



Kearny Town Council

Caucus / Regular Meeting

~ Agenda ~

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

Admin

Tuesday, June 24, 2014

7:00 PM

Kearny Town Hall

I. CALL TO ORDER: PUBLIC MEETINGS LAW NOTICE

II. ROLL CALL

Attendee Name	Present	Absent	Late	Arrived
Council Member Carol Jean Doyle	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Council Member Laura Pettigrew	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Council Member Michael Landy	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Council Member Alexa Arce	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Council Member Susan McCurrie	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Council Member Eileen Eckel	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Council Member Albino Cardoso	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Councilman Richard Konopka	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Mayor Alberto G. Santos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

III. SALUTE TO THE FLAG

IV. CONDUCT OF MEETING NOTICE

V. SWEARING IN OF POLICE LIEUTENANT JOHN VIEW

VI. CAUCUS MEETING

1 GARAGE SALE

1 LUNCH TRUCK

1 ICE CREAM TRUCK

2 RAFFLE

1 TAXI LICENSE

A. Communications

1. Ann Bonaccorso of 22 Jefferson Avenue: requesting permission for a street closing for the purpose of the annual block party; the proposed date of the party is Saturday, September 20, 2014. Ms. Bonaccorso is requesting that Jefferson Avenue from West Bennett Avenue to the Belleville Turnpike be closed from 9:00 a.m. to 8:00 p.m. **POLICE/FIRE/DPW**

2. West Hudson Christian Center: requesting permission to host a Taste of Kearny/International Day on the sidewalks of 557 Kearny Avenue south to New Lawn Avenue on June 21, 2014 from 2 p.m. until 5 p.m. This event will include music (CD player), dance, arts and crafts for adults and children as well as finger foods from the members. **POLICE/DPW/REC**

3. West Hudson Christian Center: inviting Mayor Santos and Council to their Taste of Kearny/International Day on June 21, 2014. In addition, they are extending an invitation to Chief Dyl and the KFD to the event and request that they bring along a public safety demonstration. **M&C/KFD**

4. LICENSES: 1 -GARAGE SALE; 2-RAFFLE;
1 -ICE CREAM TRUCK; 1-TAXI;

1 -LUNCH TRUCK

LICENSES**B. Reports of Department Heads**

1. DPW Operations Report for May 2014
2. Construction Code Monthly Report for May 2014
3. Neglia Engineer Report dated June 24, 2014

C. Reports of Council Members**VII. OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO COMMENT ON AGENDA ITEMS AND MATTERS OF THE PUBLIC INTEREST****VIII. PUBLIC HEARING ON GREEN ACRES APPLICATION PLAN FOR REVISION OF THE GREEN ACRES TRUST LOCAL ASSISTANCE 2012****IX. PUBLIC HEARING ON KUEZ FY 2015 ADMINISTRATIVE BUDGET****X. BUSINESS OF THE MAYOR AND COUNCIL: ORDINANCES FOR INTRODUCTION****Ordinance 2014-27**

Ordinance Establishing Handicapped Parking Zone at 616 Elm Street

XI. BUSINESS OF THE MAYOR AND COUNCIL: ORDINANCES FOR 2ND READING (PUBLIC HEARING)**Ordinance 2014-22**

Ordinance Appointing Chief Financial Officer Shuaib Firozvi Qualified Purchasing Agent and Raising the Bid Threshold to \$36,000 and the Quotation Threshold to \$5400

Ordinance 2014-23

Ordinance Vacating Handicapped Parking Zones at 50 Kearny Avenue and 373 Highland Avenue

Ordinance 2014-24

Ordinance Establishing Handicapped Parking Zones at 35 Maple Street, 4 Harding Terrace, 184 Hoyt Street, 404 Davis Avenue, 839 Kearny Avenue and 33 Howell Place

Ordinance 2014-25

Ordinance Supplementing Section 7-14 of the Town Code to Prohibit Parking on Both Sides of Garfield Avenue Between Kearny Avenue and Chestnut Street on Thursdays Between 8:00 a.m. and 7:00 p.m. from the Effective Date of this Ordinance Until October 31, 2014

Ordinance 2014-26

Ordinance Amending and Supplementing Section 7-25 of the Town Code to Include a Loading Zone on the South Side of Hoyt Street

XII. BUSINESS OF THE MAYOR AND COUNCIL: MOTIONS AND RESOLUTIONS**Resolution 2014-413**

(*) Bills List Resolution

Resolution 2014-414

(*) Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 653 Chestnut Street, Block 166, Lot 48, in Order to Repair Gas Service.

ATTACHMENTS:

- NEA Report 653 Chestnut Street_Emergency_060614 Road Opening Permit (PDF)

Resolution 2014-415

(*) Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 256 Devon Street, Block 236, Lot 4, in Order to Repair Gas Service.

ATTACHMENTS:

- NEA Report 256 Devon Street_Emergency_060614 Road Opening Permit (PDF)

Resolution 2014-416

(*) Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 15 Stewart Avenue, Block 98, Lot 67, in Order to Cut Off Gas Service.

ATTACHMENTS:

- NEA Report 15 Stewart Avenue_Emergency_060614 Road Opening Permit (PDF)

Resolution 2014-417

(*) Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 191 Seeley Avenue, Block 131, Lot 41, in Order to Repair Gas Service.

ATTACHMENTS:

- NEA Report 191 Seeley Avenue_Emergency_060614 Road Opening Permit (PDF)

Resolution 2014-418

(*) Resolution Granting Permission to PSE&G for Emergency Road Opening at 113 South Midland Avenue, Block 75, Lot 28, in Order to Repair Gas Service.

ATTACHMENTS:

- NEA Report 113 South Midland Avenue_Emergency_062014 Road Opening Permit (PDF)

Resolution 2014-419

(*) Resolution Granting Permission to PSE&G for Emergency Road Opening Permit at 308 Forest Street, Block 221, Lot 24, in Order to Repair Gas Main.

ATTACHMENTS:

- NEA Report 308 Forest Street_Emergency_062014 Road Opening Permit (PDF)

Resolution 2014-420

(*) Resolution Granting Permission to PSE&G for Road Opening Permits at the Following Addresses as Part of the Required 2014 Bare Steel Gas Service Upgrade Program Set by the N.J.B.P.U.: 194 Windsor Street, Block 60, Lot 1, 196 Windsor Street, Block 60, Lot 2.

ATTACHMENTS:

- NEA Report 194 & 196 Windsor Street_062014 Road Opening Permits (PDF)

Resolution 2014-421

(*) Resolution Authorizing Permission to Encroach Upon Sidewalks within the Town Right of Way at 51 Kearny Avenue, Block 18, Lot 17 and 52 Kearny Avenue, Block 19, Lot 1 for the Purpose of Installing Soil Borings and Collecting Soil Samples to Test Water for Contamination.

ATTACHMENTS:

- NEA Report -51 52 Kearny Avenue_Soil Boring Study_Streetscape_062014 Encroachment (PDF)

Resolution 2014-422

(*) Resolution Authorizing Eight and One-half (8.5) Hours Overtime to Patricia Carpenter, Town Clerk to Respond to OPRA Request on May 21, 22, 23, 29, and 30, 2014 Funded by McCarter & English, Attorneys at Law. (\$519.48)

Resolution 2014-423

(*) Resolution Authorizing Eleven and One-quarter (11.25) Hours Overtime to Lyla De Castro, Deputy Town Clerk, to Respond to OPRA Request on May 21, 22, 23, 29, 30, 2014 and June 2, 2014 Funded by McCarter & English, Attorneys at Law. (\$617.94)

Resolution 2014-424

(*) Resolution Authorizing Two (2) Hours Overtime to William J. Pettigrew, Public Health Investigator, to Conduct Dog Bite and Quarantine Investigation with the Assistance of the KPD and Animal Control on June 6, 2014. (\$99.28)

ATTACHMENTS:

- HEALTH DEPT OT (PDF)

Resolution 2014-425

(*) Resolution Authorizing Six (6) Hours Overtime to Ralph Cattafi, Assistant Supervisor in the Recreation Department, for the Concert in the Park Event at Veteran's Field on July 7, 2014. (\$227.54)

ATTACHMENTS:

- Recreation OT Request (PDF)

Resolution 2014-426

(*) Resolution Authorizing Twelve (12) Hours Overtime within the Kearny Water Department for Emergency Mark Out at 61 Lincoln Highway on May 17, Damaged Hydrant # 616 on May 23, Water Main Break at Central Avenue on June 6, and Emergency Mark Out for Gas Leak on Harrison Avenue on June 7, 2014. (\$802.20)

ATTACHMENTS:

- WATER DEPT OT (PDF)

Resolution 2014-427

(*) Consent Agenda Resolution

CONSENT AGENDA:**Resolution 2014-428**

Resolution Authorizing Twenty-six (26) Hours Overtime within the Department of Public Works to Repair Gas Pump at DPW, Remove Large Limb at 60 Bennett Avenue, Clear Sewer Blockages at 673 Chestnut Street, 17 Stuyvesant Avenue, and 14 Laurel Hill Terrace, Open Town Hall to Accept Election Books, Check the Pumps at John Hay Pump Station, Secure Area at 78 Argyle Place due to Sink Hole, Repair Police Vehicles, Assist CTE with Tree Inspections, and Assist with the 4th of July Celebration. (\$1,370.25)

Resolution 2014-429

Resolution Approving the Proposal of the Kearny Enterprise Zone Development Corporation for Funding the Fiscal Years 2015 and 2016 and Administrative Budgets in the Amount of \$150,000.00

ATTACHMENTS:

- KEZDC 06-01-2014 (PDF)
- UEZ Admin. Budget (PDF)

Resolution 2014-430

Resolution Pursuant to Town Code Section 23-7 Approving Curb Cut at 433 Devon Street, Block 218, Lot 26, to Accommodate a New Driveway.

ATTACHMENTS:

- NEA Report 433 Devon Street_Curb Cut_062014 (PDF)
- CCE Approval Curb Cut 433 Devon Street (PDF)

Resolution 2014-431

Resolution Authorizing a Contract with Neglia Engineering Associates for Services Related to (i) Water Main Relocation and (ii) Sewer Line Relocation Associated with the New Jersey Department of Transportation Route 7 Drainage Improvements Project in the Amount of \$35,000.00 for Water Main Relocation and \$35,000.00 for Sewer Line Relocation

ATTACHMENTS:

- AGREEMENT BETWEEN TOK AND NEA Water Main & Sewer Line Relocation (PDF)
- Resolution 2014-221 (PDF)
- Resolution 2014-258 (PDF)
-Proposal_Route 7 Drainage Imp_Prelim Engineering_052314 (PDF)

Resolution 2014-432

State of New Jersey Department of Environmental Protection Green Acres Enabling Resolution for the Gunnell Oval Improvements at a Cost of \$16,964,506.11.

ATTACHMENTS:

- Summary Gunnell Oval Sport Complex (DOC)

Resolution 2014-433

Resolution Declaring an Emergency and Authorizing Demolition of 64 John Hay Avenue Pursuant to N.J.S.A. 40A:11-6.

ATTACHMENTS:

- 64 John Hay Ave. Backup (PDF)

Resolution 2014-434

Resolution Authorizing Change Order #1 for the Davis Avenue – Section 3 Project (NJDOT Funded) to Montana Construction Inc., 80 Contant Avenue, Lodi, N.J. (\$6,398.48 Decrease/-1.20%).

ATTACHMENTS:

- Change Order # 1 BACKUP (PDF)

Resolution 2014-435

Resolution Authorizing Change Order # 2 for the North Hackensack Avenue Water Main Improvements Project to Montana Construction Inc., 80 Contant Avenue, Lodi, N.J. (\$717.10 Decrease/-0.10%).

Resolution 2014-436

Resolution Authorizing Contract to Neglia Engineering Associates for Supplemental Construction Management of CDBG Kearny Avenue Project (T&M Not to Exceed \$6,880.00)

ATTACHMENTS:

- Proposal CDBG Kearny Ave. Const Mgmt. Supplement Kearny Ave. Resurfacing (PDF)

Resolution 2014-437

Resolution Authorizing Emergency Contract to Montana Construction Company Inc. and Neglia Engineering Associates for the Repair of the Sanitary Sewer Line at the Argyle Place & Washington Street Intersection (T&M Not to Exceed \$54,500).

ATTACHMENTS:

- Argyle & Washington Sanitary Emergency Declaration_061614 (PDF)

Resolution 2014-438

Resolution Authorizing a Professional Service Agreement with Value Research Group, LLC to Provide Appraisals of all PSE&G Owned Properties in the Town at a Cost Not to Exceed \$50,000.00.

ATTACHMENTS:

- ADDENDUM TO PROPOSAL OF VALUE RESEARCH GROUP (DOC)

Resolution 2014-439

Resolution Authorizing a Professional Service Agreement with Value Research Group, LLC to Provide an Appraisal of the Abandoned Conrail Railroad Line, Formerly an Erie Lackawanna Line within the Passaic Avenue Redevelopment Zone, at a Cost Not to Exceed \$7,500.00.

ATTACHMENTS:

- ADDENDUM TO PROPOSAL OF VALUE RESEARCH GROUP CONRAIL APPRAISAL (DOC)

Resolution 2014-440

Resolution Authorizing the Town of Kearny to Continue in the Participation with the County of Hudson Community Development Block Grant Program and to Continue as a Member of the Hudson County Urban County for the Fiscal Years 2015-2017

ATTACHMENTS:

- County of Hudson and TOK CDBG Cooperation Agreement (PDF)

Resolution 2014-441

Resolution to Enter into Closed Session to Discuss the Following Matters: Potential Litigation regarding NJ Meadowlands Tax Sharing, Discussion of Hiring of Seasonal Employees Summer Help for DPW, Status of Existing Seasonal/Temporary DPW Employee, Update on Lawsuit Filed against NJ Transit under OPRA, Status of Tax Appeals for the PSE&G Owned Properties & How that Relates to Potential Litigation for the Town's Allocation for the State of New Jersey of Energy Receipts.

Resolution 2014-442

Resolution Renewing Plenary Retail Distribution License Number 0907-33-006-005 Issued to the Gin Mill Tavern for the License Year 2014-2015 Subject to Conditions as Authorized by N.J.S.A. 33:1-32.

ATTACHMENTS:

- Gin Mill Attorney Corespondence to ABC Director (PDF)

Resolution 2014-443

Resolution to Renew Alcoholic Beverage Licenses Approved by the Kearny Police Investigative Unit, as the designated Alcoholic Beverage Control Investigative and Enforcement Unit (ABCIEU): 23 Plenary Retail Consumption, 21 Plenary Retail Distribution, and 5 Club Licenses.

ATTACHMENTS:

- KPD ABC Liquor License Renewal Letter.msg (PDF)

Resolution 2014-444

Resolution Rescinding Appointment in Resolution No. 2014-385 Because the Appointee Declined the Offer of Employment.

Resolution 2014-445

Resolution Appointing John View to the Permanent Position of Police Lieutenant in the Kearny Police Department, to fill a Vacancy Created by a Retirement, Pursuant to NJ Civil Service Certification #PL140597, Effective June 24, 2014 at the Current Annual Base Salary of \$124,608 Contingent upon Pre-promotional Processing and Local Government Services (LGS) Approval.

Resolution 2014-446

Resolution Authorizing the Sale by Sealed Bid of a 1990 Emergency One Fire Engine, GPM Pumper No Longer Needed for Public Purposes to the Highest Bidder

Resolution 2014-447

Resolution Appointing Gabriela Salvador 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 \$11.34, for a Period Not to Exceed 12 Weeks, Pending Pre-employment Processing and Approval of the State of NJ Local Government Services.

Resolution 2014-448

Resolution Authorizing a Contract with Garden State Fireworks, Inc. for Fireworks Display on July 4, 2014 in the Amount of \$20,000.00.

ATTACHMENTS:

- Garden State Fireworks, Inc. 2014 Contract (PDF)

Resolution 2014-449

(*) Resolution Authorizing Advertisement for Bids for Phase 'B' of the 2014 Municipal Road Program.

XIII. EXECUTIVE (CLOSED) SESSION

XIV. ADJOURNMENT