



# Kearny Town Council

## Caucus / Regular Meeting

~ Minutes ~

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

Admin

Wednesday, November 9, 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. Kearny UEZ: inviting Mayor Santos and Council to attend the annual Holiday Tree Lighting Event on Thursday, December 1, 2016 beginning at 5:30 p.m. on the steps of Town Hall. **M&C**

2. Kearny UEZ: requesting that the following accommodations be made on Thursday, December 1, 2016 for the annual Holiday Tree Lighting Event:

- a) closure of Kearny Avenue to traffic from Liberty Street to Quincy Avenue (including Grove Street) between 4:30 p.m. and 10:00 p.m.

- b) no parking on the west side of Chestnut Street, just in front of Town Hall Park, during the day for unloading and loading of material and equipment

- c) police presence in Town Hall Park and at the line for pictures with Santa

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

3. LICENSES: 2 - GARAGE SALE

**LICENSES****B. Reports of Department Heads**

1. Library Director's Report for September 2016
2. Construction Code Enforcement Department Report for October 2016
3. Engineer's Report dated November 9, 2016

**C. Reports of Council Members****D. Discussion of Kearny Municipal Utilities Authority (KMUA)****E. Discussion by Shuaib Firozvi on Best Practices Inventory****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 2016-55**

Bond Ordinance Providing for Various Capital Improvements In and By the Town of Kearny, in the County of Hudson, New Jersey, Appropriating \$1,000,000 Therefor and Authorizing the Issuance of \$950,000 Bonds or Notes of the Town to Finance Part of the Cost Thereof

<b>RESULT:</b>	<b>INTRODUCED [UNANIMOUS]</b>	<b>Next: 12/20/2016 6:00 PM</b>
<b>MOVER:</b>	Susan McCurrie, Council Member	
<b>SECONDER:</b>	Eileen Eckel, Council Member	
<b>AYES:</b>	Doyle, McCurrie, Eckel, Cardoso, Konopka, Giordano, DeCastro, Santos	
<b>ABSENT:</b>	Michael Landy	

**VIII. BUSINESS OF THE MAYOR AND COUNCIL: ORDINANCES FOR 2ND READING (PUBLIC HEARING)****Ordinance 2016-51**

Ordinance Vacating Handicapped Parking Zone at 58 Beech Street

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

**Ordinance 2016-52**

## Ordinance Establishing Handicapped Parking Zone at 184 Devon Street

**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 2016-53**

An Ordinance to Adopt the “Abandoned Properties and Rehabilitation Act” (N.J.S.A. 55:19-78 et seq.) and Establish a New Section Entitled “Abandoned Property”

**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 2016-54**

An Ordinance Amending Chapter 5, Section 32 of the Town Code (Now Entitled “Precious Metal and Other Secondhand Good Dealers”) to Amend the Licensing Fee Payable by the Pawnbroker or Dealer, to Increase the Time for Retention of Secondhand Goods before Reselling, and to Set the Date for Compliance as January 10, 2017

**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

**IX. BUSINESS OF THE MAYOR AND COUNCIL: MOTIONS AND RESOLUTIONS****Resolution 2016-555**

(\*) Bills List Resolution

## ATTACHMENTS:

- Bills List Schedule 11-09-2016(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 2016-556**

(\*) Resolution Authorizing Permission to Encroach Upon Town Right of Way at 151 Chestnut Street, Block 243, Lot 16, for the Purpose of Removing a Fuel Tank.

## ATTACHMENTS:

- NEA Report 151 Chestnut Street\_110816 (00034821xD43F8) (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 2016-557**

(\*) Resolution Granting Permission to PSE&G for Road Opening Permit at 431 Forest Street, Block 198, Lot 25, in Order to Install Gas Service.

## ATTACHMENTS:

- NEA Report 431 Forest Street\_110816 (00034819xD43F8) Road Opening (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 2016-558**

(\*) Resolution Granting Permission to Michael Cianciotto Plumbing & Heating LLC of Pompton Plains, NJ for Road Opening Permit at 499 Belgrove Drive, Block 67, Lot 2.02, in Order to Install a New 2" Copper Water Service.

## ATTACHMENTS:

- NEA Report 499 Belgrove Drive\_Cianciotto Plumbing Heating\_Protected\_110816 (00034820xD43F8) (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 2016-559**

(\*) Resolution Authorizing Four (4) Hours Overtime to Dinis Conceicao, MIS Technician, to Assist Zoning Board Members at the November 3, 2016 Meeting. (\$247.20)

**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 2016-560**

(\* ) 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:**

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): October 11, 2016.
- B. \*Motion to Suspend the Reading of Communications (read by title)

**Resolution 2016-561**

Resolution Authorizing Sixty-nine (69.0) Hours Overtime within the Department of Public Works to Repair KPD Vehicles, Open the Parks and Clean Kearny Avenue, Assist Hudson County Improvement Authority (HCIA) with Household Hazardous Waste Collection and to Repair Large Potholes on Bergen Avenue. (\$3,390.44)

## 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 2016-562**

Resolution Authorizing a Contract to Foley Power Systems of Piscataway, New Jersey for the Purchase of Cat Powered Rpm217 Snow Blower Equipment in the Amount Not to Exceed \$109,609.00 Under Cooperative Purchasing Through National Joint Powers Alliance.

## ATTACHMENTS:

- Kearny 217 NJPA 10 2016 (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 2016-563**

Resolution Authorizing the Town Administrator to Advertise for 2017 Professional Service Contracts by Posting on the Town Website.

## ATTACHMENTS:

- LEGAL NOTICE (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 2016-564**

Resolution Consenting to the Assignment of the 2013 Outdoor Advertising License Agreement with All Vision, LLC to Adams Outdoor Advertising.

**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 2016-565**

Resolution Approving the Submission of a Grant Application and Execution of a Grant Contract with the New Jersey Department of Transportation for the Kearny Bicycle Share and Bicycle Lane Project.

**RESULT:** ADOPTED [6 TO 2]  
**MOVER:** Alberto G. Santos, Mayor  
**SECONDER:** Albino Cardoso, Council Member  
**AYES:** Doyle, McCurrie, Cardoso, Konopka, DeCastro, Santos  
**NAYS:** Eileen Eckel, Jon Giordano  
**ABSENT:** Michael Landy

**Resolution 2016-566**

Resolution Authorizing an Application to the New Jersey Tree Foundation for a Grant of up to \$20,000 in Support of Town Forestry Projects.

**ATTACHMENTS:**

- TD Green Streets \$20,000 Grant (email) (PDF)
- TD Green Street Grant Requirements (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 2016-567**

Resolution to Enter into Closed Session.

**RESULT:** WITHDRAWN

**Resolution 2016-568**

Resolution Changing the Title of Part time Clerk Typist Bilingual Fatima Oliveira in the Kearny Urban Enterprise Zone/Finance Department to the Lateral Title of Account Clerk, Effective November 14, 2016, at the Same Rate of Pay.

**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 2016-569**

Resolution Changing the Status of Maria Quinteros, Account Clerk in the Construction Code Enforcement Office, from Part time to Full time Status, Effective November 14, 2016 at the Current Annual Salary of \$34,196.

**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 2016-570**

Resolution Changing the Status of Michele Santos, Account Clerk in the Department of Public Works, from Part time to Full time Status, Effective November 14, 2016 at the Current Annual Salary of \$34,196.

**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 2016-571**

Resolution Changing the Status of Mariela Irizarry, Account Clerk in the Board of Health, from Part time to Full time Status, Effective November 14, 2016 at the Current Annual Salary of \$34,196.

**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 2016-572**

Resolution Changing the Status of Mildred Murray, Account Clerk in the Kearny Fire Department, from Part time to Full time Status, Effective November 14, 2016 at the Current Annual Salary of \$34,196.

**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 2016-573**

Resolution of the Town of Kearny, in the County of Hudson, New Jersey Making Application to the Local Finance Board Pursuant to N.J.S.A. 40A:3-1 et seq. for Appropriations Set Forth in Bond Ordinance No. 2016-55.



**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 2016-574

Resolution Renewing (Inactive) Alcoholic Beverage Plenary Retail Consumption License No. 0907-33-016-007, Sequoia Systems Inc., for the 2016-17 License Term.

ATTACHMENTS:

- ABC Special Ruling Sequoia Systems Inc 0907-33-016-007 2016-17 License Term (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 2016-575

Resolution Appointing Christopher Vezos to the Part time Position of Special Law Enforcement Officer in the Police Department to Work a Maximum of 24.5 Hours per Week at the Current Hourly Rate of \$24.00, Effective November 14, 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 2016-576

Resolution Accepting the Offer of All Season Movers to Donate Office Furniture to the Kearny Police Department.

ATTACHMENTS:

- Donation to KPD (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 2016-577

Resolution Appointing John Donovan to the Permanent Part time Position of Fire Prevention Specialist, NJ Civil Service Certification #OL161247, at the Same Rate of Pay, Effective November 10, 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 2016-578

Resolution Requesting the Director of Division of Local Government Services to Insert an Item of Revenue and Appropriation (Chapter 159) for Assistance to Firefighters Grant (Personal Protective Equipment) FY 2015 – Additional in the Amount of \$46,363.00.

**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 2016-579

Resolution Authorizing Submission of an Assistance to Firefighters 2016 Grant for the Purchase of Thermal Imaging Cameras in the Amount of \$100,000 with a Local Match of 10%.

**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 2016-581

Emergency Resolution N.J.S.A. 40A:4-48 (Under 3% limitation)

**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 2016-582

Resolution Adjusting the Amount of the Performance Bond, Maintenance Bond and Inspection Fee Escrow Posted by DVL Kearny Holdings, Inc.

ATTACHMENTS:

- Bond Reduction Letter #3\_110916 (00034869xD43F8) (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, McCurrie, Eckel, Cardoso, Konopka, Giordano, DeCastro, Santos
<b>ABSENT:</b>	Michael Landy

**X. EXECUTIVE (CLOSED) SESSION**

**XI. ADJOURNMENT**