



Kearny Town Council

Caucus / Regular Meeting

~ Minutes ~

402 Kearny Avenue
Kearny, NJ 07032
www.kearnynj.org

Admin

Tuesday, April 10, 2018

7:00 PM

Kearny Town Hall

I. CALL TO ORDER: PUBLIC MEETINGS LAW NOTICE

II. ROLL CALL

Attendee Name	Organization	Title	Status	Arrived
Carol Jean Doyle	Kearny Town Council	Council Member	Absent	
Michael Landy	Kearny Town Council	Council Member	Present	
Susan McCurrie	Kearny Town Council	Council Member	Present	
Eileen Eckel	Kearny Town Council	Council Member	Present	
Albino Cardoso	Kearny Town Council	Council Member	Present	
Richard Konopka	Kearny Town Council	Council Member	Present	
Marytrine DeCastro	Kearny Town Council	Council Member	Present	
Peter Santana	Kearny Town Council	Council Member	Present	
Alberto G. Santos	Kearny Town Council	Mayor	Present	

III. SALUTE TO THE FLAG

IV. CONDUCT OF MEETING NOTICE

V. SWEARING-IN OF DEPUTY FIRE CHIEF JOHN DEGIOVANNI

SWEARING-IN OF DEPUTY FIRE CHIEF JOSEPH MASTANDREA

SWEARING-IN OF FIRE CAPTAIN RON PROTOKOWICZ

SWEARING-IN OF FIRE CAPTAIN MICHAEL JANECKO

VI. CAUCUS MEETING

A. Communications

- Jennifer M. Long, SGM (Retired), Commander, VFW Post 1302: requesting the closing of Belgrove Drive from Bergen Avenue to Afton Street on Saturday, June 2, 2018 from 9:00 a.m. to 7:00 p.m. for the 4th Annual Memorial Motorcycle Run and Pig Roast. This event is held in Memory of SSG Edward Karolasz, and funds raised will be for a KHS scholarship in his memory.

M&C/POLICE/FIRE/DPW/REC/HEALTH

- 2. Jennifer M. Long, SGM (Retired), Commander of VFW Post 1302: requesting the closings of the following streets: Belgrove Drive from Bergen Avenue to Midland Avenue to Kearny Avenue to Afton Street to Highland Avenue to Pavonia Avenue on Saturday, August 25, 2018 from 7:00 a.m. until 11:00 a.m. for a 5K Run, and that Belgrove Drive, from Bergen Avenue to Afton Street, be closed to traffic until 3:00 p.m. A 5K Run/Walk will be held in Memory of SSG Jorge Oliveira to raise funds for a scholarship and veterans' causes.

M&C/POLICE/FIRE/DPW/REC

- 3. Rev. John E. Wassell, Pastor, St. Cecilia Church: requesting permission to hold a procession for Our Lady of Fatima on Sunday, May 6, 2018. The procession will start at Kearny Avenue and Hoyt Street at 7:45 p.m.

M&C/POLICE/DPW

- 4. Cadette Girl Scouts Troop 10648: inviting Mayor Santos and Council to the April 13, 2018, 3:30 p.m. - 5:00 p.m. Girl Scouts meeting at the Kearny Scout House for a media presentation and lupus awareness education event.

M&C

- 5. LICENSES: 1 -PARKING PERMIT -MANDEE LOT;
1- RAFFLE

LICENSES

B. Reports of Department Heads

- 1. Library Director's Report for March 2018
- 2. DPW Operations Report for March 2018
- 3. Construction Code Enforcement Department Report for March 2018
- 4. Kearny Water Department's Operations Report for March 2018
prepared by SUEZ Water Environmental Services, Inc.
- 5. Engineer's Report dated April 10, 2018
- 6. Engineer's Report on Gunnell Oval Project dated April 10, 2018
- 7. Engineer's Report on Dukes, Devon Tappan, Hoyt (DDTH) Pumping Station
Project dated April 10, 2018

C. Proclamations

1. Congratulating the Portuguese Cultural Association on its 39th Anniversary
2. Designating May as Lupus Awareness Month in the Town of Kearny

D. Reports of Council Members**VII. OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO COMMENT ON AGENDA ITEMS AND MATTERS OF THE PUBLIC INTEREST****VIII. BUSINESS OF THE MAYOR AND COUNCIL: ORDINANCES FOR INTRODUCTION****Ordinance 2018-18**

Ordinance Establishing Handicapped Parking Zones at 31 Tappan Street and 43 Dukes Street

RESULT:	INTRODUCED [UNANIMOUS]	Next: 4/24/2018 7:00 PM
MOVER:	Susan McCurrie, Council Member	
SECONDER:	Albino Cardoso, Council Member	
AYES:	Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos	
ABSENT:	Carol Jean Doyle	

Ordinance 2018-19

An Ordinance Establishing the Position of Building Maintenance Worker / Security Guard (06552)

RESULT:	INTRODUCED [UNANIMOUS]	Next: 4/24/2018 7:00 PM
MOVER:	Susan McCurrie, Council Member	
SECONDER:	Eileen Eckel, Council Member	
AYES:	Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos	
ABSENT:	Carol Jean Doyle	

Ordinance 2018-20

An Ordinance to Further Amend and Supplement An Ordinance Entitled "An Ordinance Concerning Civil Service in the Town of Kearny, County of Hudson", Adopted April 11, 2017. (Salaries for Department Heads and Assistant Department Heads, January 01, 2017 – December 31, 2020)

ATTACHMENTS:

- Exhibit B DH-ADH Salary Ordinance (PDF)

RESULT:	INTRODUCED [UNANIMOUS]	Next: 4/24/2018 7:00 PM
MOVER:	Susan McCurrie, Council Member	
SECONDER:	Eileen Eckel, Council Member	
AYES:	Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos	
ABSENT:	Carol Jean Doyle	

Ordinance 2018-21

An Ordinance to Further Amend and Supplement An Ordinance Entitled “An Ordinance Concerning Civil Service in the Town of Kearny, County of Hudson”, Adopted March 25, 2014 and all Various Civil Service Titles in the Town of Kearny (Exempt Employees’ Salaries for 2015, 2016, 2017)

RESULT:	INTRODUCED [UNANIMOUS]	Next: 4/24/2018 7:00 PM
MOVER:	Susan McCurrie, Council Member	
SECONDER:	Michael Landy, Council Member	
AYES:	Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos	
ABSENT:	Carol Jean Doyle	

Ordinance 2018-22

Ordinance Appropriating \$669,445 from a Grant from the State of New Jersey Department of Transportation for Kearny Avenue Road Improvements In and By the Town of Kearny, in the County of Hudson, New Jersey

RESULT:	INTRODUCED [UNANIMOUS]
MOVER:	Susan McCurrie, Council Member
SECONDER:	Eileen Eckel, Council Member
AYES:	Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT:	Carol Jean Doyle

Ordinance 2018-23

Bond Ordinance Providing for Harvey Field Lighting Improvements In and By the Town of Kearny, in the County of Hudson, New Jersey, Appropriating \$833,400 Therefor and Authorizing the Issuance of \$791,730 Bonds or Notes of the Town to Finance Part of the Cost Thereof

RESULT: INTRODUCED [6 TO 2]
MOVER: Susan McCurrie, Council Member
SECONDER: Peter Santana, Council Member
AYES: McCurrie, Eckel, Cardoso, DeCastro, Santana, Santos
NAYS: Michael Landy, Richard Konopka
ABSENT: Carol Jean Doyle

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

Ordinance 2018-16

Ordinance Vacating Handicapped Parking Zone at 217 Seeley Avenue

RESULT: ADOPTED [UNANIMOUS]
MOVER: Susan McCurrie, Council Member
SECONDER: Michael Landy, Council Member
AYES: Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT: Carol Jean Doyle

Ordinance 2018-17

Ordinance Approving and Adopting an Amended Kearny Point Industrial Park Redevelopment Plan

ATTACHMENTS:

- Kearny Point RP Amendment 2018 FINAL (002) (PDF)
- 2018 Kearny Point Industrial Park Redevelopment Plan Executive Summary (PDF)

RESULT: ADOPTED [UNANIMOUS]
MOVER: Susan McCurrie, Council Member
SECONDER: Eileen Eckel, Council Member
AYES: Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT: Carol Jean Doyle

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): Regular Meeting March 27, 2018

B. *Motion to Suspend the Reading of Communications (read by title)

Resolution 2018-215

(* Bills List Resolution

ATTACHMENTS:

- April 10 2018 Bills List Schedule (PDF)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Michael Landy, Council Member
SECONDER:	Alberto G. Santos, Mayor
AYES:	Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT:	Carol Jean Doyle

Resolution 2018-216

(* Resolution Authorizing Tax Overpayment Refund in the Amount of \$2,462.37 to Adao and Paula Martins for 2017 Taxes, Block 207, Lot 4.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Michael Landy, Council Member
SECONDER:	Alberto G. Santos, Mayor
AYES:	Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT:	Carol Jean Doyle

Resolution 2018-217

(* Resolution Cancelling 2018 Taxes (Quarter 1 and 2) in the Amount of \$6,958.25 for Block 64, Lot 1, as a Result of Incorrect Added Assessment.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Michael Landy, Council Member
SECONDER:	Alberto G. Santos, Mayor
AYES:	Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT:	Carol Jean Doyle

Resolution 2018-218

(* Resolution Refunding Overpayment Against Water Account 3032000000 in the Amount of \$19.81 for 401 Forest Street, Block 198, Lot 35.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Michael Landy, Council Member
SECONDER: Alberto G. Santos, Mayor
AYES: Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT: Carol Jean Doyle

Resolution 2018-219

(*) Resolution Refunding Overpayment Against Water Account 1643745926 in the Amount of \$2,745.76 for 62 Dukes Street, Block 270, Lot 12.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Michael Landy, Council Member
SECONDER: Alberto G. Santos, Mayor
AYES: Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT: Carol Jean Doyle

Resolution 2018-220

(*) Resolution Authorizing the Return of Unused Escrow Deposit to Miguel Santos in the Amount of \$212.24 Relative to Planning Board Subdivision Application #460 and Subdivision Application #463 at 86-88 Elm Street, Block 249, Lot 9B (n/k/a) 9.02.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Michael Landy, Council Member
SECONDER: Alberto G. Santos, Mayor
AYES: Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT: Carol Jean Doyle

Resolution 2018-221

(*) Resolution Authorizing Permission to Encroach Upon Town Right of Way at 200-202 Tappan Street, Block 268, Lot 9, for the Purpose of Removing an Underground Fuel Tank.

ATTACHMENTS:

- NEA Report 200-202 Tappan Street Encroachment for UST 04-05-18 (00077854xD43F8) (PDF)

RESULT: ADOPTED [UNANIMOUS]
MOVER: Michael Landy, Council Member
SECONDER: Alberto G. Santos, Mayor
AYES: Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT: Carol Jean Doyle

Resolution 2018-222

(*) Resolution Granting Permission to SUEZ North America for Road Opening Permit at 29 Lafayette Place, Block 79, Lot 9, in Order to Repair Service Leak.

ATTACHMENTS:

- NEA Report 29 Lafayette Place Opening 04-05-18 [SUEZ JFC] (00077856xD43F8) (PDF)

RESULT: ADOPTED [UNANIMOUS]
MOVER: Michael Landy, Council Member
SECONDER: Alberto G. Santos, Mayor
AYES: Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT: Carol Jean Doyle

Resolution 2018-223

(*) Resolution Granting Permission to SUEZ North America for Road Opening Permit at 148 Hickory Street, Block 240, Lot 5, in Order to Repair Service Leak.

ATTACHMENTS:

- NEA Report 148 Hickory Street Opening 04-05-18 [SUEZ JFC] (00077859xD43F8) (PDF)

RESULT: ADOPTED [UNANIMOUS]
MOVER: Michael Landy, Council Member
SECONDER: Alberto G. Santos, Mayor
AYES: Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT: Carol Jean Doyle

Resolution 2018-224

(*) Resolution Granting Permission to SUEZ North America for Road Opening Permit at 734-736 Elm Street, a/k/a 732 Elm Street, Block 131, Lot 7, in Order to Replace 2" Service.

ATTACHMENTS:

- NEA Report 732 Elm Street Opening 04-05-18 [SUEZ JFC] (00077861xD43F8) (PDF)

RESULT: ADOPTED [UNANIMOUS]
MOVER: Michael Landy, Council Member
SECONDER: Alberto G. Santos, Mayor
AYES: Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT: Carol Jean Doyle

Resolution 2018-225

(*) Resolution to Waive All Fees for Businesses for Sidewalk Sales Event on Saturday, May 5, 2018 and Sunday, May 6, 2018.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Michael Landy, Council Member
SECONDER: Alberto G. Santos, Mayor
AYES: Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT: Carol Jean Doyle

Resolution 2018-226

(*) Consent Agenda Resolution

RESULT: ADOPTED AS AMENDED [UNANIMOUS]
MOVER: Michael Landy, Council Member
SECONDER: Alberto G. Santos, Mayor
AYES: Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT: Carol Jean Doyle

Resolution 2018-227

Resolution Authorizing Three hundred Ninety-seven (397) Hours Overtime within the Department of Public Works to do Storm Prep, Plowing and Cleanup from Nor'easter No. 4, and to Repair KPD Vehicles. (\$11,753.49)

RESULT: ADOPTED [UNANIMOUS]
MOVER: Michael Landy, Council Member
SECONDER: Alberto G. Santos, Mayor
AYES: Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT: Carol Jean Doyle

Resolution 2018-228

Resolution Appointing Joshua Alem to the Seasonal Position of Student Intern in the Office of the Mayor and Office of Administration to Work a Maximum of 35 Hours per Week at the Current Hourly Rate of \$12.00, for a Period Not to Extend Beyond 12 Weeks.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Michael Landy, Council Member
SECONDER: Alberto G. Santos, Mayor
AYES: Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT: Carol Jean Doyle

Resolution 2018-229

Resolution Appointing Jillian Cullen to the Seasonal Position of Student Intern in the Urban Enterprise Zone Office to Work a Maximum of 30 Hours per Week at the Current Hourly Rate of \$12.00, for a Period Not to Extend Beyond 12 Weeks.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Michael Landy, Council Member
SECONDER: Alberto G. Santos, Mayor
AYES: Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT: Carol Jean Doyle

Resolution 2018-230

Resolution Authorizing the Exercise of the Option to Extend the Landscaping Services Contract with Greenleaf Landscaping Systems & Services, Inc. for an Additional One-Year Period from April 1, 2018 thru March 31, 2019 in the Amount of \$109,446.

ATTACHMENTS:

- Greenleaf Landscape Sys & Srv Renewal Request (PDF)

RESULT: ADOPTED [UNANIMOUS]
MOVER: Michael Landy, Council Member
SECONDER: Alberto G. Santos, Mayor
AYES: Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT: Carol Jean Doyle

Resolution 2018-231

Resolution to Enter into Closed Session.

RESULT: WITHDRAWN

Resolution 2018-232

Resolution of the Town of Kearny, in the County of Hudson, New Jersey Making Application to the Local Finance Board Pursuant to N.J.S.A. 40A:3-1 et seq. for Appropriations Set Forth in Bond Ordinance No. 2018-23.

RESULT: ADOPTED [6 TO 2]
MOVER: Alberto G. Santos, Mayor
SECONDER: Susan McCurrie, Council Member
AYES: McCurrie, Eckel, Cardoso, DeCastro, Santana, Santos
NAYS: Michael Landy, Richard Konopka
ABSENT: Carol Jean Doyle

Resolution 2018-233

Resolution Authorizing Emergency Temporary Appropriations for the Calendar Year 2018.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Michael Landy, Council Member
SECONDER: Alberto G. Santos, Mayor
AYES: Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT: Carol Jean Doyle

Resolution 2018-234

Resolution Renewing (Inactive) Alcoholic Beverage Retail Consumption License No. 0907-33-029-011, La Roja Y Blanca Restaurant Lounge, LLC, for the 2017-18 and 2018-19 License Terms.

ATTACHMENTS:

- ABC Special Ruling La Roja Y Blanca LLC 0907-33-029-011 2017-2018 & 2018-2019 License Terms (PDF)

RESULT: ADOPTED [UNANIMOUS]
MOVER: Michael Landy, Council Member
SECONDER: Alberto G. Santos, Mayor
AYES: Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT: Carol Jean Doyle

Resolution 2018-235

Resolution Appointing Fire Captain John DeGiovanni to the Permanent Position of Deputy Fire Chief in the Kearny Fire Department Pursuant to NJCSC Certification #PL180364, Effective April 01, 2018 at the Current Annual Salary of \$128,342, Tier 2, Step 1.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Eileen Eckel, Council Member
SECONDER: Susan McCurrie, Council Member
AYES: Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT: Carol Jean Doyle

Resolution 2018-236

Resolution Appointing Fire Captain Joseph Mastandrea to the Permanent Position of Deputy Fire Chief in the Kearny Fire Department Pursuant to NJCSC Certification #PL180364, Effective April 01, 2018 at the Current Annual Salary of \$147,347, Tier 2, Step 6.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Eileen Eckel, Council Member
SECONDER: Albino Cardoso, Council Member
AYES: Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT: Carol Jean Doyle

Resolution 2018-237

Resolution Appointing Firefighter Ronald Protokowicz to the Position of Fire Captain in the Kearny Fire Department, Effective April 01, 2018 at the Current Annual Salary of \$107,000, Pursuant to NJCSC Certification #PL180365 and Contingent Upon Pre-Promotional Processing.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Eileen Eckel, Council Member
SECONDER: Susan McCurrie, Council Member
AYES: Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT: Carol Jean Doyle

Resolution 2018-238

Resolution Appointing Firefighter Michael Janeczko to the Position of Fire Captain in the Kearny Fire Department, Effective April 01, 2018 at the Current Annual Salary of \$107,000, Pursuant to NJCSC Certification #PL180365 and Contingent Upon Pre-Promotional Processing.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Eileen Eckel, Council Member
SECONDER: Albino Cardoso, Council Member
AYES: Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT: Carol Jean Doyle

Resolution 2018-239

Resolution Approving a \$1,000 Annual Stipend for Adnelis Albizu for the Performance of Additional Duties as Deputy Registrar of Vital Statistics in the Health Department.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Michael Landy, Council Member
SECONDER: Alberto G. Santos, Mayor
AYES: Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT: Carol Jean Doyle

Resolution 2018-240

Resolution Authorizing the Town Attorneys to Institute Court Action for Interior Access to the Abandoned Property at 47 Morgan Place for Valuation Prior to Commencement of an Eminent Domain Action.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Michael Landy, Council Member
SECONDER: Alberto G. Santos, Mayor
AYES: Landy, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos
ABSENT: Carol Jean Doyle

XI. EXECUTIVE (CLOSED) SESSION**XII. ADJOURNMENT**