

# Kearny Town Council

Caucus / Regular Meeting

- Agenda -

Tuesday, March 13, 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. KHS Soccer Booster Club: requesting permission to have a canning fundraiser on Saturday, September 15, 2012. **POLICE/DPW/REC**
2. UNICO National, Kearny Chapter: requesting permission to use the Frank A. Vincent Marina on Sunday, March 25, 2012 to sponsor a "Spring" Flea Market. **POLICE/DPW/REC**
3. The United Veterans Organization of Kearny: requesting permission to hold the annual Memorial Day Parade on Thursday, May 24, 2012 starting from Locust Avenue and Belgrove Drive at 7:00 pm and ending at the reviewing stand at the VFW/American Legion on Belgrove Drive. **POLICE/DPW/REC**
4. The United Veterans Organization of Kearny: requesting permission to hang a banner at the intersection of Kearny and Locust Avenues from May 3 through May 24, 2012 in anticipation of the Memorial Day Parade on May 24, 2012. **POLICE/DPW**
5. M. Augusta Santos, Founder/Director of the Joào José "John" Santos Charitable Organization: requesting permission to tie red ribbons on the trees on Kearny Avenue during the month of May to raise public awareness about emotional disorders/ mental health. **POLICE/DPW**
6. Joseph E. Frobisher Jr., American Legion Post 99: inviting Mayor Santos and Council to their Police & Firefighter of the Year Award for 2011 event on Friday, March 9, 2012 beginning at 7:30 pm. **M&C**
7. Kearny Police Department, C.O.P. Unit: requesting permission to have Belgrove Drive between Afton Street and Bergen Avenue closed to motor vehicle traffic from 4:00 pm to 10:00 pm. for the annual "National Night Out" event on August 7, 2012. **POLICE/DPW**
8. Kearny Police Department C.O.P. Unit: requesting permission to hang a banner from July 1 through August 7, 2012 to promote National Night Out on August 7, 2012. **POLICE/DPW**
9. LICENSES: 1-JUKE BOX; 6-RAFFLE; 1-CANVASSING;  
10-PEDDLER; 30-PARKING PERMITS;  
3-VIDEO/PINBALL/VENDING MACHINES  
**LICENSES**

B. Reports of Department Heads

1. Construction Code Monthly Report for February 2012
2. NEA Construction Management Report 2/13/12-3/02/12

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C. Presentation of Thistle FC Donation to the Kearny Recreation Program by Paul Mullins, President, Thistle FC

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)-09**

**McCURRIE**

Ordinance Vacating Handicapped Parking Zones at 353 Elm Street and 152 Devon Terrace.

**2012-(O)-10**

**McCURRIE**

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

**2012-(O)-11**

**McCURRIE**

Ordinance Amending and Revising Section 38-5.3b of the Town Code Pertaining to Decks and Brick Paver Patios

**2012-(O)-12**

**McCURRIE**

Ordinance Amending and Revising Section 5-33 of the Town Code Pertaining to Municipal Police Towing and Supplementing it by the Addition of a New Section 5-33.6 Limiting Fees that May be Charged for Such Towing

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

**2012-(O)-06**

**McCURRIE**

Ordinance Amending and Revising Section 5-33 of the Town Code Pertaining to Municipal Police Towing and Supplementing it by the Addition of a New Section 5-33.6 Limiting Fees that May be Charged for Such Towing

**2012-(O)-08**

**McCURRIE**

Ordinance Establishing Handicapped Parking Zone at 51 Patterson Street

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  
1) Midland Avenue from Kearny Avenue to Schuyler Avenue and  
2) Kearny Avenue from Bergen Avenue to Wilson Avenue, and, Laurel Avenue to Columbia 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)

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**\*2012-(R)-156**

Bills List Resolution

**\*2012-(R)-157**

Resolution Authorizing Refund of Overpaid Property Taxes for First Quarter 2012 on Six Properties to Saxon Mortgage c/o Corelogic in the Amount of \$13,179.59.

**\*2012-(R)-158**

Resolution Refunding Overpayment Against Water Account No. 5267000000 in the Amount of \$2,203.08 to Antonio Mendes, **Block 232, Lot 44**.

**\*2012-(R)-159**

Resolution Refunding Overpayment Against Water Account No. 4127000000 in the Amount of \$59.68 to Allen Lentz, **Block 273, Lot 1**.

**\*2012-(R)-160**

Resolution Authorizing the Return of a Construction Permit Fee Due to Work Order Change at 301 Stewart Avenue, **Block 160, Lot 23**, to Ample Permitting Service in the Amount of \$156.00.

**\*2012-(R)-161**

Resolution Granting Permission to PSE&G Co. for Emergency Road Opening Permit at 37 East Midland Avenue, **Block 204, Lot 72**, to Repair Gas Service.

**\*2012-(R)-162**

Resolution Granting Permission to PSE&G Co. for Emergency Road Opening Permit at 272 Argyle Place, **Block 127, Lot 4**, to Repair Gas Main.

**\*2012-(R)-163**

Resolution Granting Permission to PSE&G Co. for Emergency Road Opening Permit at 777 Devon Street, **Block 143, Lot 34**, to Repair Gas Main.

**\*2012-(R)-164**

Resolution Granting Permission to PSE&G Co. for Road Opening Permit at 450 Hickory Street, **Block 193, Lot 3**, to Install a Gas Service.

**\*2012-(R)-165**

Resolution Granting Permission to PSE&G Co. for Road Opening Permit at 197 Kearny Avenue, **Block 32, Lot 33**, to Install a Gas Service.

**\*2012-(R)-166**

Resolution Granting PSE&G Co.'s Request for Road Opening Permits to Replace Bare Steel Gas Services at the Following Addresses on Devon Street: 13, 17, 21, 29, 87, 88, 89, 90, 93, 95, 100.

**\*2012-(R)-167**

Resolution Granting PSE&G Co.'s Request for Road Opening Permits to Replace Bare Steel Gas Services at the Following Addresses on Oakwood Avenue: 125, 136, 194.

**\*2012-(R)-168**

Resolution Granting Permission to Kemsco Construction Company for Road Opening Permit for Five Test Holes on Pennsylvania Avenue to Locate Existing Utilities and Determine Best Path for Future Electric Line for Newark Energy-Hess Corporation.

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**\*2012-(R)-169**

Resolution Granting Permission to Kemsco Construction Company for Road Opening Permit for Six Test Holes on Central Avenue, South of Route 1&9 (Lincoln Highway) to Locate Existing Utilities and Determine Best Path for Future Electric Line for Newark Energy-Hess Corporation.

**\*2012-(R)-170**

Resolution Authorizing Three (3) Hours Overtime to Anthony Chisari, Assistant Construction Official, to Inspect and Evaluate Safety Conditions at 185, 187, and 189 Brighton Avenue on February 27, 2012 as a Result of a Fire that Originated at 187 Brighton Avenue. (\$225.86)

**\*2012-(R)-171**

Resolution Authorizing Eight (8) Hours Overtime for Jules Gazzani, Electrical Subcode Official in the Construction Code Department, to Perform an Inspection of a New 800 amp Service at Safer Properties, 650 Belleville Turnpike, on February 25, 2012. (\$472.32)

**\*2012-(R)-172**

Resolution Authorizing the Town Clerk to Advertise to Receive Bids for Landscaping Services.

**\*2012-(R)-173**

Resolution Authorizing Advertisement for Bids For Fireworks Display on the 4<sup>th</sup> of July, 2012.

**\*2012-(R)-174**

Consent Agenda Resolution

**DOYLE**

**2012-(R)-175**

Resolution Authorizing Six (6) Hours of Overtime within the Department of Public Works to Disable Gasboy Computer System and Switch Gas System to Manual to Allow Police and Fire to Receive Gas Distribution.

**SANTOS**

**2012-(R)-176**

Resolution Authorizing the Appointment of Licensed Site Remediation Specialists at Excel Environmental Resources, Inc. for Environmental Services for Kearny Fire Station #1, Kearny Fire Station #3, Gunnell Oval, 357 Bergen Avenue (DPW) and 237 Laurel Avenue (Police Dept.) at a Cost Not to Exceed \$5,000.00.

**SANTOS**

**2012-(R)-177**

Resolution Authorizing the Appointment of Licensed Site Remediation Specialists at Hatch Mott MacDonald for Environmental Services at 352 Maple Street (EMS) and at 109 Maple Street (Fire Department Dispatch) at a Cost Not to Exceed \$50,000.00.

**SANTOS**

**2012-(R)-178**

Resolution Authorizing the Execution and Delivery of Certain Agreements and Certain Other Actions to be Taken All in Connection with The Hudson County Improvement Authority's Renewable Energy Program.

**SANTOS**

**2012-(R)-179**

Resolution Authorizing Contract with Neglia Engineering Associates for the Design of the Water Main Relocation associated with the New Jersey Department of Transportation Wittpenn Bridge Project in the amount of \$72,900.00.

**SANTOS**

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**2012-(R)-180**

**SANTOS**

Resolution Authorizing the Town of Kearny to Submit Applications for Hudson County Community Development Block Grant Funding for Program Year 2012 in the Amount of \$1,014,212.00.

**2012-(R)-181**

**SANTOS**

Resolution Authorizing the Town Clerk to Reject All Proposals for the Riverbank Park Bike Trail Phase I Final Design and to Readvertise for New Proposals.

**2012-(R)-182**

**SANTOS**

Resolution Refunding Fee of \$40.00 for the Use of a Pod Container at 187 Brighton Avenue on March 2-4, 2012 to Patrick Murphy for Donation Drive.

**2012-(R)-183**

**SANTOS**

Resolution to Enter into Closed Session to Discuss the Following Matter(s): KPD Staffing, KFD Staffing.

**2012-(R)-184**

**DOYLE**

Introduction of the Municipal Budget of the Town of Kearny, County of Hudson for the Fiscal Year 2012.

**2012-(R)-185**

**PETTIGREW**

Resolution Amending the Hourly Rate of Tatiana Reis, Crossing Guard, from \$15.50 to \$15.91 Previously Authorized by Resolution 2012-(R)-151.

**2012-(R)-186**

**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 \$2,500,000 Subordinated Revenue Bonds of the Kearny Municipal Utilities Authority through the New Jersey Environmental Infrastructure Trust Program."

**2012-(R)-187**

**ECKEL**

Resolution Accepting the Retirement Application of Fire Captain William Clifton from the Kearny Fire Department after Twenty-eight (28) Years of Service Effective July 01, 2012 Pending Approval of the Police and Firemen's Retirement System (terminal leave pay and unused vacation totaling \$53,517.02 subject to change if additional time is taken).

**2012-(R)-188**

**CARDOSO**

Resolution Appointing Carol Liotti to the Permanent Position of Deputy Court Administrator, Pursuant to Civil Service Certification PL120191, Effective March 14, 2012 at the Current Annual Salary of \$72,721.

**2012-(R)-189**

**SANTOS**

Resolution Authorizing Contract for Emergency and Non-Emergency Tree Services to Downes Tree Service Co., Inc. of Hawthorne, New Jersey.

XI. EXECUTIVE (CLOSED) SESSION

XII. ADJOURNMENT