



Kearny Town Council

Caucus / Regular Meeting

~ Minutes ~

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

Admin

Tuesday, April 26, 2016

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	
Jon Giordano	Kearny Town Council	Council Member	Present	
Marytrine DeCastro	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. Mrs. Amruta H. More and Hitesh Dongre on behalf of the Ganesh Pariwaar of N.J., and the Indian Community in the State of N.J.: requesting permission to hold a procession/parade on Thursday, September 15, 2016 beginning at 2:00 p.m. at the Hindu Community Center, 156 Schuyler Avenue, and proceeding to the Frank A. Vincent Marina via Bergen Avenue. The rituals by the river will last five (5) hours. This year, they are estimating over 400 individuals will participate.

M&C/POLICE/FIRE/REC/DPW

2. The United Veterans Organization of Kearny: requesting permission to hold their annual Memorial Day Parade on Thursday, May 26, 2016 starting from Locust Avenue and Belgrove Drive at 7:00 p.m. and ending at the reviewing stand at the VFW/American Legion on Belgrove Drive. Assembly time is at 6:15 p.m. at Locust Avenue.

M&C/POLICE/DPW/REC

3. Rev. John E. Wassell, Pastor, St. Cecilia Church: requesting permission to hold a procession for Our Lady of Fatima on Sunday, May 8, 2016. The procession will start at Kearny Avenue and Hoyt Street at 7:45 p.m. M&C/POLICE/DPW

4. LICENSES:
 - 1 - PARKING PERMIT for Chestnut Street Lot;
 - 2 - PARKING PERMIT for Mande Lot;
 - 4 - CANVASS 1 - VIDEO/PINBALL

LICENSES

B. Reports of Department Heads

1. Engineer's Report dated April 26, 2016

C. Reports of Council Members

VI. PUBLIC HEARING ON BOND ORDINANCE NO. 2016-11

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWN OF KEARNY, IN THE COUNTY OF HUDSON, NEW JERSEY, APPROPRIATING \$4,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,800,000 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF

VII. PUBLIC HEARING ON BOND ORDINANCE NO. 2016-12

BOND ORDINANCE PROVIDING FOR WATER UTILITY INFRASTRUCTURE IMPROVEMENTS IN AND BY THE TOWN OF KEARNY, IN THE COUNTY OF HUDSON, NEW JERSEY, APPROPRIATING \$500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$475,000 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF

VIII. PUBLIC HEARING ON RESOLUTION 2016-215

RESOLUTION AUTHORIZING A REQUEST TO USE ENTERPRISE ZONE ASSISTANCE FUNDS FOR THERMOPLASTIC TRAFFIC STRIPING AND THERMOPLASTIC CROSSWALK STRIPING ON KEARNY AVENUE IN AN AMOUNT NOT TO EXCEED \$21,012 (INCLUDES LOCAL SHARE OF \$4,202)

IX. OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO COMMENT ON AGENDA ITEMS AND MATTERS OF THE PUBLIC INTEREST

X. BUSINESS OF THE MAYOR AND COUNCIL: ORDINANCES FOR INTRODUCTION

Ordinance 2016-17

Ordinance Authorizing Two Yield Intersections and Deleting One

RESULT:	INTRODUCED [UNANIMOUS]	Next: 5/10/2016 12:00 AM
MOVER:	Susan McCurrie, Council Member	
SECONDER:	Eileen Eckel, Council Member	
AYES:	Doyle, McCurrie, Eckel, Cardoso, Konopka, Giordano, DeCastro, Santos	
ABSENT:	Michael Landy	

XI. BUSINESS OF THE MAYOR AND COUNCIL: ORDINANCES FOR 2ND READING (PUBLIC HEARING)**Ordinance 2016-13**

Ordinance Vacating Handicapped Parking Zone at 35 Maple Street

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Susan McCurrie, Council Member
SECONDER:	Albino Cardoso, Council Member
AYES:	Doyle, McCurrie, Eckel, Cardoso, Konopka, Giordano, DeCastro, Santos
ABSENT:	Michael Landy

Ordinance 2016-14

Ordinance Establishing Handicapped Parking Zone at 355 Kearny Avenue

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Susan McCurrie, Council Member
SECONDER:	Jon Giordano, Council Member
AYES:	Doyle, McCurrie, Eckel, Cardoso, Konopka, Giordano, DeCastro, Santos
ABSENT:	Michael Landy

Ordinance 2016-15

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

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Susan McCurrie, Council Member
SECONDER:	Carol Jean Doyle, Council Member
AYES:	Doyle, McCurrie, Eckel, Cardoso, Konopka, Giordano, DeCastro, Santos
ABSENT:	Michael Landy

Ordinance 2016-16

An Ordinance to Further Amend and Supplement an Ordinance Entitled "An Ordinance Concerning Civil Service in The Town of Kearny, County of Hudson", Adopted March 25, 2014

and All Various Civil Service Titles in the Town of Kearny. (Civil Service Council 11 Salaries for 2015, 2016, 2017 and 2018)

ATTACHMENTS:

- Kearny CS11 2015-2018 Schedule I (PDF)
- Kearny CS11 2015-2018 Schedule II (PDF)

RESULT: ADOPTED [UNANIMOUS]
MOVER: Susan McCurrie, Council Member
SECONDER: Carol Jean Doyle, Council Member
AYES: Doyle, McCurrie, Eckel, Cardoso, Konopka, Giordano, DeCastro, Santos
ABSENT: Michael Landy

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

Resolution 2016-203

(*) Bills List Resolution

ATTACHMENTS:

- April 26 2016 Bill List Schedule (PDF)

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

Resolution 2016-204

(*) Resolution Granting Permission to PSE&G for Road Opening Permit at 48 Garfield Avenue, Block 236, Lot 35, in Order to Install New Gas Service.

ATTACHMENTS:

- NEA Report 48 Garfield Avenue_042216 (00024030xD43F8) RO (PDF)

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

Resolution 2016-205

(*) Resolution Granting Permission to PSE&G for Road Opening Permit at 272 Maple Street, Block 38, Lot 16, in Order to Install New Gas Service.

ATTACHMENTS:

- NEA Report 272 Maple Street_042216 (00024031xD43F8) RO (PDF)

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

Resolution 2016-206

(*) Resolution Granting Permission to PSE&G for Road Opening Permit at 379 Devon Street, Block 232, Lot 23, in Order to Install New Gas Service.

ATTACHMENTS:

- NEA Report 379 Devon Street_04221 (00024032xD43F8) RO (PDF)

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

Resolution 2016-207

(*) Resolution Granting Permission to High Point Utilities, c/o Teleport Communication America, LLC, 18 Northfield Drive, Sussex, NJ 07461 for Road Opening Permit at Cross Pike Drive, (off of Newark Turnpike), Block 286, Lot 37.02, in Order to Install a 4" PVC Communication Conduit.

ATTACHMENTS:

- NEA Report NJ Transit Service Road_High Point Utilities_042216 (00024029xD43F8) RO (PDF)

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

Resolution 2016-208

(*) Resolution Authorizing the Refund of a Residential Overnight Parking Permit Fee in the Amount of \$25.00 to Richar Carrasco, 302 Kearny Avenue, Kearny, New Jersey.

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

Resolution 2016-209

(*) 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, Giordano, DeCastro, Santos
ABSENT: Michael Landy

CONSENT AGENDA:

Resolution 2016-210

Resolution Authorizing Fifty-five (55) Hours Overtime within the Department of Public Works to Repair KPD Vehicles and Repair Streets in South Kearny. (\$2,667.84)

ATTACHMENTS:

- OVERTIME - DPW (PDF)

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

Resolution 2016-211

Resolution Appointing Mario Tridente, 99 Seeley Avenue, Kearny, N.J., to the Zoning Board of Adjustment to fill the Unexpired Term of Joseph Slavik through December 31, 2018.

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

Resolution 2016-212

Resolution Appointing Gerard Pontrelli, 8 Jefferson Avenue, Kearny, N.J., as Alternate No. 1 to the Zoning Board of Adjustment to fill the Unexpired Term of Mario Tridente through December 31, 2017.

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

Resolution 2016-213

Resolution Appointing James Miller, 750 Passaic Avenue, Kearny, N.J., as Alternate No. 2 to the Zoning Board of Adjustment to fill the Unexpired Term of Gerard Pontrelli through December 31, 2016.

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

Resolution 2016-214

Resolution Appointing Additional Members to the Town's 150th Anniversary Committee.

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

Resolution 2016-215

Resolution Authorizing a Request to Use Enterprise Zone Assistance Funds for Thermoplastic Traffic Striping and Thermoplastic Crosswalk Striping on Kearny Avenue in an Amount not to Exceed \$21,012 (Includes Local Share of \$4,202).

ATTACHMENTS:

- KUEZ Resolution - Thermoplastic Striping Project - Signed (4-7-16) (PDF)
- Straight Edge Striping Estimate (2-25-16) (PDF)
- Striping Project Budget Detail (XLSX)

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

Resolution 2016-216

Resolution Pursuant to N.J.S.A. 40A:12A-8 f. Adjusting the Amount of the Performance Bond, Maintenance Bond and Inspection Fee Escrows Posted by DVL Kearny Holdings, Inc.

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

Resolution 2016-217

Resolution Authorizing Change Order #6 & Final for the NJDOT Midland Avenue (Section 2) to Reivax Contracting Corp, 356 Thomas Street, Newark, NJ (\$4,599.96 Decrease / -0.32%).

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

Resolution 2016-218

Resolution Authorizing Close Out of Contract for NJDOT Midland Avenue (Section 2) to Reivax Contracting Corp, 356 Thomas Street, Newark, NJ.

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

Resolution 2016-219

Resolution Authorizing Change Order #2 for the West Bennett Avenue Water Improvements Project to Reivax Contracting Corp, 356 Thomas Street, Newark, NJ 07114 (\$1,780.00 Increase / 0.39%).

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

Resolution 2016-220

Resolution to Enter into Closed Session to Discuss the Following Matters: Review of Recommended Tax Appeal Settlement for Kearny Leasing VF, LLC at 143 & 175 Passaic Avenue, Block 1, Lots 12.01, 13, 14, 15, Review of 2016 County Tax Appeals for Residential Properties, Update on KFSOA Negotiations, Discussion of Staffing in CCED, Keegan Landfill Potential Litigation, Discussion of Negotiated Salary of Fire Official

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

Resolution 2016-221

Resolution Appointing Mark Canchucaja to the 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 Per Hour, Effective April 29, 2016.

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

Resolution 2016-222

Resolution Authorizing the Execution of a Person-to-Person and Place-to-Place Transfer of Plenary Retail Consumption License No. 0907-33-027-003 from El Marinero Bar & Restaurant, Inc. (a "Pocket License") to Coopers Block, LLC, t/a Coopers Block Pub and Eatery, 95 Kearny Avenue, Kearny, New Jersey.

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

Resolution 2016-223

Resolution Authorizing the Execution of a Person-to-Person Transfer of Plenary Retail Distribution License #0907-44-003-007 from DJP-2, Inc., t/a Dollar Subs, 646 Elm Street, to Neil, LLC (a "Pocket License").

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

Resolution 2016-224

Resolution Appointing Juan Barroso to the Provisional Position of Fire Official UFD (Chief Inspector) Pending Pre-promotional Processing, Effective May 1, 2016, at his Current Annual

Salary for Firefighter Pending the Adoption of a 2016 Salary Ordinance for Fire Official UFD (Chief Inspector).

RESULT: ADOPTED [UNANIMOUS]
MOVER: Eileen Eckel, Council Member
SECONDER: Albino Cardoso, Council Member
AYES: Doyle, McCurrie, Eckel, Cardoso, Konopka, Giordano, DeCastro, Santos
ABSENT: Michael Landy

Resolution 2016-225

Resolution Authorizing a Contract to Micro Strategies, Inc. of Parsippany, New Jersey for the Nice Recording System Upgrade at the Fire Department in the Amount Not to Exceed \$16,614.00 per NJ State Contract # A83921-T0109. (Funded from Bond Ordinance # 2014-51)

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

Resolution 2016-226

Resolution Authorizing a Contract to Pascack Data Services, Inc. of Hawthorne, New Jersey for the Computer Infrastructure Upgrade at the Fire Department in the Amount Not to Exceed \$67,877.68 per WSCA Cooperating Pricing B27160. (Funded from Bond Ordinance # 2014-51)

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

Resolution 2016-227

Resolution Authorizing an Application to the U.S. Department of Homeland Security for Grant Funding in the Amount of \$25,000.00 for Swift Water Rescue Training and Equipment (no local match required).

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

Resolution 2016-228

Resolution Authorizing an Application to the U.S. Department of Homeland Security for Grant Funding in an Amount Not to Exceed \$1,000,000.00 for an Aerial Foam Delivery (Ladder) Truck for Use by the Fire Department (25% local match required).

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

Resolution 2016-229

Resolution Authorizing an Application to the U.S. Department of Homeland Security for Grant Funding in the Amount of \$25,000.00 for Fire Boat Maintenance and Sustainability (no local match required).

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

Resolution 2016-230

Resolution Appointing Antonio Salino to the Part time Position of Clerk Driver in the Board of Health at the Current Hourly Rate of \$12, Effective May 2, 2016.

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

XIII. EXECUTIVE (CLOSED) SESSION

XIV. ADJOURNMENT