



Kearny Town Council

Caucus / Regular Meeting

~ Minutes ~

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

Admin

Tuesday, March 21, 2017

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	Present	
Michael Landy	Kearny Town Council	Council Member	Absent	
Susan McCurrie	Kearny Town Council	Council Member	Present	
Eileen Eckel	Kearny Town Council	Council Member	Absent	
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. SWEARINGS-IN OF FIREFIGHTERS

V. CONDUCT OF MEETING NOTICE

VI. CAUCUS MEETING

A. *Communications*

B. *Reports of Department Heads*

C. *Presentation by Yanina Paz of the Peruvian Civic Association of New Jersey regarding the Peruvian Monument Concept*

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 2017-13

Ordinance Vacating Handicapped Parking Zones at 43 Dukes Street, 717 ½ Devon Street, and 378 Forest Street

RESULT:	INTRODUCED [UNANIMOUS]	Next: 4/11/2017 7:00 PM
MOVER:	Susan McCurrie, Council Member	
SECONDER:	Carol Jean Doyle, Council Member	
AYES:	Doyle, McCurrie, Cardoso, Konopka, DeCastro, Santana, Santos	
ABSENT:	Michael Landy, Eileen Eckel	

Ordinance 2017-14

Ordinance Establishing Handicapped Parking Zone at 130 Hoyt Street

RESULT:	INTRODUCED [UNANIMOUS]	Next: 4/11/2017 7:00 PM
MOVER:	Susan McCurrie, Council Member	
SECONDER:	Peter Santana, Council Member	
AYES:	Doyle, McCurrie, Cardoso, Konopka, DeCastro, Santana, Santos	
ABSENT:	Michael Landy, Eileen Eckel	

Ordinance 2017-15

An Ordinance Creating a Permit Requirement to Operate a Crane Within the Town of Kearny

RESULT:	TABLED	Next: 3/28/2017 7:00 PM
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Ordinance 2017-16

Ordinance Amending Section 3-6.5a of the Town Code Pertaining to the Remuneration of Members of the Police Department for Off-Duty Privately Funded Repetitive Security Jobs

RESULT:	INTRODUCED [UNANIMOUS]	Next: 4/11/2017 7:00 PM
MOVER:	Susan McCurrie, Council Member	
SECONDER:	Albino Cardoso, Council Member	
AYES:	Doyle, McCurrie, Cardoso, Konopka, DeCastro, Santana, Santos	
ABSENT:	Michael Landy, Eileen Eckel	

Ordinance 2017-17

An Ordinance to Further Amend and Supplement an Ordinance Entitled "An Ordinance Concerning Civil Service in the Town of Kearny, County of Hudson", Adopted October 09, 2013 (Salaries for Department Heads and Assistant Department Heads, January 01, 2017 – December 31, 2020)

RESULT:	INTRODUCED [UNANIMOUS]	Next: 4/11/2017 7:00 PM
MOVER:	Susan McCurrie, Council Member	
SECONDER:	Carol Jean Doyle, Council Member	
AYES:	Doyle, McCurrie, Cardoso, Konopka, DeCastro, Santana, Santos	
ABSENT:	Michael Landy, Eileen Eckel	

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

X. PUBLIC HEARING ON RESOLUTION 2017-142

XI. PUBLIC HEARING ON RESOLUTION 2017-143

XII. BUSINESS OF THE MAYOR AND COUNCIL: MOTIONS AND RESOLUTIONS

CONSENT AGENDA: All matters listed with an asterisk (*) are considered to be

Resolution 2017-127

(*) Bills List Resolution

ATTACHMENTS:

- Bills List 03-14-2017 (PDF)

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

Resolution 2017-128

(*) Resolution Authorizing Permission to Encroach Upon Town Right of Way at 214 Kearny Avenue, Block 244, Lot 4, for the Purpose of Installing an Awning Sign.

ATTACHMENTS:

- NEA Report 214 Kearny Avenue Awning Encroachment 03-10-17 (00048665xD43F8) (PDF)

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

Resolution 2017-129

(*) Resolution Authorizing Permission to Encroach Upon Town Right of Way at 512 Kearny Avenue, (back of building on Beech Street), Block 206, Lot 9, for the Purpose of Installing an Awning Sign.

ATTACHMENTS:

- NEA Report 512 Kearny Avenue Awning Encroachment 03-10-17 (00048664xD43F8) (PDF)

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

Resolution 2017-130

(*) Resolution Granting Permission to PSE&G for Road Opening Permit at 67 Quincy Avenue, Block 69, Lot 37, in Order to Install Gas Main Protection.

ATTACHMENTS:

- NEA Report 67 Quincy Avenue Road Opening 03-10-17 (00048659xD43F8) (PDF)

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

Resolution 2017-131

(*) Resolution Granting Permission to PSE&G for Road Opening Permit at 90 Hoyt Street, Block 263, Lot 15.01, in Order to Install New Gas Service.

ATTACHMENTS:

- NEA Report 90 Hoyt Street Road Opening 03-10-17 (00048660xD43F8) (PDF)

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

Resolution 2017-132

(*) Resolution Granting Permission to PSE&G for Road Opening Permit at 251 Hoyt Street, Block 262, Lot 18, in Order to Install New Gas Service.

ATTACHMENTS:

- NEA Report 251 Hoyt Street Road Opening 03-10-17 (00048661xD43F8) (PDF)

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

Resolution 2017-133

(*) Resolution Granting Permission to PSE&G for Road Opening Permit at 270 Stewart Avenue, Block 169, Lot 14, in Order to Install New Gas Service.

ATTACHMENTS:

- NEA Report 270 Stewart Avenue Road Opening 03-10-17 (00048662xD43F8) (PDF)

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

Resolution 2017-134

(*) Resolution Granting Permission to PSE&G for Road Opening Permit at 357 Forest Street, Block 210, Lot 33.01, in Order to Install New Gas Service.

ATTACHMENTS:

- NEA Report 357 Forest Street Road Opening 03-10-17 (00048663xD43F8) (PDF)

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

Resolution 2017-135

(*) Resolution Authorizing Sixteen (16) Hours Overtime for the Municipal Court Staff, Ledy More, Cintia Valdez, and Catherine Colon, for Monday Evening Court Sessions on April 3, 2017 and May 8, 2017. (\$2,400.00)

ATTACHMENTS:

- OVERTIME - COURT (03-14-17) (PDF)

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

Resolution 2017-136

(*) Consent Agenda Resolution

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

CONSENT AGENDA:

Resolution 2017-137

Resolution Authorizing Forty-nine (49) Hours Overtime within the Department of Public Works to Repair KPD Vehicles, Clear a Sewer Backup at 234 Kearny Avenue and Clean Up Street at that Location, Tend to Road Cave-ins at Hickory and Pine Streets, and at Stewart and Passaic Avenues, Investigate Sewer Backup at 67 S. Midland Avenue, Clear Sewer Blockage at Belgrove Drive and Sheridan Avenue, and Video Inspect Sanitary Sewer Line on Belgrove Drive between Sheridan and Lincoln Avenues. (\$2.670.48)

ATTACHMENTS:

- OVERTIME - DPW (03-14-17) (PDF)

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

Resolution 2017-138

Resolution Appointing Albino Cardoso, 258 Highland Avenue, Kearny, N.J., as a Class III Member of the Kearny Planning Board to fill the Unexpired Term of Jon Giordano through December 31, 2017.

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

Resolution 2017-139

Resolution Appointing Paula Cavalier as Alternate Fund Commissioner for the Garden State Municipal Joint Insurance Fund to fill the Unexpired Term of Kim Bennett through December 31, 2017.

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

Resolution 2017-140

Resolution Authorizing the Town of Kearny to Institute Legal Action Against the State Treasurer to Compel Payment of the Amounts Due to the Town Under the Hackensack Meadowlands Agency Consolidation Act.

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

Resolution 2017-141

Resolution Authorizing a Professional Service Agreement with Mott MacDonald to Perform the Next Greenhouse Gas Study at the Landfill 1-D Required by the United States Environmental Protection Agency at a Cost not to Exceed \$3,000.

ATTACHMENTS:

- AGREEMENT - MOTT MACDONALD (Greenhouse Study) 1-D Landfill (DOC)
- MM Proposal (Greenhouse Gas Study) (PDF)

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

Resolution 2017-142

Resolution Authorizing the Use of Enterprise Zone Assistance Funds for the Kearny Public Safety Project Year 8 in an Amount Not to Exceed \$215,900 (includes Local Share of not to exceed \$86,350) during the Period of January 1, 2017 through December 31, 2017.

ATTACHMENTS:

- KUEZ Resolution - Public Safety - Year 8 - Signed (3-8-17) (PDF)

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

Resolution 2017-143

Resolution Authorizing the Use of Enterprise Zone Assistance Funds for the Kearny Clean Project Year 8 in an Amount Not to Exceed \$101,585 (includes Local Share of \$40,635) during the Period of January 1, 2017 through December 31, 2017.

ATTACHMENTS:

- KUEZ Resolution - Clean Project - Year 8 - Signed (3-8-17) (PDF)

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

Resolution 2017-145

Resolution Authorizing the Submission to NJDEP of a Recycling Tonnage Grant Application by the DPW Director and Directing that the Grant Proceeds be Deposited in a Dedicated Fund.

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

Resolution 2017-147

Resolution to Enter into Closed Session to Discuss the Following Matters: Exempt Employees' Salaries and Compensation, Business Administrator Position

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

Resolution 2017-148

Resolution Rescinding Resolution 2017-78 Adopted January 24, 2017 Authorizing the Town of Kearny to Enter into a Cooperative Pricing Agreement with the County of Bergen because the Town of Kearny is a Standing Member.

ATTACHMENTS:

- Resolution 2017-78 Bergen County Cooperative Agreement (PDF)
- Rescinding Resolution Coop Agreement Backup (PDF)

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

Resolution 2017-149

Resolution Accepting the Disability Retirement Application of Police Officer Leroy Bibbs from the Kearny Police Department after Nineteen (19) Years and Two (2) Months of Service, Effective March 01, 2017, Pending Approval of the Police and Firemen's Retirement System (terminal leave pay and unused vacation totaling \$35,775.15 subject to change if additional time is taken).

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

Resolution 2017-151

Resolution Appointing Melanie Rudden to the Full time Position of Account Clerk / Library Assistant in the Kearny Public Library at the Current Annual Salary of \$34,794, Effective March 22, 2017.

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

Resolution 2017-152

Resolution Authorizing an Increase in Hours, Effective March 22, 2017, for Part time Security Guard Dennis O'Keefe in the Kearny Public Library from 24.5 Hours up to 29.5 Hours per Week for a Period not to Extend Beyond Mid-May.

ATTACHMENTS:

- Increase in Hours-Dennis O'Keefe-KPL (PDF)

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

Resolution 2017-153

Resolution Authorizing an Increase in Hours, Effective March 22, 2017, for Part time Laborer Michael Gaydos in the Kearny Public Library from 24.5 Hours up to 29.5 Hours per Week for a Period not to Extend Beyond Mid-May.

ATTACHMENTS:

- Increase in Hours-Michael Gaydos-KPL (PDF)

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

Resolution 2017-154

Resolution Returning Ledy More to her Permanent Position of Assistant Violations Clerk in the Municipal Court Effective April 3, 2017 at the Current Annual Salary of \$71,723.

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

Resolution 2017-155

Resolution Reappointing Melissa Murray to the Permanent Position of Deputy Municipal Court Administrator in the Municipal Court Effective April 3, 2017 at the Current Annual Salary of \$78,146.

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

Resolution 2017-156

Resolution Appointing AnaMaria Matos to the Permanent Position of Municipal Court Administrator in the Municipal Court, Effective April 10, 2017 at the Current Annual Salary of \$80,081, Pursuant to New Jersey Courts Rule 1:34-3(d).

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

Resolution 2017-157

Resolution Accepting the Retirement Application of Ramon Cruz, Omnibus Driver in the Board of Health, after Ten (10) Years of Service, Effective February 01, 2017, Pending Approval of the State of New Jersey Public Employees Retirement System (retirement payout amount totaling \$2,862.34 subject to change if additional time is taken).

ATTACHMENTS:

- RETIREMENT - Ramon Cruz (PDF)

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

Resolution 2017-158

Resolution Appointing Carmen Valcarcel to the Full time Position of Omnibus Operator in the Board of Health at the Current Annual Salary of \$27,605, Effective March 22, 2017.

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

Resolution 2017-159

Resolution Appointing Council Member Peter P. Santana to the Police, Water, Licenses, Lighting, and Recreation Committees for Calendar Year 2017.

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

Resolution 2017-160

Resolution Proclaiming Immigration Day of Action.

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

Resolution 2017-161

Resolution Authorizing the Passaic Valley Sewerage Commission to Perform Emergency Sewer Work in Schuyler Avenue between Dukes Street and King Street.

RESULT: ADOPTED AS AMENDED [6 TO 0]
MOVER: Alberto G. Santos, Mayor
SECONDER: Susan McCurrie, Council Member
AYES: Doyle, McCurrie, Cardoso, DeCastro, Santana, Santos
ABSTAIN: Richard Konopka
ABSENT: Michael Landy, Eileen Eckel

XIII. * CERTIFICATE OF APPOINTMENT BY MAYOR ALBERTO G. SANTOS**XIV. EXECUTIVE (CLOSED) SESSION****XV. ADJOURNMENT**