

Resolutions

- R-1 RESOLUTION – Re: Repealing Resolution adopted on 1/7/98, which established a loading zone at 426 – 52nd Street, WNY for (Couleurs, Inc.)
- R-2 RESOLUTION- Re: Repealing Resolution adopted on 8/19/92, which established a loading zone at 440 – 52nd Street, WNY for (CMR Fashions)
- R-3 RESOLUTION- Re: Repealing Resolution adopted on 8/3/88, which established a loading zone at 401 – 52nd Street, WNY for (Las Brisas)
- R-4 RESOLUTION- Re: Repealing a portion of Resolution adopted on 2/17/99 (Restricted Parking for Handicapped Resident) as follows: 5601 Blvd. East, WNY (Victor Ramos)
- R-5 RESOLUTION- Re: Repealing Resolution adopted on 3/1/72, which established a loading zone at 430-436 52nd Street, WNY for (Lodge Knitting Mills)
- R-6 RESOLUTION – Re: Filing of 2008 Recycling Tonnage Grant and appointing William Parkinson as Recycling Coordinator for the Town of West New York
- R-7 RESOLUTION – Re: Approving participation with the State of New Jersey Division of Alcoholic Beverage Control Program (Office of Juvenile Justice and Delinquency Prevention (OJJDP) enforcing the Underage Drinking Laws State Block Grant Program)
- R-8 RESOLUTION – Re: Budget Transfers – Transition Year 2010
- R-9 RESOLUTION – Re: Extending Contract between Town of West New York and Large Doc Solutions for Document Imaging Services
- R-10 RESOLUTION – Re: Rejecting Bids for Verrazano Park Improvements
- R-11 RESOLUTION- Re: Authorizing the Town Clerk to advertise to receive bids for Verrazano and Donnelly Park Improvements
- R-12 RESOLUTION – Re: Refunds of Overpayment of Taxes (\$35,610.33)
- R-13 RESOLUTION – Re: Refunds of Tax Lien Redemptions (\$384,103.28)
- R-14 RESOLUTION – Re: Refunds of Tax Lien Premiums (\$41,900.00)
- R-15 RESOLUTION – Re: Hudson County Board of Taxation Tax Appeals (\$27,287.32)
- R-16 RESOLUTION – Re: Tax Sale Certificate (\$1,320.34)
- R-17 RESOLUTION – Re: Senior Citizens and Veterans Tax Deductions (\$2,250.00)
- R-18 RESOLUTION – Re: Accepting a specific bequest from the Frederick E.G. Valergakis Charitable Trust, in the approximate amount of \$28,000 for the specific purposes of the Trust, and authorizing the Town Attorney to take further actions as required to secure compliance with the terms of the Trust
- R-19 AWARDING RESOLUTION – Re: New Utility Service Truck GMC/TK10706 or Equal to Beyer Bros. Corporation (\$38,276.71)

Resolutions

- R-20 AWARDING RESOLUTION – Re: Aerial Bucket Truck GMC/TK31403 or Equal Beyer to Beyer Bros. Corporation (\$78,889.15)
- R-21 RESOLUTION – Re: Authorizing the Town Administrator and Town Attorney to negotiate inter-local agreements for the provision of Health Inspection and related services of the West New York Health Department to the Towns of Guttenberg, Secaucus, and Weehawken for Calendar Year 2011
- R-22 RESOLUTION – Re: Awarding a contract for Risk Management Consultant Services to Scirocco Financial Group Inc. (Term: January 1, 2011 through January 1, 2014)
- R-23 RESOLUTION – Re: Authorizing the Award of a “Non-Fair and Open Contract” for Substance Abuse Prevention and Education Program Services to: PRS Consultants Inc. (\$36,000.00)
- R-24 RESOLUTION – Re: Authorizing the Town Clerk to receive bids for: Striping & Signage
- R-25 RESOLUTION – Re: Award of Verrazano and Donnelly Park Improvements Engineering Design and Grants/Construction Administration to Maser Consulting
- R-26 RESOLUTION – Re: Authorizing Settlement of Personnel Matter in Regards to Rosemary Suarez

Ordinances

- O-1 Hearing and Final Adoption of Bond Ordinance #27/10** Providing for the Financing of the Installation of an Electronic Smoke Detection System in the Town and Appropriating an Amount not Exceeding \$105,000 therefor and Authorizing the Issuance of not to Exceed \$99,750 in Bonds or Notes of the Town of West New York

- O-2 Introduction of Ordinance #28/10** An Ordinance repealing Ordinance #40/95 entitled: “An Ordinance establishing restricted parking in front of one (1) residence for use by handicapped resident (412 – 62nd Street – Jose Herrera)

- O-3 Introduction of Ordinance #29/10** An Ordinance approving a lease between West New York and 440 60th Street LLC for use as the Urban Enterprise Zone office

- O-4 Introduction of Ordinance #30/10** An Ordinance amending §296-5 of the Code of the Town of West New York concerning precious metals transactions

- O-5 Introduction of Ordinance #31/10** An Ordinance approving a Lease of Real Property by the Town with Riviera Towers, 6040 JFK Boulevard East for the primary use of the West New York Police Department for purposes of storage of vehicles and other equipment

**TOWN OF WEST NEW YORK
COUNTY OF HUDSON**

ORDINANCE #28/10

**An Ordinance repealing Ordinance #40/95 entitled:
“An Ordinance establishing restricted parking in front of one (1)
residence for use by Handicapped Resident”
(412-62nd Street - Jose Herrera)**

BE IT ORDAINED by the Board of Commissioners of the Town of West New York as follows:

Section 1: Ordinance #40/95 is hereby repealed.

Section 2: The handicapped person involved has either moved or died since implementation of above mentioned ordinances.

Section 3: The Department of Public Safety is directed to remove all signage for the spaces as directed by this ordinance.

Section 4: All ordinances inconsistent herewith are hereby repealed.

Section 5: This ordinance shall take effect immediately upon passage and publication as provided by law.

Introduced: 12/20/10

Notice

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 **December 20, 2010** and ordered published, and will be further considered before final passage at a public hearing on **January 19, 2011 at 7:00 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.

Carmela Riccie, RMC
Town Clerk

**TOWN OF WEST NEW YORK
COUNTY OF HUDSON**

ORDINANCE # 29/10

**AN ORDINANCE APPROVING A LEASE BETWEEN WEST NEW YORK AND
440 60th Street LLC FOR USE BY THE
WEST NEW YORK URBAN ENTERPRISE ZONE OR OTHER TOWN OFFICES**

WHEREAS, there exists a need by the West New York Urban Enterprise Zone for adequate physical plant layout in order to successfully accomplish its mission; and

WHEREAS, the governing body desires to enter into an agreement for a lease for space for use by the West New York Urban Enterprise Zone,

WHEREAS, the West New York Urban Enterprise Zone has entered into a lease dated January 10, 2008, with 440 60th Street LLC for the requisite space the current term of which expires on December 31, 2009, as amended by rider dated May 6, 2008, on file with the Town; and

Section 3: The lease guarantees the Town the option to enter into renewal leases at the following base rental schedule:

Third Period of 12 Months (1/2010 – 12/2010)	\$1,047.00 per month
Fourth of 12 Months	\$1,100.00 per month
Fifth of 12 Months	\$1,155.00

WHEREAS, the West New York Urban Enterprise Zone has received funding from the State for rental of space from 440 60th Street LLC to be applied towards the rents due on the lease for Fiscal Year 09 contingent upon available funds; and

WHEREAS, The utilization of such leased premises by the West New York Urban Enterprise Zone will continue to allow for easier accessibility to the Urban Enterprise Zone business community, allowing storage for all required documents, etc.; and

WHEREAS, the West New York Urban Enterprise Zone and 440 60th Street, LLC desire to enter into an agreement for the lease of the Space for a term of years as described in the attached form of lease agreement between the Town of West New York and 440 60th Street; and

WHEREAS the entry of the lease agreement between the Town of West New York on behalf of the West New York Urban Enterprise Zone and 440 60th Street, LLC is necessary for the efficient operation of the Town of West New York and the Town of West New York Urban Enterprise Zone; and

WHEREAS, the Town during the course of 2010 may find that it has a need to rearrange office configurations; and

WHEREAS, this lease will have been awarded upon the final adoption of this Ordinance through a non-fair and open process pursuant to N.J.S.A. 19:44A-20.5, et seq., upon 440 60th Street LLC upon the submittal and the Town's receipt of a C. 271 Political Contribution Disclosure Form and Business Entity Disclosure Certification in the required form; and

WHEREAS, a Certificate of Available Funds, maintained on file at the Town, sets forth that sufficient funds for the subject lease have been allotted in the Town's budget from the UEZ grant UEZ Grant for Administration, dedication by rider.

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

Section 1: The Board of Commissioners hereby authorizes the entry of the Town of West New York on behalf of the West New York Urban Enterprise Zone into a lease agreement with 440 60th Street, LLC for the lease of space located at on two suites (##102 & 104) on the first floor of 440 60th Street for a term of years as described in the attached form of lease agreement between the Town of West New York and 440 60th Street for \$998.00 per month for the one-year term January 1, 2009 through December 31, 2009.

Section 2: The Director of the West New York Urban Enterprise Zone and all other appropriate municipal officials be and are hereby authorized to execute or ratify a lease agreement with 440 60th Street, LLC for the lease of the Space for a term of years substantially in the form attached hereto, subject to commercially reasonable modifications of the terms contained therein, the Board of Commissioners understanding the commercial realities attendant to such transaction, and that the actual terms of the lease to be entered into and the date of execution and commencement of the lease may vary, in accordance with the needs of the Town as determined by Town officials.

Section 3: The West New York Urban Enterprise Zone shall be responsible for all rental payments, fees, or other costs associated or arising under the terms of the lease agreement executed ("the Lease") during the course of its use of the Space.

Section 4: In the event that the Town of West New York pays monies for any rental payments, fees, or other costs associated or arising under the terms of the Lease, the West New York Urban Enterprise Zone shall undertake to reimburse the Town of West New York, and to request sufficient funds to cover such costs from the State of New Jersey Urban Enterprise Zone Authority for costs associated with the use of the West New York Urban Enterprise Zone of the Space;

Section 5. The term of the Lease shall not extend beyond one year from the initial inception of the term provided for herein. Any renewal of the any annual lease

Section 2. At a minimum (subject to commercially reasonable modifications of the terms contained therein, the Board of Commissioners understanding the commercial realities attendant to such transaction, and that the actual terms of the lease to be entered into and the date of execution and commencement of the lease may vary, in accordance with the needs of the Town as determined by Town officials) such lease shall have the following provisions:

1. The lease shall be subject to budget appropriation.
2. Rent shall not exceed \$5,600, payable monthly
3. The lease shall be for the entire useable area of the sixth parking level of Riviera Towers except for reasonable exceptions, such as for the maintenance, inspection, or upgrade of the leased facilities, as municipal officials may agree to.
4. The lease shall not exceed five (5) years.

Section 6: The Lease shall include a provision prohibiting Riviera Towers from making reportable contributions during the term of the contract as required by N.J.S.A. 19:44A-20.5, et seq.

Section 7. The Certificate of Available funds shall remain on file in the Office of the Town Clerk.

Section 8: All ordinances or portions thereof inconsistent with this Ordinance are hereby repealed.

Section 9: If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this ordinance.

Section 10: This ordinance shall take effect upon final adoption and Publication according to law.

Section 11: All appropriate municipal officials are authorized to take such steps as may be necessary and proper to ensure compliance by the Town of West New York with all lawful conditions, restrictions or limitations contained in the Lease.

Introduced: 12/20/10

Notice

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Carmela Riccio, RMC
Town Clerk

TOWN OF WEST NEW YORK

COUNTY OF HUDSON

ORDINANCE #30/10

An Ordinance Amending §296-5 of the Code of the Town of West New York Concerning Precious Metals Transactions

Whereas, the Board of Commissioners has determined that changes in the regulation of transactions in items containing precious metals are necessary to aid in the identification of stolen property and the apprehension of persons involved in related illegal activity;

NOW THEREFORE BE IT ORDAINED by the Board of Commissioners of the Town of West New York that Chapter 296 of the Code of the Town of West New York is hereby amended as follows:

Section 1

§ 296-5 entitled “Regulations concerning precious metals transactions”, sub-section A(4) is amended to substitute the term “West New York Police Department” for “Chief of Police”.

Section 2

§ 296-5 A(4)(c) is amended in its entirety to read: “An exact description of the article displayed to or viewed by the precious metals dealer together with clear, close-up digital photographs of the article sufficient to allow its identification, and showing any inscription or identifying marks or engraving to the extent it is practicable to record such images.”

Section 3

§ 296-5 A(5) is amended in its entirety to read: “Maintain the records required in Subsection A(4)(a) through (f) of this section for a period of at least five years and shall at all times have same available on his premises and open for inspection and copying by any police officer of the Town of West New York.”

Section 4

§ 296-5 B is amended in its entirety to read: “ No precious metals dealer shall sell, melt, change the form of, release from his possession or dispose of any precious metals or secondhand jewelry article bought or received by him until fourteen calendar days have elapsed from the date indicated on his official record prepared pursuant to Subsection A(4)(a) through (f) of this section.”

Section 5

All ordinances and parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 6

If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this ordinance.

Section 7

This ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

Introduced: 12/20/10

Notice

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 **December 20, 2010** and ordered published, and will be further considered before final passage at a public hearing on **January 19, 2011 at 7:00 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.

Carmela Riccio, RMC
Town Clerk

**TOWN OF WEST NEW YORK
COUNTY OF HUDSON**

ORDINANCE #31/10

An Ordinance approving a Lease of Real Property by the Town with Riviera Towers, 6040 JFK Boulevard East for the primary use of the West New York Police Department for purposes of storage of vehicles and other equipment

WHEREAS, there exists a need by the West New York Police Department for adequate physical plant layout for use in the storage of motor vehicles; and

WHEREAS, the Town of West New York **Riviera Towers** desire to enter into an agreement for the lease of **the entire useable area of the sixth parking level of Riviera Towers, 6040 JFK Boulevard East**, for a term of up to **five (5) years** which the Police Director has advised is the only location within the Town suitable for the purpose of storage of motor vehicles by the West New York Police Department based on the needs of the Police Department relative to such storage; and

WHEREAS, The utilization of such leased premises by the West New York Police Department will provide benefit to the Town of West New York;

WHEREAS, the governing body desires to enter into an agreement for a lease for **the entire useable area of the sixth parking level of Riviera Towers** for use by the West New York Police Department,

WHEREAS the entry of the lease agreement between the Town of West New York on behalf of the West New York Police Department and **Riviera Towers** is necessary for the efficient operation of the Town of West New York and the Town of West New York Police Department; and

WHEREAS, this lease will have been awarded upon the final adoption of this Ordinance through a non-fair and open process pursuant to N.J.S.A. 19:44A-20.5, et seq., upon **Riviera Towers** submittal and the Town's receipt of a C. 271 Political Contribution Disclosure Form and Business Entity Disclosure Certification in the required form; and

WHEREAS, a Certificate of Available Funds, maintained on file at the Town, sets forth that sufficient funds for the subject lease have been allotted in the Town's budget;

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

Section 1: The Board of Commissioners hereby authorizes, ratifies and approves the entry of the Town of West New York on behalf of the West New York Police Department into a lease agreement with **Riviera Towers** for the lease of **the entire useable area of the sixth parking level of Riviera Towers**, located in the Town of West New York, for a term of up to 5-years pursuant to such terms as may be acceptable to the Town as evidenced by the Mayor's signature thereon, pursuant to the Local Land and Buildings Law, N.J.S.A. 40A:12-1 et seq. .

Section 2. At a minimum (subject to commercially reasonable modifications of the terms contained therein, the Board of Commissioners understanding the commercial realities attendant to such transaction, and that the actual terms of the lease to be entered into and the date of execution and commencement of the lease may vary, in accordance with the needs of the Town as determined by Town officials) such lease shall have the following provisions:

1. The lease shall be subject to budget appropriation.
2. Rent shall not exceed \$5,600, payable monthly
3. The lease shall be for the entire useable area of the sixth parking level of Riviera Towers except for reasonable exceptions, such as for the maintenance, inspection, or upgrade of the leased facilities, as municipal officials may agree to.
4. The lease shall not exceed five (5) years.

Section 6: The Lease shall include a provision prohibiting Riviera Towers from making reportable contributions during the term of the contract as required by N.J.S.A. 19:44A-20.5, et seq.

Section 7. The Certificate of Available funds shall remain on file in the Office of the Town Clerk.

Section 8: All ordinances or portions thereof inconsistent with this Ordinance are hereby repealed.

Section 9: If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this ordinance.

Section 10: This ordinance shall take effect upon final adoption and Publication according to law.

Section 11: All appropriate municipal officials are authorized to take such steps as may be necessary and proper to ensure compliance by the Town of West New York with all lawful conditions, restrictions or limitations contained in the Lease.

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Carmela Riccio, RMC
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