



# Kearny Town Council

## Caucus / Regular Meeting

~ Minutes ~

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

Admin

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Tuesday, October 13, 2015

7:00 PM

Kearny Town Hall

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### 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	Present	
Albino Cardoso	Kearny Town Council	Council Member	Present	
Richard Konopka	Kearny Town Council	Councilman	Present	
Jon Giordano	Kearny Town Council	Councilman	Present	
Marytrine DeCastro	Kearny Town Council	Councilwoman	Present	
Alberto G. Santos	Kearny Town Council	Mayor	Present	

### III. SALUTE TO THE FLAG

### IV. CONDUCT OF MEETING NOTICE

### V. SWEARINGS IN OF POLICE OFFICERS

Esteban Gonzalez

Dominic Dominguez

Christos Manolis

Victor Girdwood

Mina Ekladius

Sean Podolski

Jason Rodrigues

Jonathan Dowie

**VI. CAUCUS MEETING****A. Communications**

1. John Peneda, KUEZ Coordinator: inviting Mayor Santos and Council Members to attend the 2<sup>nd</sup> Annual Kearny Halloween Dog Paw-rade on Saturday, October 24, 2015 from 11:30 a.m. to 2:00 p.m. at Arlington Depot Park off of Midland Avenue, between Elm and Forest Streets. **M&C**

2. Bob Caputo, KHS Baseball Booster Club President: requesting permission to hold a canning fundraiser on Saturday, April 23, 2016 and Saturday, May 14, 2016 for the Freshmen, Junior Varsity, and Varsity Baseball Programs.

**POLICE/DPW/REC**

3. Christine Nee, Treasurer, Kearny Kardinal Football Booster Club: requesting permission to hold their Annual Parade, Bon Fire and Pep Rally for the 2015 KHS Football Players, Cheerleaders, and Band on Thursday, October 22, 2015. The parade route will be the same as in previous years. The parade will step off at 6:30 p.m. from the front of Kearny High School, 336 Devon Street, and end up at Gunnell Oval where the Bon Fire and Pep Rally will take place.

**POLICE/FIRE/REC**

4. Irene Barutis of L&R Manufacturing Company, 577 Elm Street: requesting that a No Parking, Loading Zone be established in front of L&R Manufacturing Co. at 577 Elm Street. **M&C/POLICE/DPW**

5. Lieutenant Hwang Lin, Corps Commanding Officer of The Salvation Army of Greater Kearny: requesting permission to use Memorial Park located on Beech Street and Kearny Avenue for an Open Air Meeting on Sunday, October 18, 2015 at 1:00 p.m. The request is also for additional dates, not yet determined, excluding the month of December. **M&C**

6. LICENSES: 1 - PARKING PERMITS, MANDEE LOT;  
2 - FILMING; 2 - TAXI DRIVER;  
7 - GARAGE SALE;

**LICENSES**

**B. Reports of Department Heads**

1. Construction Code Enforcement Department Report for September 2015

- 2. DPW Operations Report for September 2015
- 3. Engineer’s Report dated October 13, 2015

**C. Proclamation Commemorating the Naming of a Boat in Honor of Jeffrey Gerard “Jeff” Klepacki for his Outstanding Achievements in Rowing**

**D. Presentation of Ribbon Cutting Scissors to Mayor Santos by Council President Carol Jean Doyle and Council Members**

**E. 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 2015-48**

Ordinance Vacating Handicapped Parking Zones at 149 Chestnut Street and 348 Elm Street

<b>RESULT:</b>	<b>INTRODUCED [UNANIMOUS]</b>	<b>Next: 10/27/2015 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, Eckel, Cardoso, Konopka, Giordano, DeCastro, Santos	

**Ordinance 2015-49**

Ordinance Establishing Handicapped Parking Zones at 253 Belgrove Drive, 290 Highland Avenue and 593 Forest Street

<b>RESULT:</b>	<b>INTRODUCED [UNANIMOUS]</b>	<b>Next: 10/27/2015 7:00 PM</b>
<b>MOVER:</b>	Susan McCurrie, Council Member	
<b>SECONDER:</b>	Albino Cardoso, Council Member	
<b>AYES:</b>	Doyle, Landy, McCurrie, Eckel, Cardoso, Konopka, Giordano, DeCastro, Santos	

**Ordinance 2015-50**

Ordinance Amending Section 7-24 of the Town Code to Provide for No Turn on Red at Kearny and Bennett Avenues, Kearny and Stewart Avenues and Belgrove Drive and Quincy Avenue

<b>RESULT:</b>	<b>INTRODUCED [UNANIMOUS]</b>	<b>Next: 10/27/2015 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, Eckel, Cardoso, Konopka, Giordano, DeCastro, Santos	

**Ordinance 2015-51**

Ordinance Amending Section 7-25 of the Town Code and Providing for the Establishment of a Loading Zone at 174 Sanford Avenue

<b>RESULT:</b>	<b>INTRODUCED [UNANIMOUS]</b>	<b>Next: 10/27/2015 7:00 PM</b>
<b>MOVER:</b>	Susan McCurrie, Council Member	
<b>SECONDER:</b>	Michael Landy, Council Member	
<b>AYES:</b>	Doyle, Landy, McCurrie, Eckel, Cardoso, Konopka, Giordano, DeCastro, Santos	

**Ordinance 2015-52**

Ordinance Amending Section 7-14 of the Chapter VII of the Town Code to Create a School Hour No Parking Zone on the Easterly Side of Ivy Street

<b>RESULT:</b>	<b>INTRODUCED [UNANIMOUS]</b>	<b>Next: 10/27/2015 7:00 PM</b>
<b>MOVER:</b>	Susan McCurrie, Council Member	
<b>SECONDER:</b>	Jon Giordano, Councilman	
<b>AYES:</b>	Doyle, Landy, McCurrie, Eckel, Cardoso, Konopka, Giordano, DeCastro, Santos	

**Ordinance 2015-53**

Ordinance Amending Section 7-20 of the Town Code to Provide for a Stop Intersection at Devon Street and Woodland Avenue

<b>RESULT:</b>	<b>INTRODUCED [UNANIMOUS]</b>	<b>Next: 10/27/2015 7:00 PM</b>
<b>MOVER:</b>	Susan McCurrie, Council Member	
<b>SECONDER:</b>	Albino Cardoso, Council Member	
<b>AYES:</b>	Doyle, Landy, McCurrie, Eckel, Cardoso, Konopka, Giordano, DeCastro, Santos	

**Ordinance 2015-54**

Ordinance in Accordance with Section 11(a) of the Hackensack Meadowlands Agency Consolidation Act and in Furtherance of the Town's Resolution 2015-114 Adopted on February 10, 2015 and Ordinance 2015-17 Enacted on May 12, 2015 Adopting and Maintaining the NJSEA's Master Plan, Zoning Regulations, Codes and Standards

<b>RESULT:</b>	<b>INTRODUCED [UNANIMOUS]</b>	<b>Next: 10/27/2015 7:00 PM</b>
<b>MOVER:</b>	Susan McCurrie, Council Member	
<b>SECONDER:</b>	Michael Landy, Council Member	
<b>AYES:</b>	Doyle, Landy, McCurrie, Eckel, Cardoso, Konopka, Giordano, DeCastro, Santos	

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

### Ordinance 2015-47

Bond Ordinance Providing for Playground and Park Improvements In and By the Town of Kearny, in the County of Hudson, New Jersey, Appropriating \$700,000 Therefor and Authorizing the Issuance of \$665,000 Bonds or Notes of the Town to Finance Part of the Cost Thereof.

<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, Eckel, Cardoso, Konopka, Giordano, DeCastro, Santos

## X. PUBLIC HEARING ON RESOLUTION 2015-530

AUTHORIZATION FOR THE EXPENDITURE OF NJUEZ FUNDS FOR AN INTERLOCAL SHARED SERVICES AGREEMENT WITH THE KMUA FOR STREET SWEEPING SERVICES IN SOUTH KEARNY

## XI. PUBLIC HEARING ON RESOLUTION 2015-531

AUTHORIZATION FOR THE EXPENDITURE OF NJUEZ FUNDS FOR THE KEARNY UEZ MARKETING AND PROMOTION PROGRAM IV PROJECTS

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

### Resolution 2015-520

(\* ) Bills List Resolution

#### ATTACHMENTS:

- Oct 13 2015 Bill List Schedule (PDF)

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

**Resolution 2015-521**

(\*) Resolution Authorizing Tax Overpayment Refund in the Amount of \$2,173.95 to CitiMortgage, Inc. for 2015 Taxes, Block 58, Lot 5.

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

**Resolution 2015-522**

(\*) Resolution Authorizing Refund of Overpaid Taxes in the Amount of \$25,132.75 for Block 276, Lot 2 as a Result of Tax Court Judgment for 2012, 2013 and 2014.

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

**Resolution 2015-523**

(\*) Resolution Authorizing Permission to Encroach Upon Town Right of Way at 28 Hillside Avenue, Block 42, Lot 9, for the Purpose of Rebuilding Front Steps.

**ATTACHMENTS:**

- NEA Report 28 Hillside Avenue\_Repair Front Steps\_100915 Encroachment(PDF)

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

**Resolution 2015-524**

(\*) Resolution Enlarging the Authority Granted to Tierra Solutions and its Agent, Brown and Caldwell in Resolution 2015-97 to Encroach upon the Town Right of Way in Third Street to Perform Additional Sampling Required by N.J.D.E.P.

## ATTACHMENTS:

- Exhibit A Brown & Caldwell (PDF)

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

**Resolution 2015-525**

(\*) Resolution Granting Permission to LUSA Construction, Inc., 52-54 Porete Avenue, North Arlington, N.J., for Road Opening Permit at 517 Elm Street, Block 177, Lot 22.02, in Order to Install New Water and Sewer Connections for New Construction.

## ATTACHMENTS:

- NEA Report 517 Elm Street\_Protected\_Lusa Construction\_100915 Road Opening Permit (PDF)

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

**Resolution 2015-526**

(\*) Resolution Authorizing Advertisement for Bids for a Roll Off Truck for the Department of Public Works. (Funded from Recycling Grant)

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

**Resolution 2015-527**

(\*) Consent Agenda Resolution

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

**CONSENT AGENDA:****Resolution 2015-528**

Resolution Authorizing Twenty (20) Hours Overtime within the Department of Public Works to Clear Sewer Blockages at the Kearny Police Department, 409 Kearny Avenue and 412 Kearny Avenue, and to Inspect the Alarm at the E. Midland Pump Station. (\$1,039.56)

## ATTACHMENTS:

- OVERTIME - DPW (PDF)

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

**Resolution 2015-529**

Resolution Authorizing a Professional Service Agreement with Hatch Mott MacDonald for Engineering and Related Services for the Keegan Landfill Site at a Cost Not to Exceed \$31,200.00.

## ATTACHMENTS:

- AGREEMENT - HATCH MOTT MACDONALD (DOC)
- Hatch Mott MacDonald Proposal for Prof Svcs 10-05-2015 (PDF)

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

**Resolution 2015-530**

Resolution Authorizing the Expenditure of Funds in an Amount Not to Exceed \$28,500 from the New Jersey Urban Enterprise Zone Assistance Fund to Enable an Interlocal Shared Services Agreement with the KMUA for Street Sweeping Services in South Kearny.

## ATTACHMENTS:

- Interlocal Shared Services Agreement KUEZ (PDF)
- KUEZ Resolution 10-04-15 (KMUA Shared Services - So. Kearny Street Sweeping - 2015) - Signed (PDF)

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

**Resolution 2015-531**

Resolution Authorizing Expenditure of Funds in the Amount Not to Exceed \$57,421.90 from the New Jersey Urban Enterprise Zone Assistance Fund for Kearny UEZ Marketing and Promotion Program IV Projects.



## ATTACHMENTS:

- KEZDC Resolutions (3) (Lampost-Tree Lighting - Christmas Spectacular) (PDF)

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

**Resolution 2015-532**

Resolution Approving the Submission of a Grant Application and Execution of a Grant Contract with the New Jersey Department of Transportation for the Midland Avenue (Section 4) Project.

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

**Resolution 2015-533**

Resolution Approving the Submission of a Grant Application and Execution of a Grant Contract with the New Jersey Department of Transportation for the Peden Terrace Project.

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

**Resolution 2015-534**

Resolution Authorizing Change Order #3 & Final for the 2014 Municipal Road Program – Phase ‘A’ to A.J.M. Contractors, Inc., 300 Kuller Road, Clifton, NJ (\$165,338.81 Decrease / -24.08%).

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

**Resolution 2015-535**

Resolution Authorizing Close Out of Contract for 2014 Municipal Road Program – Phase ‘A’ to A.J.M. Contractors, Inc. of 300 Kuller Road, Clifton, New Jersey.

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

**Resolution 2015-536**

Resolution Authorizing Advertisement for Bids for West Bennett Avenue Water Improvements.

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

**Resolution 2015-537**

Resolution to Enter into Closed Session.

**RESULT:** WITHDRAWN

**Resolution 2015-538**

Resolution Appointing Nicole Canchucaja to the Part Time Position of Library Monitor in the Kearny Public Library to Work a Maximum of 19.5 Hours per Week at the Current Hourly Rate of \$10, Effective October 16, 2015.

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

**Resolution 2015-539**

Resolution Accepting the Federal Emergency Management Agency (FEMA) Fiscal Year 2015 Port Security Grant in the Amount of \$13,593 with No Match for a Blue Force Tracking System for Use with the Kearny Fire Department Fire Boat.

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

**Resolution 2015-540**

Resolution Appointing Sol Ocasio to the Part time per Diem Position of Omnibus Operator in the Board of Health at the Current Hourly Rate of \$16.00, Effective October 14, 2015.

<p><b>RESULT:</b>        <b>ADOPTED [UNANIMOUS]</b></p> <p><b>MOVER:</b>         Carol Jean Doyle, Council Member</p> <p><b>SECONDER:</b>     Alberto G. Santos, Mayor</p> <p><b>AYES:</b>           Doyle, Landy, McCurrie, Eckel, Cardoso, Konopka, Giordano, DeCastro, Santos</p>
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**XIII. EXECUTIVE (CLOSED) SESSION**

**XIV. ADJOURNMENT**