

**May 19, 2010**  
**Regular Meeting**

Minutes of a regular stated meeting of the Board of Commissioners of the Town of West New York, in the County of Hudson, State of New Jersey, held in the Court Chambers, Municipal Building on Wednesday, May 19, 2010 at 7:00 p.m. (6:00 p.m. Work Session).

Present: Commissioners Lange, Lopez, Riccardi, Rodriguez and Mayor Vega  
Absent: None  
Also Present: Town Attorney Daniel Horgan, Town Administrator Joseph McConnell, and Town Clerk Carmela Riccie

Meeting commenced at 7:00 p.m.

At the request of Mayor Vega, Town Clerk Carmela Riccie made the following announcement:

As presiding officer of this regularly scheduled meeting of the Board of Commissioners of the Town of West New York, held on **May 19, 2010 at 7:00 p.m.**, I do hereby publicly announce, and I direct that this announcement shall be placed in the minutes of this meeting, and that the Notice requirements provided for in the "Open Public Meetings Act" have been satisfied. Notice of this meeting was properly given by the Board of Commissioners in the Resolution dated and adopted on November 23, 2009. Said Resolution was transmitted by the Town Clerk to the Jersey Journal and the Bergen Record and publicly posted on the Municipal Bulletin Board, Town Hall, and filed with the Town Clerk.

Copies are available to the public in accordance with the law.

**Note:** At the request of Mayor Vega, Town Clerk Carmela Riccie read aloud the titles of all items on the agenda.

**Minutes of Previous Meeting:**

It was regularly moved by Commissioner Rodriguez, seconded by Commissioner Lopez, that the Minutes of Regular Meeting: 4/21/10 (Work and Regular Sessions) and Special Meeting: 5/10/10 (Regular Session) be approved as recorded, was carried by the following vote:

YEAS - Commissioners Lange, Lopez, Riccardi, Rodriguez, and Mayor Vega  
NAYS - None  
ABSENT - None

**Claims: Dated 5/19/10 (Claims are available for public inspection in the Town Clerk's Office):**

It was regularly moved by Commissioner Lange, seconded by Commissioner Rodriguez, that the claims be approved, was carried by the following vote:

YEAS - Commissioners Lange, Lopez, Riccardi, Rodriguez, and Mayor Vega  
NAYS - None  
ABSENT - None

**May 19, 2010**  
***Regular Meeting***

**Receipt of Financial Reports:**

**FINANCIAL REPORTS - MONTH OF APRIL 2010**

1. From Construction Code Official Office, reporting the sum of \$23,104.00 collected for the month of April, 2010.
2. From Deputy Director Albert L. Bringa (Police Dept.) reporting the sum of \$5,898.75 collected for the month of April, 2010.
3. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$300.00 Special Licenses collected for the month of April, 2010.
4. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$406.00 for Marriage/death certificates collected for the month of April, 2010.
5. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$299.20 for Dogs Licenses Issued for the month of April, 2010.
6. From Frederick J. Tomkins, Acting CFO (Revenue and Finance Department) reporting the sum of \$7,605,213.68 collected for the month April, 2010.
7. From Carmela Riccio, RMC, Town Clerk, reporting the sum of \$317.00 collected for the month of April, 2010.

It was regularly moved by Commissioner Lange, seconded by Commissioner Rodriguez that the financial reports be approved, was carried by the following vote:

YEAS	- Commissioners Lange, Lopez, Riccardi, Rodriguez, and Mayor Vega
NAYS	- None
ABSENT	- None

**May 19, 2010**  
**Regular Meeting**

**Bid Results**  
**Re: Plumbing Services**

**BID PROPOSAL FORMATION**

Proposal Receipt Date: May 14, 2010 Budgeted Amount: \$  
Proposal Time: 10:00 a.m. Estimated Amount: \$  
Location for proposal: Town Clerk's Office  
Proposal for: Plumbing Services  
Department of:  
Personnel at Opening: Town Clerk Carmela Riccie and Deputy Town Clerk  
Luisa Gomez  
Remarks: Time to receive bids was closed at 10:05 a.m.  
Reserved decision pending review by law department.

BIDDER #1 (Name) Burlew Mechanical, LLC Cost: Item 1: \$74 p hr.  
(Address) 59 W. Front Street, Keyport, NJ 07735 Item 2: \$111 p hr.  
Item 3: \$50 p hr.  
Item 4: \$75 p hr.  
Item 5: 10%  
(See bid proposal attached)

Bid Bond: X Check: \_\_\_\_\_

BIDDER #2 (Name) Jose Hernandez t/a Hernandez Cost: Item 1: \$80 p hr.  
Sewer Cleaning Service, Inc. Item 2: N/a  
(Address) 314 Larch Avenue, Bogota, NJ 07603 Item 3: \$40 p hr.  
Item 4: N/a  
Item 5: 10%  
(See bid proposal attached)

Bid Bond: None Submitted Check: \_\_\_\_\_

**May 19, 2010**  
**Regular Meeting**

**Bid Results**  
**Re: Plumbing Services**

**BID PROPOSAL FORMATION**

Proposal Receipt Date: May 14, 2010                      Budgeted Amount: \$  
Proposal Time: 10:30 a.m.                                  Estimated Amount: \$  
Location for proposal: Town Clerk's Office  
Proposal for: Summer Food Service Program 2010  
Department of: Public Affairs  
Personnel at Opening: Town Clerk Carmela Riccio and Deputy Town Clerk  
Luisa Gomez  
Remarks: Time to receive bids was closed at 10:35 a.m.  
Reserved decision pending review by law department.  
Objection made by Sal Valenza (Rep. of Nu Way) that  
Karson Food did not submit Chips or Milk as required by  
bid specs.

BIDDER #1	(Name)	Karson Food Service	Cost: Lunch: \$41,616.00
	(Address)	3409 Rose Ave., Ocean, NJ 07712	Snack: \$9,180.00
			Total: \$50,796.00
	Bid Bond	X	Check: _____
BIDDER #2	(Name)	Nu Way Concessionaires, Inc.	Cost: Lunch: \$42,228.00
	(Address)	339-345 Bergen Ave., Kearny, NJ 07032	Snack: \$8,562.00
			Total: \$50,796.00
	Bid Bond:	X	Check: _____

**RFP Results**  
**Re: Grant Writing Consultant**

**RFP PROPOSAL FORMATION**

Proposal Receipt Date: May 17, 2010  
Proposal Time: 10:00 a.m.  
Location for proposal: Town Clerk's Office  
Proposal for: Grant Writing Consultant  
Personnel at Opening: Deputy Town Clerk Luisa S. Gomez and Cosmo A. Cirillo  
Remarks: Time to receive RFQS was closed at 10:05 a.m.  
Reserved decision pending review by review committee.  
RESPONDER #1 (Name) Stull & Benoit Associates, Inc.  
(Address) 62B Troy Drive  
Springfield, NJ 07081

May 19, 2010  
Regular Meeting

**Communication**  
**Re: Letter of Appointment of Domingo Lopez as Board Member**  
**of the West New York Board of Education**



OFFICE OF THE MAYOR

SILVERIO A. VEGA  
Mayor

May 15, 2010

Domingo Lopez  
419 50<sup>th</sup> Street  
West New York, NJ 07093

**DESIGNATION OF DOMINGO LOPEZ AS BOARD MEMBER OF THE WEST NEW YORK BOARD OF EDUCATION**

Dear Mr. Lopez,

It is with pleasure that I appoint you to a position on the West New York Board of Education, effective May 16, 2010 for a five year term. The Board of Education performs an important function for the Town and its public school students, and I am sure that you will continue to provide a significant contribution to the improvement of West New York through your service.

You will be required to take an oath of office before commencing your duties.

Thank you for your services to West New York,

Very truly yours,

Silverio A. Vega  
Mayor

Cc.: Town Clerk  
Board of Education Secretary  
Municipal Administrator  
Town Attorney

RECEIVED  
2010 MAY 17 A 10:30  
TOWN CLERK'S OFFICE  
WEST NEW YORK, N.J.

**May 19, 2010**  
**Regular Meeting**

**Consent Agenda**

It was regularly moved by Commissioner Lange, seconded by Commissioner Riccardi that the following Consent Agenda Item Nos. R-1, R-2, R-3, R-4, R-5, R-6, R-7, R-8, R-9, R-10, R-11, R-12, R-13, and R-14 be adopted, was carried by the following vote:

YEAS               - Commissioners Lange, Lopez, Riccardi, Rodriguez, and Mayor Vega  
NAYS               - None  
ABSENT           - None

**Note:**        **At the request of Mayor Vega, Town Clerk Riccie read the titles and item numbers included on the Consent Agenda.**

**Resolution**  
**Re: Budget Transfers**

BE IT RESOLVED THAT the proper officers and they are hereby authorized and instructed to make the following State Fiscal Year 2010 transfers from appropriations which have excess funds with the provisions of N.J.S.A. 40A:4-58:

	<u>From</u>	<u>To</u>
<u>Department of Public Affairs</u>		
Town Clerk S & W		20,000
Town Clerk – Codification		4,500
Supervised Play – S & W		320,000
Town Clerk – Elections	24,500	
Prosecutor – O & E		22,000
Municipal Court – O & E		3,500
Public Defender – O & E		9,500
<u>Department of Revenue &amp; Finance</u>		
Assessor – O & E		6,400
Insurance – Workers Compensation	48,900	
<u>Department of Public Safety</u>		
Police S & W	224,000	
Uniform Fire Safety S & W		80,000
Ambulance Squad		53,000
<u>Department of Public Works</u>		
Streets and Sewers S & W	260,000	
Water		7,500
Fuel		11,000
Uniform Construction Code O & E		5,000
Signal Bureau S & W		12,000
Signal Bureau O & E		3,000
Total	<u>557,400</u>	<u>557,400</u>

**May 19, 2010**  
**Regular Meeting**

**Consent Agenda (Cont.):**

**Resolution**  
**Re: Sale of abandoned Vehicles to be held on June 7, 2010**

Whereas, certain motor vehicles have been removed from the public roads of the Town of West New York, in the County of Hudson, as nuisances, detrimental to the safe and proper regulation of traffic in said Town; and the Owner or Owners of said vehicles are unknown and cannot be found or refuse to receive the same, and said owners have failed or refused to pay the reasonable costs of the removal and storage resulting from such removal from the public roads as aforesaid;

NOW, THEREFORE, BE IT RESOLVED, that the Purchasing Agent shall expose for sale, at public venue, to the highest bidder, said vehicles, being automobiles or parts therefore, on the 7th day of June, 2010 at 11:00 A.M., at the Municipal Building - Court Chambers, 428 - 60th Street, West New York, New Jersey, and shall advertise said sale in the usual form, pursuant to N.J.S.A. 39:1-1 et seq.

BE IT FURTHER RESOLVED the conditions of the sale shall be and are as set out in the attached form of notice to be publicized by the Municipal Clerk as required by law.

BE IT FURTHER RESOLVED that the Municipal Administrator or his designee is and they are hereby appointed as agent of the Town in regards to the conduct of the auction.

BE IT FURTHER RESOLVED that the following is a list and description of the vehicles to be sold:

SPACE	VIN #	Make and Model and Color	Owner
1	3VWSC 81H2S M0804 20	1995 VOLWAGON JETTA 4 DR SL	Sergio Guzman 154 South St Apt 2 Jersey City , NJ 07307
2	1HGCA 5535J A2006 68	1988 HONDA ACCORD 4DR BLUE	Evan Eckstein 36 Pheasant Run Kinnelon , NJ 07405
3	4S2CG 58V3R 43450 40	1994 ISUZU RODEO GREEN	Jose Madrid 220 Vosseller Ave Bound Brook , NJ 08805
4	1N4BU 31D1S C2548 08	1995 NISSAN ALT 4DR TAN	NMAC P.O. Box 660360 Dallas , TX 75201
5	4N2DN 11W8S D8662 26	1995 NISSAN WAGON BLUE	Anthony Altamura 213-66 <sup>th</sup> Street West New York, NJ 07093
6	1MELM 50U0T G6024 87	1996 MERCURY SABLE 4DR TAN	Aamir Chohan 96 Grace Rd Lake Hiawatha , NJ 07034
8	1G8ZH 5280W Z2405 97	1998 SATURN 4DR BURG	Jennifer Perez 713-16 <sup>th</sup> Street Union City , NJ 07087
10	5LMPU 28L6W LJ106 00	1998 LINCOLN NAV 4DR TAN	Anibal Zepeda 6702 Palisade Ave Apt 1 West New York , NJ 07093
12	19UUA 5641X A0370 53	1999 ACU TL 4DR BLK	Honda Lease Trust 121 Continental Drive Newark , DE 19713
14	KMHCF 35G11 U1515 18	2001 HYUNDAI ACC 2DR WHITE	Philip Piccurro 6022 Monroe Place West New York , NJ 07093

**May 19, 2010**  
**Regular Meeting**

**Consent Agenda (Cont.):**

**Resolution (Cont.):**

18	1HGCD 5513R A1097 86	1994 HONDA ACCORD 4DR BLK	Jorge Porres 466 Main Street Sayreville , NJ 08872
23	JNKAY 21D3P M0252 61	1993 INFANTY J30 4DR BLUE	Natasha King 21 Garden Terrace Jersey City , Nj 07305
27	2FMDA 5148W BA471 32	1998 FORD WAGON	Elizabeth Khawaja 25 Tennis Terrace Sparta , NJ 07871
37	1GBEG 25K6N 71005 51	1992 CHEVY VAN WHITE	Franklin Munoz 6057 Palisade Ave Apt 12 West New York , NJ 07093
49	KMHJF 33MXS U9280 67	1995 HYUNDAI ELANT 4DR RED	.Juan Ninapinales 840 Kennedy Blvd Bayonne , NJ 07002
50	1FAFP 53U7X A2285 25	1999 FORD TAURUS 4DR RED	Sonia Granoble 4712 Hudson Ave Apt 1 Union City , NJ 07087
51	1FAPP 6248P H1218 74	1993 FORD THUNDER 2DR BLK	Jose Osoria 400- 68 <sup>th</sup> Street apt 2D Guttenberg , NJ 07093
54	WP0AA 0946D N4587 24	1983 PORCHE 944 2DR BLK	Hanrit Molina 531- 66 <sup>th</sup> Street West New York , NJ 07093
55	3GKFK 16R2W G5079 13	1998 GMC WAGON WHITE	Donald Gesicki 221 Old Chester RD Chester , NJ 07930
56	2CNBJ 18UXM 69082 42	1991 CHEVY TRACKOR WHITE	Elmer Bustillo 920 E Grand Street FL 2 Elizabeth , NJ 07201`



**May 19, 2010**  
**Regular Meeting**

**Consent Agenda (Cont.):**

**Resolution**  
**Re: Authorizing the sale of various**  
**Town Owned Properties (Automobiles)**

WHEREAS, the Town of West New York is the Owner of certain automobiles not needed for public use; and

WHEREAS, pursuant to the provisions of N.J.S.A. 40A:11-36 the Mayor and Board of Commissioners have deemed it to be in the public interest to sell personal property no longer needed for public use.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York, as follows:

1. The properties listed on the attached list (individually and collectively “properties” or “property”) are hereby deemed not to be no longer needed for public use and are to be auctioned pursuant N.J.S.A. 40A:11-36.
2. The conditions of the sale shall be and are as set out in the attached form of notice to be publicized by the Municipal Clerk as required by law.
3. The Municipal Administrator or his designee is and they are appointed as agent of the Town in regards to the conduct of the auction.
4. The following is a list and description of the vehicles to be sold:

NJ Reg	VIN #	Make and Model and Color	Dept	Space
MG61TD	4V2DC FBD2M N6402 89	1991 Packer WX6 Trk White	DPW # 37	Garage
MG15599	1A9Y2 4DR5T R0590 62	1996 MOB NCV	DPW	Garage
MG50327	1GDJK 34U52 E2900 72	2002 GMC PICKUP BLUE	DPW # 74	Garage
MG28000	1GTHK 34R6V E5187 31	1997 GMC PICKUP BLUE	DPW # 51	Garage
MG541S	2GCEC 24H3G 11779 90	1986 CHEVY PICKUP GREEN	POLICE	Pound 7
	2FAFP 71W4X X1744 46	1999 FORD CROWN VIC WHITE	POLICE #14	Pound 15
	2FALP 71W5T X1852 26	1996 FORD CROWN VIC WHITE	POLICE #05	Pound 46
	2FAFP 71W6X X1744 47	1999 FORD CROWN VIC WHITE	POLICE #06	Pound 47
	2FAFP 71W9X X1629 41	1999 FORD CROWN VIC WHITE	POLICE #15	Pound 52
MG42254	1G4HP 54C4J H4675 17	1988 BUICK LES 4DR GRAY	POLICE	Pound 33
MG34TC	1FDJS 34L1H HB229 93	1987 FORD AMBULANCE	POLICE SSU94	Garage
S3614	JKAKZ CP2XW B5161 71	1998 KAWASAKI MOTRCYCLE	POLICE # 03	Garage
MG65TD	1B7KE 26Z5L S7686 12	1990 DODGE PICKUP GRAY	PARKS	Pound 36
MG27TD	2B4FK 2538L R6821 97	1990 DODGE WAGON	PARKS	Pound 11
MG60440	1D7GL 12K34 S7190 74	2004 DODGE DAKATOA GRAY	PARKS	Pound 38

**May 19, 2010**  
**Regular Meeting**

**Consent Agenda (Cont.):**

**AWARDING RESOLUTION**  
**RE: SUMMER FOOD PROGRAM 2010**  
**TO: NU-WAY CONCESSIONAIRES**

WHEREAS, bids were received on May 14, 2010 for Summer Food Program 2010; and

WHEREAS, the following equal bids for the contract for Summer Food Program 2010 were received:

Karson Food Service, Inc. – \$50,796  
Nu-Way Concessionaires - \$50,796

WHEREAS, N.J.S.A. 40A:11-6.1 provides that where equal bids are received, the contracting unit may award the contract to the vendor whose response, in the discretion of the contracting unit, is the most advantageous, price and other factors considered; and

WHEREAS, whereas the Municipal Administrator and Recreation Director have reviewed the bids submissions, and have recommended that the award of Summer Food Program 2010 be given to Nu-Way Concessionaires, as a responsive and responsible bidder, as Nu-Way Concessionaires, is a primary vendor of foodstuffs for the West New York Board of Education, and possesses facilities within the Town, the presence of which would lead to efficiencies that in turn, in the opinion of the Recreation Director, may allow for an expansion in the number of participants in the Summer Food Program; and

WHEREAS, publicly bid contracts are in compliance with the fair and open process pursuant to N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the award of this Contract is necessary for the efficient operation of the Town; and

WHEREAS, on the basis of the foregoing it is the opinion of the Board of Commissioners that the award of the contract for Summer Food Program 2010 be given to Nu-Way Concessionaires; and

WHEREAS, it is noted that though a challenge by Nu-Way Concessionaires to Karson's bid was received on the basis that the sample lunch provided by Karson was incomplete, such challenge was not factored in the decision to award the Summer Food Program 2010 to Nu-Way Concessionaires, and no determination as to the validity of the challenge was made; and

WHEREAS, the Certificate of Available Funds, maintained on file at the Town, sets forth that sufficient funds for the subject procurement have been allotted in the Authority's budget and that such funds have been appropriated at Budget Code: Grants Summer Food Program 2010-2011;

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York, New Jersey, that the bid of Nu-Way Concessionaires 345 Bergen Avenue, Kearny, NJ 07032 on the bid "Summer Food Program 2010" in the amount of \$50,796 be and the same is hereby accepted.

BE IT FURTHER RESOLVED that appropriate officials are hereby authorized and directed on behalf of the Town of West New York to make available to the public, to publish, to enter into a contract for same and to perform same and to receive performance, in accordance with the law and specifications providing for same;

BE FURTHER RESOLVED that the Resolution recited above be and is hereby finally adopted.

BE IT FURTHER RESOLVED that the Chief Financial Officer's Certification that funds are available shall be on file at the Town and made a part hereof.

**May 19, 2010**  
**Regular Meeting**

**Consent Agenda (Cont.):**  
**Resolution (Cont.):**

BE IT FURTHER RESOLVED that the Town Clerk shall forward a copy of this Resolution to the bidder on this project.

**AWARDING RESOLUTION**  
**Re: Award of Contract for “Plumbing Service and Repair Contract” to:**  
**Burlew Mechanical, LLC**

WHEREAS, publicly bid contracts are in compliance with the fair and open process pursuant to N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, on prior occasion, upon advertisement and pursuant to specifications, the Town solicited bid proposals for the open-ended contract for Plumbing Service and Repair Contract, pursuant to and in accordance to the contract for Plumbing Service and Repair Contract; and

WHEREAS, on May 14, 2010, the Town did receive the following bids on the contract for Plumbing Service and Repair Contract:

Company	Maximum Hourly Charge
Burlew Mechanical, LLC	\$27,900
Hernandez Plumbing, Inc.	\$18,000

WHEREAS, the Clerk has reviewed the bid proposals and has indicated that the bid proposal submitted by Hernandez Plumbing, Inc. failed to include the required bid security; and

WHEREAS, the Bid Specifications for Plumbing Service and Repair Contract provide that a bid guarantee pursuant to N.J.S.A. 40A:11-21 and N.J.S.A. 40A:11-2.2(a) is required with the submission of a bid; and

WHEREAS, the failure of Hernandez Plumbing, Inc. to include appropriate bid security in the form of a bid bond, certified check or cashier’s check is a non-conforming bid, constituting a non-waivable, incurable, material deviation from the Contract Documents and Bid Specifications constituting the contract for Plumbing Service and Repair Contract

WHEREAS, the Town’s Purchasing Agent has recommended the award of the contract for Plumbing Service and Repair Contract to Burlew Mechanical, LLC in the maximum amount of \$27,900 plus necessary material costs as the bid submitted by Burlew Mechanical, LLC, is the lowest responsive and responsible bid for Plumbing Service and Repair Contract; and

WHEREAS, publicly bid contracts are in compliance with the fair and open process pursuant to N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the award of this Contract is necessary for the efficient operation of the Town; and

WHEREAS, this contract is an open-ended contract; and

WHEREAS, the Certificate of Available Funds, maintained on file at the Town, sets forth that sufficient funds for the subject procurement have been allotted in the Town's budget and that such funds have been appropriated at Buildings and Grounds O & E 2010-2011.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of The Town of West New York, County of Hudson, New Jersey as follows:

**May 19, 2010**  
**Regular Meeting**

**Consent Agenda (Cont.):**

**Resolution (Cont.):**

1. The bid of Burlew Mechanical, LLC, 59 W Front Street, Suite 3, Keyport, NJ, on the bid for Plumbing Service and Repair Contract in the maximum hourly amount of \$27,900 be and the same is hereby accepted.
2. Appropriate officials are hereby authorized and directed on behalf of the Town of West New York to enter into a contract for Plumbing Service and Repair Contract with Burlew Mechanical, LLC
3. The Chief Financial Officer's Certification that funds are available shall be on file at the Authority and made a part hereof.
4. The Town Clerk shall forward a copy of this Resolution to each bidder on this contract.
5. A Copy of this resolution and the contract when executed shall be kept on file for public inspection in the Office of the Municipal Clerk.

**RESOLUTION**

**Re: Award of Extraordinary Unspecifiable Services for Grant**  
**Consulting and Administration Services to Stull & Benoit**  
**(\$5,000.00/month \$60,000/Year)**

WHEREAS, Stull & Benoit Associates, submitted a proposal for Grant Writing consultant dated May 18, 2010 to the Town for an amount not to exceed \$60,000.00, for the term of a year without further approval of the Board of Commissioners, which proposal has been reviewed and determined to be fair and reasonable by the Municipal Administrator; and

WHEREAS, pursuant to and in accordance Town's Municipal Administrator has provided a Certification, dated May 19, 2010, describing the nature of grant writing services and consulting, stating that it is not reasonably possible to draft specifications, describing the solicitation of proposals, and describing in detail why the contract satisfies the Statutory and Administrative Code requirements for Extraordinary Unspecifiable Services; and

WHEREAS, N.J.S.A. 40A:11-1 et seq. provides that contracts for Extraordinary Unspecifiable Services are exempt from public bidding requirements, and therefore that such a contract may be awarded without competitive bidding; and

WHEREAS, this contract was awarded through a fair and open process, pursuant to N.J.S.A. 19:44A-20.4 et seq. through a publicly advertised request for qualifications, and Stull & Benoit Associates responded to the town's publicly advertised request for qualifications and was qualified as competent to provide grant writing and administration services and consulting in a resolution dated April 15, 2009; and

WHEREAS, the Commissioners, have determined, on the basis of the foregoing, that it is necessary for the efficient operation of the Town to enter into a contract with Stull & Benoit Associates for the grant writing and administration services and consulting;

WHEREAS, N.J.S.A. 40A:11-1, et seq. requires that the resolution authorizing the award of a contract for Extraordinary Unspecifiable Services without public bidding and the contract itself be available for public inspection; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this purpose; and

**May 19, 2010**  
**Regular Meeting**

**Consent Agenda (Cont.):**  
**Resolution (Cont.):**

WHEREAS, the Certificate of Available Funds maintained on file at the Town, sets forth that sufficient funds for the subject procurement have been allotted in the Town's budget and that such funds have been appropriated at Funding Consultants – Current Fund.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York, County of Hudson, State of New Jersey as follows:

1. The above recitals are incorporated as if fully set forth herein.
2. Stull & Benoit Associates shall be and is hereby retained by the Town to provide Grant Writing and Administration Services to the Town, on a retainer basis for an amount not to exceed \$5,000.00/month or \$60,000.00 per year, without further approval of the Board of Commissioners.
3. The Mayor shall be and is hereby authorized to execute an agreement by and among the Town and Stull & Benoit Associates, memorializing the scope of services to be performed and the compensation to be paid therefore, in the form acceptable to the Mayor, and satisfactory to the Town as evidenced by the Mayor's signature thereon.
4. This contract is awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5.
5. This award is awarded as a result of a Fair and Open Procedure adopted by the municipality in order to comply with the Pay to Play Law (P.L. 2004 Chapter 19 as amended by P.L. 2005, Chapter 51) N.J.S.A. 19:44-20.5 et seq.
6. The Chief Financial Officer's Certification that funds are available shall be on file at the Authority and made a part hereof.
7. A copy of this resolution and the agreement detailing the terms of the retention of Stull & Benoit Associates, for the provision of Grant Writing and Administration shall be placed on file and made available for public inspection in the Office of the Municipal Clerk, upon execution by the Town.
8. A notice of this contract award shall be published in the form prescribed by law.

**AMENDING RESOLUTION**

**RE: Professional Services Agreement for Professional Financial Consultant**  
**with Brian O'Reilly**

WHEREAS, on May 10, 2010 the Board of Commissioner's did award a contract to Brian O'Reilly for the provision of Professional Financial Consultant services; and

WHEREAS, such agreement was awarded through a non-fair and open process pursuant to N.J.S.A. 19:44A-20.5, et seq., and Brian O'Reilly, having submitted and the Town having received a C. 271 Political Contribution Disclosure Form and Business Entity Disclosure Certification in the required form, and it hereby being acknowledged that there is a possibility that the amount to be expended under this agreement by the Town will exceed \$17,500.00; and

WHEREAS, there is a need to clarify that the hourly rate to be charged shall be \$75.00 rather than \$50.00;

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Town of West New York, County of Hudson, as follows:

**May 19, 2010**  
**Regular Meeting**

**Consent Agenda (Cont.):**

**Resolution (Cont.):**

1. For those services to be provided by Brian O'Reilly pursuant to the award of May 10, 2010, Mr. O'Reilly shall be paid at an hourly rate of \$75.00.
2. All other terms of the May 10, 2010 resolution not inconsistent herewith stand, and are incorporated herein as if set forth at length.
3. Notice of this award shall be published as may be required by law.

**RESOLUTION**

**Re: Authorizing Request and Receipt of Competitive Proposals**  
**Pursuant to N.J.S.A. 40A:11- 4.1 et seq. for: Web Design Consultant**

WHEREAS, the Town of West New York wishes to use competitive contracting in lieu of public bidding for the Web Design Consultant; and

WHEREAS, pursuant to N.J.S.A. 40A:11-4.1 competitive contracting may be used by local contracting units in lieu of public bidding for the procurement of data processing services; and

WHEREAS, the Requests for Proposal seek to encourage competitive bidding; and

WHEREAS, the receipt of competitive proposals pursuant to N.J.S.A. 40A:11-4.1 et seq. is a fair and open process under the local unit pay to play law, N.J.S.A. 19:44A-20.4 et seq. and

WHEREAS, the Requests for Proposal will be evaluated by a project evaluation committee to be established and headed by the Municipal Administrator in accordance with N.J.S.A. 40A:11-4.1 et seq.; and

WHEREAS, evaluation criteria are to be determined by the Municipal Administrator in accordance with N.J.S.A. 40A:11-4.1 et seq.;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York, Hudson County, that competitive contracting be implemented for the purpose of receiving Requests for Proposal for Web Design Consultant.

**Resolution of Town of West New York in the County of Hudson**  
**Making Application to the Local Finance Board for**  
**Reversion to a Calendar Fiscal Year**  
**Pursuant to N.J.S.A. 40A:4-3.1**

WHEREAS, the Town of West New York operates under a State Fiscal Year pursuant to N.J.S.A. 40A:4-3.1; and,

WHEREAS, State law now allows municipalities that operate under a State Fiscal Year to revert to a Calendar Fiscal Year upon approval of an application to the Local Finance Board and passage of an ordinance authorizing the reversion; and,

WHEREAS, the Commissioners have considered the matter of reverting to a Calendar Fiscal Year and have found that the reversion is in the best interest of the Town of West New York;

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Town of West New York, County of Hudson, as follows:

**May 19, 2010**  
**Regular Meeting**

**Consent Agenda (Cont.):**  
**Resolution (Cont.):**

Section 1. That the Interim Chief Financial Officer and Auditor are directed to prepare and submit on behalf of the Commissioners an application to the Local Finance Board as required by the Board; and,

Section 2. The application to the Local Finance Board is hereby approved, and the Interim Chief Financial Officer, along with other representatives of the Town of West New York are hereby authorized to submit such application and to represent the Town of West New York in matters pertaining thereto.

Section 3. The Certification of the Interim Chief Financial Officer of the Town of West New York, is incorporated into this Resolution as a certification of the truth and accuracy of the facts submitted in the application for Calendar Fiscal Year Reversion.

Section 4. The Clerk of the Town of West New York is hereby directed to file a copy of this Calendar Fiscal Year Reversion resolution as part of the application with the Local Finance Board.

Section 5. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by law.

**RESOLUTION**  
**Re: Approval of Various Interlocal Agreements with the**  
**West New York Board of Education**

WHEREAS, the West New York Board of Education, a non profit organization, has requested that the Town of West New York enter into Interlocal Service Agreements for the following:

Agreement	Reimbursement Amount
Maintenance and Preparation of Recreational Area	\$189,100.00
Reimbursement of Costs for Police Officers for the Purposes of School Security	\$28.00 per hour
Reimbursement for Costs of Crossing Guards	33% of Costs
Use of Town Recreational Facilities	\$627,584.00
Maintenance and Use of Hudson Hall and Refuse Removal from Board Facilities	\$195,416.00 & \$150,000
Reimbursement of Costs for Fuel	\$44,200.00

WHEREAS, the Town has requested that the Board of Education enter into an Interlocal Service Agreements for the following:

Agreement	Cost
Use of Board of Ed. Facilities for Recreation Dept.	\$1.00 (annually, for the period July 1, 2008 through June 30, 2011)

WHEREAS, the Board of Education has already approved such agreements and filed them with the office of the Municipal Clerk;

**May 19, 2010**  
**Regular Meeting**

**Consent Agenda (Cont.):**  
**Resolution (Cont.):**

WHEREAS, it is in the best interest of the Town of West New York to enter into said agreements; and

WHEREAS, N.J.S.A. 40A:65-4 et seq. allows the Town and the Board of Education to enter into said Interlocal Service Agreement for the costs of such services;

NOW THEREFORE BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York, Hudson County, State of New Jersey as follows:

1. The Town Administrator be and he is hereby authorized to enter into Interlocal Service Agreements for the aforementioned services in substantially the form filed with the office of the municipal Clerk, in a form satisfactory to the Town as evidenced by the Municipal Administrator's signature thereon for the following services and amounts:

Agreement	Reimbursement Amount (To the Town)
Maintenance and Preparation of Recreational Area	\$189,100.00
Reimbursement of Costs for Police Officers for the Purposes of School Security	\$28.00 per hour
Reimbursement for Costs of Crossing Guards	33% of Costs
Use of Town Recreational Facilities	\$627,584.00
Maintenance and Use of Hudson Hall and Refuse Removal from Board Facilities	\$195,416.00 & \$150,000
Reimbursement of Costs for Fuel	\$44,200.00

Agreement	Cost (by the Town)
Use of Board of Ed. Facilities for Recreation Dept.	\$1.00 (annually, for the period July 1, 2008 through June 30, 2011)

2. The Town Administrator be and he is hereby authorized to execute any and all documents and to take any and all necessary action to complete and realize the intent and purpose of this resolution.

3. A copy of this Resolution and the Interlocal Service Agreements once executed shall remain on file in the office of the Municipal Clerk for public inspection.



**May 19, 2010**  
**Regular Meeting**

**Consent Agenda (Cont.):**

**RESOLUTION**

**Re: A Resolution to Affirm the Town of West New York's Civil Rights Policy With Respect to All Officials, Appointees, Employees, Prospective Employees, Volunteers, Independent Contractors, and Members of the Public That Come Into Contact With Municipal Employees, Officials and Volunteers**

WHEREAS, it is the policy of Town of West New York to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act, and

WHEREAS, the governing body of Town of West New York has determined that certain procedures need to be established to accomplish this policy

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Town of West New York as follows:

1. No official, employee, appointee or volunteer of the Town of West New York by whatever title known, or any entity that is in any way a part of the Town of West New York shall engage, either directly or indirectly in any act including the failure to act that constitutes discrimination, harassment or a violation of any person's constitutional rights while such official, employee, appointee volunteer, or entity is engaged in or acting on behalf of the Town of West New York's business or using the facilities or property of the Town of West New York.

2. The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the Town of West New York to provide services that otherwise could be performed by the Town of West New York.

3. Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.

4. The Municipal Administrator shall establish written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution. Such procedures shall include alternate ways to report a complaint so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would be the normal contact for such complaints.

5. No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.

6. The Municipal Administrator shall establish written procedures that require all officials, employees, appointees and volunteers of the Town of West New York as well as all other entities subject to this resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this resolution.

7. The Municipal Administrator shall establish a system to monitor compliance and shall report at least annually to the governing body the results of the monitoring,

8. At least annually, the Municipal Administrator shall cause a summary of this resolution and the procedures established pursuant to this resolution to be communicated within the Town of West New York. This communication shall include a statement from the governing body expressing

**May 19, 2010**  
**Regular Meeting**

**Consent Agenda (Cont.):**  
**Resolution (Cont.):**

9. its unequivocal commitment to enforce this resolution. This summary shall also be posted on the Town of West New York's web site.

10. This resolution shall take effect immediately.

11. A copy of this resolution shall be published in the official newspaper of the Town in order for the public to be made aware of this policy and the Town's commitment to the implementation and enforcement of this policy.

**RESOLUTION**  
**RE: REFUNDS OF TAX LIEN PREMIUMS**

WHEREAS, the investor named below has previously purchased a Tax Sale Certificate from the Town of West New York; and

WHEREAS, the investor paid a premium to the Collector of Taxes for said Tax Sale Certificate at the time of the sale; and

WHEREAS, the certificate has now been redeemed and the investor is entitled to a refund of said premium pursuant to N.J.S.A. 54:5-33.

NOW, THEREFORE, BE IT RESOLVED that said premium be paid to the investors in the following amounts, and the Department of Revenue and Finance is hereby, authorized to issue said refund.

NAME	BLOCK/LOT	CERT.#	AMOUNT
PLYM PK. TAX SRVS.	95/7	07-077	\$5000.00
	60/8	09-085	\$500.00
	22/17	09-035	\$121,000.00
	GRAND TOTAL		\$126,500.00

**RESOLUTION**  
**RE: REFUNDS OF TAX LIEN REDEMPTIONS**

WHEREAS, the investor named below has previously purchased a Tax Sale Certificate from the Town of West New York; and

WHEREAS, the Collector of Taxes for the said Tax Sale Certificates has received the full amount for redemption pursuant to N.J.S.A. 54:5-60.

WHEREAS, the certificate has now been redeemed and the investor is entitled to a refund of said redemption amounts pursuant to N.J.S.A. 54:5-58.

NOW, THEREFORE, BE IT RESOLVED that said redemption amounts be paid to the investors in the following amounts, and the Collector of Taxes is hereby authorized to issue said refunds.

**May 19, 2010**  
**Regular Meeting**

**Consent Agenda (Cont.):**  
**Resolution (Cont.):**

Name	Block/lot	Cert#	Amount
PLYM. PK. TAX SRVS.	95/7	07-077	\$77,158.12
	60/8	09-085	\$1,394.66
	22/17	09-035	\$83,232.20
PAM INVESTORS	5/32 CGA26	09-006	\$787.13
	1/7	09-001	\$574.58
ISAAC MORADI	157/12	09-221	\$1,043.67
	152/4	09-211	\$227.20
LILIAN PAZ	37/15 C0005	07-029	\$362.63
U.S. BANK CUST FOR CCTS CAPITAL,LLC	18/36	09-025	\$1,233.24
GRAND TOTAL			\$166,013.43

**RESOLUTION**  
**RE: APPOINTMENT OF DOMENICO RANAUDO AS COMMISSIONER**  
**OF THE TOWN OF WEST NEW YORK PARKING AUTHORITY**  
**(January 15, 2010 – January 14, 2015)**

WHEREAS, a vacancy exists on the Board of the West New York Parking Authority due to the expiration of the term of Nancy Lombardo, such unexpired term having expired on January 14, 2010;

WHEREAS, Domenico Ranaudo is qualified and available to serve as Commissioner of the Town of West New York Parking Authority;

NOW, THEREFORE, be it resolved by the Mayor and Board of Commissioners of the Town of West New York as follows:

1. Domenico Ranaudo is appointed to serve as a Member of Board of Commissioners of the Town of West New York Parking Authority, to the position previously held by Nancy Lombardo, to serve as if commencing on January 15, 2010 and expiring on January 14, 2015.
2. A copy of this resolution shall be placed on file and made available for public inspection in the Office of the Municipal Clerk.

**May 19, 2010**  
***Regular Meeting***

**Ordinance #9/10**

**An Ordinance amending and supplementing Chapter 414  
(Zoning Ordinance)**

**Note:** At the request of Mayor Vega, Town Clerk Riccie read the title of the foregoing Ordinance aloud.

The foregoing Ordinance having been presented according to law, Mayor Vega called for a hearing thereon.

**No one wished to be heard.**

Since no one wished to be heard, it was regularly moved by Commissioner Riccardi, seconded by Commissioner Lopez, to adopt the foregoing Ordinance, was carried by the following vote:

YEAS - Commissioners Lange, Lopez, Riccardi, Rodriguez, and Mayor Vega  
NAYS - None  
ABSENT - None

**Ordinance #10/10**

**An Ordinance amending Ordinance Nos. 2/03, 24/02, 11/01, 12/99, 38/97,  
28/97, 25/97, 24/97, 12/97, 38/96 and 56/95 regarding prohibited parking  
On various streets at certain times in the Town of West New York**

**Note:** At the request of Mayor Vega, Town Clerk Riccie read the title of the foregoing Ordinance aloud.

It was regularly moved by Commissioner Riccardi seconded by Commissioner Rodriguez to adopt the introduction of the foregoing Ordinance was carried by the following vote:

YEAS - Commissioners Lange, Lopez, Riccardi, Rodriguez and Mayor Vega  
NAYS - None  
ABSENT - None

**Notice**  
**Ordinance #10/10**

**An Ordinance amending Ordinance Nos. 2/03, 24/02, 11/01, 12/99, 38/97,  
28/97, 25/97, 24/97, 12/97, 38/96 and 56/95 regarding prohibited parking  
On various streets at certain times in the Town of West New York**

The foregoing Ordinance was adopted on first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey on May 19, 2010 and ordered published, and will be further considered before final passage at a public hearing on June 16, 2010 at 12:00 p.m. at the Court Chambers, Municipal Building, West New York, New Jersey. A copy of this ordinance has been posted on the bulletin board upon which public notices are customarily posted on in the Town Hall of the Town of West New York, and a copy (at no charge) is available up to and including the time of such meeting to the members of the public of the Town who shall request such copies, at the Office of the Town Clerk in said Town Hall in West New York, New Jersey.

**Note:** Town Clerk Riccie read the foregoing Notice aloud.

**May 19, 2010**  
***Regular Meeting***

**Ordinance #11/10**

**An Ordinance amending Chapter 76 of the Code of the Town of West New York  
(Personnel)**

**Note: At the request of Mayor Vega, Town Clerk Riccie read the title of the foregoing Ordinance aloud.**

It was regularly moved by Commissioner Riccardi seconded by Commissioner Rodriguez to adopt the introduction of the foregoing Ordinance was carried by the following vote:

YEAS - Commissioners Lange, Lopez, Riccardi, Rodriguez and Mayor Vega  
NAYS - None  
ABSENT - None

**Notice**  
**Ordinance #11/10**

**An Ordinance amending Chapter 76 of the Code of the Town of West New York  
(Personnel)**

The foregoing Ordinance was adopted on first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey on May 19, 2010 and ordered published, and will be further considered before final passage at a public hearing on June 16, 2010 at 12:00 p.m. at the Court Chambers, Municipal Building, West New York, New Jersey. A copy of this ordinance has been posted on the bulletin board upon which public notices are customarily posted on in the Town Hall of the Town of West New York, and a copy (at no charge) is available up to and including the time of such meeting to the members of the public of the Town who shall request such copies, at the Office of the Town Clerk in said Town Hall in West New York, New Jersey.

**Note: Town Clerk Riccie read the foregoing Notice aloud.**

**Ordinance #12/10**

**An Ordinance amending Chapter 80 of the Code of the Town of West New York  
(Police Department)**

**Note: At the request of Mayor Vega, Town Clerk Riccie read the title of the foregoing Ordinance aloud.**

It was regularly moved by Commissioner Riccardi seconded by Commissioner Lopez to adopt the introduction of the foregoing Ordinance was carried by the following vote:

YEAS - Commissioners Lange, Lopez, Riccardi, Rodriguez and Mayor Vega  
NAYS - None  
ABSENT - None

**May 19, 2010**  
***Regular Meeting***

**Notice**  
**Ordinance #12/10**

**An Ordinance amending Chapter 80 of the Code of the Town of West New York  
(Police Department)**

The foregoing Ordinance was adopted on first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey on May 19, 2010 and ordered published, and will be further considered before final passage at a public hearing on June 16, 2010 at 12:00 p.m. at the Court Chambers, Municipal Building, West New York, New Jersey. A copy of this ordinance has been posted on the bulletin board upon which public notices are customarily posted on in the Town Hall of the Town of West New York, and a copy (at no charge) is available up to and including the time of such meeting to the members of the public of the Town who shall request such copies, at the Office of the Town Clerk in said Town Hall in West New York, New Jersey.

**Note:**      **Town Clerk Riccie read the foregoing Notice aloud.**

**Ordinance #13/10**

**An Ordinance amending Chapter 186 of the Code of the Town of West New York  
(Fees)**

**Note:**      **At the request of Mayor Vega, Town Clerk Riccie read the title of the foregoing Ordinance aloud.**

It was regularly moved by Commissioner Riccardi seconded by Commissioner Lopez to adopt the introduction of the foregoing Ordinance was carried by the following vote:

YEAS      - Commissioners Lange, Lopez, Riccardi, Rodriguez and Mayor Vega  
NAYS      - None  
ABSENT   - None

**Notice**  
**Ordinance #13/10**

**An Ordinance amending Chapter 186 of the Code of the Town of West New York  
(Fees)**

The foregoing Ordinance was adopted on first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey on May 19, 2010 and ordered published, and will be further considered before final passage at a public hearing on June 16, 2010 at 12:00 p.m. at the Court Chambers, Municipal Building, West New York, New Jersey. A copy of this ordinance has been posted on the bulletin board upon which public notices are customarily posted on in the Town Hall of the Town of West New York, and a copy (at no charge) is available up to and including the time of such meeting to the members of the public of the Town who shall request such copies, at the Office of the Town Clerk in said Town Hall in West New York, New Jersey.

**Note:**      **Town Clerk Riccie read the foregoing Notice aloud.**

**May 19, 2010**  
**Regular Meeting**

**Ordinance #14/10**

**An Ordinance authorizing the Town of West New York to revert to a  
Calendar Fiscal Year from a State Fiscal Year**

**Note:**      **At the request of Mayor Vega, Town Clerk Riccie read the title of the foregoing Ordinance aloud.**

It was regularly moved by Commissioner Riccardi seconded by Commissioner Lopez to adopt the introduction of the foregoing Ordinance was carried by the following vote:

YEAS        - Commissioners Lange, Lopez, Riccardi, Rodriguez and Mayor Vega  
NAYS        - None  
ABSENT     - None

**Notice**  
**Ordinance #14/10**

**An Ordinance authorizing the Town of West New York to revert to a  
Calendar Fiscal Year from a State Fiscal Year**

The foregoing Ordinance was adopted on first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey on May 19, 2010 and ordered published, and will be further considered before final passage at a public hearing on June 7, 2010 at 10:00 a.m. at the Mayor's Conference Room, Municipal Building, West New York, New Jersey. A copy of this ordinance has been posted on the bulletin board upon which public notices are customarily posted on in the Town Hall of the Town of West New York, and a copy (at no charge) is available up to and including the time of such meeting to the members of the public of the Town who shall request such copies, at the Office of the Town Clerk in said Town Hall in West New York, New Jersey.

**Note:**      **Town Clerk Riccie read the foregoing Notice aloud.**

**Note:**      **Mayor Vega inquired as to whether there is any other business to which Town Clerk responded "Not to my knowledge except for Public Portion". The Mayor explained that each speaker will have five (5) minutes and that each speaker must give his or her name to the Town Clerk.**

**Mayor opened the Public Portion.**

**Public Portion:**

**1.    Dr. Felix Roque, 5711 Jefferson Street, WNY:**

Dr. Roque commented that the five (5) minute rule is unconstitutional and that each speaker has more than 5 minutes to speak and inquired as to the retirement package given to Janet Passante. Mayor Vega responded "You lost the recall" and Dr. Roque replied "We are not talking about the recall". Mayor Vega responded "I will talk about anything I want to talk about and you are out of order." Dr. Roque again inquired about the retirement package. Mayor Vega responded "Until you apologize to the Town Clerk for comments you made in court, I am not going to answer. You are a disgrace." Dr. Roque stated "I apologized to her already." Shouting ensued. At this point, Dr. Roque addressed the audience directly. Audience members started shouting. Meeting out of order.

**May 19, 2010**  
**Regular Meeting**

**Public Portion (Cont.):**

**2. Julio Morejon, Esq.**

Mayor stated, "You are not a town resident and you will not be able to speak. You embarrassed yourself as a Judge being involved in politics." Mr. Morejon responded, "You let me go March 1." Mayor Vega replied, "You lost the recall and you are not a town resident." Audience members shouted and meeting out of order.

**3. Vipal Parekh, 6507 Hudson Avenue, WNY:**

Mr. Parekh referred to Resolution #R-14 (appointment of Domenico Ranaudo as Commissioner to Parking Authority) and requested an explanation as to why the people do not have the right to pick a Commissioner. Mayor Vega explained that this Resolution deals with an appointment of a member to the Parking Authority and that Mr. Ranaudo is a long standing merchant who owns Sal's Pizzeria. Mr. Parekh again inquired "The people have no say?" to which the Mayor responded "No, not with appointments." Mr. Parekh inquired as to what Ordinance #12/10 (Re: amending Chapter 80 of the Code regarding Police Department) entailed. The Mayor explained that this Ordinance deals with size of Police Department as required by State guidelines. He further explained that Ordinance #13/10 deals with certain Police Department fees for licenses which are being increased in order to bring our Town's fees up to par with other municipalities. Mr. Parekh inquired as to whether there would be cutbacks in the Police Department to which the Mayor responded "It will be a better and larger Police Department than we have right now." Mr. Parekh complained that persons operating municipal vehicles do not comply with the traffic laws, i.e. parking near fire hydrants and running red lights, and that said persons are talking on cell phones while operating the vehicles. Mayor Vega stated "You cannot drive and use a cell phone. Give me the vehicle license plate numbers and the Police Department will issue summonses." Mr. Parekh complained that he has received three (3) summonses and that "nothing gets done in this town".

**4. Dr. Count Wiley, 6010 Monroe Place, WNY:**

Mayor Vega congratulated Dr. Wiley and his wife for the recent birth of their child, to which Dr. Wiley responded Thank you. Dr. Wiley commented that the meeting is not conducted in a professional manner and complained about various comments made by Mayor Vega to Dr. Roque. Dr. Wiley commented that Congressman Albio Sires, the former Mayor, was a good Mayor. He complained about the selling of the Town garage for \$8 million. Mayor Vega advised that the State of N.J. reviewed the Town's finances and stated, "They sanctioned our budget". Dr. Wiley complained that additional town property has been sold and that the Mayor is "giving away the town". He commented that this Administration attempted to lay off 22 police officers but that the citizens did not let that happen. He complained about police officers being the lowest paid in the County, that there is a shortage of police officers and that the computer equipment in police vehicles is inferior. He further complained that the Town lost a grant for the Police Department and that there have been 30-40 transfers to remove people loyal to the former Mayor. Conversation ensued between Dr. Wiley and Mayor Vega regarding recent recall movement, and Dr. Wiley commented that the Mayor will not be re-elected in the Municipal Election in May 2011. Dr. Wiley commented that the Mayor is not responsive to the town's people, and that there will be another tax increase in June, resulting in massive foreclosures Mayor replied, "You are wrong". At this point, audience members started shouting. Dr. Wiley complained that even though there is a hiring freeze, people are still being hired and that the new Police Director received a \$30,000 salary increase. Comm. Lange joined conversation. Dr. Wiley inquired as to why the D.P.W. employees cannot paint the lines in Town instead of outsourcing the task to the Town Engineer. Dr. Wiley advised Mayor Vega that he intends to monitor the attendance of the Mayor at his job at the WNY Board of Education. Mayor Vega advised Dr. Wiley that his time to speak had expired.



**May 19, 2010**  
**Regular Meeting**

**Public Portion (Cont.):**

**5. Carlos Diego Perez Monasterio, 6017 Fillmore Place, WNY:**

Mr. Monasterio stated, "I am not a part of this circus act. You had a Special Meeting on May 10<sup>th</sup>. Please explain the purpose of that meeting." Mayor Vega responded, "During the course of the year, items are date sensitive and need to be addressed. We have had approx. 6 special meetings." Mr. Monasterio inquired as to why those items are not made part of the regular commission meeting to which the Mayor again explained that they needed to be addressed prior to date of the regular meeting. Mr. Monasterio inquired as to whether the Mayor was aware of the disadvantages of going from a fiscal year budget to a calendar year budget. Mayor Vega replied, "I don't know any disadvantages. After a one (1) year relationship with the Local Finance Board, they recommended we switch to a calendar year for state funding. Many towns are switching and we are doing it under the recommendation of the State Local Finance Board." Mr. Monasterio replied, "You are giving one side of the story. You don't know of disadvantages." Mayor Vega stated, "There are none. We gave our proposed budget to the State and they approved our budget." Mr. Monasterio inquired, "What is the difference between the budget this year and last year?" Discussion ensued regarding recent tax increases, jobs which were eliminated, recent salary increases and recent retirements. Mayor explained that the Town realized a big savings by reducing total payroll from approx. 400 employees to approx. 300 employees and by renegotiating with unions to change health benefits. The Mayor stated, "We took those painful steps last year." Mr. Monasterio commented that the painful steps being taken by the Governor is to place a cap on compensatory hours, etc. of persons about to retire. Mr. Monasterio referred to recent retirement of Janet Passante and inquired as to whether the agreement between the Town and Ms. Passante and supporting data are public documents and available to the public. Mayor Vega stated "I will not put my name to a retirement package, Police or town employees, which is not documented. Any compensation to town employees from Police to lowest ranking clerk must be documented and approved by the Town Attorney. If you have any request, make it through the Town Clerk and it will be provided in a fast manner. We treat every employee the same. No package will be approved without proper documentation."

**6. Anthony Valdez, 6000 Monroe Place, WNY:**

Mr. Valdez stated "You said Dr. Roque lied. What did he lie about?" Mayor Vega responded, "About signatures".

**7. Heidi Quintero, 418 – 67<sup>th</sup> Street, WNY:**

Ms. Quintero stated "Every time I come to a meeting, you never answer a question and I am offended. You are to be here for the people of this town, and you never address questions directly. " Mayor Vega replied "I am not going to change my answer". Ms. Quintero further stated "We lost the recall, and I am part of it. We lost the battle but not the war. I am highly offended that you called his army, the United States Army, a toy Army. I have family in the military. He is a Colonel and not a toy soldier." Ms. Quintero commented "You are not even looking at me when I speak. You have no respect for me. Look at me. You cannot look at me eye to eye. You show no respect to me or anyone else. When are you going to deal with the problems? Mayor Vega responded "Most people here support this Administration." (At this point, audience members began shouting and meeting was out of order.) Ms. Quintero stated "I want you to care about people", to which the Mayor responded "I do every day and my residency has never been questioned." She responded "I live here and have my business here also". Mayor Vega stated "You have made up your mind politically. Vote in May 2011."

**May 19, 2010**  
***Regular Meeting***

At 7:40 p.m., a motion was made by Commissioner Riccardi, seconded by Commissioner Lopez to close the public portion and adjourn the meeting, was carried by the following vote:

YEAS               - Commissioners Lange, Lopez, Riccardi, Rodriguez, and Mayor Vega  
NAYS               - None  
ABSENT           - None

\_\_\_\_\_  
Commissioner Gerald A. Lange, Jr.

\_\_\_\_\_  
Commissioner Michelle Fernandez Lopez

\_\_\_\_\_  
Commissioner Lawrence Riccardi

\_\_\_\_\_  
Commissioner Alberto Rodriguez

\_\_\_\_\_  
Mayor Silverio A. Vega  
Board of Commissioners

Attest: \_\_\_\_\_  
Carmela Riccie, RMC  
Town Clerk