

Kearny Town Council

Caucus / Regular Meeting

- Agenda -

Tuesday, June 12, 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. Very Rev. Michael Ward, V.F., Pastor, St. Cecilia's Church: requesting permission to hold a Eucharistic procession in celebration of the feast of Corpus Christi on Sunday, June 10, 2012 at 3:00 pm.

POLICE/DPW

2. Peruvian Civic Association of New Jersey: requesting permission for a Peruvian Flag raising ceremony at the Town Hall Park on Saturday, July 14, 2012 from 10 a.m. until 12:00 p.m. in celebration of Peruvian Independence Day.

POLICE/DPW/REC

3. Peruvian Civic Association of New Jersey Inc.: requesting permission to hold the PCANJ Peruvian Cultural Parade along Kearny Avenue on Sunday, July 22, 2012, starting in the Town of Harrison at 12:30 pm and finishing at the Kearny Town Hall.

POLICE/DPW

4. Peruvian Civic Association of New Jersey Inc.: requesting permission to hold the Peruvian Family Festival at the Frank A. Vincent Marina Park on Sunday, July 22, 2012 from 10:00 am to 10:00 pm.

POLICE/DPW/REC

5. Peruvian Civic Association of New Jersey Inc.: requesting permission to hang a banner on Kearny Avenue from July 14, 2012 through July 22, 2012 to announce the Peruvian Cultural Parade and Family Festival which will take place on Sunday, July 22, 2012.

POLICE/DPW

6. Victoria Lydecker, 33 Argyle Place: requesting permission to hold a block party on Saturday, July 28, 2012 and requesting that Argyle Place off of Midland Avenue be closed to traffic.

POLICE/FIRE/DPW

7. Zobeida Santana, 162 Stewart Avenue: requesting permission to hold a block party on Saturday, June 23, 2012 between the hours of 3:00 p.m. and 8:00 p.m. and requesting that Stewart Avenue between Rutherford Place and Morgan Place be closed to traffic.

POLICE/FIRE/DPW

8. Ana Matusz, 106 Argyle Place: requesting permission to hold a children's birthday party on Saturday, July 7, 2012 and requesting that Argyle Place between Laurel Avenue and Magnolia Avenue be closed to traffic.

POLICE/DPW

9. Sharon Dominguez, 18 Trinity Place: requesting permission on behalf of the residents of Trinity Place to host a block party on Saturday, August 25, 2012, rain date Sunday, August 26, 2012, and that Trinity Place, between Rutland Avenue and Quincy Avenue, be closed to traffic between the hours of 12 pm and 10 pm.

POLICE/FIRE/DPW

Kearny Town Council

Caucus / Regular Meeting

- Agenda -

Tuesday, June 12, 2012	7:00 PM	Kearny Town Hall
------------------------	---------	------------------

10. Philip Martone, Recreation Superintendent: inviting Mayor Santos and Council to join in the July 4th celebration, on Wednesday, July 4th, beginning at 7 p.m. with the Garden State Concert Band at Veteran's Field. Rain date: July 5, 2012. **M&C**

11. LICENSES: 3-JUKE BOX; 1-PARKING PERMITS;
1-ICE CREAM TRUCK 1-PEDDLER
2-LIMOUSINE OWNERS 1-POOL TABLE;
7-LUNCH TRUCK; 1-SIDEWALK CAFE
LICENSES

B. Reports of Department Heads

1. DPW Operations Report for April 2012
2. Fire Department Monthly Report for November 2011
3. Fire Department Monthly Report for December 2011
4. NEA Construction Management Report of Hours 05/12/12-06/01/12

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

2012-(O)-28 **McCURRIE**
Ordinance Vacating Handicapped Parking Zones at 27 John Street and 270 Laurel Avenue

2012-(O)-29 **McCURRIE**
Ordinance Establishing Handicapped Parking Zones at 329 Highland Avenue, 177 Windsor Street, 128 Devon Terrace and 635 Elm Street

2012-(O)-30 **McCURRIE**
Ordinance Prescribing Penalties for Parking Violations at Overnight Off-Street Parking Locations

2012-(O)-31 **McCURRIE**
An Ordinance Amending and Supplementing Part of Ordinance 2011-11 to Provide the 10-Step Part time Hourly Rate Compensation for Building Inspector/Code Enforcement Officer Effective January 1, 2012

2012-(O)-32 **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

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

2012-(O)-23 **McCURRIE**
An Ordinance Amending Section 10-1 of the Town Code Regarding "Residency Requirements for Employees"

2012-(O)-24 **McCURRIE**
Ordinance Vacating Handicapped Parking Zone at 40 Grove Street

Kearny Town Council

Caucus / Regular Meeting

- Agenda -

Tuesday, June 12, 2012	7:00 PM	Kearny Town Hall
------------------------	---------	------------------

2012-(O)-25

McCURRIE

Ordinance Establishing Handicapped Parking Zones at 425 Beech Street and 224 Midland Avenue

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)-318**

Bills List Resolution

***2012-(R)-319**

Resolution Authorizing the Return of Unused Escrow Deposit to JF Lap, LLC in the Amount of \$1,486.06, **Block 122, Lot 9**.

***2012-(R)-320**

Resolution Authorizing the Return of Fee for Construction Permit #20120449 for Work Cancelled at 463 Chestnut Street, **Block 207, Lot 23**, to The Neher Group, Inc. in the Amount of \$67.00.

***2012-(R)-321**

Resolution Authorizing the Return of Fee for Construction Permit #20110683 for Work Cancelled at 50 Grand Place, **Block 107, Lot 5**, to Vivint Solar in the Amount of \$241.00.

***2012-(R)-322**

Resolution Authorizing the Return of Fee for Construction Permit #20120437 for Work Cancelled at 482 Belgrove Drive, **Block 62, Lot 9**, to Vivint Solar in the Amount of \$241.00.

***2012-(R)-323**

Resolution Authorizing Refund to Stanley J. Kovolisky in the Amount of \$35.00 for Overpayment of 2012 Taxi Driver License.

***2012-(R)-324**

Resolution Authorizing Permission to Encroach Upon Town Right of Way at 63 Tappan Street, a/k/a 61 Tappan Street, **Block 263, Lot 27**, for the Purpose of Removing a Fuel Tank.

***2012-(R)-325**

Resolution Authorizing Permission to Encroach Upon Town Right of Way at 171 Brighton Avenue, **Block 53, Lot 52**, for the Purpose of Abandoning a Fuel Tank.

***2012-(R)-326**

Resolution Authorizing Permission to Encroach Upon Town Right of Way 176-178 Bergen Avenue, **Block 246, Lot 13**, for the Purpose of Installing a Fence.

Kearny Town Council

Caucus / Regular Meeting

- Agenda -

Tuesday, June 12, 2012	7:00 PM	Kearny Town Hall
------------------------	---------	------------------

***2012-(R)-327**

Resolution Granting Permission to PSE&G Co. for an Emergency Road Opening Permit at 10 Kearny Avenue, **Block 12, Lot 1**, in Order to Repair Gas Main.

***2012-(R)-328**

Resolution Granting Permission to PSE&G Co. for Road Opening Permits at 25 & 37 Rizzolo Road in Order to Repair Gas Main (2 Service Replacements), and Road Opening Permit on Gross Road in Order to Repair Gas Service (2 Service Replacements).

***2012-(R)-329**

Resolution Granting Permission to PSE&G Co. for Road Opening Permit at 155 Ivy Street, **Block 240, Lot 39**, in Order to Install Gas Service.

***2012-(R)-330**

Resolution Granting Permission to Matthew Ferro, 108 Rutherford Place, North Arlington, N.J. for Road Opening Permit at 257 Belgrove Drive, **Block 15.01, Lot 14**, in Order to Install Water Service for Sprinkler System.

***2012-(R)-331**

Resolution Authorizing Three (3) Hours Overtime to Susan A. Evanchick, Planning Board Secretary, to Attend Special Planning Board Meeting on June 13, 2012. (\$200.67)

***2012-(R)-332**

Resolution Authorizing Seven (7) Hours Overtime to Dinis Conceicao, MIS Technician on April 15, 2012 and Five (5) Hours Overtime on April 29, 2012 to Cut over Interglobe to the New MPLS Network. (\$650.33)

***2012-(R)-333**

Consent Agenda Resolution

DOYLE

2012-(R)-334

Resolution Authorizing Thirty-four And One-half (34.5) Hours Overtime Within the Department of Public Works to: Clean Sanitary Sewer Line on Sanford Avenue, Check Pumps and Reset Alarms at E. Midland Pump Station due to Power Failure, Check Breakers for Overhead Doors at Police HQs, Secure Bell Playground due to Large Bee Hive Nest in Park, Clear Sewer Blockage at DPW Yard and at Fire HQs, and Assist Recreation Department with Annual Fishing Derby and Memorial Day Parade.

SANTOS

2012-(R)-335

Resolution Commending the North Hudson Community Action Corporation for Co-Hosting the First Annual Kearny Job Fair to be Held on June 27, 2012 When Unemployed Local Residents Will Have the Opportunity to Meet Employers who are Looking to Hire.

SANTOS

2012-(R)-336

Resolution Approving the Proposal of the Kearny Enterprise Zone Development Corporation to Fund its Fiscal Year 2013 Administrative Budget in the Amount of \$123,607.41 out of Monies on Deposit in the Enterprise Zone Project Fund.

SANTOS

2012-(R)-337

Resolution Authorizing the Use of \$422,925 of Urban Enterprise Zone Funds to Finish Phase III of the Reconstruction of the Sellers Street Area.

SANTOS

Kearny Town Council

Caucus / Regular Meeting

- Agenda -

Tuesday, June 12, 2012	7:00 PM	Kearny Town Hall
------------------------	---------	------------------

2012-(R)-338

SANTOS

Resolution Authorizing a Kearny Enterprise Zone Development Corporation Business Development Loan to Josam Realty Corp., Inc. in an Amount Not to Exceed \$250,000, Subject to Stated Conditions.

2012-(R)-339

SANTOS

Resolution Approving and Authorizing a Five-Year License Agreement With New Jersey Transit Corporation for use of a 288 Square Feet Parcel of Land on Harrison Avenue as a Pump House Housing a Storm Water Sewer.

2012-(R)-340

SANTOS

Resolution Authorizing Change Order #6 for 2011 Road Program B with Water Improvements to Reivax Contracting Corp., 46 Washington Street, Harrison, New Jersey (\$3,280.00 Increase/0.18%).

2012-(R)-341

SANTOS

Resolution Authorizing the Waiver of Dumpster Fees when the Use of the Dumpster is Related to the Clearance of Debris and the Repair of Damage Caused by Hurricane Irene.

2012-(R)-342

SANTOS

Resolution to Enter into Closed Session to Discuss the Following Matters: Update on KFSOA Contract Negotiations, Recreation Department Temporary Part time Staffing.

2012-(R)-343

PETTIGREW

Resolution Authorizing the Agreement and Application for the 2012 Justice Assistance Grant Program (JAG) in the Amount of \$10,191.00.

2012-(R)-344

LANDY

Resolution Authorizing Summer Employment of Eight (8) Additional Playleaders as Listed in the Department of Recreation at the Hourly Rate of \$7.38 Per Hour, Effective June 25, 2012 to August 17, 2012, and One (1) Lifeguard at the Hourly Rate of \$8.86 Per Hour, Effective June 25, 2012 to August 25, 2012.

2012-(R)-345

LANDY

Resolution Appointing Rachel Paterno to the Position of Student Assistant in the Office of Administration for a Period Not to Extend Beyond September 7, 2012.

2012-(R)-346

LANDY

Resolution Authorizing a Contract with Bay Fireworks/Pyro Engineering, Inc. for Fireworks Display on the July 4, 2012 in the Amount of \$20,000.00.

2012-(R)-347

McCURRIE

Resolution of the Mayor and Town Council of the Town of Kearny, in the County of Hudson, New Jersey, Approving a Bond Resolution of the Kearny Municipal Utilities Authority Entitled, "Supplemental Resolution Authorizing the Issuance of Not to Exceed \$8,500,000 Principal Amount of Revenue Refunding Bonds, Series 2012 of the Kearny Municipal Utilities Authority."

2012-(R)-348

ECKEL

Resolution Appointing Joshua Humphrey to the Permanent Position of Library Director Pursuant to NJCSC Certification #OL120668, Effective June 13, 2012 at the Current Annual Salary of \$87,383.

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Caucus / Regular Meeting

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------------------------	---------	------------------

2012-(R)-349

ECKEL

Resolution Accepting the Retirement Application of Firefighter Jim Baillie from the Kearny Fire Department after Twenty-nine (29) Years, Six (6) Months of Service Effective July 01, 2012 Pending Approval of the Police and Firemen's Retirement System (terminal leave pay and unused vacation totaling \$35,293.93 subject to change if additional time is taken).

2012-(R)-350

ECKEL

Resolution Accepting the Retirement Application of Firefighter Christopher Smith from the Kearny Fire Department after Twenty-eight (28) Years, Eleven (11) Months of Service Effective July 01, 2012 Pending Approval of the Police and Firemen's Retirement System (terminal leave pay and unused vacation totaling \$32,803.27 subject to change if additional time is taken).

2012-(R)-351

ECKEL

Resolution Authorizing the Sale of a 1980 Mack Fire Engine No Longer Needed for Public Use to the Highest Bidder, Jersey One Auto.

2012-(R)-352

ECKEL

Resolution Authorizing Contract for the Purchase of Fire Boat from Lake Assault Boats, LLC in the Amount of \$305,268.00 per Bids Received June 8, 2012 (Funded from FY-10 Port Security Grant).

2012-(R)-353

ECKEL

Resolution Authorizing Contract to Neglia Engineering Associates for the Surveying & Metes and Bounds Description Preparation of the Kearny Fire House #2, 106 Maple Street, Block 24, Lot 11 (T&M Not to Exceed \$3,000).

2012-(R)-354

CARDOSO

Resolution Accepting the Retirement Application of Joyce Doner, Technical Assistant in the Construction Code Office, Effective September 01, 2012 after Sixteen (16) Years of Service, Pending Approval of the Public Employees' Retirement System (unused sick leave, unused vacation and longevity totaling \$40,930.44 is subject to change if additional time is taken).

2012-(R)-355

SANTOS

Resolution of the Mayor and Council of the Town of Kearny Affirming Support of New Jersey Department of Transportation for the Route 7 Bridge over Conrail Project in Hudson County, New Jersey.

2012-(R)-356

SANTOS

Resolution of the Mayor and Council of the Town of Kearny Affirming Support of New Jersey Department of Transportation for the NJ Route 7 Drainage Improvements Project in Hudson County, New Jersey.

X. EXECUTIVE (CLOSED) SESSION

XI. ADJOURNMENT