

# Kearny Town Council

Caucus / Regular Meeting

- Agenda -

Tuesday, January 10, 2012

7:00 PM

Kearny Town Hall

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 Cross Country Team: requesting permission to have a canning fundraiser on Saturday, June 23, 2012 and Saturday, July 14, 2012. **POLICE/DPW/REC**
2. Alexander Zulewski, KHS Business Education Teacher, Class Advisor-Class of 2015 and Boys Head Tennis Coach: requesting permission to have a canning fundraiser on Saturday, February 18, 2012 and Saturday, March 3, 2012. **POLICE/DPW/REC**
3. K.H.S. Girls Basketball Team: requesting permission to have a canning fundraiser on Saturday, January 21, 2012 from 9:00 am to 1:00 pm. **POLICE/DPW/REC**
4. Deborah DeMattia, Mater Dei Academy: requesting permission to hang a Mater Dei Academy enrollment banner on Kearny Avenue at Locust Avenue from January 16 through February 17, 2012. **POLICE/DPW**
5. Veterans of Foreign Wars Wilson-Gugelman Post #1302 (VFW): requesting permission to hold their annual fundraiser Festival at the Frank A. Vincent Marina from April 5 through April 15, 2012. **POLICE/RECREATION/DPW**
6. Veterans of Foreign Wars Wilson-Gugelman Post #1302 (VFW): requesting permission to hang a banner at Locust and Kearny Avenue from April 1 through April 15, 2011 to promote their annual fundraiser at the Frank A. Vincent Marina. **POLICE/DPW**
7. David Stevenson: submitted his resignation from the Kearny Planning Board effective December 4, 2011. **M& C**
8. Robert MacMillan: submitted his resignation from the Kearny Planning Board effective November 29, 2011. **M& C**
9. Discussion 2012 Green Acres Funding Applications **M& C**
10. Discussion 2012 Open Space Trust Funding Applications **M& C**
11. LICENSES: 34-PARKING PERMITS 5-TAXI DRIVER  
4-RAFFLE 3-TOWING **LICENSES**

B. Reports of Department Heads

1. Water Department Report for September 2011
2. Water Department Report for October 2011
3. Water Department Report for November 2011
4. Construction Code Monthly Report for November 2011
5. NEA Construction Management Report 11/26/11-12/31/11

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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)-01**

**McCURRIE**

Ordinance Establishing Handicapped Parking Zone at 11 Hillside Avenue

**2012-(O)-02**

**McCURRIE**

Ordinance Revoking Section 19-1.9 of the Town Code and Replacing it with a New Section 19-1.9 Providing for Fire Inspections of Non-Life Hazard Uses and Fees

**2012-(O)-03**

**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)

**2011-(O)-50**

**McCURRIE**

Ordinance Establishing Handicapped Parking Zone at 149 Beech Street.

**2011-(O)-51**

**McCURRIE**

Ordinance Revoking Section 19-1.9 of the Town Code and Replacing it with a new Section 19-1.9 Providing for Fire Inspections of Non-Life Hazard Uses and Fees.

**2011-(O)-52**

**McCURRIE**

Ordinance Revoking and Rescinding Section 15-1 of the Town Code Providing for a Landlord-Tenant Resource Center Which Has Fallen into Disuse.

**2011-(O)-53**

**McCURRIE**

Ordinance Amending Section 7-13 of the Town Code Prohibiting Parking Along 60 Feet of Curblin on the South Side of Afton Street.

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)-36**

Bills List Resolution

**\*2012-(R)-37**

Resolution Refunding Overpayment Against Water Account No. 003056211 in the Amount of \$1,945.12 to Steven Pekerosky.

**\*2012-(R)-38**

Resolution Refunding Overpayment Against Water Account No. 003093060 in the Amount of \$37.37 to Leslie McCurrie.

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**\*2012-(R)-39**

Resolution Granting Permission to PSE&G Co. for Emergency Road Opening Permit at 302 Stewart Avenue, **Block 170, Lot 14**, to Restore Gas Pressure.

**\*2012-(R)-40**

Resolution Granting Permission to PSE&G Co. for Emergency Road Opening Permit at 855 Devon Street, **Block 129, Lot 27**, to Restore Gas Service.

**\*2012-(R)-41**

Resolution Granting Permission to PSE&G Co. for Emergency Road Opening Permit at 257 Forest Street, **Block 220, Lot 51**, to Repair Leaking Gas Service.

**\*2012-(R)-43**

Resolution Granting Permission to E&D Mechanical Contracting, 17 Forest Street, North Arlington, N.J. for Emergency Road Opening Permit at 21 Magnolia Avenue, a/k/a 23 Magnolia Avenue, **Block 97, Lot 61**, to Replace a Sewer Line.

**\*2012-(R)-44**

Resolution Authorizing Twenty-four (24) Hours Overtime for Library Saturday Hours in January, February and March 2012. (\$1,390.00)

**\*2012-(R)-45**

Resolution Authorizing Three (3) Hours Overtime to Dinis Conceicao, MIS Technician, to Update Firmware on Switches and Replace Memory Chip on December 23, 2011. (\$160.17)

**\*2012-(R)-46**

Consent Agenda Resolution

**DOYLE**

**2012-(R)-47**

Resolution Authorizing Twenty-eight and three-quarters (28.75) Hours Overtime within the Department of Public Works to Clear a Sewer Blockage at 159 Chestnut Street and 111 Belgrove Drive, Repair Skid Steer, and Assist with both the Tree Lighting Ceremony at the Town Hall and the Recreation Department's Christmas Celebration at Kearny High School. (\$1,286.51)

**SANTOS**

**2012-(R)-48**

Resolution Authorizing Contract to Neglia Engineering Associates for the Preliminary Design of the Dukes Street Pump Station (T&M Not to Exceed \$35,570).

**SANTOS**

**2012-(R)-50**

Resolution Authorizing Change Order #2 & Final for the Kearny Avenue Resurfacing to AJM Contractors Inc., 300 Kuller Road, Clifton, NJ (\$113,633.49 Decrease/27.38%).

**SANTOS**

**2012-(R)-51**

Resolution Authorizing Change Order #1 for the 2011 Road Program B with Water Improvements to Reivax Contracting Corp., 46 Washington Street, Harrison, NJ (\$350.00 Decrease/0.02%).

**SANTOS**

**2012-(R)-52**

Resolution Authorizing Close Out of Contract for Kearny Avenue Resurfacing to AJM Contractors Inc., 300 Kuller Road, Clifton, New Jersey 07011.

**SANTOS**

**2012-(R)-53**

Resolution Authorizing a Professional Service Agreement with Excel Environmental Resources, Inc. for the Preliminary Assessment of Property at 201 Devon Terrace at a Cost Not to Exceed \$5,250.00.

**SANTOS**

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**2012-(R)-54**

**SANTOS**

Resolution Authorizing Access Agreement with Arcadis U.S., Inc. for a Wetlands Investigation on Block 294, Lots 1.01 & 1.03 in Connection with the Proposed Hess Cable Project.

**2012-(R)-55**

**SANTOS**

Resolution Accepting the Retirement Application of Ronald Ciccone, Park Attendant in the Department of Public Works, Effective January 01, 2012 after Thirty-two (32) Years, Eleven (11) Months of Service, Pending Approval of the Public Employees' Retirement System (unused sick leave, unused vacation and longevity totaling \$7,766.55 is subject to change if additional time is taken).

**2012-(R)-56**

**SANTOS**

Resolution Accepting the Disability Retirement Application of Paul Ashe, Sanitation Inspector in the Department of Public Works, Effective January 01, 2012 after Twelve (12) Years, Eleven (11) Months of Service, with the Last Day of Employment being December 31, 2011, Pending Approval of the Public Employees' Retirement System (unused sick leave, unused vacation and longevity totaling \$29,729.00 is subject to change if additional time is taken).

**2012-(R)-57**

**SANTOS**

Resolution Accepting the Disability Retirement Application of Marcella Callaghan, Sanitation Inspector in the Department of Public Works, Effective December 31, 2011 after Thirteen (13) Years of Service, with the Last Day of Employment being December 31, 2011, Pending Approval of the Public Employees' Retirement System (unused sick leave, unused vacation and longevity totaling \$0.00 is subject to change if additional time is taken).

**2012-(R)-58**

**SANTOS**

Resolution Approving Payment of \$68,000 Pursuant to KUEZ Agreement to Contribute to Roadway Improvements in Area of 670-680 Belleville Turnpike.

**2012-(R)-59**

**SANTOS**

Resolution to Enter into Closed Session to Discuss the Following Matters: Update on Personnel Reduction Plan, Vacation Carryover Request.

**2012-(R)-60**

**DOYLE**

Resolution Accepting the Retirement Application of James Waller, Assistant Municipal Tax Collector, Effective January 01, 2012 after Twenty-eight (28) Years, Eight (8) Months of Service, Pending Approval of the Public Employees' Retirement System (unused sick leave, unused vacation and longevity totaling \$39,063.00 is subject to change if additional time is taken).

**2012-(R)-61**

**PETTIGREW**

Resolution Authorizing a Contract to Provide Water Meter Reading, Billing, Collection and Customer Service Services to United Water Operations Contracts, Inc. for \$655,106.00.

**2012-(R)-62**

**PETTIGREW**

Resolution Accepting the Retirement Application of Deputy Chief James J. Corbett from the Kearny Police Department after Thirty (30) Years, Eleven (11) Months of Service Effective February 01, 2012 Pending Approval of the Police and Firemen's Retirement System (terminal leave pay and unused vacation totaling \$80,360.00 subject to change if additional time is taken).

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**2012-(R)-63**

**PETTIGREW**

Resolution Accepting the Retirement Application of Deputy Chief Jack Corbett from the Kearny Police Department after Thirty-four (34) Years, Eleven (11) Months of Service Effective February 01, 2012 Pending Approval of the Police and Firemen's Retirement System (terminal leave pay and unused vacation totaling \$80,955.00 subject to change if additional time is taken).

**2012-(R)-64**

**LANDY**

Resolution Appointing Joseph Gurkas to the Permanent Non-Competitive Part Time Position of Lifeguard in the Recreation Department Effective January 16, 2012 to Work a Maximum of Nine (9) Hours Per Week at the Current Hourly Rate of \$9.21 for a Period Not to Extend Beyond June 14, 2012.

**2012-(R)-65**

**ECKEL**

Resolution Rejecting All Bids for the Purchase of a Quick Attack Vehicle for the Fire Department and Authorizing the Advertisement for New Bids.

**2012-(R)-66**

**ECKEL**

Resolution Accepting the Retirement Application of Chief Inspector/Fire Official Charles D. Kerr from the Kearny Fire Department after Twenty-seven (27) Years, Eight (8) Months of Service Effective July 01, 2012 Pending Approval of the Police and Firemen's Retirement System (terminal leave pay and unused vacation totaling \$44,627.00 subject to change if additional time is taken).

**2012-(R)-67**

**CARDOSO**

Resolution Authorizing Twenty-one (21) Hours Overtime for the Municipal Court Staff for Monday Evening Court Sessions on January 9 and January 23, 2012. (\$1200.00)

**2012-(R)-68**

**CARDOSO**

Resolution Accepting the Retirement Application of Julius Gazzani, Electrical Subcode Official in the Construction Code Office, Effective May 01, 2012 after Nine (9) Years of Service, Pending Approval of the Public Employees' Retirement System (unused sick leave, unused vacation and longevity totaling \$590.37 is subject to change if additional time is taken).

**2012-(R)-69**

**CARDOSO**

Resolution Appointing Richard S. Fagan to the Permanent Part Time Position of Plumbing Subcode Official in the Construction Code Enforcement Office, Pursuant to NJCSC Certification #OL111280, to Work a Maximum of 19.5 Hours per Week at the Current Hourly Salary of \$24.89, Effective upon Successful Completion of Pre-employment Processing.

**2012-(R)-70**

**PEYKO**

Resolution Accepting the Disability Retirement Application of Karen Greb of the Kearny Health Department as Omnibus Operator after Eleven (11) Years, Three (3) Months of Service Effective January 01, 2012, with the Last Day of Employment being December 31, 2011, Pending Approval of the State of New Jersey Public Employees Retirement System (retirement payout amount totaling \$7,138.00 subject to change if additional time is taken).

X. EXECUTIVE (CLOSED) SESSION

XI. ADJOURNMENT