



# Kearny Town Council

## Caucus / Regular Meeting

~ Minutes ~

402 Kearny Avenue  
Kearny, NJ 07032  
[www.kearnynj.org](http://www.kearnynj.org)

Admin

Tuesday, July 11, 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	Present	
Susan McCurrie	Kearny Town Council	Council Member	Present	
Eileen Eckel	Kearny Town Council	Council Member	Absent	
Albino Cardoso	Kearny Town Council	Council Member	Absent	
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. CAUCUS MEETING

#### A. Communications

- Al Perez, KHS Head Cross Country Coach: requesting permission to hold a canning fundraiser for the KHS Cross Country team on Saturday, October 14, 2017.  
**M&C/POLICE/DPW/REC**
- Ann Bonaccorso, 22 Jefferson Avenue: requesting permission on behalf of the residents of Jefferson Avenue to close Jefferson Avenue from West Bennett Avenue to the Belleville Turnpike on Saturday, September 9, 2017 from 9:00 a.m. to 8:00 p.m. for their annual block party. Ms. Bonaccorso is also requesting the assistance of the KPD/DPW to provide the necessary barricades.  
**M&C/POLICE/FIRE/DPW**
- Rev. Manuel Duenas, Vice-Rector, Redemptoris Mater Archdiocesan Missionary Seminary, 672 Passaic Avenue: requesting permission to host a

5K run on Sunday, October 1, 2017 at 3:00 p.m. beginning at the crossroads of Belgrove Drive and Midland Avenue and finishing at the Seminary.

**M&C/POLICE/FIRE/DPW**

4. Jennifer M. Long, SGM (Retired), Commander of VFW Post 1302: inviting Mayor & Council to attend the 3<sup>rd</sup> annual 5K Run/Walk, being held in Memory of SSG Jorge Oliveira, on Saturday, August 26<sup>th</sup> at VFW Post #1302, and if you'd like, to speak at this event.

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

5. American Red Cross: announcing their upcoming Blood Drive, sponsored by the Madinah Cultural Center at 143 Midland Avenue on Sunday, July 30, 2017 from 10:00 a.m. to 3:00 p.m.

**M&C/HEALTH**

6. Pathways to Independence, Inc.: requesting permission to use the Frank A. Vincent Marina on Sunday, August 13, 2017 to hold a Flea Market to benefit programs operated by Pathways to Independence, Inc.

**M&C/POLICE/DPW/REC**

7. Ptlm. Jack Grimm of the C.O.P. Unit of the Kearny Police Department: requesting permission to have Belgrove Drive between Afton Street and Bergen Avenue closed to motor vehicle traffic from 4:00 p.m. to 10:00 p.m. for the annual "National Night Out" event on August 1, 2017.

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

8. Kearny Police Department Community Policing (C.O.P.) Unit: inviting Mayor Santos & Council to attend "National Night Out," a Crime, Drug, and Violence Prevention Program, on August 1, 2017 near Veteran's Field on Belgrove Drive. The event begins at 6:00 p.m. and ends at 8:00 p.m. and will feature the K.P.D., K.F.D. and the Hudson County K-9 Unit.

**M&C**

9. LICENSES:           4 - GARAGE SALE;           1 - LUNCH TRUCK;

1 - ICE CREAM TRUCK; 1 - RAFFLE

**LICENSES**

**B. Reports of Department Heads**

- 1. DPW Operations Report for June 2017
- 2. Construction Code Enforcement Department Report for June 2017
- 3. Certified Tree Experts (CTE) Report dated June 26, 2017 and Recommended Tree Removal(s) Listing
- 4. Engineer’s Report dated July 11, 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 2017-41**

An Ordinance Establishing a New Chapter VIII of the Town Code Governing the Abatement and Prevention of Public Health Nuisances

<b>RESULT:</b>	<b>INTRODUCED [UNANIMOUS]</b>	<b>Next: 8/8/2017 7:00 PM</b>
<b>MOVER:</b>	Susan McCurrie, Council Member	
<b>SECONDER:</b>	Carol Jean Doyle, Council Member	
<b>AYES:</b>	Doyle, Landy, McCurrie, Konopka, DeCastro, Santana, Santos	
<b>ABSENT:</b>	Eileen Eckel, Albino Cardoso	

**Ordinance 2017-42**

Ordinance Amending Section 9-5 of the Town Code Pertaining to Wildlife Feeding

<b>RESULT:</b>	<b>INTRODUCED [UNANIMOUS]</b>	<b>Next: 8/8/2017 7:00 PM</b>
<b>MOVER:</b>	Susan McCurrie, Council Member	
<b>SECONDER:</b>	Carol Jean Doyle, Marytrine DeCastro	
<b>AYES:</b>	Doyle, Landy, McCurrie, Konopka, DeCastro, Santana, Santos	
<b>ABSENT:</b>	Eileen Eckel, Albino Cardoso	

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

### Ordinance 2017-39

Ordinance Vacating Handicapped Parking Zones at 61 Johnston Avenue, 19 John Street, and 185 Brighton Avenue

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Susan McCurrie, Council Member
<b>SECONDER:</b>	Michael Landy, Council Member
<b>AYES:</b>	Doyle, Landy, McCurrie, Konopka, DeCastro, Santana, Santos
<b>ABSENT:</b>	Eileen Eckel, Albino Cardoso

### Ordinance 2017-40

An Ordinance Establishing the Part time Position of Court Attendant (01430) 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

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Susan McCurrie, Council Member
<b>SECONDER:</b>	Richard Konopka, Council Member
<b>AYES:</b>	Doyle, Landy, McCurrie, Konopka, DeCastro, Santana, Santos
<b>ABSENT:</b>	Eileen Eckel, Albino Cardoso

## 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 June 27, 2017

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

### Resolution 2017-316

(\* Bills List Resolution

ATTACHMENTS:

- Updated July 11 2017 Bills List Schedule-2 (PDF)

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

### Resolution 2017-317

(\* Resolution Granting Permission to PSE&G for Road Opening Permit at 210 Oakwood Avenue, Block 213, Lot 21, in Order to Install New Gas Service.

ATTACHMENTS:

- NEA Report 210 Oakwood Avenue Road Opening 07-07-17 (00057649xD43F8) (PDF)

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

### Resolution 2017-318

(\* Resolution Authorizing Three (3) Hours Overtime to Dinis Conceicao, MIS Technician, to Cutover the Town Hall Phone Carrier System on May 31, 2017. (\$188.64)

ATTACHMENTS:

- OVERTIME - Dinis Conceicao (07-11-17) (PDF)

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

### Resolution 2017-319

(\* Resolution Authorizing Ten and One-half (10.50) Hours Overtime to Omnibus Driver Alexandra Walsh to Cover the Senior Bus Weekend Route on Saturday, June 3, 2017 and Sunday, June 4, 2017. (\$301.94)

## ATTACHMENTS:

- OVERTIME - HEALTH Dept. (07-11-17)(PDF)

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

**Resolution 2017-320**

(\* ) Consent Agenda Resolution

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

**Resolution 2017-321**

Resolution Authorizing Twelve (12) Hours Overtime within the Department of Public Works to Repair KPD Vehicles and to Assist Contractor with Cleaning Sanitary Sewer Line on Passaic Avenue. (\$623.30)

## ATTACHMENTS:

- OVERTIME - DPW (07-11-17) (PDF)

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

**Resolution 2017-322**

Resolution Appointing Tony Chisari Construction Official.

**RESULT:** TABLED [UNANIMOUS] **Next: 8/8/2017 7:00 PM**  
**MOVER:** Alberto G. Santos, Mayor  
**AYES:** Doyle, Landy, McCurrie, Konopka, DeCastro, Santana, Santos  
**ABSENT:** Eileen Eckel, Albino Cardoso

**Resolution 2017-323**

Resolution Authorizing Contract to Neglia Engineering Associates for Supplemental Survey, Design and Engineering Services for the Final Design of Plan B of the Gunnell Oval Improvements Project (T&M Not to Exceed \$182,700.00 for Phase 1A and \$114,277.50 for Phase 1B).

## ATTACHMENTS:

- Gunnell Oval Final Design Proposal 07-11-17 (00057924xD43F8) (PDF)
- Proposal Worksheet - NEA Design Permit Bid - June 2017 (Kearny Municipal - 2014) (00056959xD43F8) (PDF)

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

**Resolution 2017-324**

Resolution Awarding a Contract to Fai-Gon Electrical Contractors for the Schuyler School Generator Improvements Project.

**RESULT:** TABLED [UNANIMOUS]  
**MOVER:** Alberto G. Santos, Mayor  
**AYES:** Doyle, Landy, McCurrie, Konopka, DeCastro, Santana, Santos  
**ABSENT:** Eileen Eckel, Albino Cardoso

**Resolution 2017-325**

Resolution Authorizing an Amendment to the Passaic Avenue Redevelopment Plan.

**RESULT:** WITHDRAWN

**Resolution 2017-326**

Resolution Authorizing Change Order #1 for the 2016-2017 Road Program Phase 'A' to Reivax Contracting Corp., 356 Thomas Street, Newark, NJ 07114 (\$58,400.00 Increase / 2.46%).

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

**Resolution 2017-327**

Resolution Pursuant to Town Code Section 23-7 Approving Curb Cut at 179 Magnolia Avenue, Block 161, Lot 20, to Accommodate a New Driveway.

## ATTACHMENTS:

- NEA Report 179 Magnolia Avenue Curb Cut Review (00057697xD43F8) (PDF)
- DPW Approval -CURB CUT 179 Magnolia Ave (PDF)
- KPD Approval -CURB CUT 179 Magnolia Ave (PDF)

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

**Resolution 2017-328**

Resolution to Enter into Closed Session to Discuss the Following Matters Relating to Anticipated Litigation, Contract Negotiations, and Personnel Matters, to wit: Update on Hartz Litigation

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

**Resolution 2017-329**

Resolution Adopting the Municipal Budget for 2017.

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

**Resolution 2017-330**

Resolution Appointing Twelve (12) Full time Police Officers in the Kearny Police Department, Effective July 17, 2017 at the Current Annual Salary of \$43,965, Pursuant to NJ Civil Service Certification #OL170370 and Contingent Upon Successful Completion of Pre-employment Processing.

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

**Resolution 2017-331**

Resolution Designating Robert A. Verry to Act as the Hearing Officer pursuant to N.J.S.A. 11A:2-13 with regard to Disciplinary Charges filed by the Chief of Police Against Two Members of the Police Department.



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

**Resolution 2017-332**

Resolution Renewing Alcoholic Beverage Licenses #0907-31-070-001 and #0907-44-003-008 for 2017-2018 which Have Received Tax Clearance from the Division of Alcoholic Beverage Control.

## ATTACHMENTS:

- ABC Clearance Certificate for 0907-31-070-001 (PDF)
- ABC Clearance Certificate for 0907-44-003-008 (PDF)

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

**Resolution 2017-333**

Resolution Appointing Angela Taggart to the Permanent Part time Position of Security Guard in the Recreation Department to Work a Maximum of 24.5 Hours per Week at the Current Hourly Rate of \$12, Effective July 14, 2017.

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

**Resolution 2017-334**

Resolution Appointing Seven (7) Full Time Firefighters in the Kearny Fire Department, Effective July 17, 2017 at the Current Annual Salary of \$33,000, Pursuant to NJ Civil Service Certification OL#170159 and Contingent Upon Successful Completion of Pre-Employment Processing.

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

**Resolution 2017-335**

Resolution Authorizing Change Order # 5 in the Amount of \$7,500.00 to George Koustas Painting and Construction, LLC for the Davis Avenue Firehouse Improvements Project.

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

### Resolution 2017-336

Resolution Authorizing Unpaid Internships in the Health Department for Brian Gutierrez and Amanda Dougan to Fulfill their Field Training Requirements for the Environment and Public Health (EPH) Program at Rutgers University.

**ATTACHMENTS:**

- Resumes for Brian Gutierrez and Amanda Dougan (PDF)

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

### Resolution 2017-337

Resolution Appointing Seasonal Playleaders and Lifeguards.

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

## X. EXECUTIVE (CLOSED) SESSION

## XI. ADJOURNMENT