

**November 22, 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 Monday, November 22, 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 7:01 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 **November 22, 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 Riccardi, seconded by Commissioner Lopez, that the Minutes of Regular Meeting: 10/20/10 (Regular & Work Sessions) 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 11/22/10 (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

**November 22, 2010**  
***Regular Meeting***

**Receipt of Financial Reports:**

**FINANCIAL REPORTS - MONTH OF OCTOBER 2010**

1. From Construction Code Official Office, reporting the sum of \$33,523.00 collected for the month of October, 2010.
2. From Deputy Director Albert L. Bringa (Police Dept.) reporting the sum of \$2,117.00 collected for the month of October, 2010.
3. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$1,350.00 Special Licenses collected for the month of October, 2010.
4. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$484.00 for Marriage/death certificates collected for the month of October, 2010.
5. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$24.60 for Dogs Licenses Issued for the month of October, 2010.
6. From Frederick J. Tomkins, Acting CFO (Revenue and Finance Department) reporting the sum of \$2,126,533.60 collected for the month October, 2010.
7. From Carmela Riccio, RMC, Town Clerk, reporting the sum of \$25.00 collected for the month of October, 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



**November 22, 2010**  
**Regular Meeting**

**Bid Results**  
**Re: Verrazano Dog Park Improvements**

**BID PROPOSAL FORMATION**

Proposal Receipt Date: November 19, 2010                      Budgeted Amount: \$

Proposal Time:                      10:00 a.m.                      Estimated Amount: \$

Location for proposal: Town Clerk's Office

Proposal for:                      Verrazano Dog Park Improvements

Department of:

Personnel at Opening: Town Clerk Carmela Riccio & Deputy Town Clerk Cosmo A. Cirillo

Remarks:                      Time to receive bids was closed at 10:05 a.m.  
Reserved decision pending review by law department.

BIDDER #1(Name)      Max Adamo Construction, Inc. Cost: \$138,975.00 (includes items 1 thru 22)  
(Address)              569 Prospect Avenue  
Ridgefield, NJ 07657

(See alternates A-1 thru F-1 attached)  
(See bid proposal attached)

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

BIDDER #2              (Name)      F & P Contractors, Inc. Cost: \$149,705.00 (includes items 1 thru 22)  
(Address)      659 Washington Avenue  
South Amboy, NJ 08879

(See alternates A-1 thru F-1 attached)  
(See bid proposal attached)

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

BIDDER #3              (Name)      Helios Construction, Inc. Cost: \$127,255.00 (includes items 1 thru 22)  
(Address)      1321A Allenhurst Avenue  
Ocean, NJ 07712

(See alternates A-1 thru F-1 attached)  
(See bid proposal attached)

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

**November 22, 2010**  
***Regular Meeting***

**RFQ Results**  
**Re: Environmental Engineering/LSRP Services**

**RFQ PROPOSAL FORMATION**

Proposal Receipt Date: November 19, 2010

Proposal Time: 11:00 AM

Location for proposal: Town Clerk's Office

Proposal for: Insurance Broker of Record Service

Personnel at Opening: Town Clerk Carmela Riccie and  
Deputy Town Clerk Cosmo A. Cirillo

Remarks: Time to receive RFQS was closed at 11:05 a.m.  
Reserved decision pending review by review committee.

RESPONDER #1 (Name) The Alamo Insurance Group/Brown & Brown  
Insurance  
(Address) 8419 Bergenline Avenue, North Bergen, NJ 07047  
26 Columbia Turnpike, Florham Park, NJ 07932

**Consent Agenda**

It was regularly moved by Commissioner Lange, seconded by Commissioner Lopez 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, R-14, R-15, R-16, R-17, R-18 and R-19 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 Carmela Riccie read the titles and item numbers included on the Consent Agenda.

**November 22, 2010**  
***Regular Meeting***

**Consent Agenda (Cont.):**

**Resolution**  
**Re: Commission Meeting Dates for 2011**

WHEREAS, Chapter 231 Laws of 1975 known as "The Open Public Meeting Law" effective January 19, 1976 was enacted so as to insure the right of all citizens to have advance notice of and to attend all meetings of public bodies at which any business effecting the public is discussed or acted upon; and

WHEREAS, all meetings of all public bodies wherein formal action, decision or discussion relating to the public business may take place, are required to be publicly announced and scheduled, with adequate posting and advance notice of the time, date, location and to the extent known, the purpose of the agenda of each meeting; and

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

1. All Boards, Commissions, Authorities, Bodies of other entities of the Town of West New York coming within the scope and intent of said statute shall comply with same, according to the terms thereof.
2. The following are designated as meetings of the Mayor and Board of Commissioners of the Town of West New York, New Jersey at which public business may be formally discussed, decided or acted upon.
3. This Resolution will be advertised in accordance with the law.

Year 2011

<u>Date</u>	<u>Work Session Time</u>	<u>Meeting Time</u>	<u>Purpose/Agenda</u>
January 19 (Wednesday)	6:00 p.m.	7:00 p.m.	any and all public business
February 16 (Wednesday)	6:00 p.m.	7:00 p.m.	any and all public business
March 16 (Wednesday)	6:00 p.m.	7:00 p.m.	any and all public business
April 20 (Wednesday)	6:00 p.m.	7:00 p.m.	any and all public business
May 17 (Tuesday) (Reorganization Meeting/Regular Meeting)	No Work Session	12:00 Noon	any and all public business
June 15 (Wednesday)	No Work session	12:00 Noon	any and all public business
July 20 (Wednesday)	No work session	12:00 Noon	any and all public business
August 17 (Wednesday)	No work session	12:00 Noon	any and all public business
September 21 (Wednesday)	6:00 p.m.	7:00 p.m.	any and all public business
October 19 (Wednesday)	6:00 p.m.	7:00 p.m.	any and all public business
November 21 (Monday)	6:00 p.m.	7:00 p.m.	any and all public business
December 21 (Wednesday)	No work session	12:00 Noon	any and all public business

**November 22, 2010**  
**Regular Meeting**

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

Location for Work Session Meetings:

Municipal Building (Conference Room located in Mayor's Office)  
428 – 60th Street, WNY, NJ 07093

Location for Regular Session Meetings:

Municipal Building (Court Chambers located on Second Floor)  
428 – 60th Street, WNY, NJ 07093

Carmela Riccio, RMC, Town Clerk

BY ORDER OF THE MAYOR AND  
BOARD OF COMMISSIONERS OF  
THE TOWN OF WEST NEW YORK

**RESOLUTION**  
**RE: REFUNDS OF OVERPAYMENT OF TAXES**

WHEREAS, taxes with respect to the following properties have been inadvertently overpaid in the amounts hereafter stated, and;

WHEREAS, it is necessary to make appropriate refunds for such overpayments;

NOW, THEREFORE BE IT RESOLVED that the following refunds be made with respect to the designated properties and the Collector of Taxes be and she is hereby authorized to adjust her records accordingly.

NAME	BLOCK/LOT	AMOUNT	YEAR
CITIMORTGAGE	168.01/1.02 C0371	\$11.88 (SVS)	2010
ARYA, SONNY & MIRA	142/6	\$1,192.39	2010
PROVIDENT BANK	122/8 C002E	\$69.40	2011
54TH STREET PROP.,LLC	83/7 C0020	\$2,329.08	2010
	GRAND TOTAL	\$3,602.75	

**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.

**November 22, 2010**  
**Regular Meeting**

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

NAME	BLOCK/LOT	CERT. #	AMOUNT
PLYM PK. TAX SRVS.	158/31	09-222	\$300.00
PAM INVESTORS	39/12 C003B	10-079	\$1,800.00
TOWER LIEN, LLC	168.01/8.01 C0412	10-266	\$1,200.00
R.ROTHMAN	168.01/8.01 C0229	10-262	\$300.00
U.S. BANK CUST FOR	138/16.01	09-189	\$200.00
FIDELITY TAX LLC	138/16.01	08-127	\$2,800.00
STRIB CI, LLC	23/12	10-044	\$6,000.00
		GRAND TOTAL	\$12,600.00

**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.

Name	Block/lot	Cert#	Amount
ROBERT U.	152/31	08-138	\$412.25
DEL VECCHIO,	152/31	09-215	\$1,057.54
PENSION TRUST	152/31	10-241	\$9,885.26
PLYM. PK, TAX SRVS.,	158/31	09-222	\$1,218.47
PAM INVESTORS	39/12 C003B	10-079	\$1,192.75
TOWER LIEN, LLC	168.01/8.01 C0412	10-266	\$6,205.70
R. ROTHMAN	168.01/8.01 C0229	10-262	\$6,574.77
U.S. BANK CUST FOR CCTS CAPITAL, LLC	138/16.01	09-189	\$1,529.40



**November 22, 2010**  
**Regular Meeting**

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

FIDELITY TAX, LLC	138/16.01	08-127	\$5,952.80
STRIB CI, LLC	23/12	10-044	\$6,037.54
		GRAND TOTAL	\$40,066.48

**RESOLUTION**  
**RE: TAX CORRECTION (573 – 53<sup>RD</sup> STREET)**

WHEREAS, a payment was received in the amount of \$1600.00 for property located at 573 53<sup>RD</sup> Street A/K/A block 110 lot 5 for 1ST quarter 2010 tax bill and;

WHEREAS, the said payment should have been made to pay the 1ST quarter 2010 tax bill on property located at 573 53<sup>RD</sup> Street A/K/A block 110 lot 5 C0215

WHEREAS, the taxes are current for property located at 573 53<sup>rd</sup> Street a/k/a block 110/5 C0215, therefore the homeowner wants the refund in the amount of \$1600.00

THEREFORE, the Tax Collector is hereby authorize to issue a refund and adjust her records accordingly

NAME	BLOCK/LOT	ADDRESS	AMOUNT
Valenzuela, Angel	110/5 C0215	573- 53 <sup>RD</sup> Street	\$1600.00

**RESOLUTION**  
**RE: TAX ADJUSTMENTS (TAX DUPLICATE BOOK AND TAX RECORDS)**

WHEREAS, the Town of West New York is changing from a State Fiscal year to a Calendar year Municipality and;

WHEREAS, as a result of the same adjustments have to be made between the Tax Duplicate Book and the tax records.

THEREFORE BE IT RESLOVED, that the Tax Collector is hereby authorize to adjust her records to be in proof with the Tax Duplicate Book.

**November 22, 2010**  
**Regular Meeting**

**Consent Agenda (Cont.):**

**RESOLUTION**  
**RE: HUDSON COUNTY BOARD OF TAXATION TAX APPEALS**

WHEREAS, the following property owners have appealed to the Hudson County Board of Taxation for a reduction in Tax Assessment levied upon their respective properties;

WHEREAS, the Hudson County Board of Taxation by their judgment has reduced the said assessments levied upon the said properties; and;

WHEREAS, said judgment of reduction in the Tax Assessment has caused an overpayment of taxes collected by the Town of West New York, relating to said respective properties.

NOW, THEREFORE BE IT RESOLVED that said overpayments of taxes be and the same are hereby to be paid and refunded to the said property owners in the following amounts:

NAME	BLOCK-LOT	AMOUNT	YEAR
Venino & Venino Atty for Mari-Mar LLC	48/3	\$4,258.23	2010
Venino & Venino Atty for First Jersey Equ. Corp	74/4 C002D 74/4 C000C	\$320.65 \$243.69	2010 2010
Venino & Venino Atty. for K & E Cap. Asset	70/19.01 C0008 70/19.01 C0016	\$480.98 \$1,167.17	2010 2010
Joseph Amato Atty for Poss, Robert & Camille M	25/29 C001A	\$651.40	2010
	GRAND TOTAL	\$7,122.12	

**AWARDING RESOLUTION**  
**Re: Type III Ambulance/Medix Specialty Vehicle to**  
**Bay Head Investment, Inc.**  
**(\$111,171.00)**

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 Type III Ambulance/Medix Specialty Vehicle, pursuant to and in accordance to the contract for Type III Ambulance/Medix Specialty Vehicle; and

Whereas, on November 16, 2010, the Town did receive the following bids on the contract for Type III Ambulance/Medix Specialty Vehicle:

Bay Head Investment, Inc. - \$111,171.00  
43 Jefferson Avenue  
Berlin, NJ 08009

**November 22, 2010**  
**Regular Meeting**

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

Whereas, the Town's Business Administrator, has recommended the award contract for Type III Ambulance/Medix Specialty Vehicle be awarded to Bay Head Investment, Inc., for a total of \$111,171.00, as the bid submitted by the Bay Head Investment, Inc. as the lowest responsible bid for Type III Ambulance/Medix Specialty Vehicle; 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, 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;

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

1. The bid of Bay Head Investment, Inc., 43 Jefferson Avenue, Berlin, NJ 08009, on the bid for "Type III Ambulance/Medix Specialty Vehicle" for a total of \$111,171.00 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 contracts for Type III Ambulance/Medix Specialty Vehicle with Bay Head Investment, Inc.
3. The Chief Financial Officer's Certification that funds are available shall be on file at the Town and made a part hereof.
4. The bid security of all unsuccessful bidders shall be returned in accordance with N.J.S.A. 40A:11-1 et seq.
5. The Town Clerk shall forward a copy of this Resolution to each bidder on this contract.
6. 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.

**AWARDING RESOLUTION**  
**Re: Fixed Assets Auditing Services to**  
**AM Consultants**  
**(\$12,500)**

Whereas, contracts below the bid threshold need not be bid pursuant to N.J.S.A. 40A:11-1 et seq., and

Whereas, on prior occasion, the Town solicited quotes for Fixed Assets Auditing Services, pursuant to and in accordance with N.J.S.A. 40A:11-6 et seq. from AM Consultants and American Appraisal; and

Whereas, on November 22, 2010 the Town did receive the following quotes on the contract for Fixed Assets Auditing Services:

**November 22, 2010**  
**Regular Meeting**

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

AM Consultants - \$12,500  
107 Pine Brook Road  
Montville, NJ 07045

American Appraisals- No Bid  
<http://www.american-appraisal.com>

Whereas, the Town's Business Administrator, has recommended the award of a one-year contract for Fixed Assets Auditing Services be awarded to AM Consultants, for a total of \$12,500; and

Whereas, contracts below \$17,500 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, 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;

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

1. The bid of AM Consultants, 107 Pine Brook Road, Montville, NJ 07045, on the bid for "Fixed Assets Auditing Services" for a total of \$12,500 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 contracts for Fixed Assets Auditing Services with AM Consultants
3. The Chief Financial Officer's Certification that funds are available shall be on file at the Town and made a part hereof.
4. The bid security of all unsuccessful bidders shall be returned in accordance with N.J.S.A. 40A:11-1 et seq.
5. The Town Clerk shall forward a copy of this Resolution to each bidder on this contract.
6. 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 Contract to The Alamo Insurance Group Inc. & Brown & Brown Metro Inc. for Insurance Broker of Record Services**

WHEREAS, the Town of West New York has followed the fair and open process under the New Jersey Unit Pay-To-Play Law, N.J.S.A. 19:44A-20.5 et seq. for receiving Requests for Qualifications; and

WHEREAS, the Town of West New York issued a Request for Qualifications for the following insurance services:

**November 22, 2010**  
***Regular Meeting***

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

Insurance Broker of Record Services

in accordance with the requirements of N.J.S.A. 19:44A-20.4, et. seq. on or before November 19, 2010, for the provision of such services; and

WHEREAS, the Town of West New York received and opened Statements of Qualifications for those positions on November 2010; and

WHEREAS, pursuant to the Request for Qualifications, the Town's received Statements of Qualifications from the following for such services as follows:

Insurance Broker of Record Services  
- The Alamo Insurance Group Inc. & Brown & Brown Metro Inc.

WHEREAS, pursuant to the Request for Qualifications, the Town's Review Team conducted a review of the responses received and recommends that the firms listed below be deemed qualified to provide legal services based on the Statements of Qualifications received, as follows:

Insurance Broker of Record Services  
- The Alamo Insurance Group Inc. & Brown & Brown Metro Inc.

WHEREAS, the Town of West New York has followed the fair and open process under the New Jersey Unit Pay-To-Play Law, N.J.S.A. 19:44A-20.5 *et seq.* for receiving Requests for Qualifications; and

WHEREAS, the appointment of an Insurance Broker of Record Services is necessary for the efficient operation of the Town; and

WHEREAS, The Alamo Insurance Group, Inc. and Brown & Brown Metro, Inc. are properly qualified to provide the services requested in the Request for Qualifications for services - Insurance Broker of Record Services; and

WHEREAS, Brown & Brown Metro, Inc. has proposed to assume primary broker designation for the Town of West New York, with Horizon Blue Cross Blue Shield of New Jersey for purposes of their records; 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 The Alamo Insurance Group, Inc., and Brown and Brown Metro Inc. for the provision of services - Insurance Broker of Record Services; and

WHEREAS, N.J.S.A. 40A:11-5(1)(m) provides that a contract for insurance broker services may be awarded without competitive bidding as extraordinary unspecifiable services; and

WHEREAS, the contract herein awarded will have been awarded through a fair and open process, pursuant to N.J.S.A. 19:44A-20.5 *et seq.* through a publicly advertised Request for Qualifications dated October 30, 2008; and

WHEREAS, pursuant to and in accordance with N.J.A.C. 5:34-2.3, the Town's Administrator has provided the Board of Commissioners with a Certification, dated November 22, 2010, describing the nature of the work to be done, 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, the Town of West New York does not compensate or in any way pay commission to the brokers to consult or procure insurance policies on behalf of the Town and is therefore below the bid threshold of the Local Public Contracts Law; and

**November 22, 2010**  
**Regular Meeting**

**Consent Agenda (Cont.):**

**Resolution (Cont.):**

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

1. The above recitals are incorporated as if fully set forth herein.
2. Mayor and Board of Commissioners of the Town of West New York, County of Hudson, State of New Jersey, that The Alamo Insurance Group Inc. & Brown & Brown Metro Inc. be and are hereby qualified to render insurance services on behalf of the Town of West New York for the next year as herein described, and further that the Mayor and his designee are hereby authorized to transmit formal or informal requests for proposals to any of the above qualified firms, as necessary, for the performance of insurance services, as qualified, that may be required by the Town, during the next year.
3. The Mayor shall be and is hereby authorized to execute an agreement, by and between the Town and The Alamo Insurance Group, Inc., and Brown & Brown Metro, Inc. for the provision of services - Insurance Broker of Record Services, to assist in the procurement of necessary insurance benefits for the Town, in accord with the Request for Qualifications, in a form acceptable to the Town as evidenced by the Mayor's signature thereon, at no cost to the Town on the understanding that The Alamo Insurance Group, Inc. and Brown & Brown Metro, Inc. may seek third-party compensation or commissions, but that no compensation or commission during the term of the Contract shall be guaranteed by the Town of West New York or paid by the Town of West New York, and on the further understanding that Brown & Brown Metro, Inc. will assume primary broker designation for the Town of West New York, with Horizon Blue Cross Blue Shield of New Jersey for purposes of their records.
4. This contract is awarded without competitive bidding as an insurance brokerage contract in accordance with the aforesaid statutes.
5. The initial rate for services under this contract shall be at no cost to the Town for the period November 22, 2010 through November 21, 2011.
6. 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.
7. A copy of this resolution and the agreement detailing the terms of the retention of The Alamo Insurance Group, Inc., as Insurance Broker of Record Services 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 as may be required by law.

**Resolution**

**Re: Authorizing the Town Clerk to re-advertise to receive bids  
for "Traffic Signals, Striping and Signing" (2nd occasion)**

Whereas, the Town Administrator authorized the Town Clerk to receive bids on November 16, 2010 for "Traffic Signals, Striping and Signing; and

Whereas, no bids were received on said date;

Now, therefore, be it resolved that the Town Clerk be and she is hereby authorized and directed to re-advertise for the receiving of bids for: "Traffic Signals, Striping and Signing" (2nd occasion) for the Town of West New York in accordance with specifications on file in the Town Clerk's Office.

**November 22, 2010**  
***Regular Meeting***

**Consent Agenda (Cont.):**

**AWARDING RESOLUTION**  
**Re: GO-4 Police Interceptor Police Vehicle or Equal to**  
**Wilfred McDonald, Inc.**  
**(\$28,878)**

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 GO-4 Police Interceptor Police Vehicle or Equal, pursuant to and in accordance to the contract for GO-4 Police Interceptor Police Vehicle or Equal; and

Whereas, on October 5, 2010, the Town did receive the following bids on the contract for GO-4 Police Interceptor Police Vehicle or Equal:

Wilfred McDonald, Inc. - \$28,878  
19 Central Boulevard  
South Hackensack, NJ 07606

Whereas, the Town's Business Administrator has recommended the award of a contract for GO-4 Police Interceptor Police Vehicle or Equal be awarded to Wilfred McDonald, Inc., for a total of \$28,878, as the bid submitted by the Wilfred McDonald, Inc. as the lowest responsible bid for GO-4 Police Interceptor Police Vehicle or Equal; 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, 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;

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

1. The bid of Wilfred McDonald, Inc., 19 Central Boulevard, South Hackensack, NJ 07606, on the bid for "GO-4 Police Interceptor Police Vehicle or Equal" for a total of \$28,878 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 contracts for GO-4 Police Interceptor Police Vehicle or Equal with Wilfred McDonald, Inc.
3. The Chief Financial Officer's Certification that funds are available shall be on file at the Town and made a part hereof.
4. The bid security of all unsuccessful bidders shall be returned in accordance with N.J.S.A. 40A:11-1 et seq.
5. The Town Clerk shall forward a copy of this Resolution to each bidder on this contract.
6. 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.

**November 22, 2010**  
**Regular Meeting**

**Consent Agenda (Cont.):**

**RESOLUTION**

**Re: Award of State Contract Purchase for Vehicles to Warnock Fleet (State Contract Nos. A73961 and A72468)**

WHEREAS, the Town of West New York, as a contracting unit, may, without advertising for bids, purchase materials, supplies or equipment under any Contract or Contracts for such materials, supplies or equipment entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury, pursuant to the provisions of NJSA 40A:11-12 ("State Contract"); and,

WHEREAS, such purchases comply with the provisions of the local unit pay-to-play law, N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the Board of Commissioners of the Town of West New York wishes to ratify and authorize the Purchasing Department's purchase of certain items under State Contract as described below;

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;

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

1. The Board of Commissioners hereby ratifies and approves the purchase of one 2010 Ford F-250 4WD Cab 137"XL, with option, for \$30,997, and one 2010 FORD F250 4 WD REG CAB, for \$29,127, both pursuant to State Contract # A73961, and one 2010 DODGE CARVAN CARGO VAN \$23,309.00 pursuant to State Contract #A72468, all from Warnock Fleet, 175 Route 10 175 Route 10 E. Hanover,NJ 07936.
2. Purchases under State Contract are compliant with the local unit pay to play law, N.J.S.A. 19:44A-20.4.
3. A copy of this resolution shall be kept on file in the office of the Municipal Clerk for Public Inspection.

**Resolution**

**Re: Repealing Resolution adopted on 5/18/05**  
**which established a loading zone at 442-62<sup>nd</sup> Street, WNY**  
**for: (Vesuvio Restaurant)**

Whereas, the governing body of the Town of West New York adopted a Resolution on May 18, 2005 establishing a loading zone for a business known as Vesuvio Restaurant 442-62<sup>nd</sup> Street; and

Whereas, the ownership and needs of said business have changed and it is in the best interest of the Town to rescind the existing loading zone at this time;

Now, therefore, be it resolved by the Mayor and Board of Commissioners of the Town of West New York that the above-mentioned resolution is hereby repealed.

Be it further resolved that the Department of Public Safety is directed to remove all signage for the space as directed by this resolution.

Be it further resolved that this resolution shall take effect immediately upon passage.



**November 22, 2010**  
**Regular Meeting**

**Consent Agenda (Cont.):**

**Amending Resolution**  
**Re: No Parking Loading Zone – La Dominica Corporation**  
**635 – 56th Street**

Whereas, on 6/22/94 the Board of Commissioners of the Town of West New York approved a resolution granting a No Parking Loading Zone for La Dominica located at 635 – 56th Street, West New York, NJ; and

Whereas, there now exists a need to extend the days said loading zone is needed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York, N.J., pursuant to N.J.S.A. 39:4-197 (3) (b) that the hours of the “No Parking-Loading Zone” be and same are hereby extended, at the said location, more particularly described hereafter, during business hours from 9:00 a.m. to 5:00 p.m. (Monday thru Saturday), said area or zone to be used as a “No Parking-Loading Zone”; during said hours so as to promote traffic and passage of vehicular traffic in the area, and to allow the prompt and safe loading and unloading of merchandise and supplies as aforesaid, and

BE IT FURTHER RESOLVED that appropriate markings and sign shall be located at said “No Parking-Loading Zone” area according to law.

**Resolution**  
**Re: Establishing restricted parking in front of one**  
**(1) residence for use by handicapped resident as follows:**  
**627-61<sup>st</sup> Street, WNY (Lillian M. Munoz)**

WHEREAS, the Town of West New York wishes to establish a restrictive parking space in front of one (1) residence of a handicapped person who has been issued vehicle identification card by the Division of Motor Vehicles; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York pursuant to N.J.S.A. 39:4-205 and N.J.S.A. 39:4-107.5 as follows:

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Lillian M. Munoz 627-61 <sup>st</sup> Street West New York, NJ 07093	South	Begin at a point along the South side of 61 <sup>st</sup> Street, 68 feet West from the South/West corner of (61 <sup>st</sup> Street and Jefferson St.), then 22 feet therefrom.

No other person shall be permitted to park in this space; any person violating this Resolution shall be subject to the following penalties for violation of parking in a restrictive handicapped-parking zone.

1. First Offense- \$253.00
2. For each subsequent offense \$253.00 and up to 90 days of community service on such terms and in form as the court shall deem appropriate for any combination thereof (Ch 200L, 1989 effective November 29, 1989) and
3. In addition the violator shall bear full cost of towing, removal and storage of violator’s vehicle (Ch 200L, 1989 effective November 29, 1989).

This resolution shall take effect immediately and the Director of Public Safety shall post the appropriate marking and/or sign at said place.

**November 22, 2010**  
**Regular Meeting**

**Consent Agenda (Cont.):**

**Resolution**

**Re: Establishing restricted parking in front of one**  
**(1) residence for use by handicapped resident as follows:**  
**5111 Palisade Avenue WNY (Josephine Chenet)**

WHEREAS, the Town of West New York wishes to establish a restrictive parking space in front of one (1) residence of a handicapped person who has been issued vehicle identification card by the Division of Motor Vehicles; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York pursuant to N.J.S.A. 39:4-205 and N.J.S.A. 39:4-107.5 as follows:

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Josephine Chenet 5111 Palisade Avenue West New York, NJ 07093	West	Begin at a point along the West side of 51 <sup>st</sup> Street, 58 feet South from the South/West corner of (51 <sup>st</sup> Street and Palisade Avenue.), then 22 feet therefrom.

No other person shall be permitted to park in this space; any person violating this Resolution shall be subject to the following penalties for violation of parking in a restrictive handicapped-parking zone.

1. First Offense- \$253.00
2. For each subsequent offense \$253.00 and up to 90 days of community service on such terms and in form as the court shall deem appropriate for any combination thereof (Ch 200L, 1989 effective November 29, 1989) and
3. In addition the violator shall bear full cost of towing, removal and storage of violator's vehicle (Ch 200L, 1989 effective November 29, 1989).

This resolution shall take effect immediately and the Director of Public Safety shall post the appropriate marking and/or sign at said place.

**Resolution**

**Re: Establishing restricted parking in front of one**  
**(1) residence for use by handicapped resident as follows:**  
**437 – 64<sup>th</sup> Street, WNY (Antoniett Chiurazzi)**

WHEREAS, the Town of West New York wishes to establish a restrictive parking space in front of one (1) residence of a handicapped person who has been issued vehicle identification card by the Division of Motor Vehicles; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York pursuant to N.J.S.A. 39:4-205 and N.J.S.A. 39:4-107.5 as follows:

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Antoniett Chiurazzi 437 – 64 <sup>th</sup> Street West New York, NJ 07093	South	Begin at a point along the South side of 64 <sup>th</sup> Street, 204 feet East from the Southeast Corner of 64 <sup>th</sup> Street and Bergenline Avenue then 24 feet east from that point.

No other person shall be permitted to park in this space; any person violating this Resolution shall be subject to the following penalties for violation of parking in a restrictive handicapped-parking zone.

**November 22, 2010**  
**Regular Meeting**

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

1. First Offense- \$253.00
2. For each subsequent offense \$253.00 and up to 90 days of community service on such terms and in form as the court shall deem appropriate for any combination thereof (Ch 200L, 1989 effective November 29, 1989) and
3. In addition the violator shall bear full cost of towing, removal and storage of violator's vehicle (Ch 200L, 1989 effective November 29, 1989).

This resolution shall take effect immediately and the Director of Public Safety shall post the appropriate marking and/or sign at said place.

**RESOLUTION**  
**RE: BUDGET TRANSFER - TRANSITION YEAR 2010**

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

	<b><u>Transferred From</u></b>	<b><u>Transfer To</u></b>
Public Affairs		
Other Expenses		\$21,450.00
Town Clerk		
Other Expenses	\$ 1,151.00	
Codification		\$ 1,151.00
Prosecutor		
Salaries & Wages	\$ 17,000.00	
Other Expenses		\$17,000.00
Public Relations		
Other Expenses		\$10,000.00
Law Department		
Other Expenses	\$175,000.00	
Town Funding Program		
Grants person		\$ 8,000.00
Senior Citizens		
Other Expenses		\$25,000.00
Treasurer's Office		
Salaries & Wages	\$ 20,000.00	
Other Expenses		\$20,000.00
North Hudson Regional Council		\$ 50.00
Community Development		
Salaries & Wages		\$40,000.00
Collection of Taxes		
Other Expenses		\$ 7,500.00

**November 22, 2010**  
**Regular Meeting**

**Consent Agenda (Cont.):**

**Resolution (Cont.):**

Other Insurance – Unemployment	\$ 50,000.00	
Other Insurance – Workers Compensation		\$50,000.00
Ambulance Squad		
Salaries & Wages		\$83,000.00
Streets & Sewers		
Other Expenses	\$ 67,000.00	
Street Lighting	\$ 40,000.00	
Recycling		
Other Expenses	\$ 20,000.00	
Fire Hydrant Rental		\$10,000.00
Director of Parks		
Salaries & Wages		\$ 5,000.00
Other Expenses		\$ 2,000.00
Water		\$12,000.00
Uniform Construction Code		
Other Expenses		\$35,000.00
Public Defender		
Other Expenses		<u>\$43,000.00</u>
	<u>\$390,151.00</u>	<u>\$390,151.00</u>

**Note:** Mayor Vega recognized the Boy Scout Troup present tonight, which is celebrating their 100<sup>th</sup> Anniversary. Mayor stated, “Thank you for your services to our community, the State and our Nation.”

Mayor Vega inquired as to whether there is any other business. Town Clerk Riccie responded, “Not to my knowledge.”

Mayor Vega reminded all in attendance of the five (5) minute rule.

Mayor opened the Public Portion.

**Public Portion:**

**1. Diana Diaz, 6601 Park Avenue, WNY:**

Ms. Diaz inquired as to the number of incidents, i.e. rapes, assaults, etc. which have occurred in West New York during the month of October. She indicated that she heard the number was “27”. Mayor Vega responded “To make sure you get the correct information, the Police Director will contact you directly with the precise figures.” Ms. Diaz advised that her father, who lives on 64<sup>th</sup> and Hudson Avenue, comes home from work at 5:00 a.m. and that the area in which he lives is “gang infested”, and that several of his neighbors have been assaulted. She further commented that there is a lack of police presence. Mayor Vega thanked her for bringing this to his attention and to the attention of the Police Director who is also present. Ms. Diaz also wished to know the number of assaults which have taken place for the year 2010.

**November 22, 2010**  
**Regular Meeting**

**Public Portion (Cont.):**

**2. Clara Brito-Herrera, 6312 Jackson Street, WNY:**

Ms. Brito-Herrera agreed with the comments made by Diana Diaz and indicated that the information provided by the Police Director should be made public by publishing it in the local newspaper. Mayor Vega advised that "This week, the State Police released statistics that crime is down 16% in West New York over last year." Ms. Brito-Herrera responded "I want to know the amount of crimes since September to today as a concerned citizen and Principal of #1 School. It should not be made available by phone call only to her. It should be a service to the community. Many people are equally concerned." Mayor Vega advised that if anyone else wished to receive this information, they should place their request in writing to the Town Clerk.

**3. Linda Dieguez, 6505 Hudson Avenue, WNY:**

Ms. Dieguez inquired as to whether the Commissioners have any intention to implement a curfew like the one which was in place when she was a high school student. She complained about 15-16 year old young adults intoxicated congregating on Hudson Avenue late at night. Mayor Vega acknowledged her concerns and advised that a new curfew regulation has been established which meets the guidelines of State law. Town Attorney Horgan explained that the Town adopted a curfew regulation which the Police Dept. can now enforce. He encouraged her to notify the Police hotline on the Town's website if future incidents should occur. Ms. Dieguez commented that her calls to the Police Dept. "are ignored". She advised of a recent incident wherein her husband's car was repeatedly struck by a baseball, causing the car alarm to sound, however, no police responded despite repeated calls to the Police Dept. Mayor Vega explained that the Police Dept. responds to incidents based upon priority at that given moment, which is challenging, but that he feels the Police Dept. is doing an excellent job under the circumstances. Comm. Lange advised of a situation wherein he had occasion to contact the Police Dept. to complain about groups of teenagers on skateboards late at night, but did not identify himself in order to determine whether a timely response would be forthcoming. He indicated that his experience with police response has been "very good". Mayor Vega thanked Ms. Dieguez for her comments.

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

Dr. Roque referred to Ms. Dieguez's concerns and the issue of laying off 22 police officers last year, and commented "Can you imagine what would have happened?" Mayor Vega replied "It never happened. We hired four (4) police officers. We saved \$1 million by negotiating with the employees' union, balanced the budget and no police officer was laid off. You didn't help us. You made us spend \$100,000 for a bogus recall." Dr. Roque inquired as to whether the Mayor had contacted "Onel" regarding the incident which occurred on 64<sup>th</sup> and Park Avenue and as to how many days had elapsed from the time incident occurred and the Mayor's contact, to which the Mayor responded "Yes I did. I did show my concern." Dr. Roque recommended that the Mayor be "more concerned about the people of West New York". Dr. Roque complained about a recently circulated flyer which contained Dr. Roque's cell phone number and inquired as to whether the Mayor was taking responsibility for it. He commented that inasmuch as he is a physician, "it is disrespectful and in bad taste" to publicize his cell phone number. Conversation ensued regarding recent lawsuits filed by Dr. Roque against the Mayor and Commissioners and allegations of fraud, which Dr. Roque vehemently denied. Comm. Lange joined conversation and comments were made by Dr. Roque regarding incident which allegedly occurred between Comm. Lange and his wife. Dr. Roque stated "You broke your wife's nose". Comm. Lange denied the allegation and responded "You stole \$2,200 from my neighbor. You are a piece of garbage because you steal." Discussion ensued between Dr. Roque, Mayor Vega and Comm. Lange regarding access of Comm. Lange's wife's medical records. Mayor inquired as to whether Dr. Roque has access to said records. Dr. Roque commented that he has access to things like the Mayor has access to things. (At this point, numerous people were speaking at the same time and meeting was out of control.) Mayor advised Dr. Roque that his time to address the Board of Commissioners had expired. Dr. Roque inquired as to how much the Mayor earns in his position as Athletic Director and how often does he

**November 22, 2010**  
***Regular Meeting***

**Public Portion (Cont.):**

**4. Dr. Felix Roque (Cont.):**

appear at his place of employment. Mayor Vega responded "Every day". Discussion ensued between Dr. Roque and Comm. Lange. Comm. Lange referred to Dr. Roque as "stupid". Dr. Roque replied "I am a Doctor, you are nothing". Diana Diaz stepped forward to say "You shouldn't call anybody from your Town stupid". Dr. Roque complained that there are only 3-4 police officers covering the Town and inquired as to what the Mayor intends to do about this situation. Mayor responded "Where are you getting this information?" Dr. Roque replied "From Police Officers".

At 7:25 p.m. a motion was made by Commissioner Rodriguez, 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