



Kearny Town Council

Caucus / Regular Meeting

~ Minutes ~

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

Admin

Tuesday, April 23, 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	Present	
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

1. Peggy Siegle, 57 East Midland Avenue: requesting permission to hold a block party on Saturday, May 4, 2019 from 4 p.m. to 10 p.m. from 57 East Midland Avenue to the circle at the bottom of East Midland Avenue.

M&C/POLICE/FIRE/DPW/REC

2. Lynn Oelz, President of the Arlington Players Tennis Club (APC): requesting permission to hang their 106th annual State Championships banner on Kearny Avenue at Locust Avenue from June 4 through June 17, 2019.

M&C/POLICE/DPW

3. Jennifer M. Long, SGM (Retired), Commander of VFW Post 1302: inviting Mayor Santos and Council to VFW Post #1302's Annual Awards Night to be held on Friday, May 3, 2019 at 7:30 p.m. at the Post. The VFW will be honoring

Fireman of the Year, Policeman of the Year, EMT of the Year, Citizen of the Year, and their students: this year’s Patriot’s Pen winners, and the Voice of Democracy winner. M&C

- 4. LICENSES: 4 - PARKING PERMITS - MANDEE LOT
- 3 - CANVASS;
- 1 - GARAGE SALE

LICENSES

B. Reports of Department Heads

- 1. Library Director’s Report for March 2019
- 2. Construction Code Enforcement Department Report for March 2019
- 3. SUEZ Billing & Collections Month End Report March 2019
- 4. Engineer’s Report on Gunnell Oval Project dated April 23, 2019
- 5. Engineer’s Report on Dukes, Devon Tappan, Hoyt (DDTH) Pumping Station Project dated April 23, 2019
- 6. Engineer’s Report dated April 23, 2019

C. Presentation of Schuyler Avenue Redevelopment Plan by Michael J. Neglia, P.E., P.P., P.L.S. of Neglia Engineering Associates

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 2019-16

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

RESULT:	INTRODUCED [UNANIMOUS]	Next: 5/7/2019 7:00 PM
MOVER:	Susan McCurrie, Council Member	
SECONDER:	Albino Cardoso, Council Member	
AYES:	Doyle, McCurrie, Eckel, Cardoso, DeCastro, Santana, Ficeto, Santos	
ABSENT:	Richard Konopka	

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

ATTACHMENTS:

- Schuyler Avenue Redevelopment Plan - 02-06-19 (00121606xD43F8) (00124338xD43F8) (DOC)
- Proposed Figure 2 (Version2) (PDF)

RESULT:	INTRODUCED [UNANIMOUS]	Next: 5/7/2019 7:00 PM
MOVER:	Susan McCurrie, Council Member	
SECONDER:	Eileen Eckel, Council Member	
AYES:	Doyle, McCurrie, Eckel, Cardoso, DeCastro, Santana, Ficeto, Santos	
ABSENT:	Richard Konopka	

Ordinance 2019-14

Ordinance Disbanding the Beautification and Environmental Committee and Establishing in its Place an Advisory Committee on the Environment and Sustainability (ACES)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Susan McCurrie, Council Member
SECONDER:	Carol Jean Doyle, Council Member
AYES:	Doyle, McCurrie, Eckel, Cardoso, DeCastro, Santana, Ficeto, Santos
ABSENT:	Richard Konopka

Ordinance 2019-15

Ordinance Amending Section 11-3.4 (e), (f) and (g) of the Town Code Regarding Permit Fees and Charges for Ballfield Use at Gunnell Oval, Harvey Field, Michael Branin Memorial Soccer Facility, and Veteran's Memorial Field

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

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.

- A. *Minutes be Approved (pending any corrections): Regular Meeting April 09, 2019
- B. *Motion to Suspend the Reading of Communications (read by title)

Resolution 2019-245

(*) Bills List Resolution

ATTACHMENTS:

- [April 23 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, Santana, Ficeto, Santos
ABSENT: Richard Konopka

Resolution 2019-246

(*) Resolution Cancelling 2018 Taxes in the Amount of \$19,867.32 for Block 242, Lot 34, as a Result of Over Assessment due to Payment in Lieu of Taxes.

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

Resolution 2019-247

(*) Resolution Authorizing Permission to Encroach Upon Town Right of Way at 186 Midland Avenue, Block 198, Lot 21, for the Purpose of Removing an Underground Fuel Tank.

ATTACHMENTS:

- NEA Report 186 Midland Avenue Encroachment for UST 04-17-19 (00130470xD43F8) (PDF)

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

Resolution 2019-248

(*) Resolution Granting Permission to PSE&G for Road / Sidewalk Opening Permit at 15 Grove Street, Block 64, Lot 25, in Order to Install New Gas Service.

ATTACHMENTS:

- NEA Report 15 Grove Street - Road Opening 04-17-19 Protected PSEG (00130467xD43F8) (PDF)

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

Resolution 2019-249

(*) Resolution Granting Permission to J. Fletcher Creamer & Son, Inc. of Hackensack, NJ for Road Opening Permit at 77 Quincy Avenue, a/k/a 81 Quincy Avenue, Block 69, Lot 31, in Order to Repair Water Service.

ATTACHMENTS:

- NEA Report 81 Quincy Avenue - Road Opening Protected SUEZ JFC 04-17-19 (00130469xD43F8) (PDF)

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

Resolution 2019-250

(*) Resolution Authorizing Refund of Plumbing Permit Fee to Maria Ferreira in the Amount of \$164.00 for 365 Maple Street, Block 60, Lot 13, Relative to an Oil to Gas Heat Conversion.

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

Resolution 2019-251

(*) Resolution Authorizing the Return of Filming Permit Fees in the Amount of \$1,000.00 to Park Pictures, LLC, 184 Fifth Avenue, 8th Floor, New York, NY 10010.

ATTACHMENTS:

- REFUND FILM Permit -Park Pictures, LLC (PDF)

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

Resolution 2019-252

(*) 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, Santana, Ficeto, Santos
ABSENT: Richard Konopka

Resolution 2019-253

Resolution Authorizing Twenty (20) 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 an Irrigation System Leak at Dean Playground, Assist Police and Fire Departments with Traffic Control by Closing Streets at Accident Scene on Belleville Turnpike, and Catch up with Paperwork/Permits in the DPW Office. (\$870.86)

ATTACHMENTS:

- OVERTIME - DPW (04-23-19) (PDF)

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

Resolution 2019-254

Resolution Authorizing Contract to Neglia Engineering Associates for Surveying, Design, Grant Submission, and Bidding Services for the Miglin Playground Improvements Project (T&M not to Exceed \$43,020.00).

ATTACHMENTS:

- Miglin Playground Improvements Proposal Agreement (00124438xD43F8) (DOC)
- Miglin Playground Kearny Project Worksheet Municipal v2.XLSX (00130349xD43F8) (PDF)

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

Resolution 2019-255

Resolution Authorizing Contract to Neglia Engineering Associates for Engineering Services Related to Traffic Measures Warrant Studies (T&M not to Exceed \$8,120.00).

ATTACHMENTS:

- Traffic Measures Warrant Studies Proposal Agreement (00124327xD43F8) (DOC)
- Traffic Measures Warrant Studies Project Worksheet (00130350xD43F8) (PDF)

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

Resolution 2019-257

Resolution Authorizing the Equity Leasing of Eight Vehicles through Enterprise FM Trust for Use by Various Town Departments.

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

Resolution 2019-258

Resolution Pursuant to Town Code Section 23-7 Approving Curb Cut at 337 Highland Avenue, Block 54, Lot 15, to Accommodate a New Driveway.

ATTACHMENTS:

- CURB CUT Backup - 337 Highland Ave (PDF)

RESULT: WITHDRAWN

Resolution 2019-259

Resolution to Enter into Closed Session to Discuss the Following Matters Relating to Anticipated Litigation, Litigation, Contract Negotiations, and Personnel Matters, to wit: Discussion Regarding Payments in Lieu of Taxes Application for 50 Central Avenue, Discussion of Potential Contracts for Payments in Lieu of Taxes for Property Owned by Ridge Crossing on Belleville Turnpike and Schuyler Avenue

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

Resolution 2019-261

Resolution of the Town of Kearny, in the County of Hudson, New Jersey, Determining the Form and Other Details of One or More Notes Relating to the Construction Financing Loan Program of the New Jersey Infrastructure Bank, to be Issued in the Aggregate Principal Amount of up to \$21,650,000, Providing for the Issuance and Sale of Such Notes to the New Jersey Infrastructure Bank, and Authorizing the Execution and Delivery of Such Note by the Town in Favor of the New Jersey Infrastructure Bank, All Pursuant to the New Jersey Infrastructure Bank Construction Financing Loan Program.

ATTACHMENTS:

- Kearny_NJIB_CFP IFP Draft note for Resolution 2019 (DOC)

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

Resolution 2019-262

Resolution Accepting the Retirement Application of Deputy Chief John S. Harris 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 \$68,283.01 subject to change if additional time is taken).

ATTACHMENTS:

- RETIREMENT - John S Harris, DC, KFD (PDF)

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

Resolution 2019-263

Resolution Ratifying the Prepayment by the Town of a Lease with Big Belly Solar, Inc. for Eight (8) Solar Powered Trash Receptacle Units (Funded by Clean Communities Grant).

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

X. EXECUTIVE (CLOSED) SESSION

XI. ADJOURNMENT