

*Town of West New York
Hudson County, New Jersey*

Minutes of Regular Meeting
(Regular Session)
November 30, 2017

*Commissioner Cosmo A. Cirillo
Commissioner Susan M. Colacurcio
Commissioner Margarita Guzman
Commissioner Gabriel Rodriguez
Mayor Felix E. Roque
Board of Commissioners*

*ATTEST: CARMELA RICCIE, RMC
TOWN CLERK*

November 30, 2017
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 Thursday, November 30, 2017 at 6:30 P.M. (6:00 p.m. Work Session):

Present: Commissioners Cirillo, Colacurcio, Guzman, and Rodriguez, and Mayor Roque
Absent: None
Also Present: Town Clerk Carmela Riccio, Town Administrator James Cryan, and Corporation Counsel Donald Scarinci & Monica Delos Rios

Meeting commenced at 6:54 P.M.

Town Clerk Carmela Riccio made the following announcement:

As presiding officer of this Regular Meeting of the Board of Commissioners of the Town of West New York, held on **November 30, 2017 at 6:30 P.M.** (6:00 p.m. Work Session), 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 21, 2016**. 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.

Minutes of Previous Meeting:

It was regularly moved by Commissioner Colacurcio, seconded by Commissioner Cirillo, that the Minutes of Regular Meeting: 10/19/2017 (Work and Regular Session) be approved as recorded, was carried by the following vote:

AYES - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None

Claims: Dated 11/30/2017 (Claims are available for public inspection in the Town Clerk's Office):

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

AYES - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None

Note: Commissioner Rodriguez abstained voting on Purchase Order number #4276. Mayor Roque abstained voting on Purchase Order numbers #11714, #11745, and #10603.

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Receipt of Financial Reports:

FINANCIAL REPORTS - MONTH OF OCTOBER 2017

1. From Construction Code Official Office, reporting the sum of \$245,317.00 Collected for the month of October, 2017.
2. From Director Robert Antolos (Police Dept.), reporting the sum of \$5,515.75 Collected for the month of October, 2017.
3. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$1,575.00 For Special Licenses for the month of October, 2017.
4. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$897.00 For Marriage/death certificates for the month of October, 2017.
5. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$34.00 For Dogs Licenses for the month of October, 2017.
6. From (Revenue and Finance Department) reporting the sum of \$7,307,631.28 Collected for the month of October, 2017.

It was regularly moved by Commissioner Colacurcio, seconded by Commissioner Cirillo that the financial reports be approved, and was carried by the following vote:

AYES - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None

Consent Agenda:

It was regularly moved by Commissioner Colacurcio, seconded by Commissioner Rodriguez that the following Consent Agenda Items Nos. R-1 through R-28 be adopted (excluding #R-12 Re: Authorizing The Insertion in Budget of Special Item of Revenue and Appropriation – Chapter 159 – NJ Department of Law and Public Safety – NJ Division of Highway Traffic Safety – 2017 Drive Sober or Get Pulled Over Year End Holiday Crackdown, #R-13 Re: Approving the Transfer of Funds for 2017, #R-20 Re: Cancelling Grant Receivables and Appropriated Reserves, and #R-28 Re: Authorizing Executive Session pursuant to NJSA 10:4-12(b) (Juana Garcia v. Town of West New York, et al), was carried by the following vote:

AYES - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None

Note: Town Clerk Carmela Riccio read aloud all of the Resolution titles and advised that the Consent Agenda was established during the Work Session.

November 30, 2017
Regular Meeting

Consent Agenda (cont.):

RESOLUTION
RE: COMMISSION MEETING DATES FOR 2018

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 2018

<u>Date</u>	<u>Work Session Time</u>	<u>Meeting Time</u>	<u>Purpose/Agenda</u>
January 18 (Thursday)	6:00 p.m.	6:30 p.m.	Any and all public business
February 15 (Thursday)	6:00 p.m.	6:30 p.m.	Any and all public business
March 15 (Thursday)	6:00 p.m.	6:30 p.m.	Any and all public business
April 19 (Thursday)	6:00 p.m.	6:30 p.m.	Any and all public business
May 17 (Thursday)	6:00 p.m.	6:30 p.m.	Any and all public business
June 21 (Thursday)	No Work Session	12:00 p.m.	Any and all public business
July 19 (Thursday)	No Work Session	12:00 p.m.	Any and all public business
August 16 (Thursday)	No Work Session	12:00 p.m.	Any and all public business
September 20 (Thursday)	6:00 p.m.	6:30 p.m.	Any and all public business
October 18 (Thursday)	6:00 p.m.	6:30 p.m.	Any and all public business
November 29 (Thursday)	6:00 p.m.	6:30 p.m.	Any and all public business
December 20 (Thursday)	6:00 p.m.	6:30 p.m.	Any and all public business

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

November 30, 2017
Regular Meeting

Consent Agenda (cont.):

RESOLUTION

RE: APPROVING SUBMISSION OF STRATEGIC PLAN FOR FUNDING THROUGH THE GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE FOR THE FISCAL GRANT CYCLE JULY 2018 - JUNE 2019

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Board of Commissioners of the Town of West New York, County of Hudson, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Board of Commissioners of the Town of West New York further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Board of Commissioners of the Town of West New York has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Hudson;

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

1. The Board of Commissioners does hereby authorize submission of a strategic plan for the West New York Municipal Alliance grant year July 1, 2018 to June 30, 2019 the amount of:

DEDR	\$ 42,943.00
Cash Match	\$ 10,736.00
In-Kind	\$ 32,207.00

2. The Board of Commissioners of the Town of West New York acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

APPROVED: Felix E. Roque, Mayor

RESOLUTION

RE: AUTHORIZING THE TOWN OF WEST NEW YORK TO SEEK FAIR AND OPEN PROCESS IN COMPLIANCE WITH THE PAY TO PLAY STATUTES FOR THE RETENTION OF RFPS FOR VARIOUS SERVICES (2ND OCCASION) RETURNABLE ON MONDAY, DECEMBER 18, 2017

WHEREAS, N.J.S.A. 19:44A-20.4 et seq. mandates a municipality to comply with Pay to Play requirements; and

WHEREAS, the Mayor and Board of Commissioners wish to receive and consider proposals for services as may be needed by the Town of West New York, including but not limited to legal/professional services as follows:

Additional Public Defenders	12/18/2017 at 10:00 a.m.
Public Defender (2 nd Occasion)	12/18/2017 at 10:30 a.m.
Alternate Prosecutor (2 nd Occasion)	12/18/2017 at 11:00 a.m.
Prosecutor (2 nd Occasion)	12/18/2017 at 11:30 a.m.
Police Physician (2 nd Occasion)	12/18/2017 at 12:00 p.m.
Risk Manager for Property and Casualty Insurance (2 nd Occasion)	12/18/2017 at 1:30 p.m.
Veterinarian Services (2 nd Occasion)	12/18/2017 at 2:00 p.m.
Other post-employment benefits survey services (2 nd Occasion)	12/18/2017 at 2:30 p.m.
Public Relations Services	12/18/2017 at 3:00 p.m.
Special Counsel (2 nd Occasion)	12/18/2017 at 3:30 p.m.
Parking Consultant Services (2 nd Occasion)	12/18/2017 at 4:00 p.m.

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Consent Agenda (cont.):

Resolution (cont.):

Architectural Services for Specific Projects (2nd Occasion) 12/18/2017 at 4:30 p.m.

WHEREAS, the Town has previously committed itself to utilizing a Fair and Open Process for the solicitation and review of proposals and qualifications for legal/professional services,

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

1. The aforesaid recitals are incorporated herein as though fully set forth at length;
2. The Town Clerk is authorized and directed to publish and advertise a Request for Proposals for the various legal/professional services as may be needed by the Town, for each separate board or entity requiring separate legal counsel including but not limited to:

Additional Public Defenders
Public Defender (2nd Occasion)
Alternate Prosecutor (2nd Occasion)
Prosecutor (2nd Occasion)
Police Physician (2nd Occasion)
Risk Manager for Property and Casualty Insurance (2nd Occasion)
Veterinarian Services (2nd Occasion)
Other post-employment benefits survey services (2nd Occasion)
Public Relations Services
Special Counsel (2nd Occasion)
Parking Consultant Services (2nd Occasion)
Architectural Services for Specific Projects (2nd Occasion)

3. Such Request for Proposals (s) shall be published and advertised in accordance with a Fair and Open Process at least ten (10) days in advance, of the opening of the responses to the Requests for Proposals received such opening to take place on or before the next regularly scheduled meeting of the Board of Commissioners, on or before which time all Statements of Proposals must be submitted by interested parties, for consideration by the Review Committee herein established; and
4. The Qualified Purchasing Agent, with the Town Administrator, and Town Attorney all in an advisory capacity, will review all Statements of Proposals and to make recommendations to the Mayor and Board of Commissioners prior to its next regularly scheduled meeting.

RESOLUTION

**RE: REPEALING RESOLUTION ADOPTED ON 3/21/2012 RESTRICTED PARKING FOR
HANDICAPPED RESIDENT AT 6207 HUDSON AVENUE, WEST NEW YORK
(IRIS LETOURNEAUT)**

WHEREAS, the governing body of the Town of West New York adopted a Resolution on March 21, 2012 establishing restricted parking for use by a handicapped resident; and

WHEREAS, the handicapped person involved has either died or moved since implementation of the above mentioned resolution;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York that the above resolution is hereby repealed:

6207 Hudson Ave., West New York (Iris Letourneaut)

BE IT FURTHER RESOLVED that the Department of Public Safety is directed to remove all signage for the spaces as directed by this resolution.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon passage.

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Consent Agenda (cont.):
Resolution (cont.):

RESOLUTION
RE: REPEALING RESOLUTION ADOPTED ON 10/21/1997 RESTRICTED PARKING FOR
HANDICAPPED RESIDENT AT 122 – 62ND STREET, WEST NEW YORK
(HILDA GARCIA)

WHEREAS, the governing body of the Town of West New York adopted a Resolution on October 21, 1997 establishing restricted parking for use by a handicapped resident; and

WHEREAS, the handicapped person involved has either died or moved since implementation of the above mentioned resolution;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York that the above resolution is hereby repealed:

122 – 62nd Street, West New York (Hilda Garcia)

BE IT FURTHER RESOLVED that the Department of Public Safety is directed to remove all signage for the spaces as directed by this resolution.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon passage.

RESOLUTION
RE: ESTABLISHING RESTRICTED PARKING IN FRONT OF ONE (1) RESIDENCE FOR
USE BY HANDICAPPED RESIDENT AS FOLLOWS: 5305 BOULEVARD EAST,
WEST NEW YORK (ENRIQUEZ PEREZ)

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. 39:4-197.5 and West New York Ordinance 277-13:

	<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
1.	Enriquez Perez 5305 Boulevard East West New York, NJ	West	Begin at a point along the west side of Boulevard East, 125 feet south from the south west corner of 54 th Street and Boulevard East. Then 22 feet there from.

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.

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Consent Agenda (cont.):

RESOLUTION

RE: ESTABLISHING RESTRICTED PARKING IN FRONT OF ONE (1) RESIDENCE FOR USE BY HANDICAPPED RESIDENT AS FOLLOWS: 68-67TH STREET, WEST NEW YORK (SUSANA FANEGO)

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. 39:4-197.5 and West New York Ordinance 277-13:

	<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
1.	Susana Fanego 68-67 th Street West New York, NJ	North	Begin at a point along the north side of 67 th Street, 285 feet east from the north east corner of 67 th Street and Park Avenue. Then 22 feet there from.

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: 6311 PARK AVE WEST NEW YORK (GUDELIA ANDUEZA)

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. 39:4-197.5 and West New York Ordinance 277-13:

	<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
1.	Gudelia Andueza 6311 Park Ave. West New York, NJ	West	Begin at a point along the west side of Park Ave. 110 feet south from the south west Corner of 64 th Street and Park Avenue. Then 22 feet south there from.

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).

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Consent Agenda (cont.):
Resolution (cont.):

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: CONCERNING PAYMENT OF CLAIMS FOR WORKERS COMPENSATION AND
GENERAL LIABILITY FOR THE MONTH OF OCTOBER 2017

WHEREAS the Town of West New York has claims for bills to be paid under workers compensation and general liability; and

WHEREAS the Town of West New York is self-insured and participates with other communities in the Public Entity Joint Insurance Fund; and

WHEREAS the PE JIF, and Claims Administrator and the Town Administrator have reviewed all claims and recommend payment, and

WHEREAS the Chief Financial Officer has certified that funds are available for payment of these claims in account 21-75012 for Workers Compensation claims and account 21-75022 for General Liability claims, and

WHEREAS, the Board of Commissioners must approve payment of these claims; and

NOW THEREFORE, BE IT RESOLVED that the Mayor and Commissioners of the Town of West New York do hereby approve of the payment of the following claims:

Workers Compensation: \$ 22,478.85
General Liability: \$ 6,315.89

RESOLUTION
RE: AUTHORIZING THE TOWN CLERK TO RE-ADVERTISE TO RECEIVE BIDS FOR
"TREE SERVICES (2ND OCCASION)" ON TUESDAY, DECEMBER 19, 2017 AT 11:00 A.M.
IN TOWN CLERK'S OFFICE

WHEREAS, a Resolution was adopted by the Governing Body of the Town of West New York on October 19, 2017 authorizing receipt of bids on November 21, 2017 for "Tree Services"; and

WHEREAS, no bids were received on November 21, 2017;

NOW, THEREFORE, BE IT RESOLVED that the Town Clerk is hereby authorized and directed to re-advertise for the receiving of bids for "Tree Services (2nd occasion)" on Tuesday, December 19, 2017 at 11:00 a.m. in Town Clerk's Office in accordance with specifications on file in the Town Clerk's Office.

RESOLUTION
RE: AUTHORIZING THE TOWN CLERK TO ADVERTISE TO RECEIVE BIDS FOR
"SNOW REMOVAL"

NOW THEREFORE, BE IT RESOLVED that the Town Clerk be and she is hereby authorized and directed to advertise for the receiving of bids on Tuesday December 19, 2017 at 10:00 a.m. in the Town Clerk's Office for: "Snow Removal" for the Town of West New York in accordance with specifications on file in the Town Clerk's Office.

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Consent Agenda (cont.):

RESOLUTION
RE: AUTHORIZING REFUND OF TAX OVERPAYMENTS

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 issued by the Dept. of Revenue and Finance with respect to the designated property and the Collector of Taxes be and is hereby authorized to adjust the records accordingly and to waive any interest as a result of these overpayments.

NAME	BLOCK/LOT	AMOUNT	YEAR
COYLE, HUGH	130/5.01 C0305	\$1,075.51	2016
6030 MONROE PLACE, LLC	53/11	\$2,402.50	2017
GAVIRIA, STEVEN	16/25	\$2,040.35	2017
ISAAC MORADI	137/5	\$413.97 (SEWER) \$970.13	2017
AGURTO, JOREGE	55/17	\$1,671.42	2015
	GRAND TOTAL	\$8,573.88	

RESOLUTION
RE: CREDITING OVERPAYMENTS OF TAXES FROM 2017 TO 2018 & 2019

WHEREAS, there are overpayments from 2017 on the listed properties and

WHEREAS, the taxpayers are requesting that their overpayments be moved to credit their 2018 & 2019 tax bills;

NOW, THEREFORE BE IT RESOLVED, that the Tax Collector is hereby authorized to move the said overpayments and to adjust the tax records accordingly:

NAME	BLOCK/LOT	AMOUNT	YEAR OF OVPLYMT.	YEAR OF CREDIT
COYNE, PETAH, LLC	84/28	\$47.94	2017	2018
TOSELLO, SOFIA	81/3 C0037	\$125.77	2017	2018
RODRIGUEZ, ANTONIO & ADRIANA	148/29	\$325.27	2017	2018
CHONG, HOME, INC.	168.01/7.06 C0407	\$9,068.17	2017	2019
MENDEZ, EFRAIN	122/8 C0202	\$1,379.99	2017	2018
MARTINEZ, JEFFREY & MARIA	168.01/1 C0334	\$353.69	2017	2018
	GRAND TOTAL	\$11,300.83		

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Consent Agenda (cont.):

RESOLUTION
RE: AUTHORIZING REFUND OF TAX LIEN REDEMPTIONS

WHEREAS, the investors named below have previously purchased Tax Sale Certificates 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; and

WHEREAS, the Certificates have 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 Department of Revenue and Finance is hereby authorized to issue said refunds

Name	Block/lot	Cert#	Amount
DEFINED CAPITAL LLC	98/25 168.01/1 C0247	16-0281 16-0467	\$20,619.57 \$12,971.56
US BANK C/F TOWER DBW VI TRST 2016	49/15 11/16 168.01/1 C0491 36/33 C0017 9/4 C0051 16/10	16-0158 16-0039 16-0475 16-0113 16-0034 16-0048	\$21,705.47 \$16,764.49 \$8,754.12 \$11,049.18 \$2,174.48 \$4,065.34
PAM INVESTORS	86/17 158/35 129/26 112/6 97/5	16-0257 16-0437 15-0386 15-0348 16-0276	\$16,820.44 \$2,747.27 \$568.12 \$1,180.04 \$2,505.44
ISAAC MORADI	110/5 C0315 150/6 137/55	16-0311 14-0438 16-0387	\$322.44 \$2,156.66 \$2,529.38
MAHROUS A ARMANIOUS	144/22	16-0404	\$5,078.12
US BANK C/F TOWER DBW V TR. 2015-1	162/2 157/12 9/4 C0051	15-0498 15-0484 15-0038	\$11,261.13 \$9,920.92 \$979.24
US BANK CUST BV002 TRST & CRDTRS	33/45 130/2 C0403 141/16 105/6	16-0107 16-0358 16-0396 16-0297	\$4,058.97 \$1,332.25 \$5,117.70 \$7,906.56
TTLBL, LLC	32/14	15-0092	\$1,454.53
US BANK CUST FOR PRO CAP 4 & CRDTS	55/51 C0006	16-0180	\$474.20
		GRAND TOTAL	\$174,517.53

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Consent Agenda (cont.):

RESOLUTION
RE: AUTHORIZING REFUND OF TAX LIEN PREMIUMS

WHEREAS, the investors named below have previously purchased Tax Sale Certificates from the Town of West New York; and

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

WHEREAS, the Certificates have 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
DEFINED CAPITAL, LLC	168.01/1 C0247 98/25	16-0467 16-0281	\$22,000.00 \$18,000.00
US BANK C/F TOWER DBW VI TRST 2016	49/15 11/16 168.01/1 C0491 16/10 36/33 C0017	16-0158 16-0039 16-0475 16-0048 16-0113	\$7,900.00 \$8,000.00 \$9,600.00 \$2,500.00 \$4,700.00
MAHROUS A. ARMANIOUS	144/22	16-0404	\$1,100.00
PAM INVESTORS	86/17 158/35 129/26 112/6 97/5	16-0257 16-0437 15-0386 15-0348 16-0276	\$8,400.00 \$1,300.00 \$1,000.00 \$1,500.00 \$1,200.00
ISAAC MORADI	110/5 C0315 137/5	16-0311 16-0387	\$2,500.00 \$1,000.00
US BANK C/F TOWER DBW V TR 2015-1	9/4 C0051 162/2 157/12	15-0038 15-0498 15-0484	\$2,100.00 \$6,000.00 \$13,000.00
TTLBL LLC	32/144	15-0092	\$8,000.00
US BANK CUST FOR PRO CAP 4 & CRDTS	55/51 C0006	16-0180	\$1,000.00
US BANK CUST BV002 TRST & CRDTRS	130/2 C0403 141/16 105/6 33/45	16-0358 16-0396 16-0297 16-0107	\$1,000.00 \$2,100.00 \$1,700.00 \$2,500.00
		GRAND TOTAL	\$128,100.00

November 30, 2017
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Consent Agenda (cont.):

RESOLUTION

RE: TO REJECT BID FOR SOLID WASTE COLLECTION AND DISPOSAL SERVICES
PURSUANT TO N.J.S.A. 40A:11-13.2c

WHEREAS, the Town of West New York (“Town”) received bids for Solid Waste Collection and Disposal Services on October 17, 2017; and

WHEREAS, Joseph Smentkowski Inc. (t/a Galaxy Carting) was the only bidder; and

WHEREAS, the Town now intends to perform its own solid waste collection and disposal services and, as such, abandons the procurement of the provisions of solid waste collection and disposal services; and

WHEREAS, pursuant to N.J.S.A. 40A:11-13.2c, the Town may reject all bids when it determines to abandon the procurement of the provision of the goods or services.

NOW THEREFORE BE IT RESOLVED, that the Mayor and Commissioners of the Town of West New York do hereby reject the bid from Joseph Smentkowski Inc. (t/a Galaxy Carting) pursuant to N.J.S.A. 40A:11-13.2c on the basis that the Town has determined to abandon the procurement of the solid waste collection and disposal services.

RESOLUTION

RE: AMENDING CONTRACT FOR INTERPRETING SERVICES WITH
SOL’S INTERPRETING SERVICES

WHEREAS, the Town hired Sol’s Interpreting Services to provide municipal court interpreting services for the Town for the year 2017 (January 1, 2017 – December 31, 2017); and

WHEREAS, the current contract provides a cap on fees for a not to exceed amount for the year of \$30,000; and

WHEREAS, it has been determined that due to unforeseen costs associated with the number of court sessions, the not to exceed amount for the year should be increased by \$19,000.00; and

WHEREAS, the yearly cap shall be increased to \$49,000.00.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York that the Town does approve of an amendment to the 2017 contract with Sol’s Interpreting Services to increase the yearly amount for interpreting services to a yearly not to exceed amount of \$49,000.00.

BE IT FURTHER RESOLVED, that the CFO shall take all necessary action to add the additional funds to this contract.

BE IT FURTHER RESOLVED, that the Chief Financial Officer certifies that the necessary \$19,000.00 is available for this payment from account 01-201-30830-020-99 (Municipal Court).

BE IT FURTHER RESOLVED, that the Mayor and Town clerk are hereby authorized to execute the contract with Sol’s Interpreting Services for these services.

RESOLUTION

RE: AUTHORIZING SHARED SERVICES AGREEMENT BETWEEN THE TOWN OF
WEST NEW YORK AND HUDSON REGIONAL HEALTH COMMISSION FOR
CONDUCTING EBL INVESTIGATIONS (Term: 2/1/17 - 1/31/20)

WHEREAS, there is a need in the Town of West New York (“Town”) for the services of environmental lead investigations pursuant to State and Federal standards; and

WHEREAS, the Hudson Regional Health Commission (“Commission”) possesses specialized training and expertise in the area of lead investigations abatement; and

November 30, 2017
Regular Meeting

Consent Agenda (cont.):

Resolution (cont.):

WHEREAS, the above described services constitute extraordinary, unspecifiable services for which bidding is neither appropriate nor required by the Local Public Contracts Law, because such services require talent which cannot be defined by any contract specifications or bidding requirements; and

WHEREAS, the Commission has agreed to perform such services in accordance with the terms and conditions of an agreement, a copy of which is attached hereto; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York that Hudson Regional Health Commission be and hereby is retained to perform the above described services in accordance with the terms and conditions of the attached contract.

BE IT FURTHER RESOLVED that said contract shall be for a period of three years commencing February 1, 2017 and ending January 31, 2020.

BE IT FURTHER RESOLVED that Hudson Regional Health Commission shall be paid \$600.00 for each environmental lead investigation.

BE IT FURTHER RESOLVED that the Mayor, Municipal Administrator and Town Clerk are hereby authorized and directed to execute said Shared Services Agreement on behalf of the Town of West New York.

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded to the Hudson Regional Health Commission.

BE IT FURTHER RESOLVED, that the Chief Financial Officer certifies that the funds necessary for payments covering the period February 1, 2017 to December 31, 2017 are available for this contract from account 01-201-21-706-020-99 (Board of Health OE).

BE IT FURTHER RESOLVED, that the Chief Financial Officer certifies that the funds necessary for payments covering the period January 1, 2018 to December 31, 2018 for this contract will be available from account 01-201-21-706-020-99 (Board of Health OE).

RESOLUTION

RE: AUTHORIZING AN EMERGENCY CONTRACT WITH JOSEPH SMENTKOWSKI INC. (T/A GALAXY CARTING) FOR SOLID WASTE COLLECTION AND DISPOSAL SERVICES

WHEREAS, the Town of West New York ("Town") entered into a one year contract for solid waste and recycling collection and disposal services with Joseph Smentkowski Inc. (t/a Galaxy Carting); and

WHEREAS, said contract began on July 1, 2016 and expired on June 30, 2017; and

WHEREAS, prior to the expiration of the contract, the Town sought bids for solid waste and recycling collection and disposal services and extended the contract until November 15, 2017 pursuant to N.J.S.A. 40A:11-15; and

WHEREAS, the Town received bids for solid waste and recycling services on October 17, 2017; and

WHEREAS, the Town has determined it is in its best interest to perform its own solid waste collection and disposal services and ordered two (2) trucks to help the Town perform these services, which trucks were due to be delivered on or around November 1, 2017; and

WHEREAS, as a result of the Town's determination to perform the services in-house, the Town has determined to reject the October 17, 2017 bid for solid waste collection and disposal services pursuant to N.J.S.A. 40A:11-13.2c as the Town has abandoned its need for this service; and

WHEREAS, the Town had been informed that the garbage truck/trucks it ordered were delayed; and

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Regular Meeting

Consent Agenda (cont.):

Resolution (cont.):

WHEREAS, the Town is in need of solid waste collection and disposal services until such time as its trucks are ready and sufficient manpower is hired and trained so the Town is able to provide this service; and

WHEREAS, N.J.S.A. 40A:11-6 permits entering into a contract without bidding when an emergency affecting the public health, safety or welfare requires the immediate performance of services; and

WHEREAS, the Town requires a vendor to provide solid waste collection and disposal services immediately in order to avoid dangerous and unsanitary conditions; and

WHEREAS, Joseph Smentkowski Inc. (t/a Galaxy Carting) has agreed to enter into a three (3) month emergency contract with the Town, from November 16, 2017 to February 15, 2018, to provide solid waste collection and disposal services (as well as other related services) at the rate of \$67,797.60 per month, totaling \$203,392.80 over the course of the three (3) month period.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York that the Mayor and Town Clerk are authorized to execute an emergency contract with Joseph Smentkowski Inc. (t/a Galaxy Carting) for the provision of solid waste collection and disposal services (as well as other services) at the rate of \$67,797.60 per month for a total of three (3) months, from November 16, 2017 to February 15, 2018, in the amount of \$203,392.80.

BE IT FURTHER RESOLVED, that the Chief Financial Officer certifies that the funds necessary for payments covering the period November 16, 2017 to December 31, 2017, totaling \$101,696.40, are available for this emergency contract from account 01-201-23-787-070-20 (Garbage and Trash - Contractual).

BE IT FURTHER RESOLVED, that the Chief Financial Officer certifies that the funds necessary for payments covering the period January 1, 2018 to February 15, 2018, totaling \$101,696.40, will be available for this emergency contract from account 01-201-23-787-070-20 (Garbage and Trash - Contractual).

BE IT FURTHER RESOLVED, that the Mayor and Town Clerk are hereby authorized to execute the emergency contract with Joseph Smentkowski Inc. (t/a Galaxy Carting) for these services.

RESOLUTION

RE: AUTHORIZING A CONTRACT WITH JOSEPH SMENTKOWSKI INC. (T/A GALAXY CARTING) FOR RECYCLING COLLECTION AND DISPOSAL SERVICES

WHEREAS, the Town of West New York ("Town") received bids for solid waste and recycling services on October 17, 2017; and

WHEREAS, Joseph Smentkowski Inc. (t/a Galaxy Carting) was the only bidder; and

WHEREAS, the bid was reviewed and deemed legally sufficient; and

WHEREAS, the Town seeks to award a five (5) year contract for recycling collection and disposal services to Joseph Smentkowski Inc. (t/a Galaxy Carting).

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York that the Mayor and Town Clerk are authorized to execute a five (5) year contract with Joseph Smentkowski Inc. (t/a Galaxy Carting) for the provision of recycling collection and disposal services at the following rates for a total of \$2,500,575.00:

Year One	\$472,836.00
Year Two	\$491,022.00
Year Three	\$500,115.00
Year Four	\$509,208.00
Year Five	\$527,394.00

November 30, 2017
Regular Meeting

Consent Agenda (cont.):

Resolution (cont.):

BE IT FURTHER RESOLVED, that the Chief Financial Officer certifies that the necessary funds for the remainder of 2017 are available for this contract from account 01-201-23-786-020-99 (Recycling Miscellaneous).

BE IT FURTHER RESOLVED, that the Chief Financial Officer certifies that the necessary funds for the 2018 contract year will be available from account 01-201-23-786-020-99 (Recycling Miscellaneous).

BE IT FURTHER RESOLVED, that the Mayor and Town Clerk are hereby authorized to execute this contract with Joseph Smentkowski Inc. (t/a Galaxy Carting) for these services.

RESOLUTION

RE: AUTHORIZING AN EMERGENCY CONTRACT WITH JOSEPH SMENTKOWSKI INC. (T/A GALAXY CARTING) FOR TYPE 13 COLLECTION AND DISPOSAL SERVICES

WHEREAS, the Town of West New York ("Town") entered into a one year contract for solid waste and recycling collection and disposal services, which included Type 13 waste collection and disposal, with Joseph Smentkowski Inc. (t/a Galaxy Carting); and

WHEREAS, said contract began on July 1, 2016 and expired on June 30, 2017; and

WHEREAS, prior to the expiration of the contract, the Town sought bids for solid waste and recycling collection services, which included Type 13 waste collection and disposal, and extended the contract until November 15, 2017 pursuant to N.J.S.A. 40A:11-15; and

WHEREAS, the Town received bids for solid waste and recycling services, including Type 13 waste collection and disposal, on October 17, 2017; and

WHEREAS, Joseph Smentkowski Inc. (t/a Galaxy Carting) was the only bidder; and

WHEREAS, the bid was reviewed and deemed legally sufficient; and

WHEREAS, subsequent to the bid being opened, it was discovered that Joseph Smentkowski Inc.'s (t/a Galaxy Carting) bid for the yearly price of \$4,500.00 was substantially below the vendor's intended bid and an obvious error; and

WHEREAS, the Town rejected the October 17, 2017 bid as to Type 13 waste collection and disposal pursuant to N.J.S.A. 40A:11-13.2e; and

WHEREAS, the Town requires a vendor to provide Type 13 waste collection and disposal services immediately and until such time as the new bid is advertised and proposals received, and a contract award made in order to avoid dangerous and unsanitary conditions; and

WHEREAS, N.J.S.A. 40A:11-6 permits entering into a contract without bidding when an emergency affecting the public health, safety or welfare requires the immediate performance of services; and

WHEREAS, Joseph Smentkowski Inc. (t/a Galaxy Carting) has agreed to enter into a three (3) month emergency contract, from November 16, 2017 to February 18, 2018, with the Town to provide Type 13 waste collection and disposal services at the rate of \$4,500.00 per month.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York that the Mayor and Town Clerk are authorized to execute an emergency contract with Joseph Smentkowski Inc. (t/a Galaxy Carting) for the provision of Type 13 waste collection and disposal services at the rate of \$4,500.00 per month for a total of three (3) months, from November 16, 2017 to February 15, 2018, totaling \$13,500.00.

BE IT FURTHER RESOLVED, that the Chief Financial Officer certifies that the funds necessary for payments covering the period November 16, 2017 to December 31, 2017, totaling \$6,750.00 is available for this emergency contract from account 01-201-23-787-070-20 (Garbage and Trash - Contractual).

November 30, 2017
Regular Meeting

Consent Agenda (cont.):

Resolution (cont.):

BE IT FURTHER RESOLVED, that the Chief Financial Officer certifies that the funds necessary for payments covering the period January 1, 2018 to February 15, 2018, totaling \$6,750.00, will be available for this emergency contract from account 01-201-23-787-070-20 (Garbage and Trash - Contractual).

BE IT FURTHER RESOLVED, that the Mayor and Town Clerk are hereby authorized to execute the emergency contract with Joseph Smentkowski Inc. (t/a Galaxy Carting) for these services.

RESOLUTION

RE: AUTHORIZING ENTRY INTO A SHARED SERVICES AGREEMENT WITH THE NORTH HUDSON SEWERAGE AUTHORITY FOR INVESTIGATION AND INSPECTION ACTIVITIES RELATED TO FATS, OIL AND GREASE (FOG) AND STORM WATER CONTROL

WHEREAS, the North Hudson Sewerage Authority (“NHS A”) is responsible for the collection, conveyance, treatment and discharge or disposal of sewage and wastewater that has been generated in the Town of West New York (“Town”); and

WHEREAS, the NHS A advises that disposal of Fats, Oil and Grease (FOG) into sewers cause harmful coating of the interior of sewer pipes and may lead to restrictions or blockage in the pipes throughout Town; and

WHEREAS, the NHS A is responsible for developing storm water controls to reduce storm water discharges into the Hudson River; and

WHEREAS, in accordance with N.J.S.A. 40A:65-1 et. seq., the Town may enter into a shared services agreement with the NHS A; and

WHEREAS, to reduce FOG and storm water discharges, the Town and NHS A will share the responsibilities associated with same in accordance with a Shared Services Agreement and Town’s Sewer Ordinance; and

WHEREAS, the NHS A shall pay the Town in accordance with the terms of the Shared Services Agreement.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Board of Commissioners of the Town of West New York do authorize entry into a shared services agreement with the North Hudson Sewerage Authority for the institution, management and implementation of FOG and storm water control measures.

RESOLUTION

RE: TO REJECT BID FOR TYPE 13 COLLECTION AND DISPOSAL SERVICES PURSUANT TO N.J.S.A. 40A:11-13.2e AND AUTHORIZE REBID

WHEREAS, the Town of West New York (“Town”) received bids for Solid Waste and Recycling Collection Service, which included Type 13 Waste collection and disposal, on October 17, 2017; and

WHEREAS, Joseph Smentkowski Inc. (t/a Galaxy Carting) was the only bidder; and

WHEREAS, subsequent to the bid being opened, it was discovered that Joseph Smentkowski Inc.’s (t/a Galaxy Carting) bid for the yearly price of \$4,500.00 was substantially below the vendor’s intended bid and an obvious error; and

WHEREAS, the Town seeks to reject the October 17, 2017 bid as to Type 13 waste pursuant to N.J.S.A. 40A:11-13.2e as awarding the contract based on an erroneous bid price will violate the purpose and provisions of the Local Public Contract Law as it would be in bad faith, unconscionable and/or unfair to accept a bid with such a substantial error as to price.

NOW THEREFORE BE IT RESOLVED, that the Mayor and Commissioners do hereby reject the bid as to Type 13 from Joseph Smentkowski Inc. (t/a Galaxy Carting) pursuant to N.J.S.A. 40A:11-13.2e.

November 30, 2017
Regular Meeting

Consent Agenda (cont.):

Resolution (cont.):

BE IT FURTHER RESOLVED, that the Town Clerk is authorized to take the necessary steps to re-advertise for Type 13 Waste Collection and Disposal (2nd occasion), as originally contained in the Solid Waste and Recycling Collection Service bid specifications, with bids being due on February 14, 2018 at 10:00 am.

RESOLUTION

RE: REAPPOINTING DONALD SCARINCI AS CORPORATION COUNSEL AND APPROVING CONTRACT WITH SCARINCI HOLLENBECK FOR CORPORATION COUNSEL SERVICES

WHEREAS, the Town of West New York ("Town") solicited proposals under a fair and open process for a contract for corporation counsel services; and

WHEREAS, proposals were received and the Town of West New York evaluated these proposals and determined Scarinci Hollenbeck is best able to provide the professional services required, and in a cost effective manner; and

WHEREAS, the Town's request for proposal for these services provided a rate of \$150.00 per hour; and

WHEREAS, this contract will commence on January 1, 2018 and continue until December 31, 2018.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Board of Commissioners of the Town of West New York do hereby reappoint Donald Scarinci, Esq. of Scarinci Hollenbeck as Corporation Counsel and authorize a contract with the law firm of Scarinci Hollenbeck for corporation counsel services, commencing January 1, 2018 until December 31, 2018.

BE IT FURTHER RESOLVED, that the Town shall pay Scarinci Hollenbeck a rate of \$150.00 per hour, and the contract shall have a not to exceed amount of \$450,000.00, which may be increased should the need arise.

BE IT FURTHER RESOLVED, that the Mayor and Town Clerk are authorized to execute a contract for corporation counsel services.

BE IT FURTHER RESOLVED, that the Chief Financial Officer certifies that the funds necessary for payments covering the contract period are available from account 01-201-21-714-020-99 (Law Department).

November 30, 2017
Regular Meeting

RESOLUTION

**RE: AUTHORIZING THE INSERTION IN BUDGET OF SPECIAL ITEM OF REVENUE
AND APPROPRIATION – CHAPTER 159 – NJ DEPARTMENT OF LAW AND PUBLIC
SAFETY – NJ DIVISION OF HIGHWAY TRAFFIC SAFETY – 2017 DRIVE SOBER OR GET
PULLED OVER YEAR END HOLIDAY CRACKDOWN**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of Local Government Services may approve insertion of any Special Item of Revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for an equal amount; and,

WHEREAS, the Town of West New York has been awarded \$5,500.00 from the NJ Department of Law and Public Safety – NJ Division of Highway Traffic Safety – 2017 Drive Sober or Get Pulled over Year End Holiday Crackdown and wishes to include this amount as revenue.

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Town of West New York, hereby requests the Director of the Division of Local Government Services to approve insertion of an item of revenue in the budget of the year 2017 in the sum of \$5,500.00, which is now available as revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services: Public and Private Revenues Offset with Appropriations:

NJ Department of Law and Public Safety – 2017 Drive Sober or Get Pulled Over Year End Holiday Crackdown

BE IT FURTHER RESOLVED that a like sum of \$5,500.00 be and is hereby appropriated under the caption of:

General Appropriations

(a) Operations Excluded from “CAPS”

Public and Private Offset by Revenues:

NJ Department of Law and Public Safety – 2017 Drive Sober or Get Pulled Over Year End Holiday Crackdown

Motion was made by Commissioner Colacurcio, seconded by Commissioner Cirillo, to adopt the foregoing Resolution, was carried by the following vote:

AYES - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None

November 30, 2017
Regular Meeting

RESOLUTION
RE: APPROVING THE TRANSFER OF FUNDS FOR 2017

WHEREAS, there exist certain budget expenditures with funds available in excess of the amounts approved in the 2017 budget of the Town of West New York; and

WHEREAS, N.J.S.A. 40A:4-58 permits the transfer of such funds during the last two months of the fiscal year.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York, County of Hudson that the following transfers be made within the 2017 Municipal Budget:

Account Number	Description	To	From
01-201-20-712-010-11	Housing Inspection S/W	7,500.00	
01-201-20-722-020-99	North Hudson Regional Council		1,000.00
01-201-20-725-020-99	North Hudson Council of Mayors	1,000.00	
01-201-20-720-020-99	Zoning Board	8,000.00	
01-201-20-721-020-99	Planning Board		8,000.00
01-201-21-701-010-11	Director of R & F - S/W	6,000.00	
01-201-21-742-010-11	Treasurer's Office S/W	60,000.00	
01-201-21-742-020-99	Treasurer's Office		70,900.00
01-201-21-744-010-11	Assessment of Taxes S/W	1,700.00	
01-201-21-748-020-99	Group Insurance- Employees	25,000.00	
01-201-21-749-020-99	Current Appropriations BudgHealth Waiver		25,000.00
01-201-21-752-020-99	Purchasing Agent	900.00	
01-201-22-701-010-11	Director of Public Safety -	75,000.00	
01-201-22-718-010-11	Administrative Office S/W	40,000.00	
01-201-22-762-010-11	Police Department S/W	40,000.00	
01-201-22-762-020-99	Police Department - O.E.		40,000.00
01-201-22-789-010-11	School Crossing Guards - S&W	130,000.00	
01-201-23-701-020-99	Director's Office DPW - O.E	5,000.00	
01-201-23-776-010-11	Automotive Maint. & Repair - S&W	50,000.00	
01-201-23-781-010-11	Streets & Sewers S/W		350,000.00
01-201-23-785-020-99	Fire Hydrant Rental Miscellaneous	2,500.00	
01-201-23-787-010-11	Garbage & Trash S/W Salaries & Wages	60,000.00	
01-201-23-787-070-20	Garbage & Trash - Contractual	375,000.00	
01-201-23-788-020-99	Engineering Serv. & Costs -Miscellaneous		100,000.00
01-201-24-790-010-11	Division of Parks S/W Salaries & Wages-		100,000.00
01-201-24-791-020-99	Celebration of Public Events Miscellaneous	20,000.00	
01-201-24-792-010-11	Building Department S/W Salaries & Wages		100,000.00
01-201-25-800-010-11	Uniform Construction Code Salaries & Wages		47,500.00
01-201-30-830-010-11	Municipal Court S/W Salaries & Wages-Re		75,000.00
01-201-30-830-020-99	Municipal Court - O.E. Miscellaneous	9,800.00	

Motion was made by Commissioner Colacurcio, seconded by Commissioner Rodriguez, to adopt the foregoing Resolution, was carried by the following vote:

AYES - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None

November 30, 2017
Regular Meeting

RESOLUTION
RE: CANCELLING GRANT RECEIVABLES AND APPROPRIATED RESERVES

WHEREAS, certain grant receivable balances remain on the Current Fund Balance Sheet; and,

WHEREAS, unexpended appropriated grant reserve balances associated with these receivables remain on the Current Fund Balance Sheet; and,

WHEREAS, it has been determined that the Town has collected all funds eligible to be received from these grant programs; and,

WHEREAS, it has been further determined that the programs associated with these grants have been completed; and,

WHEREAS, it is necessary to formally cancel said grant receivable and appropriated grant reserve balances from the current Fund Balance Sheet;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the town of West New York that the following grant balances is cancelled of record:

<u>Grant Description</u>	<u>Receivable Balance</u>	<u>Cancelled Against</u>	
		<u>Reserve Balance</u>	<u>Fund Balance</u>
2013 Clean Communities		(465.00)	(465.00)
2016 Clean Communities	0.24	(0.24)	-
2017 Recycling Tonnage	0.15	(0.15)	-
2017 Body Armor Replacement	0.15	(0.15)	-
2016 Year End Crackdown	575.00	(575.00)	-
2017 Labor Day Crackdown	220.00	(220.00)	-
2015 Pedestrian Safety	1,000.00	(1,000.00)	-
	1,795.54	(2,260.54)	(465.00)

Motion was made by Commissioner Colacurcio, seconded by Commissioner Cirillo, to adopt the foregoing Resolution, was carried by the following vote:

AYES - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None

Ordinance #25/17

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE TOWN OF WEST NEW YORK APPROVING AND AUTHORIZING THE EXECUTION OF AMENDMENTS TO AGREEMENTS BETWEEN THE TOWN OF WEST NEW YORK AND OVERLOOK TERRACE URBAN RENEWAL CORPORATION AND EXCEL PROPERTIES URBAN RENEWAL ASSOCIATES, L.L.C. FOR PROPERTIES COMMONLY REFERRED TO AS OVERLOOK TERRACE APARTMENTS FOR EXTENSION OF PAYMENTS IN LIEU OF TAXES

Note: Town Clerk Riccio read the title of the foregoing Ordinance aloud.

It was regularly moved by Commissioner Colacurcio, seconded by Commissioner Rodriguez, to **open the public hearing** on this Ordinance, was carried by the following vote:

AYES - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None

November 30, 2017
Regular Meeting

Since no one wished to be heard, it was regularly moved by Commissioner Colacurcio, seconded by Commissioner Cirillo, to **close the public hearing and adopt** this Ordinance, was carried by the following vote:

AYES - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None

Ordinance #26/17

AN ORDINANCE CREATING CHAPTER 415 ARTICLE I ENTITLED “FEES FOR APPLICATIONS TO THE BOARD OF COMMISSIONERS OF THE TOWN OF WEST NEW YORK FOR CONSENT TO UTILIZE A PUBLIC RIGHT-OF-WAY AS REQUIRED UNDER N.J.S.A. 48:1-1 TO 23-31.”

Note: Town Clerk Riccie read the title of the foregoing Ordinance aloud.

It was regularly moved by Commissioner Colacurcio, seconded by Commissioner Cirillo, to **open the public hearing** on this Ordinance, was carried by the following vote:

AYES - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None

Since no one wished to be heard, it was regularly moved by Commissioner Colacurcio, seconded by Commissioner Rodriguez, to **close the public hearing and adopt** this Ordinance, was carried by the following vote:

AYES - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None

Ordinance #27/17

AN ORDINANCE AMENDING CHAPTER 277 OF THE CODE OF THE TOWN OF WEST NEW YORK ENTITLED “PARKING” CREATING ARTICLE VIII ENTITLED “DESIGNATION OF SNOW EMERGENCY NO PARKING AREAS”

Note: Town Clerk Riccie read the title of the foregoing Ordinance aloud.

It was regularly moved by Commissioner Colacurcio, seconded by Commissioner Rodriguez, to **open the public hearing** on this Ordinance, was carried by the following vote:

AYES - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None

Since no one wished to be heard, it was regularly moved by Commissioner Colacurcio, seconded by Commissioner Rodriguez, to **close the public hearing and adopt** this Ordinance, was carried by the following vote:

AYES - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None

November 30, 2017
Regular Meeting

Ordinance #28/17

**AN ORDINANCE OF THE CODE OF THE TOWN OF WEST NEW YORK ENTITLED
“SANITATION DIVISION”**

Note: Town Clerk Riccio read the title of the foregoing Ordinance aloud.

It was regularly moved by Commissioner Colacurcio, seconded by Commissioner Rodriguez, to **adopt the introduction** of the foregoing Bond Ordinance was carried by the following vote:

AYES - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None

Notice
Ordinance #28/17

**AN ORDINANCE OF THE CODE OF THE TOWN OF WEST NEW YORK ENTITLED
“SANITATION DIVISION”**

The foregoing Ordinance was adopted for first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey, on November 30, 2017 and ordered published, and will be further considered before final passage at a public hearing on December 21, 2017 at 3:30 p.m. at the Commission Chambers, Municipal Building, West New York, NJ. 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, N.J.

Note: Town Clerk Riccio read the foregoing notice aloud and announced that the regular meeting of Dec. 21st will be rescheduled to 3:00 pm Work Session and 3:30 pm Regular Session.

Ordinance #29/17

**AN ORDINANCE OF THE CODE OF THE TOWN OF WEST NEW YORK AMENDING
CHAPTER 312 ENTITLED “RENT CONTROL”**

Note: Town Clerk Riccio read the title of the foregoing Ordinance aloud.

It was regularly moved by Commissioner Colacurcio, seconded by Commissioner Cirillo, to **adopt the introduction** of the foregoing Bond Ordinance was carried by the following vote:

AYES - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None

Notice
Ordinance #29/17

**AN ORDINANCE OF THE CODE OF THE TOWN OF WEST NEW YORK AMENDING
CHAPTER 312 ENTITLED “RENT CONTROL”**

The foregoing Ordinance was adopted for first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey, on November 30, 2017 and ordered published, and will be further considered before final passage at a public hearing on December 21, 2017 at 3:30 p.m. at the Commission Chambers, Municipal Building, West New York, NJ. 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, N.J.

Note: Town Clerk Riccio read the foregoing notice aloud and announced that the regular meeting of Dec. 21st will be rescheduled to 3:00 pm Work Session and 3:30 pm Regular Session.

November 30, 2017
Regular Meeting

Ordinance #30/17

AN ORDINANCE AMENDING CHAPTER 218 OF THE CODE OF THE TOWN OF WEST NEW YORK ENTITLED "HEATING"

Note: Town Clerk Riccio read the title of the foregoing Ordinance aloud.

It was regularly moved by Commissioner Colacurcio, seconded by Commissioner Rodriguez, to **adopt the introduction** of the foregoing Bond Ordinance was carried by the following vote:

AYES - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None

Notice
Ordinance #30/17

AN ORDINANCE AMENDING CHAPTER 218 OF THE CODE OF THE TOWN OF WEST NEW YORK ENTITLED "HEATING"

The foregoing Ordinance was adopted for first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey, on November 30, 2017 and ordered published, and will be further considered before final passage at a public hearing on December 21, 2017 at 3:30 p.m. at the Commission Chambers, Municipal Building, West New York, NJ. 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, N.J.

Note: Town Clerk Riccio read the foregoing notice aloud and announced that the regular meeting of Dec. 21st will be rescheduled to 3:00 pm Work Session and 3:30 pm Regular Session.

Ordinance #31/17

AN ORDINANCE REGARDING THE REGULATIONS FOR USE OF NORTH HUDSON SEWERAGE AUTHORITY TREATMENT WORKS AND COLLECTIONS SYSTEM

Note: Town Clerk Riccio read the title of the foregoing Ordinance aloud.

It was regularly moved by Commissioner Colacurcio, seconded by Commissioner Rodriguez, to **adopt the introduction** of the foregoing Bond Ordinance was carried by the following vote:

AYES - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None

Notice
Ordinance #31/17

AN ORDINANCE REGARDING THE REGULATIONS FOR USE OF NORTH HUDSON SEWERAGE AUTHORITY TREATMENT WORKS AND COLLECTIONS SYSTEM

The foregoing Ordinance was adopted for first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey, on November 30, 2017 and ordered published, and will be further considered before final passage at a public hearing on December 21, 2017 at 3:30 p.m. at the Commission Chambers, Municipal Building, West New York, NJ. 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, N.J.

Note: Town Clerk Riccio read the foregoing notice aloud and announced that the regular meeting of Dec. 21st will be rescheduled to 3:00 pm Work Session and 3:30 pm Regular Session.

November 30, 2017
Regular Meeting

RESOLUTION

RE: AUTHORIZING EXECUTIVE SESSION PURSUANT TO N.J.S.A. 10:4-12(b)

BE IT RESOLVED by the Board of Commissioners of the Town of West New York, County of Hudson, State of New Jersey that the Board of Commissioners hereby declares this executive session closed to the public for the following items:

Pursuant to N.J.S.A. 10:4-12(b)(7), the discussion of litigation entitled Juana Garcia v. Town of West New York, et al., Superior Court of New Jersey, Law Division, Hudson County, Docket No. HUD-L-1357-16.

BE IT FURTHER RESOLVED that the minutes of this closed session shall be available to the public as per N.J.S.A. 10:4-13(b) at such time as the matter necessitating the discussion of this litigation have been concluded, to the extent disclosure is not prohibited by other law.

Note: Town Clerk Riccio read the foregoing Resolution aloud. Corporation Counsel advised that Executive Session should take approx. 15-20 minutes. Town Clerk Riccio requested the Public to exit the Court Chambers at 7:05 p.m.

Motion was made by Commissioner Colacurcio, seconded by Commissioner Rodriguez, to adopt the foregoing Resolution, was carried by the following vote:

AYES - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None

A motion was made by Commissioner Colacurcio, seconded by Commissioner Rodriguez to reconvene the Regular Meeting at 7:12 p.m. was carried by the following vote:

AYES - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None

Note: Corporation Counsel Donald Scarinci advised that one (1) item was discussed during the Executive Session which was a settlement of a case and the results of that discussion will be made known by verbally adding Resolution #R-29 to the agenda.

RESOLUTION

RE: AUTHORIZING SETTLEMENT IN JUANA GARCIA V. TOWN OF WEST NEW YORK, ET. AL.

WHEREAS, the Town of the West New York is involved in a civil action in the Superior Court of Hudson County captioned as follows:

Juana Garcia v. Town of West New York, et al., Superior Court of New Jersey, Law Division, Hudson County, Docket No. HUD-L-1357-16.

WHEREAS, the Town and its employees admit no wrong doing or liability; and

WHEREAS, the Town, through Counsel, has resolved the litigated matter subject to governing body approval, and upon such approval and upon receipt of appropriate documents by Counsel for West New York.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Town of West New York, that the Town Clerk, Counsel for West New York and any other appropriate officer are hereby authorized and directed to take such actions, as are necessary to effectuate the terms of this resolution, including but not limited to the execution of a settlement agreement or release in a form acceptable to Counsel for West New York and implementation of the executory provisions thereof.

November 30, 2017
Regular Meeting

Resolution (cont.):

BE IT FURTHER RESOLVED that the plaintiff shall provide to the Counsel for West New York a satisfactory release, closing documents or other appropriate documentation.

Motion was made by Commissioner Colacurcio, seconded by Commissioner Rodriguez, to adopt the foregoing Resolution, was carried by the following vote:

AYES - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None

It was regularly moved by Commissioner Colacurcio and seconded by Commissioner Rodriguez, **to open Public Portion of meeting at 7:13 p.m.**, and was carried by the following vote:

AYES - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None

Public Portion:

1. Alicia Ruiz, 6607 Broadway, WNY:

Ms. Ruiz advised that she is a crossing guard and that other crossing guards were afraid to come to the meeting for fear of losing their jobs. She commented that the crossing guards' supervisor "makes life a living h-ll". Town Administrator Cryan replied "that is not a fair statement". She complained that the crossing guards lost 3 sick days and also a federal holiday as a result of the new contract and that since Mayor Roque has been Mayor, Comm. Rodriguez has changed their employment hours. She advised that she is assigned to the corner of 64th Street and Broadway and that there are no children to cross after 4:00 pm even though all crossing guards must work until 4:30 pm. She inquired as to why the crossing guards fall under the DPW Dept. when they are supposed to be supervised by the Police Dept. Mayor Roque and Mr. Cryan disagreed with her comments. Mayor Roque informed her that the new contract provides for better health insurance coverage, salary increases and more of the things that the union requested and that the union representative agrees with same. The Mayor advised her to get her facts and research correct before making accusations. The Mayor reiterated that he is 100% supportive of the crossing guards and recommended that she meet with her union representative to see what the Town has done for them. Mr. Cryan advised that the crossing guards did not lose any days. She disagreed. Mr. Cryan also informed her that the crossing guards received additional money for better uniforms. She disagreed and commented that she purchased her own coat as Prime Uniform gives them men's coats. Discussion ensued between Town Administrator and Ms. Ruiz regarding the needs of the School system in terms of requiring the crossing guards to work until 4:30 pm. She disagreed with Mr. Cryan's position. She further advised that since April she has been informing Silvio Acosta and the Mayor's office that the traffic light is not working at her post. The Mayor inquired as to "who" she informed in his office. She replied "Silvio, Marileidys and your office". Mayor Roque responded that Mr. Cannao is taking care of a lot of things and asked her if she has seen improvement in the 17 yrs. that she has been a crossing guard. Ms. Ruiz commented that other crossing guards "fear being fired" and that people should only be afraid of Jesus. She again complained about having to work until 4:30 pm and commented that this Town is trying to make their hours coincide with other Towns. Mayor Roque replied that he respects the crossing guards and is trying to make life more comfortable and safe for them and wants to "work together". Ms. Ruiz requested that the DPW dept. distribute salt on the corners where the crossing guards work during the winter. Comm. Rodriguez replied "We do". She disagreed with Comm. Rodriguez and referred to him as "sweetheart", to which the Mayor advised her that she should be respectful to the Commissioner.

November 30, 2017
Regular Meeting

A motion was made by Commissioner Colacurcio, seconded by Commissioner Cirillo **to close the Public Portion and adjourn the meeting at 7:25 P.M.** was carried by the following vote:

AYES - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None

Commissioner Cosmo A. Cirillo

Commissioner Susan M. Colacurcio

Commissioner Margarita Guzman

Commissioner Gabriel Rodriguez

Mayor Felix E. Roque
Board of Commissioners

Attest: _____
Carmela Riccie, RMC
Town Clerk's Office