



# Kearny Town Council

## Caucus / Regular Meeting

~ Minutes ~

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

Admin

Tuesday, May 7, 2019

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	
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	Absent	
Marytrine DeCastro	Kearny Town Council	Council Member	Present	
Peter Santana	Kearny Town Council	Council Member	Absent	
Gerald Ficeto	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

- Adam Waldron, Adjutant, United Veterans Organization (UVO): inviting Mayor Santos and Town Council to march in the annual Memorial Day Parade on Thursday, May 23, 2019. The parade will step off from Locust Avenue and Belgrove Drive at 7:00 p.m., and will end at the reviewing stand at Bergen Avenue. Assembly time is 6:15 p.m. M&C

- LICENSES: 2 - PARKING PERMITS - MANDEE LOT;  
2 - JUKE BOX;  
1 - POOL TABLE;  
7 - SIDEWALK CAFE LICENSES

#### B. Reports of Department Heads

- Engineer's Report dated May 7, 2019

**C. Proclamations:**

1. Proclaiming the 50<sup>th</sup> Anniversary of Municipal Clerk's Week May 5-11, 2019
2. Designating May as Lupus Awareness Month in the Town of Kearny

**D. 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 2019-17**

Ordinance Establishing Handicapped Parking Zones at 32 Rose Street, 714 Elm Street, 50 Rose Street, and 451 Davis Avenue

## ATTACHMENTS:

- KPD Agenda Item-Establish HZ 32 Rose Street Request Letter (PDF)
- KPD Agenda Item-Establish HZ 714 Elm Street Request Letter (PDF)
- KPD Agenda Item-Establish HZ 50 Rose Street Request Letter (PDF)
- KPD Agenda Item-Establish HZ 451 Davis Avenue Request Letter (PDF)

<b>RESULT:</b>	<b>INTRODUCED [UNANIMOUS]</b>	<b>Next: 5/21/2019 7:00 PM</b>
<b>MOVER:</b>	Susan McCurrie, Council Member	
<b>SECONDER:</b>	Alberto G. Santos, Mayor	
<b>AYES:</b>	Doyle, McCurrie, Eckel, Cardoso, DeCastro, Ficeto, Santos	
<b>ABSENT:</b>	Richard Konopka, Peter Santana	

**Ordinance 2019-18**

Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank (N.J.S.A. 40A:4-45.14)

<b>RESULT:</b>	<b>INTRODUCED [UNANIMOUS]</b>	<b>Next: 5/21/2019 7:00 PM</b>
<b>MOVER:</b>	Susan McCurrie, Council Member	
<b>SECONDER:</b>	Carol Jean Doyle, Council Member	
<b>AYES:</b>	Doyle, McCurrie, Eckel, Cardoso, DeCastro, Ficeto, Santos	
<b>ABSENT:</b>	Richard Konopka, Peter Santana	

**Ordinance 2019-19**

Ordinance Approving a Comprehensive Amendment to the Schuyler Avenue Redevelopment Plan (Replaces Unadopted Ordinance 2019-O-13)

<b>RESULT:</b>	<b>INTRODUCED [UNANIMOUS]</b>	<b>Next: 6/11/2019 7:00 PM</b>
<b>MOVER:</b>	Susan McCurrie, Council Member	
<b>SECONDER:</b>	Eileen Eckel, Council Member	
<b>AYES:</b>	Doyle, McCurrie, Eckel, Cardoso, DeCastro, Ficeto, Santos	
<b>ABSENT:</b>	Richard Konopka, Peter Santana	

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

### Ordinance 2019-13

Ordinance Pursuant to N.J.S.A. 40A:12A-7 Approving and Adopting an Amended Schuyler Avenue Redevelopment Plan

<b>RESULT:</b>	<b>TABLED</b>
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### Ordinance 2019-16

Ordinance Vacating Handicapped Parking Zones at 371 Forest Street, 23 John Street and 82 Windsor Street

#### ATTACHMENTS:

- KPD Agenda Item -Vacate HZ 371 Forest St removal (PDF)
- KPD Agenda Item -Vacate HZ 23 John St removal (PDF)
- KPD Agenda Item -Vacate HZ 82 Windsor St removal (PDF)

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

## 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.

- \*Minutes be Approved (pending any corrections): Regular Meeting April 23, 2019
- \*Motion to Suspend the Reading of Communications (read by title)

### Resolution 2019-264

(\*) Bills List Resolution

## ATTACHMENTS:

- May 07 2019 Bill List Schedule (PDF)

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

**Resolution 2019-265**

(\*) Resolution Granting Permission to PSE&G for a Road Opening Permit at 144 Wilson Avenue, Block 258, Lot 7, in Order to Install New Gas Service.

## ATTACHMENTS:

- NEA Report 144 Wilson Avenue- Road Opening 05-02-19 [Protected] [PSEG] (00133184xD43F8) (PDF)

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

**Resolution 2019-266**

(\*) Resolution Granting Permission to PSE&G for a Road Opening Permit at 194 Devon Terrace, Block 262, Lot 16, in Order to Abandon Gas Service for Demolition.

## ATTACHMENTS:

- NEA Report 194 Devon Terrace - Road Opening [PSEG Gas] 05-02-19 (00133191xD43F8) (PDF)

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

**Resolution 2019-267**

(\*) Resolution Granting Permission to PSE&G for a Road Opening Permit at 332 Forest Street, a/k/a 330-332 Forest Street, Block 211, Lot 2, in Order to Install New Gas Service.

## ATTACHMENTS:

- NEA Report 332 Forest Street- Road Opening 05-02-19 [Protected] [PSEG] (00133185xD43F8) (PDF)

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

### Resolution 2019-268

(\*) Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Road Opening Permit at 86 Woodland Avenue, Block 13, Lot 11, in Order to Install a New Curb Stop and Possible 1” Water Service Line.

ATTACHMENTS:

- NEA Report 86 Woodland Avenue - Road Opening [SUEZ Shauger] 05-02-19 (00133193xD43F8) (PDF)

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

### Resolution 2019-269

(\*) Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Road Opening Permit at 166 Seeley Avenue, Block 144, Lot 23, in Order to Install a 1” Water Service Line.

ATTACHMENTS:

- NEA Report 166 Seeley Avenue - Road Opening [SUEZ Shauger] 05-02-19 (00133188xD43F8) (PDF)

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

### Resolution 2019-270

(\*) Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Road Opening Permit at 199-201 Dukes Street, Block 267, Lot 51, in Order to Install a 1” Water Service Line.

ATTACHMENTS:

- NEA Report 201 Dukes Street - Road Opening [SUEZ Shauger] 05-02-19 (00133190xD43F8) (PDF)

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

### Resolution 2019-271

(\*) Resolution Granting Permission to Shauger Property Services, Inc. of East Orange, NJ for Road Opening Permit at 737 Forest Street, Block 131, Lot 29, in Order to Install a 1” Water Service Line.

**ATTACHMENTS:**

- NEA Report 737 Forest Street - Road Opening [SUEZ Shauger] 05-02-19 (00133186xD43F8) (PDF)

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

### Resolution 2019-272

(\*) Resolution Refunding Kearny Recreation Girls Pre-K Softball Program Registration Fee in the Amount of \$35.00 to Cristian Feliz Florian for Juliette Acevedo.

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

### Resolution 2019-273

(\*) Consent Agenda Resolution

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

### Resolution 2019-274

Resolution Authorizing Twenty-eight (28) Hours Overtime within the Department of Public Works to Monitor Temporary Pump Operations and Fuel Usage at the Harrison Avenue Pump Station, Repair Police Vehicles, Respond to a Sanitary Sewer Blockage at 93 King Street,

Manage an Emergency Tree Removal on Webster Avenue, and Catch up with Paperwork/Permits in the DPW Office. (\$1.247.21)

## ATTACHMENTS:

- OVERTIME - DPW (05-07-19) (PDF)

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

**Resolution 2019-275**

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 \$13.00, for a Period Not to Exceed Beyond 13 Weeks.

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

**Resolution 2019-276**

Resolution Authorizing an Award of Contract to Downes Tree Service Co., Inc. of Hawthorne, New Jersey in the Amount of \$57,600.00 for Removal of Trees Town Wide per Bids Received April 23, 2019.

## ATTACHMENTS:

- AGREEMENT - DOWNES TREE SERVICE (DOC)

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

**Resolution 2019-277**

Resolution Confirming the Authorization to Acquire Real Property at 369 Forest Street (Block 210, Lot 28).

## ATTACHMENTS:

- Contract of Sale - 369 Forest Street (PDF)

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

**Resolution 2019-278**

Resolution to Enter into Closed Session.

**RESULT:** WITHDRAWN

**Resolution 2019-279**

Introduction of the Calendar Year 2019 Budget

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

**Resolution 2019-280**

Resolution Authorizing Participation in the New Jersey Council of Farmers & Communities (“NJCFCC”) and Execution of the Community Market Membership Application.

**ATTACHMENTS:**

- 2019-Application for Community Market Membership (PDF)

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

**Resolution 2019-281**

Resolution Accepting the Retirement Application of Captain David Kealy from the Kearny Fire Department after Twenty-eight (28) Years of Service, Effective June 01, 2019, Pending Approval of the Police and Firemen’s Retirement System (terminal leave pay and unused vacation totaling \$54,552.45 subject to change if additional time is taken).

**ATTACHMENTS:**

- RETIREMENT - David Kealy (PDF)



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

**Resolution 2019-282**

Resolution of Municipal Endorsement for Submission of a Grant Application to the Hudson County Open Space, Recreation, and Historic Preservation Trust Fund for the Brighton Avenue Playground & Miglin Playground Improvements Project.

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

**Resolution 2019-283**

Resolution Appointing Nicholas Cantor to the Permanent Part-time Position of Lifeguard in the Recreation Department to Work a Maximum of Nine (9) Hours per Week at the Current Hourly Rate of \$15.00, Effective May 08, 2019.

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

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