



Kearny Town Council

Caucus / Regular Meeting

~ Minutes ~

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

Admin

Monday, June 12, 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	Present	
Albino Cardoso	Kearny Town Council	Council Member	Present	
Richard Konopka	Kearny Town Council	Council Member	Present	
Marytrine DeCastro	Kearny Town Council	Council Member	Late	7:20 PM
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. CAUCUS MEETING

A. Communications

1. Rocco and Wendy Pace, 669 Devon Street: requesting permission to close a portion of Devon Street from 3:00 p.m. for a block party on Saturday, June 24, 2017.

M&C/POLICE/FIRE/DPW

2. Peruvian Civic Association of New Jersey, Inc. (PCANJ): requesting permission to hold a Peruvian Flag raising ceremony at the American Revolutionary Bicentennial Park on Saturday, July 8, 2017 at 10 a.m. in celebration of Peruvian Independence Day.

M&C/POLICE/DPW/REC

3. Peruvian Civic Association of New Jersey, Inc. (PCANJ): requesting permission to hold the Peruvian Cultural Parade along Kearny Avenue on

Sunday, July 23, 2017, starting at the corner of South 3rd Street and Harrison Avenue in the Town of Harrison at 12:30 p.m. and finishing at Kearny Town Hall. M&C/POLICE/DPW/REC

- 4. Peruvian Civic Association of New Jersey, Inc. (PCANJ): requesting permission to hold the Peruvian Family Festival at the Frank A. Vincent Marina Park on Sunday, July 23, 2017 from 10:00 a.m. to 9:00 p.m. (music starts at 3 p.m. and ends at 9 p.m.)

M&C/POLICE/DPW/REC/HEALTH

- 5. Rev. John E. Wassell, Pastor, St. Cecilia Church: requesting permission to hold a procession to celebrate the Solemnity of Corpus Christi on Sunday, June 18, 2017 at 3:15 p.m., starting from Kearny Avenue and Hoyt Street. M&C/POLICE/DPW/REC

- 6. LICENSES: - PARKING PERMITS for Mande Lot;
 - CANVASS; - LUNCH TRUCK;
 - FILMING; - SIDEWALK CAFÉ;
 - GARAGE SALE; - TAXI DRIVER;
 - JUKE BOX; - PINBALL

LICENSES

B. Reports of Department Heads

- 1. Library Director’s Report for May 2017
- 2. Certified Tree Experts (CTE) Report dated _____ and Recommended Tree Removal(s) Listing
- 3. Engineer’s Report dated June 12, 2017
- 4. Engineer’s Report on Gunnell Oval Project dated
June 12, 2017

C. Reports of Council Members**VI. OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO COMMENT ON AGENDA ITEMS AND MATTERS OF THE PUBLIC INTEREST****VII. BUSINESS OF THE MAYOR AND COUNCIL: ORDINANCES FOR INTRODUCTION****Ordinance 2017-35**

Ordinance Vacating Handicapped Parking Zones at 21 Fuller Place, 131 Tappan Street and 659 Elm Street

RESULT:	INTRODUCED [UNANIMOUS]	Next: 6/27/2017 7:00 PM
MOVER:	Susan McCurrie, Council Member	
SECONDER:	Carol Jean Doyle, Council Member	
AYES:	Doyle, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos	
ABSENT:	Michael Landy	

Ordinance 2017-36

Ordinance Revoking only that Portion of Ordinance 2017-28 Establishing a Handicapped Parking Zone in Front of 625 Elm Street

RESULT:	INTRODUCED [UNANIMOUS]	Next: 6/27/2017 7:00 PM
MOVER:	Susan McCurrie, Council Member	
SECONDER:	Carol Jean Doyle, Council Member	
AYES:	Doyle, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos	
ABSENT:	Michael Landy	

Ordinance 2017-37

Ordinance Establishing Handicapped Parking Zones at 28 Chestnut Street, 163 Brighton Avenue and 625 Elm Street

RESULT:	INTRODUCED [UNANIMOUS]	Next: 6/27/2017 7:00 PM
MOVER:	Susan McCurrie, Council Member	
SECONDER:	Carol Jean Doyle, Council Member	
AYES:	Doyle, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos	
ABSENT:	Michael Landy	

Ordinance 2017-38

An Ordinance Establishing the Part time Position of Mail Clerk (20432) and Amending and Supplementing Ordinance 2015-13 Entitled "An Ordinance Concerning Civil Service in the Town of Kearny, County of Hudson," Adopted April 20, 2015, and to Provide the Salary Range Therefor

RESULT:	INTRODUCED [UNANIMOUS]	Next: 6/27/2017 7:00 PM
MOVER:	Susan McCurrie, Council Member	
SECONDER:	Eileen Eckel, Council Member	
AYES:	Doyle, McCurrie, Eckel, Cardoso, Konopka, DeCastro, Santana, Santos	
ABSENT:	Michael Landy	

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

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): Regular Meeting May 23, 2017

Executive (Closed) Session 10/11/16

Executive (Closed) Session 10/25/16

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

Resolution 2017-266

(*) Bills List Resolution

ATTACHMENTS:

- [June 12 2017 Bills List Schedule](#) (PDF)

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

Resolution 2017-267

(*) Resolution Authorizing Tax Overpayment Refund in the Amount of \$31,794.57 to A&R Property Mgmt. Assoc. for 2015 Taxes, Block 69, Lots 23, 24, 26, 27, 30, 31.

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

Resolution 2017-268

(*) Resolution Authorizing Tax Overpayment Refund in the Amount of \$29,808.92 to PMC, Inc. for 2016 Taxes, Block 226, Lot 3.

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

Resolution 2017-269

(*) Resolution Authorizing Tax Overpayment Refund in the Amount of \$62,178.01 to RTL Services, Inc. for 2016 Taxes, Block 294, Lot 12.

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

Resolution 2017-270

(*) Resolution Refunding Overpayment Against Water Account # 00305745000000 in the Amount of \$427.06 for 35 N. Midland Avenue, Block 76, Lot 4.

ATTACHMENTS:

- 35 N Midland Water Refund Backup (PDF)

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

Resolution 2017-271

(*) Resolution Authorizing Permission to Encroach Upon Town Right of Way at 41 Rutland Avenue, Block 63, Lot 22, for the Purpose of Installing Pavers.

ATTACHMENTS:

- NEA Report 41 Rutland Avenue Encroachment 06-09-17 (00055907xD43F8) (PDF)

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

Resolution 2017-272

(*) Resolution Granting Permission to PSE&G for Road Opening Permit at 16 N. Midland Avenue in Order to Abandon Gas Service.

ATTACHMENTS:

- NEA Report 16 N. Midland Avenue Road Opening 06-09-17 (00055911xD43F8) (PDF)

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

Resolution 2017-273

(*) Resolution Granting Permission to PSE&G for Road Opening Permit at 95 Kearny Avenue, Block 24, Lot 30, in Order to Install New Gas Service.

ATTACHMENTS:

- NEA Report 95 Kearny Avenue Road Opening 06-09-17 (00055915xD43F8) (PDF)

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

Resolution 2017-274

(*) Resolution Granting Permission to PSE&G for Road Opening Permit at 502 Elm Street, Block 178, Lot 30.05, in Order to Abandon Gas Service.

ATTACHMENTS:

- NEA Report 502 Elm Street Road Opening 06-09-17 (00055909xD43F8) (PDF)

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

Resolution 2017-275

(*) Resolution Granting Permission to Myhren Builders, Inc. of Vernon, NJ for Road Opening Permit at 75 Central Avenue, a/k/a 60-70 Central Avenue, Block 294, Lot 5, in Order to Repair a Sewer Line.

ATTACHMENTS:

- NEA Report 75 Central Avenue Road Opening 06-09-17 (00055927xD43F8) (PDF)

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

Resolution 2017-276

(*) Resolution Authorizing Three (3) Hours Overtime to Susan A. Evanchick, Zoning Board Secretary, to Attend Special Zoning Board Meeting on June 22, 2017. PSEG Fossil to Reimburse the Town of Kearny for Overtime Costs Incurred. (\$235.59)

ATTACHMENTS:

- OVERTIME - CCED Susan Evanchick (06-12-17) (PDF)

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

Resolution 2017-277

(*) Resolution Authorizing Twelve (12) Hours Overtime to Mildred Murray, Account Clerk in the Fire Department, to Respond to an OPRA Request Funded by Brach Eichler, LLC. (\$310.00)

ATTACHMENTS:

- OVERTIME - KFD (Mildred Murray) (06-12-17) (PDF)

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

Resolution 2017-278

(*) Resolution Authorizing Advertisement for Bids for 2016-2017 Road Program Phase 'B' (NJDOT Funded).

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

Resolution 2017-279

(*) Consent Agenda Resolution

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

Resolution 2017-280

Resolution Authorizing Twenty-nine (29) Hours Overtime within the Department of Public Works to Repair KPD Vehicles, Assist Contractor with Video Inspection of Sewer Line at Radley Street and Schuyler Avenue, Open Town Hall to Accept Election Materials, and Assist Recreation Department with July 4th Fireworks Celebration. (\$1,446.74)

ATTACHMENTS:

- OVERTIME - DPW (06-12-17) (PDF)

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

Resolution 2017-281

Resolution Reappointing John Peneda to Full Time Position of Tax Assessor Effective July 1, 2017.

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

Resolution 2017-282

Resolution Authorizing Professional Services Agreements with Neves Architecture & Design, LLC at a Cost not to Exceed \$3,450, Helix Real Estate LLC at a Cost not to Exceed \$15,500, and Hudson Realty Abstract Co. at a Cost not to Exceed \$1,560 to Provide Services Needed so that

the Town may Proceed against Six Abandoned Properties Pursuant to the Abandoned Properties and Rehabilitation Act.

ATTACHMENTS:

- Agreement Neves Architecture - Abandoned properties (DOC)
- Agreement Helix Real Estate - Abandoned properties (DOC)
- Agreement Hudson Realty Abstract - Abandoned properties (DOC)

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

Resolution 2017-283

Resolution Authorizing Entry into an Agreement with the Kearny Municipal Utilities Authority for the Purchase by the Town of a Used 2002 Sterling Mobile Sewer Cleaning Vacuum Truck.

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

Resolution 2017-284

Resolution Authorizing a Site Access Agreement with ABJ LLC for Temporary Access over Town Owned Property for the Removal of Boats and Debris on Property owned by ABJ LLC at 701 Passaic Avenue, Block 1, Lot 40.

ATTACHMENTS:

- SITE ACCESS AGREEMENT - ABJ, LLC (DOC)

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

Resolution 2017-285

Resolution Authorizing Contract to Jesco, Inc., South Plainfield, New Jersey, in the Amount of \$179,033.47 for the Purchase of 544KII John Deere Wheel Loader under Cooperative Purchasing through National Joint Powers Alliance.

ATTACHMENTS:

- John Deere Wheel Loader (PDF)

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

Resolution 2017-286

Resolution Authorizing Contract to Bobcat of North Jersey, Totowa, New Jersey in the Amount of \$33,474.66 for the Purchase of S450 T4 Bobcat Skid-Steer Loader under Bergen County Cooperative Pricing Agreement.

ATTACHMENTS:

- Bobcat Skid-Steer Loader (PDF)

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

Resolution 2017-287

Resolution to Enter into Closed Session.

RESULT: WITHDRAWN

Resolution 2017-288

Resolution Appointing Fatima Oliveira to the Full time Position of Account Clerk in the Urban Enterprise Zone/Finance Department, at Step 2 of the Salary Guide Established in Ordinance No. 2016-16 of \$36,748, Effective June 5, 2017.

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

Resolution 2017-289

Resolution Appointing Jillian Cullen to the Seasonal Position of Student Intern in the Urban Enterprise Zone Office to Work a Maximum of 24.5 Hours per Week at the Current Hourly Rate of \$11.00, for a Period Not to Exceed Beyond 12 Weeks.

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

Resolution 2017-290

Resolution Appointing Seasonal Playleaders.

RESULT: ADOPTED [7 TO 0]
MOVER: Carol Jean Doyle, Council Member
SECONDER: Alberto G. Santos, Mayor
AYES: Doyle, McCurrie, Eckel, Cardoso, Konopka, Santana, Santos
ABSTAIN: Marytrine DeCastro
ABSENT: Michael Landy

Resolution 2017-291

Resolution Authorizing Submission of an Assistance to Firefighters 2016 Fire Prevention Grant for the Purchase of Computer Software in the Amount of \$22,806 with a Local Match of \$1,086.

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

Resolution 2017-292

Resolution Reaffirming and Consenting to the Assignment by T.J. McDermott Transportation Co., LLC of its 2008 Redeveloper Agreement to the Colosseo Development Group, Inc. for 8 Breiderhoft Road (Block 252, Lot 8.01) within the Schuyler Avenue Redevelopment Area, Subject to Conditions.

RESULT: ADOPTED [7 TO 1]
MOVER: Alberto G. Santos, Mayor
SECONDER: Susan McCurrie, Council Member
AYES: Doyle, McCurrie, Cardoso, Konopka, DeCastro, Santana, Santos
NAYS: Eileen Eckel
ABSENT: Michael Landy

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