T&M Not to Exceed \$24,435).

**2013-(R)-209**

**SANTOS**

Resolution Authorizing Contract to Neglia Engineering Associates for the Design and Bidding of CDBG Kearny Avenue Resurfacing (T&M Not to Exceed \$19,315).

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**2013-(R)-210**

**SANTOS**

Resolution Authorizing a Contract for the Purchase of a 2013 Ford F350 to Chas S. Winner Inc. of Cherry Hill, New Jersey for \$44,614.00 Under NJ State Contract # 83558 (T-2101). (Funded from Recycling Tonnage Grants)

**2013-(R)-211**

**SANTOS**

Resolution Authorizing the Execution of a Four-Year Extension to the Lease with the U.S. Federal Aviation Administration for a Parcel Adjacent to the Belleville Turnpike.

**2013-(R)-212**

**SANTOS**

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by Mace Bros. for 8 Passaic Avenue, **Block 5, Lot 1**.

**2013-(R)-213**

**SANTOS**

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by Some, LLC for 63-69 Kearny Avenue, **Block 18, Lot 4**.

**2013-(R)-214**

**SANTOS**

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by Village Prof. Assoc. for 734-736 Elm Street, **Block 131, Lot 7**.

**2013-(R)-215**

**SANTOS**

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by Adly G. Baselous for 322 Stewart Avenue, **Block 170, Lot 39**.

**2013-(R)-216**

**SANTOS**

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by Jose Huancaya for 487 Elm Street, **Block 184, Lot 6.01**.

**2013-(R)-217**

**SANTOS**

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by 358 Kearny LLC for 354 Kearny Avenue, **Block 231, Lot 7**.

**2013-(R)-218**

**SANTOS**

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by Ashland, Inc. for **Block 283, Lot 1**.

**2013-(R)-219**

**SANTOS**

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by Wal-Mart for 150 Harrison Avenue, **Block 284, Lot 2.01**.

**2013-(R)-220**

**SANTOS**

Resolution Authorizing and Approving Settlement of a Tax Appeal filed by G&S Motor Equipment for 745 & 761 Harrison Avenue, **Block 286, Lots 38.01 & 39.01**.

**2013-(R)-221**

**SANTOS**

Resolution to Enter into Closed Session to Discuss the Following Matter(s): Review of Mutual Aid Agreements, Review of Fire Response at 600-608 Frank E. Rodgers Boulevard, Status of East Orange Shared Services Agreement.

**2013-(R)-222**

**DOYLE**

Resolution to Permit Town of Kearny Employees who Participate in the New Jersey State Health Benefits Program (SHBP) as a Dependent of their Spouse the Option to Waive Coverage and Receive a Reduced Incentive Effective January 1, 2013.

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## **2013-(R)-223**

**McCURRIE**

Resolution Authorizing Participation in the New Jersey Council of Farmers & Communities (“NJCFC”) and Execution of the Community Market Membership Application.

## **2013-(R)-224**

**ECKEL**

Resolution Accepting the Retirement Application of Fire Captain Daren P. Elliott from the Kearny Fire Department after Twenty-five (25) Years of Service Effective May 01, 2013 Pending Approval of the Police and Firemen’s Retirement System (terminal leave pay and unused vacation totaling \$ 52,664.10 subject to change if additional time is taken).

## **2013-(R)-225**

**ECKEL**

Resolution Accepting the Retirement Application of Firefighter Robert E. Murray from the Kearny Fire Department after Twenty-five (25) Years of Service Effective May 01, 2013 Pending Approval of the Police and Firemen’s Retirement System (terminal leave pay and unused vacation totaling \$35,651.07 subject to change if additional time is taken).

## **2013-(R)-226**

**CARDOSO**

Resolution Authorizing an Increase in Hours for Part Time Plumbing Subcode Official Richard Fagan from 19.50 Hours to 24.50 Hours Per Week, Effective April 01, 2013, for a Period Not to Extend Beyond December 31, 2013 at the Current Hourly Rate of \_\_\_\_\_.

## **2013-(R)-227**

**CARDOSO**

Resolution Authorizing an Increase in Hours for Part Time Fire Subcode Official Brian Mulligan from 19.50 Hours to 24.50 Hours Per Week, Effective April 01, 2013, for a Period Not to Extend Beyond December 31, 2013 at the Current Hourly Rate of \_\_\_\_\_.

## **2013-(R)-228**

**CARDOSO**

Resolution Authorizing an Increase in Hours for Part Time Electrical Subcode Official Michael Wallace from 19.50 Hours to 24.50 Hours Per Week, Effective April 01, 2013, for a Period Not to Extend Beyond December 31, 2013 at the Current Hourly Rate of \_\_\_\_\_.

## **2013-(R)-229**

**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 May 13, 2013. (\$1,200.00)

## **2013-(R)-230**

**PEYKO**

Resolution Accepting the Retirement Application of Jo Ann Carratura, Senior Clerk Typist in the Kearny Health Department, after Twenty-three (23) Years of Service Effective June 30, 2013 Pending Approval of the Public Employees’ Retirement System (terminal leave pay and unused vacation totaling \$40,062.12 subject to change if additional time is taken).

## **2013-(R)-231**

**PEYKO**

Resolution Authorizing an Increase in Hours for Part Time Clerk Typist Bilingual Maria Matos from 19.50 Hours to 24.50 Hours Per Week, Effective April 01, 2013, at the Current Hourly Rate of \_\_\_\_\_.

XI. EXECUTIVE (CLOSED) SESSION

XII. ADJOURNMENT