

April 20, 2011
Regular Meeting

Minutes of a regular stated meeting of the Board of Commissioners of the Town of West New York, in the County of Hudson, State of New Jersey, held in the Court Chambers, Municipal Building on Wednesday, April 20, 2011 at 7:00 p.m. (6:00 p.m. Work Session).

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

Meeting commenced at 7:00 p.m.

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

As presiding officer of this regularly scheduled meeting of the Board of Commissioners of the Town of West New York, held on **April 20, 2011 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 22, 2010. 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: 3/16/11 (Regular and Work Sessions) and Special Meeting: 4/6/11 (Regular Session) be approved as recorded, was carried by the following vote:

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

Claims: Dated 4/20/11 (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

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Receipt of Financial Reports:

FINANCIAL REPORTS - MONTH OF MARCH 2011

1. From Construction Code Official Office, reporting the sum of \$33,307.00 collected for the month of March, 2011.
2. From Deputy Director Albert L. Bringa (Police Dept.) reporting the sum of \$4,704.00 collected for the month of March 2011.
3. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$375.00 Special Licenses collected for the month of March 2011.
4. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$516.00 for Marriage/death certificates collected for the month of March 2011.
5. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$884.00 for Dogs Licenses Issued for the month of March 2011.
6. From Frederick J. Tomkins, Acting CFO (Revenue and Finance Department) reporting the sum of \$1,896,036.07 collected for the month March 2011.
7. From Carmela Riccio, RMC, Town Clerk, reporting the sum of \$25.00 collected for the month of March 2011.

It was regularly moved by Commissioner Lange, seconded by Commissioner Lopez, 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

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RFP Results
Re: Election Printing Services

RFP PROPOSAL FORMATION

Proposal Receipt Date: April 1, 2011

Proposal Time: 10:00 am

Location for proposal: Town Clerk's Office

Proposal for: Election Printing Services

Personnel at Opening: Jennie DelRio

Remarks: Time to receive RFPS was closed at 10:05 a.m.
Reserved decision pending review by review committee.

RESPONDER #1 (Name) Royal Printing
(Address) 441 51st Street
West New York, NJ 07093

RFP Results
Re: Insurance Fund Administrator Services

RFP PROPOSAL FORMATION

Proposal Receipt Date: April 15, 2011

Proposal Time: 10:00 a.m.

Location for proposal: Town Clerk's Office

Proposal for: Insurance Fund Administrator Services

Department of: Insurance Fund Commission

Personnel at Opening: Town Clerk Carmela Riccio

Remarks: Time to receive RFPs was closed at 10:05 a.m.

RESPONDER #1 (Name) Peter Soriero
(Address) 3 Cypress Point Lane, Monroe Twsp., NJ 08831

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Ordinance #2/11

**An Ordinance to exceed the Municipal Budget Appropriation
Limits and to establish a CAP Bank for Calendar Year 2011
(NJSA 40A:4-45.14)**

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

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

No one wished to be heard.

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

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

Note: Mayor Vega announced that this Ordinance complies with regulations created by the State of New Jersey. The Mayor stated "We balanced our budget. There is no tax increase."

Resolution

Re: Waiver of Reading in Full of the 2011 Budget

WHEREAS, N.J.S. 40A:4-8 permits that the Budget as advertised may be read by its title providing that at least one week prior to the date of the hearing a complete copy of the approved budget shall

- a) be posted in a public place where public notices are customarily posted, and
- b) is made available to each person requesting the same during said week and during the public hearing, and

WHEREAS, the Town of West New York has complied with the aforesaid requirements.

NOW, THEREFORE, BE IT RESOLVED, the Town is hereby permitted to waive the reading in full, of the Municipal Budget for the year ending December 31, 2011.

Mayor Vega opened the hearing on the 2011 Calendar Year Budget.

No one wished to be heard.

Since no one wished to be heard and there was no objection, it was regularly moved by Commissioner Riccardi, seconded by Commissioner Lopez, to **close the hearing on the Calendar Year 2011 budget**, was carried by the following vote:

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

Note: Mayor Vega commented that he is proud of the work done by his Commissioners and the financial team regarding this budget as there will be no tax increase, and that it is their intention to add six (6) new police officers and to maintain the same level of service to the community.

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Resolution
Re: Resolution to Amend the 2011 Municipal Budget

WHEREAS, the Budget for the year 2011 was approved on the 16th day of March, 2011, and

WHEREAS, the public hearing on said budget has been held as advertised, and

WHEREAS, it is desired to amend said approved budget.

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Town of West New York, County of Hudson, that the following amendments to the approved budget of 2011 be made:

Recorded Vote

(Insert last names)

(Comm. Lange	((
(Comm. Fernandez-Lopez	(Abstained	(None
(Comm. Riccardi	((
Ayes (Comm. Rodriguez	Nays	None		
(Mayor Vega	(Absent	(
			None	

	<u>From</u>	<u>To</u>
<u>General Revenues</u>		
3. Miscellaneous Revenues – Section A: Local Revenues		
Fines and Costs:		
Municipal Court	1,350,000	1,389,704
Total Section A: Local Revenues	17,865,000	17,904,704
Miscellaneous Revenues - Section F Public and Private Revenues Offset with Appropriations:		
DOT 2010 Municipal Aid Program	323,000	323,438
Total Section F: Public and Private Revenues Offset with Appropriations	568,872	569,310
Miscellaneous Revenues – Section G Special Items of General Revenues Anticipated with DLGS		
Uniform Fire Safety Act	30,000	-0-
Total Section G: Special Items of General Revenues Anticipated with DLGS	1,006,474	976,474
Total Miscellaneous Revenues	30,205,598	30,215,740
5. Subtotal General Revenues	37,850,570	37,860,712
6. Amount to be Raised by Taxes for Support of Municipal Budget:		
a) Local Tax for Municipal Purposes Including Reserve For Uncollected Taxes	33,420,000	32,494,523
c) Minimum Library Tax		925,477
7. Total General Revenues	71,807,659	71,817,801

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Resolution (Cont.):

Appropriations

(C) Capital Improvements - Excluded from "CAPS"

DOT 2010 Municipal Aid Program	323,000	323,438
Total Capital Improvements Excluded from "CAPS"	473,000	473,438
(H-2) Total General Appropriations for Municipal Purposes Excluded from "CAPS"	21,589,192	21,589,630
(O) Total General Appropriations Excluded from "CAPS"	22,826,281	22,826,719
(L) Subtotal General Appropriations {Items (H-1) and (O)}	70,843,789	70,844,177
(M) Reserve for Uncollected Taxes	963,920	973,624
9. Total General Appropriations	71,807,659	71,817,801

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of the Division of Local Government Services for certification of the 2011 Municipal Budget so amended.

It is hereby certified that this is a true copy of a resolution amending the budget, approved by the governing body on the 20th day of April, 2011.

Carmela Riccio, RMC, Town Clerk

It is hereby certified that the approved Budget Amendment annexed hereto and hereby made a part is an exact copy of the original on file with the Clerk of the Governing Body, that all additions are correct. All statements contained herein are in proof and the total of anticipated revenues equals the total of appropriations.

Certified by me, this 20th day of April, 2011

Registered Municipal Accountant

It was regularly moved by Commissioner Lange, seconded by Commissioner Rodriguez that the foregoing Resolution be adopted, was carried by the following vote:

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

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Resolution
Re: Accelerated Tax Sale

Whereas, according to the Policies and Procedures of Chapter 99 of the State of New Jersey, Division of Local Government Services, a Municipality may authorize the Tax Collector to implement an Accelerated Tax Sale, and

Whereas, the Division of Local Government has requested that the Calendar Year 2011 Municipal Budget reflect that the Reserve for Uncollected Taxes be modified in anticipation of the Accelerated Tax Sale, and

Whereas, all necessary calculations and projections have been made by the Chief Financial Officer to utilize the proceeds from the Accelerated Tax Sale,

Now, therefore, be it resolved that in accordance with the provisions of the Division of Local Government Services, the Tax Collector is hereby authorized to implement an Accelerated Tax Sale before the close of Calendar Year 2011.

It was regularly moved by Commissioner Lange, seconded by Commissioner Rodriguez that the foregoing Resolution be adopted, was carried by the following vote:

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

Resolution
Re: Adoption of Calendar Year 2011 Budget with amendments

BE IT RESOLVED by the Board of Commissioners of the Town of West New York, County of Hudson that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- | | |
|----------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| (a) 32,494,523 | (Item 2 below) for municipal purposes and, |
| (b) 537,089 | (Item 3 below) for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation and, |
| (c) 0.00 | (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S.A. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations. |
| (d) 0.00 | (Item 43 Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy |
| (e) 925,477 | (Item 5 below) Minimum Library Tax |

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Resolution (Cont.):

RECORDED VOTE:

Ayes	Nays	Abstained
Mayor Vega	None	None
Commissioner Lange		
Commissioner Riccardi		
Commissioner Rodriguez		
	Absent	
	Commissioner Lopez	

Summary of Revenues

1.	General Revenues	
	Surplus Anticipated	\$6,130,794
	Miscellaneous Revenues Anticipated	\$30,215,740
	Receipts from Delinquent Taxes	\$1,514,178
2.	Amount to be raised by taxation for municipal purposes \$32,494,523 (item 6(a), sheet 11)	
3.	Amount to be raised by taxation for schools in Type I School Districts Only:	
	Item 6, Sheet 42	0.00
	Item 6(b), sheet 11 (N.J.S. 40A:4-14)	\$537,089
	Total amount to be raised by taxation for schools in Type I School Districts Only	\$537,089
4.	To be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR <u>SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY</u> :	
	Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	\$0.00
5.	Amount to be raised by taxation minimum library levy	\$925,477
	Total Revenues	\$71,817,801

Summary of Appropriations

5.	General Appropriations Within "CAPS"	
	(a&b) Operations including contingent	\$43,007,917
	(e) Deferred Charges and Statutory Expenditures – Municipal	\$5,009,541
	(g) Cash Deficit	\$0.00
	Excluded from "CAPS"	
	(a) Operations – Total operations excluded from "CAPS"	\$14,072,349
	(c) Capital Improvements	\$473,438
	(d) Municipal Debt Service	\$6,846,843
	(e) Deferred Charges – Municipal	\$185,000
	(f) Judgments	\$12,000
	(n) Transferred to Bd. of Education for use of local schools	\$0.00
	(g) Cash Deficit	\$0.00
	(k) For Local District School Purposes	\$1,237,089
	(m) Reserved for Uncollected Taxes	\$973,624
6.	School Appropriations – Type I School Districts only	\$0.00
	Total Appropriations	\$71,817,801

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It was regularly moved by Commissioner Lange, seconded by Commissioner Rodriguez, to **adopt the Calendar Year 2011 Budget as amended**, was carried by the following vote:

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

Note: Town Clerk Carmela Riccie read totals aloud.

(See Adopted Budget with amendments attached hereto at the end of minutes.)

Resolution
Re: Cancellation of Current Fund Budget Appropriation

WHEREAS, the following Current Fund budget appropriation balance will remain unexpended due to the closure of the non-public school, and

Board of Health –Chapter 226 Nursing Services	
Salaries and Wages	\$51,000

WHEREAS, it is necessary to formally cancel said balance so that the unexpended balance may be credited to Surplus as of December 31, 2011.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Town of West New York, County of Hudson, and State of New Jersey, that the above listed balance of the Current Fund be cancelled of record as of December 31, 2011.

It was regularly moved by Commissioner Lange, seconded by Commissioner Rodriguez that the foregoing Resolution be adopted, was carried by the following vote:

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

Consent Agenda

It was regularly moved by Commissioner Riccardi, seconded by Commissioner Rodriguez 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, R-19, R-20, R-21, R-22, R-23, R-24, R-25, R-26, R-27, R-28, R-29, R-30, R-31, R-32, R-33, R-34, R-35, R-36, R-37, R-38, R-39, R-40, R-41, R-42, R-43, R-44, R-45, R-46, R-47, R-48, R-49, R-50, R-51, R-52, R-53, R-54, R-55, R-56, R-57, R-58, R-59, R-60, R-61, R-62, R-63 and R-64 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.

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Consent Agenda (Cont.):

Resolution
Re: Amending dates for Sidewalk Sales

WHEREAS, on February 16, 2011 the Governing Body of the Town of West New York adopted a Resolution approving dates for Sidewalk Sales; and

WHEREAS, subsequent to said date a request was made by the West New York Chamber of Commerce to amend said Resolution to include an additional date; and

Whereas, Sidewalk display and sale of goods or merchandise on a regular or continuous basis is prohibited by applicable ordinance; and

WHEREAS, Special promotional sales on special, rare occasions to promote and publicize West New York as a shopping area are not within the intent of such ordinance and are permissible when limited and controlled and as authorized by the Board of Commissioners of West New York; and

WHEREAS, The West New York Chamber of Commerce has requested special permission for a limited special, promotional sale to promote and publicize West New York as a Shopping area, to be held on Friday 4/8/11, Saturday 4/9/11 and Sunday 4/10/11; Friday 5/27/11, Saturday 5/28/11, Sunday 5/29/11; Friday 7/22/11, Saturday 7/23/11, Sunday 7/24/11 and Sunday 7/31/11; Friday 10/7/11, Saturday 10/8/11, Sunday 10/9/11, Monday 10/10/11 and Saturday 10/15/11 on a limited basis, wherein some brief sidewalk display and sale of merchandise for promotional purpose will be made, but, without unduly encumbering the sidewalk of the public; and good appearing. In case of rain, sale will be held on Friday 4/15/11, Saturday 4/16/11 and Sunday 4/17/11; Friday 6/3/11, Saturday 6/4/11, Sunday 6/5/11; Friday 7/29/11, Saturday 7/30/11 and Sunday 7/31/11; Friday 10/14/11, Saturday 10/15/11 and Sunday 10/16/11, Monday 10/17/11.

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

1. It is hereby found and determined that brief promotional sale to promote and publicize West New York, New Jersey as a shopping area is not such sale of display of goods and merchandise as is contemplated by or within the meaning of said ordinance prohibiting regular or repeated sidewalk sales.
2. The West New York Chamber of Commerce is hereby granted permission to conduct such promotional sale on Friday 4/8/11, Saturday 4/9/11 and Sunday 4/10/11; Friday 5/27/11, Saturday 5/28/11, Sunday 5/29/11; Friday 7/22/11, Saturday 7/23/11, Sunday 7/24/11 and Sunday 7/31/11; Friday 10/7/11, Saturday 10/8/11, Sunday 10/9/11, Monday 10/10/11 and Saturday 10/15/11.

(Rain Dates: Friday 4/15/11, Saturday 4/16/11 and Sunday 4/17/11; Friday 6/3/11, Saturday 6/4/11, Sunday 6/5/11; Friday 7/29/11, Saturday 7/30/11 and Sunday 7/31/11; Friday 10/14/11, Saturday 10/15/11 and Sunday 10/16/11, Monday 10/17/11) with moderate sidewalk display and sale of goods and merchandise limited and in accordance with said promotional purpose of said sale event.

3. Said promotional sale shall be conducted without duly encumbering the public and all participants shall obey the instruction with respect thereto delivered by a duly designated representative of the Police Department of the Town of West New York, New Jersey.

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Consent Agenda (Cont.):

Resolution
Re: To Allow Filing of 2009 Recycling Tonnage Grant
and appointing William Parkinson as Recycling Coordinator
for the Town of West New York

Whereas, the Mandatory Source Separation and Recycling, Act. P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

Whereas, the Recycling Enhancement Act, P.L.2007, chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

Whereas, there is levied upon the owner or operator of every solid waste .facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility; and

Whereas, whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant moneys received by the municipality shall be expended only for its recycling program; and

Whereas, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

Whereas, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

Whereas, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

Whereas, a resolution authorizing this municipality to apply for such tonnage grants for the year 2009 will memorialize the commitment of this municipality to recycling and to indicate the assent of Board of Commissioners to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

Whereas, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed;

NOW THEREFORE BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York that West New York hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates William Parkinson Recycling Coordinator to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the Town of West New York hereby certifies a submission of expenditure for taxes paid pursuant to P.L.2007, chapter 311, in 2009 in the amount of Fifty-Eight Thousand Three Hundred Thirteen Dollars and Thirty-Four Cents (\$58,313.34). Documentation supporting this submission is available at West New York Town Hall, 428 — 60th Street, West New York, New Jersey 07093 and shall be maintained for no less than five years from this date.

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

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

Resolution
Re: Annual Report of Audit for year ended 6/30/10

Whereas, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

Whereas, The Annual Report of Audit for the year ended **June 30, 2010** has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body, and

Whereas, the R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs, and

Whereas, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled: "Comments and Recommendations"; and

Whereas, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations", as evidenced by the group affidavit form of the governing body attached hereto; and

Whereas, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

Whereas, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

Whereas, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office".

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Town of West New York hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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Consent Agenda (Cont.):

Resolution

**Re: Authorizing the Town Clerk to advertise
to receive bids for "Summer Food Service Program" on
Friday, May 13, 2011 at 10:00 a.m. in Town Clerk's Office**

NOW, THEREFORE, BE IT RESOLVED that the Town Clerk be and she is hereby authorized and directed to advertise for the receiving of bids for "Summer Food Service Program" on Friday, May 13, 2011 at 10:00 a.m. in Town Clerk's Office in accordance with specifications on file in the Town Clerk's Office.

Resolution

**Re: Establishing restricted parking in front of one
(1) residence for use by handicapped resident as follows:
5601 Park Avenue (Wilfredo J. Ortiz)**

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>
Wilfredo J. Ortiz 5601 Park Avenue West New York, NJ	East	Begin at a point along the East side of Park Avenue, 31 feet South from the Northeast exit of driveway (57 th Street & Park 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.

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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:
6508 Broadway (Rodolfo Torres)

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>
Rodolfo Torres 6508 Broadway West New York, NJ	East	Begin at a point along the East side of Broadway, 36 feet South from the Southeast corner of (66th Street & Broadway, then 24 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:
600-56th Street (Maria E. Gonzalez)

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>
Maria E. Gonzalez 600-56 th Street West New York, NJ	North	Begin at a point along the North side of 56 th Street, 174 feet East from the Northeast Corner of (56 th Street & Jefferson Street), 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

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

- 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:
5701 Park Avenue (Richard Huet)

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>
Richard Huet 5701 Park Avenue West New York, NJ	East	Begin at a point along the East side of Park Avenue, 25 feet North end of the South driveway of (57 th Street & Park Avenue), then 25 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:
6032 Harrison Place (Amparo Duran)

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:

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

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Amparo Duran 6032 Harrison Pl. West New York, NJ	East	Begin at a point along the East side of Harrison Place, 120 feet South from the Southeast corner of (61 st Street & Harrison Place), 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:
6415 Broadway (Henry Castano-Gallego)

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>
Henry Castano-Gallego 6415 Broadway West New York, NJ	West	Begin at a point along the West side of Broadway from the Southwest corner of (65 th Street & Broadway), 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).

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:
547-54th Street (Harden Awawdeh)

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>
Harden Awawdeh 547-54 th Street West New York, NJ	North	Begin at a point along the North side of 54 th St. 43 Feet West from then Northwest corner of (54th Street & Madison St.), 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).

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:
6506 Madison Street (Rosendo de Leon Cedeno)

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>
Rosendo de Leon Cedeno 6506 Madison Street West New York, NJ	East	Begin at a point along the East side of Madison St. 240 Feet North from then Northeast corner of (64th Street & Madison St.), then 22 feet north 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

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

- 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:
411-61st Street (Pedro Carrasco)

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>
Pedro Carrasco 411-61 st Street West New York, NJ	South	Begin at a point along the South side of 61 st Street 44 Feet East from then Southeast corner of (61st Street & Tyler Pl.), then 22 feet East 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:
111-61st Street(Luis Del Rosario)

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:

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

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Luis Del Rosario 111-61 st Street West New York, NJ	South	Begin at a point along the South side of 61 st Street 126 Feet West from then Southwest corner of (61st Street & Park Ave), then 22 feet West 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:
58-67th Street(Rafael Castillo)

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>
Rafael Castillo 58-67th Street West New York, NJ	South	Begin at a point along the North side of 67th Street 400 Feet East from then Northeast corner of (67th Street & Park Ave), then 22 feet East 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.

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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:
6600 Broadway(Margarita Andaluz)

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>
Margarita Andaluz 6600 Broadway West New York, NJ	East	Begin at a point along the East side of Broadway from then Northeast corner of (66 th St.& Broadway) then 22 feet North 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:
527-54th Street(Ricardo Navarro)

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>
Ricardo Navarro 527-54 th Street West New York, NJ	East	Begin at a point along the North side of 54 th St. from then Southeast corner of (54 th St. & Madison) then 22 feet East 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

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

- 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 Public School #2
Parking Lot for use by handicapped persons as follows:
52nd Street & Park Avenue

WHEREAS, the West New York Board of Education wishes to establish a restrictive parking space in Public School #2 parking lot for handicapped persons who have 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>
52 nd Street & Park Ave.	East	1 st Parking space off Broadway in School Parking Lot

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 No Parking-Drop off Zone
for NJ Pain & Rehabilitation Group
(5605-07 Palisade Avenue, WNY, NJ)

WHEREAS, based upon the recommendation of the Traffic Division of the West New York Police Department in letter dated March 15, 2011 and in accordance with N.J.S.A. 39:4-197(3) (b), it is in the best interest of the Town of West New York to establish a "No Parking-Drop Off Zone" at the NJ Pain & Rehabilitation Group located at 5605-07 Palisade Avenue, West New York, NJ; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the Board of Commissioners of the Town of West New York, N.J. that a "No Parking-Drop off Zone" be and the same is hereby authorized and established, as follows:

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

1. No person shall stop or stand a vehicle between the hours specified on any day (except Saturdays, Sundays and public holidays) other than for the loading and unloading of patients upon the following street or part of street described below.

<u>Name of Street</u>	<u>Sides</u>	<u>Hours</u>	<u>Location</u>
5605-07 Palisade Ave. West New York, NJ (NJ Pain & Rehabilitation Group)	West side of Palisade Ave.	9:00 a.m. to 7:00 p.m. (Monday- Saturday)	Begin at a point, along the West side of Pal. Avenue, 48 feet North from the N.W. corner of 56th Street & Pal. Ave, then 47 feet North therefrom.

2. Appropriate markings and sign shall be located at said "No Parking-Drop off Zone" area according to law.

Resolution
Re: Repealing Resolution adopted on 2/15/1984
which established a loading zone at 409-53rd Street, WNY
for: (Carrillo Embroidery)

Whereas, the governing body of the Town of West New York adopted a Resolution on February 15, 1984 establishing a loading zone for a business known as Carrillo Embroidery 409-53rd Street; and

Whereas, said business no longer exists and therefore, there is no further need for said loading zone at said location;

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.

Resolution
Re: Repealing Resolution adopted on 10/3/1973
which established a loading zone at 316-53rd Street & 309-54th Street, WNY
for: (Eckmil Knitting Mills)

Whereas, the governing body of the Town of West New York adopted a Resolution on October 3, 1973 establishing a loading zone for a business known as Eckmil Knitting Mills 316-53rd Street & 309-54th Street; and

Whereas, said business no longer exists and therefore, there is no further need for said loading zone at said location;

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.

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Consent Agenda (Cont.):

Resolution (Cont.):

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.

Resolution

Re: Repealing Resolution adopted on 12/18/96
which established a loading zone at 321-54th Street, WNY
for: (Tony Embroidery)

Whereas, the governing body of the Town of West New York adopted a Resolution on December 18, 1996 establishing a loading zone for a business known as Tony Embroidery 321-54th Street; and

Whereas, said business no longer exists and therefore, there is no further need for said loading zone at said location;

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.

Resolution

Re: Repealing Resolution adopted on 3/21/84
which established a loading zone at 308-56th Street, WNY
for: (Annette Lace Corp.)

Whereas, the governing body of the Town of West New York adopted a Resolution on March 21, 1984 establishing a loading zone for a business known as Annette Lace Corp. 308-56th Street; and

Whereas, said business no longer exists and therefore, there is no further need for said loading zone at said location;

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.

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Consent Agenda (Cont.):

Resolution
Re: Repealing Resolution adopted on 2/3/82
which established a loading zone at 327-56th Street, WNY
for: (Gary Knits)

Whereas, the governing body of the Town of West New York adopted a Resolution on February 3, 1982 establishing a loading zone for a business known as Gary Knits 327-56^h Street; and

Whereas, said business no longer exists and therefore, there is no further need for said loading zone at said location;

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.

Resolution
Re: Repealing Resolution adopted on 7/18/01
which established a loading zone at 6701-03 Park Avenue, WNY
for: (Timmy's Tavern and Tickled Pink Petunia)

Whereas, the governing body of the Town of West New York adopted a Resolution on July 18, 2001 establishing a loading zone for a business known as Timmy's Tavern and Tickled Pink Petunia; and

Whereas, said business no longer exists and therefore, there is no further need for said loading zone at said location;

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.

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Consent Agenda (Cont.):

Resolution
Re: Repealing Resolution adopted on 8/17/88
which established a loading zone at 5509-11 Madison Street, WNY
for: (Jennifer & Gianna Inc.)

Whereas, the governing body of the Town of West New York adopted a Resolution on August 17, 1988 establishing a loading zone for a business known as Jennifer & Gianna Inc.; and

Whereas, said business no longer exists and therefore, there is no further need for said loading zone at said location;

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.

Resolution
Re: Repealing Resolution adopted on 7/15/87
which established a loading zone at 6114 Jefferson Street, WNY
for: (Zadar Woodworking)

Whereas, the governing body of the Town of West New York adopted a Resolution on July 15, 1987 establishing a loading zone for a business known as Zadar Woodworking; and

Whereas, said business no longer exists and therefore, there is no further need for said loading zone at said location;

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.

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Consent Agenda (Cont.):

Resolution
Re: Repealing Resolution adopted on 4/18/90
which established a loading zone at 323-62nd Street, WNY
for: (Star Lace)

Whereas, the governing body of the Town of West New York adopted a Resolution on April 18, 1990 establishing a loading zone for a business known as Star Lace; and

Whereas, said business no longer exists and therefore, there is no further need for said loading zone at said location;

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.

Resolution
Re: Repealing Resolution adopted on 9/16/87
which established a loading zone at 564-66th Street, WNY
for: (Pine Embroidery)

Whereas, the governing body of the Town of West New York adopted a Resolution on September 16, 1987 establishing a loading zone for a business known as Pine Embroidery; and

Whereas, said business no longer exists and therefore, there is no further need for said loading zone at said location;

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.

Resolution
Re: Repealing Resolution adopted on 1/18/95
which established a loading zone at 6130 Washington Street, WNY
for: (Fara J. Inc.)

Whereas, the governing body of the Town of West New York adopted a Resolution on January 18, 1995 establishing a loading zone for a business known as Fara J. Inc.; and

Whereas, said business no longer exists and therefore, there is no further need for said loading zone at said location;

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.

April 20, 2011
Regular Meeting

Consent Agenda (Cont.):

Resolution
Re: Repealing Resolution adopted on 4/20/77
which established a loading zone at 6400 Broadway, WNY
for: (Lara Fashions)

Whereas, the governing body of the Town of West New York adopted a Resolution on April 20, 1977 establishing a loading zone for a business known as Lara Fashions.; and

Whereas, said business no longer exists and therefore, there is no further need for said loading zone at said location;

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.

Resolution
Re: Repealing Resolution adopted on 5/5/82
which established a loading zone at 5508 Polk Street, WNY
for: (Vinisa Limited)

Whereas, the governing body of the Town of West New York adopted a Resolution on May 5, 1982 establishing a loading zone for a business known as Vinisa Limited.; and

Whereas, said business no longer exists and therefore, there is no further need for said loading zone at said location;

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.

Resolution
Re: Repealing Resolution adopted on 11/24/82
which established a loading zone at 4901 Bergenline Avenue, WNY
for: (Easko Trading)

Whereas, the governing body of the Town of West New York adopted a Resolution on November 24, 1982 establishing a loading zone for a business known as Easko Trading; and

Whereas, said business no longer exists and therefore, there is no further need for said loading zone at said location;

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.

April 20, 2011
Regular Meeting

Consent Agenda (Cont.):

Resolution
Re: Repealing Resolution adopted on 5/16/01
which established a loading zone at 6008 Polk Street, WNY
for: (Elite Trading Group, LTD)

Whereas, the governing body of the Town of West New York adopted a Resolution on May 16, 2001 establishing a loading zone for a business known as Elite Trading Group, LTD; and

Whereas, said business no longer exists and therefore, there is no further need for said loading zone at said location;

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.

Resolution
Re: Repealing Resolution adopted on 7/18/01
which established a loading zone at 6700 Park Avenue, WNY
for: (International Supermarket)

Whereas, the governing body of the Town of West New York adopted a Resolution on July 18, 2001 establishing a loading zone for a business known as International Supermarket; and

Whereas, said business no longer exists and therefore, there is no further need for said loading zone at said location;

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.

Resolution
Re: Repealing Resolution adopted on 7/15/87
which established a loading zone at 6411 Park Avenue, WNY
for: (Trade Rite Supermarket)

Whereas, the governing body of the Town of West New York adopted a Resolution on July 15, 1987 establishing a loading zone for a business known as Trade Rite Supermarket; and

Whereas, said business no longer exists and therefore, there is no further need for said loading zone at said location;

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.

April 20, 2011
Regular Meeting

Consent Agenda (Cont.):

Resolution
Re: Repealing Resolution adopted on 10/20/99
which established a loading zone at 5806 Park Avenue, WNY
for: (Police Vehicles Only)

Whereas, the governing body of the Town of West New York adopted a Resolution on October 20, 1999 establishing a loading zone for a business known as Police Vehicles Only; and

Whereas, said business no longer exists and therefore, there is no further need for said loading zone at said location;

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.

Resolution
Re: Repealing Resolution adopted on 8/19/98
which established a loading zone at 6006-08 Polk Street, WNY
for: (C & C Pacific Enterprises)

Whereas, the governing body of the Town of West New York adopted a Resolution on August 19, 1998 establishing a loading zone for a business known as C & C Pacific Enterprises; and

Whereas, said business no longer exists and therefore, there is no further need for said loading zone at said location;

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.

Resolution
Re: Repealing Resolution adopted on 1/21/87
which established a loading zone at 5007 Palisade Avenue, WNY
for: (Williams Ltd.)

Whereas, the governing body of the Town of West New York adopted a Resolution on January 21, 1987 establishing a loading zone for a business known as Williams Ltd. ; and

Whereas, said business no longer exists and therefore, there is no further need for said loading zone at said location;

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.

April 20, 2011
Regular Meeting

Consent Agenda (Cont.):

Resolution
Re: Repealing Resolution adopted on 3/15/78
which established a loading zone at 6030 Monroe Place, WNY
for: (Josephs Bros Embroidery)

Whereas, the governing body of the Town of West New York adopted a Resolution on March 15, 1978 establishing a loading zone for a business known as Josephs Bros Embroidery; and

Whereas, said business no longer exists and therefore, there is no further need for said loading zone at said location;

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.

Resolution
Re: Repealing Resolution adopted on 10/3/73
which established a loading zone at 418-54th Street, WNY
for: (Mr. Sales Enterprises)

Whereas, the governing body of the Town of West New York adopted a Resolution on October 3, 1973 establishing a loading zone for a business known as Mr. Sales Enterprises; and

Whereas, said business no longer exists and therefore, there is no further need for said loading zone at said location;

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.

Resolution
Re: Repealing Resolution adopted on 6/17/09
(Restricted Parking for Handicapped Resident) as follows:
528-61st Street, WNY (Lee Hofstetter)

Whereas, the governing body of the Town of West New York adopted a Resolution on June 17, 2009 establishing restricted parking for use by a handicapped resident; and

Whereas, the handicapped person involved has either moved or died since implementation of 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:

528-61st Street, WNY (Lee Hofstetter)

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.

April 20, 2011
Regular Meeting

Consent Agenda (Cont.):

Resolution
Re: Repealing Resolution adopted on 1/19/05
(Restricted Parking for Handicapped Resident) as follows:
139 – 66th Street, WNY (Balbino Rey Fole)

Whereas, the governing body of the Town of West New York adopted a Resolution on January 19, 2005 establishing restricted parking for use by a handicapped resident; and

Whereas, the handicapped person involved has either moved or died since implementation of 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:

139 – 66th Street, WNY (Balbino Rey Fole)

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: Refunds of Overpayment of Taxes
(\$4,567.81)

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
AVILA, SEGUNDO	88/7	\$2,270.00	2010
BARAINCA, NICOLAS & MARIA	64/27	\$280.85	2010
REYES, ROLANDO & THERESA	97/7	\$198.36	2011
PENA, RALPH & EULALIA TRUSTEES	86/34	\$285.59	2011
JUAN F. CAMACHO	128/19	\$1,533.01	2006

GRAND TOTAL \$4,567.81

April 20, 2011
Regular Meeting

Consent Agenda (Cont.):

RESOLUTION
Re: Refunds of Tax Lien Premiums

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

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

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

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

NAME	BLOCK/LOT	CERT. #	AMOUNT
PLYM PK. TAX SRVS.	98/24	09-141	\$15,000.00
	83/7 C0012	09-115	\$1,000.00
U.S. BANK CUST FOR CCTS CAPITAL, LLC	161/9	10-249	\$5,500.00
STRIB CI, LLC	25/6	10-048	\$2,500.00
TOWER LIEN, LLC	59/3	10-113	\$6,100.00
	5/32 C07-P	10-017	\$100.00
	148/22.02	10-233	\$3,900.00
	168.01/7.05 C0319	10-270	\$800.00
ROYAL TAX LIEN	22/17	10-043	\$24,000.00
	154/19	09-219	\$900.00
PAM INVESTORS	83/7 C0012	10-157	\$100.00
FNA JERSEY LIEN SERVICES, LLC	123/18	10-209	\$1500.00
AMACO	142/32	09-192	\$1,000.00
ROBERT U. DEL VECCHIO PENSION TRUST	96/28	09-138	\$2,700.00
		Grand Total	\$65,100.00

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.

April 20, 2011
Regular Meeting

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

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
PLYM PK. TAX SRVS.	98/24	09-141	\$3,769.25
	83/7 C0012	09-115	\$228.89
U.S. BANK CUST FOR CCTS CAPITAL, LLC	161/9	10-249	\$3,152.75
STRIB CI, LLC	25/6	10-048	\$1,970.53
TOWER LIEN, LLC	59/3	10-113	\$15,413.49
	5/32 C07-P	10-017	\$10,653.30
	148/22.02	10-233	\$17,544.86
	168.01/7.05 C0319	10-270	\$10,273.73
AMCO	9/4 C00A7	08-010	\$946.97
	142/32	09-192	\$22,380.81
ISAAC MORADI	83/7 CG028	10-164	\$1,414.14
ROYAL TAX LIEN SERVICES, LLC	22/17	10-043	\$35,863.30
FNA JERSEY LIEN SERVICES, LLC	123/18	10-209	\$10,667.89
PAM INVESTORS	83/7 C0012	10-157	\$13,143.45
ROYAL TAX LIEN SERVICES, LLC	154/19	09-219	\$4,245.12
ROBERT U. DEL VECCHIO PENSION TRUST	96/28	09-138	\$13,480.70
		Grand Total	\$165,149.18

RESOLUTION

Re: Hudson County Board of Taxation Tax Appeals (\$75,115.49)

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;

April 20, 2011
Regular Meeting

Consent Agenda (Cont.):

Resolution (Cont.):

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
RICHARD SELTZER ATTY. 5907 BLVD., LLC	58/10	\$4,489.10	2010
STACK & STACK, LLC FOR LLAGAMI, ENIDA F	64/15	\$3,206.50	2010
ZIPP & TANNENBAUM ATTY BARNA, MARY	103/17	\$3,847.80	2010
HUGH A. MC GUIRE III ATTY BENTLEY THOMAS	73/25	\$641.30	2010
DAVENPORT & SPIOTTI ATTY GATTA,BAHGAT	09/04/C00B8	\$282.18	2010
ANTHONY F.SARSANO ESQ. ATTY RODRIGUES,TAISHA	59/18	\$1,282.60	2010
DENNIS SALERNO ESQ. ATTY VAN DYKE, JOSEPH & SANDRA	38/09/C012F	\$320.65	2010
CASTANO QUIGLEY LLC. ATTY AUTIE,OLGA	131/04	\$1,603.25	2010
NATHAN.P. WOLF ESQ ATTY HUDSON HGHTS,LLC	53/32	\$2,347.16	2010
NATHAN P. WOLF ESQ. ATTY HUDSON HGHTS,LLC	53/31	\$2,731.94	2010
NATHAN P. WOLF ESQ. ATTY HUDSON HGHTS,LLC	53/30	\$2,533.14	2010
NATHAN P.WOLF ESQ. ATTY HUDSON HGHTS,LLC	53/29	\$2,347.16	2010
MARIO BLANCH ATTY CRUZ,SIMON & EVELIA	25/01	\$2,565.20	2010
MARIO BLANCH ATTY MIS REALTY	25/03	\$961.95	2010
MARIO BLANCH ATTY FRANCISCO,CELESTINO	31/21	\$1,282.60	2010

April 20, 2011
Regular Meeting

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

MARIO BLANCH ATTY VERGEL,EMIRO	21/1.01	\$2,565.20	2010
MARIO BLANCH ATTY VERGEL,EMIRO	16/21	\$641.30	2010
MARIO BLANCH ATTY 558 REALTY LLC	128/19	\$1,923.90	2010
MARIO BLANCH ATTY HERNANDEZ,ARNOLD	62/31	\$1,603.25	2010
MARIO BLANCH ATTY LOGRONO,GUSTAVO & SUSANA	62/27	\$1,282.60	2010
MARIO BLANCH ATTY BORRELLO,ELZA & EST FRANCESCO	96/09	\$4,264.65	2010
MARIO BLANCH ATTY VERGEL,EMIRO	81/03/C00A1	\$320.65	2010
MARIO BLANCH ATTY MIS REALTY,LLC	80/34	\$1,282.60	2010
MARIO BLANCH ATTY VERGEL,EMIRO	79/23	\$1,603.25	2010
NASHEL & NASHEL . 5214 POLK ASSOC,LLC	109/26	\$5,771.70	2010
NASHEL & NASHEL ATTY FERRIGNO,EDMOND	67/11	\$1,609.66	2010
NASHEL & NASHEL ATTY LA MAGRA,MARY	161/16	\$2,565.20	2010
NASHEL & NASHEL ATTY CARAM,JOSEPH M	71/1.01	\$19,239.00	2010
	GRAND TOTAL	\$75,115.49	

RESOLUTION

Re: Tax Correction (5609 Hudson Ave. aka Block 79 Lot 17)

WHEREAS, payments were received from Relocation Support Services, LLC totaling \$23,748.75 for property located at 5609 Hudson Avenue a/k/a block 79 lot 17; and

WHEREAS, the property was subdivided into 6 condo units therefore the amount received totaling \$23,748.75 should have been applied to block 79 lot 17 units 1L,1R, 2L, 2R, 3L and 3R .

April 20, 2011
Regular Meeting

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

WHEREAS the owner is requesting the payment to be moved to credit the outstanding balances totaling \$11,139.40 on block 79 lot 17 units 1L, 1R, 2L, 2R, 3L, and 3R and the balance of \$12,609.35 be refunded.

NAME	BLOCK/LOT	AMOUNT	YEAR
Relocation Support Services	79/17	\$12,609.35	2010
	TOTAL	\$12,609.35	

Resolution
Re: Tax Corrections (Various Properties)

WHEREAS, a payment in the amount of \$3,220.00 was received from Investors Savings Bank for property located at 6011-13 Polk Street A/K/A block 138 lot 14.03 ;and

WHEREAS, a payment in the amount \$3,113.89 was received from Litton Loan Servicing, LP for property located at 6018 Fillmore Place A/K/A block 46 lot 6; and

WHEREAS, the said payment received from Investors Savings Bank in the amount of \$3,220.00 was to be credited to 6011-13 Polk Street A/K/A block 138 lot 14.03 C001A; and

WHEREAS, the said payment received from Litton Loan Servicing, LP in the amount of \$3,113.89 was to be credited to 6018 Fillmore Place Unit#2 A/K/A block 46 lot 6 C0002; and

WHEREAS, the respective Banks are now requesting a refund for the listed payments made.

NAME	BLOCK/LOT	AMOUNT	YEAR
Litton Loan Servicing, LP	46/6	\$3,112.89	2009
Investors Savings Bank	138/14.03	\$3,220.00	2010
	Grand Total	\$6,332.89	

April 20, 2011
Regular Meeting

Consent Agenda (Cont.):

Resolution
Re: Authorizing Submission of a Grant Application for FY - 2011
State of New Jersey- Department of Law and Public Safety
Division of Criminal Justice
SAFE AND SECURE COMMUNITIES PROGRAM

Whereas, the State of New Jersey, Division of Criminal Justice, Department of Law and Public Safety is accepting applications for the 2011 Safe and Secure Communities Program, and

Whereas, the Town of West New York has been notified that it is eligible to apply for \$51,867.00 to continue funding of personnel in law enforcement, and

Whereas, the project is a joint effort between the Department of Law & Public Safety and the Town of West New York, and

Whereas, the Town of West New York wishes to apply for a project under the Safe and Secure Communities Program, and

Whereas the project is a joint effort between the Department of Law and Public Safety and the Town of West New York,

Now, therefore be it resolved that the Commissioners of the Town of West New York hereby authorize the submission of an application under the Safe and Secure Communities Program, and

Be It Further Resolved, that the Mayor is hereby authorized to execute said application on behalf of the Town of West New York.

RESOLUTION
Re: First Responder Identification Card Program

WHEREAS, the County of Hudson was a designated recipient of Urban Areas Security Initiative (UASI) Funding, and

WHEREAS, the Federal funding is administered through the New Jersey Office of Homeland Security and Preparedness (OHSP) to the Hudson County Office of Emergency Management, and

WHEREAS, the Hudson County Office of Emergency Management (OEM) as a member of the UASI Executive Board under the direction of the County Executive formulates and approves a spending plan directed to the County of Hudson that is consistent with the rules and parameters of the specific grant and submits the spending plan to the New Jersey Office of Homeland Security and Preparedness (OHSP), and

WHEREAS, the Hudson County OEM recognized that there is no current standardized identification card for first responders within the County of Hudson, and

WHEREAS, the Town of West New York wishes to participate in this program for a secure, easily recognizable identification card for first responders, and

WHEREAS, the New Jersey First Responder Identification Card will display the emergency services seal and the emergency services name and the bearer's distinct qualifications, and

April 20, 2011
Regular Meeting

Consent Agenda (Cont.):

Resolution (Cont.):

WHEREAS, Participation in this program is at no cost to the Town; and

WHEREAS, this body supports a secure, easy-to-read identification card for our emergency services to employ,

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York, County of Hudson, New Jersey that

1. The above recitals are incorporated herein.
2. The Town of West New York be and is hereby authorized to participate in this program;
3. The Director of Public Safety is hereby authorized and directed to undertake the necessary municipal requirements and provide the necessary data and information to the County of Hudson where it will be stored on a secured server to insure participation in this program, subject to the Director's discretion for law enforcement, EMS, health, and OEM personnel.

RESOLUTION

**Re: Approval of Interlocal Agreement with the City of Union City Re:
Horizon Heights Development**

WHEREAS, Horizons Heights, LLC is the owner of a mixed-use development containing 52 units of housing (hereinafter referred to as the "Project" together with the land upon which such development is situated) within the City and Town, that portion within the Town being located on a site described as Lot 1 Block 101 as shown on the Official Assessment Map of the Town, and commonly known as 4908-14 Broadway, West New York, New Jersey; and

WHEREAS, N.J.S.A. 40A:13-19 et seq., permits municipalities to determine which municipality shall have sole supervision over lands and buildings in regards to the provision of services that are provided to such buildings; and

WHEREAS, N.J.S.A. 54:4-25 provides for the authority of municipalities to enter into agreement in regard to tracts lying between two taxing districts; and

WHEREAS, there is a need to for the benefit of the commercial and residential occupants of the Project to receive municipal services, as any other occupants would in if such Project had been fully within either the Town or the City; and

WHEREAS, it is in the best interests of the Town and the City to establish their respective responsibilities as to the Project;

April 20, 2011
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, New Jersey as follows:

1. The mayor is hereby authorized to enter in an agreement for between the City and Horizon Heights in a form similar to the one attached hereto, in a form acceptable to the Town as evidenced by his signature thereon, specifically and without limitation, without further action of the Board, the Mayor may modify the attached agreement to the extent that the Mayor desires to clarify with specificity or generality those units located within the Town, and correct any mistakes as to the designation of same, in the form of the attached agreement, and the Mayor may modify the attached agreement to set out the extent to which the City or Town Zoning Ordinances applies, and the responsibility of the enforcement thereof, completely or partially, with respect to the whole or any portion of the Project, including that portion located within the Town.

2. A copy of this resolution shall be kept on file in the office of the Municipal Clerk for public inspection.

RESOLUTION

Re: Award of Election Printing Contract to Royal Printing

WHEREAS, Royal Printing Services (“Royal Printing”), submitted a proposal for Printing Services for Municipal Election dated March 31, 2011 to the town for an amount not to exceed \$46,500.00, for the term of a year without further approval of the Board of Commissioners, which proposal has been reviewed and determined to be fair and reasonable by the Municipal Administrator; and

WHEREAS, whereas this figure includes approximately \$4,500 in expenses incurred by Royal Printing related to Printing Services for Municipal Election provided to the Town, prior to the receipt of proposals;

WHEREAS, the Municipal Clerk, the municipal officials in charge of supervising municipal elections has determined that Royal Printing is qualified, and in her discretion as election official, has been utilizing the services of Royal Printing since the receipt of the Proposals having determined such proposal to be compliant;

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

WHEREAS, this contract was awarded through a fair and open process, pursuant to N.J.S.A. 19:44A-20.4 et seq. through a publicly advertised request for qualifications, and Royal Printing responded to the town’s publicly advertised request for proposals dated March 22, 2011 on April 1, 2011; 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 Royal Printing for the provision of Printing Services for Municipal Election;

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

April 20, 2011
Regular Meeting

Consent Agenda (Cont.):

Resolution (Cont.):

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

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

1. The above recitals are incorporated as if fully set forth herein.
2. A contract for is hereby awarded to Royal Printing for Printing Services for Municipal Elections, as of April 1, 2011, and all costs expended by Royal Printing in relation to the Municipal Election, after April 1, 2011 (and before April 1, 2011, in an amount not to exceed \$17,500) are hereby ratified and approved. .
3. Royal Printing shall be and is hereby retained by the Town to provide Printing Services for Municipal Election to the Town, on a retainer basis in an amount not to exceed \$46,500.00 inclusive of costs incurred prior to this award in relation to municipal elections to be held in May 2011, without further approval of the Board of Commissioners.
4. The Mayor shall be and is hereby authorized to execute an agreement by and among the Town and Royal Printing, memorializing the scope of services to be performed and the compensation to be paid therefore, in the form acceptable to the Mayor, and satisfactory to the Town as evidenced by the Mayor's signature thereon.
5. This contract is awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5.
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. The Chief Financial Officer's Certification that funds are available shall be on file at the Authority and made a part hereof.
8. A copy of this resolution and the agreement detailing the terms of the retention of Royal Printing, for the provision of Printing Services for Municipal Election shall be placed on file and made available for public inspection in the Office of the Municipal Clerk, upon execution by the Town.
9. A notice of this contract award shall be published in the form prescribed by law.

RESOLUTION

Re: Agreement Between Town Of West New York And Peter Soriero, For Insurance Fund Administrator Services (Term: One Year)

Whereas, the following firms have submitted Proposal ("Proposal") to the Town of West New York on or before April 15, 2011, in response to an April, 2011, Request for Proposals for Insurance Fund Administrator Services:

Peter Soriero
3 Cypress Point Lane,
Monroe Twsp., NJ 08831

April 20, 2011
Regular Meeting

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

Whereas, upon due review of the Proposal it has been determined that Peter Soriero is properly qualified to provide the services requested in the February 1, 2010, Request for Proposals for Insurance Fund Administrator Services; and

Whereas, the Peter Soriero has offered to provided Insurance Fund Administrator Services for \$28,000 per annum;

Whereas, Peter Soriero has continued to serve as insurance fund administrator since the expiration of his prior contract awarded in 2010;

Whereas, N.J.S.A. 40A:11-5(1) (m) provides that a contract for insurance consulting services may be awarded without competitive bidding as per N.J.S.A. 40A:11-5(1)(a)(ii); 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 April 20, 2011, 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 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 Peter Soriero., to provide for the compensation for the services of Peter Soriero. for the provision of Extraordinary Unspecifiable Services - Insurance Fund Administrator Services

Whereas, N.J.S.A. 40A:11-1, et seq. provides that a contract for Insurance Fund Administrator Services may be awarded without competitive bidding; 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 Proposals dated February 1, 2010; 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, State of New Jersey as follows:

1. The above recitals are incorporated as if fully set forth herein.
2. That the Town of West New York does hereby appoint Peter Soriero as its Insurance Fund Administrator Services for a period of one year from the expiration of his previous term.
3. That the Town of West New York does hereby ratify the services provided by Peter Soriero as its Insurance Fund Administrator Services since the expiration of his prior contract awarded in 2010, in an amount not to exceed \$17,500.
4. The Mayor shall be and is hereby authorized to execute an agreement, by and between the Town and Peter Soriero for the provision of services - in accord with the proposal submitted, in substantially the form attached contract, in a form acceptable to the Town as evidenced by his signature thereon.

April 20, 2011
Regular Meeting

Consent Agenda (Cont.):

Resolution (Cont.):

5. Peter Soriero shall be retained Insurance Fund Administrator Services at the rate of \$28,000 per annum.
6. This contract is awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(1)(m).
7. The Chief Financial Officer's Certification that funds are available shall be on file at the Town and made a part hereof.
8. 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.
9. A copy of this resolution and the agreement detailing the terms of the retention of Peter Soriero as Insurance Fund Administrator Services, shall be placed on file and made available for public inspection in the Office of the Municipal Clerk, upon execution by the Town.
10. A notice of this contract award shall be published in the form prescribed by law.

AWARDING RESOLUTION

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

WHEREAS, as a result of recommendations and findings of the municipal audit for fiscal year 2009, and as a condition of release from State Financial Supervision by the Local Finance Board, there is a need for a thorough review of past tax abatements that had been granted in connection with the redevelopment of the Town's waterfront; and

WHEREAS, the proper administration of tax abatement agreements is of critical importance to the Town and its finances, and a demonstrated need has been shown to exist for a thorough and in depth review of all aspects thereof; and

WHEREAS, such a review has been ongoing; and

WHEREAS, Brian O'Reilly has unique qualifications and the necessary experience in such matters and is available to provide his services to conduct such review and perform any related services as may become necessary; and

WHEREAS, Brian O'Reilly has been effectively providing his services to conduct such review and perform any related services as may become necessary under an existing contract; and

WHEREAS, N.J.S.A. 40A:11-1 et seq. (Local Public Contracts Law) provides that contracts for professional services may be entered by the governing body without advertising for bids; and

WHEREAS, Brian O'Reilly has undertaken a course of study in and has been certified and experience in the functions of a municipal clerk, county tax assessor, tax administrator, and public manager; and

WHEREAS, Brian O'Reilly possesses governmental certifications as Certified Public Manager, Registered Municipal Clerk, Certified County Tax Administrator, and Certified County Tax Assessor; and

WHEREAS, after consultation with its professional financial and legal advisers, and considering the continued retention of the services of Brian O'Reilly as an independent consultant to the Town, the Commissioners have determined, on the basis of the foregoing, that it is necessary for

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Consent Agenda (Cont.):

Resolution (Cont.):

the efficient operation of the Town to enter into a contract for the services of Brian O'Reilly to serve as Professional Financial Consultant and enter into a contract with Brian O'Reilly to provide such services to the Board of Commissioners; and

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

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

1. A professional services contract is hereby authorized between the Town and Brian O'Reilly for a term not to exceed one year and at a cost not to exceed Seventy Five Thousand Dollars (\$75,000), without further action of the Board, at the rate of \$75.00/hour, not to exceed thirty (30) hours per week.
2. The services to be performed shall be as outlined to the Director of the Division of Local Government Services by letter of April 12, 2010.
3. In the performance of the services, consultant shall serve as an independent consultant of the Board of Commissioners, as a whole, in the manner of an independent auditor. To ensure the performance of his obligations, and the full cooperation of all Town employees and officials, he shall coordinate his activities through the Mayor, as Board Representative. He may seek consultation with and advice from the Town Attorney on any matter he deems appropriate and necessary in the best interests of the Town. All municipal officials, employees and agents are directed to provide him their full cooperation in the performance of his duties and to provide him full access to all Town records and other information as may, in his sole judgment, be necessary, appropriate or proper for the performance of his duties.
4. The contract shall be substantially consistent with the form of the contract for the services of Brian O'Reilly; such contract shall be executed by the Mayor on behalf of the Town. The term of such contract shall be one year, commencing upon the expiration of Mr. O'Reilly's present contract.
5. A certified copy of this Resolution shall be provided by the Clerk to the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey.
6. Notice of this award shall be published as may be required by law.

RESOLUTION

Re: Rejection of Bids received for Heavy Equipment Rental

WHEREAS, on prior occasion, upon advertisement and pursuant to specifications, the Town solicited competitive bid proposals to Heavy Equipment Rental; and

WHEREAS, the following bid proposals were received by the Town on February 23, 2011 for Contract for Heavy Equipment Rental for truck/front loaders:

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Consent Agenda (Cont.):

Resolution (Cont.):

Yanuzzi & Sons- \$175.00/\$275.00
Andy Matt Inc. \$100/\$210.00
DiClemente Cont. Inc. \$145/\$265.00

WHEREAS, the Contracts Documents and Bid Specifications constituting Contract for Heavy Equipment Rental, provide at the Town as the contracting unit, reserves the right to reject any and all bids including but not limited to, all non-conforming, non-responsive or conditional bids; and

WHEREAS, material terms such as the method of calculating the bid bond were not included in the specifications; and

WHEREAS, N.J.S.A. 40A:11-32.2 provides that all bids may be rejected, the governing body of the contracting unit decides to use the purposes of N.J.S.A. 40A:11-1 et seq., and where the contracting unit wants to substantially revise the specifications for the goods or services; and

WHEREAS, Hall Constr. Co. v. New Jersey Sports and Exposition Authority, 295 N.J. Super. 629 (App. Div. 1996), holds that “the failure to bid on all terms necessarily creates an inequality in the bidding and an opportunity for favoritism. Moreover, the omission of a cost item has been held per se material even if it is unlikely that it could have affected the relative positions of the bidders because it undermines the common standard of competition.”; and

WHEREAS, Material terms were not included in the bid specifications; and

WHEREAS, the Town desires to revisit the scope of services advertised; and

WHEREAS, in Hall Constr.Co., the Appellate Division further held that material conditions contained in bid specifications cannot be waived by the contracting authority; and

WHEREAS, for the foregoing reasons the bids of all bidders on the contract for Contract for Heavy Equipment Rental are incapable of being accepted by the Town of West New York; and

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

1. The bid of all bidders for Heavy Equipment Rental shall be and are hereby rejected for the aforementioned reasons.
2. The Clerk shall return the bid security of all bidders.

RESOLUTION

Re: Rescission of Award of Contract for: Janitorial Supplies to United Sales, USA, Inc.

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 Janitorial Supplies, pursuant to and in accordance to the contract for Janitorial Supplies; and

Whereas, on March 1, 2011, the Town did receive the following bids on the contract for Janitorial Supplies:

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

Central Poly Corp. Cost: \$4,286.50
18 Donaldson Place
Linden, NJ 07036

BioShine Cost: \$5,805.00
190 Summerhill Road
Spotswood, NJ 08884

United Sales USA Corp. Cost: \$9,646.35
25-44th Street
Brooklyn, NY 11232

GMF Industries Cost: No Total
512 Airport Executive Park
Nanuet, NY 10954

Whereas, by Resolution dated March 16, 2011, the Town awarded the contract for Janitorial Supplies to United Sales, USA, Corp.; and

Whereas, it was brought to the Town's attention after the award of the Contract for Janitorial Supplies that the bid of United Sales, USA, Inc. did not provide a bid as to all items in the quantities requested; and

Whereas, further review of the bids received by all bidders for the Contract for Janitorial Supplies reveals that none of the bidders submitted bids as to all items in the quantities requested; and

Whereas, In re Request for Proposals No. 98-X-29314 Reflective Sheeting License Plates, 315 N.J. Super. 266 (App. Div. 1998), held that the inclusion of conditional language in a bid proposal constitutes a non-waivable material deviation; and

Whereas, the inclusion of conditional language is a non-conforming bid, constituting a non-waivable, incurable, material deviation from the Contract Documents and Bid Specifications for Janitorial Supplies; and

Whereas, for the foregoing reasons the Town was without power to award Contract for Janitorial Supplies to United Sales, USA, Corp.;

Whereas, the Town is empowered to reject all bids if the purposes or provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., (LPCL) would be violated by the award of a contract; and

Whereas, purchase order may have been made out to United Sales, USA Corp. pursuant to the prior award, and

Whereas, all bids received were below the Town's bid threshold, and therefore the advertised supplies could have been purchased by purchase order;

Whereas, given the existence of the award, purchases from other vendors for these products would have been impracticable;

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

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

1. The above recitals are incorporated herein as if fully set forth at length herein.
2. The award or the Contract for Janitorial Supplies to United Sales, USA, Corp., be and is hereby rescinded .
3. The bid of all bidders on the contract for Janitorial Supplies, are hereby rejected.
4. Any purchases pursuant to purchase order for Janitorial Supplies from United Sales, USA, Corp., since March 16, 2011, if any, are hereby ratified and approved.
5. The bid security of all unsuccessful bidders shall be returned in accordance with N.J.S.A. 40A:11-1 et seq.
6. The Town Clerk shall forward a copy of this Resolution to each bidder on this contract.
7. A Copy of this resolution shall be kept on file for public inspection in the Office of the Municipal Clerk.

RESOLUTION

Re: Approving Endorsement of Jaclyn 55 Treatment Work Approval Application

WHEREAS, Jaclyn 55, LLC (the “Developer”) is responsible for the construction of forty (40) units of affordable housing at 5800-5814 Washington Street and fifteen (15) units of housing at 5901-5905 Jefferson Street, together totaling fifty-five (55) affordable units of housing (the “Project”); and

WHEREAS, the Project is CHOICE program housing development; and

WHEREAS, affordable and emergent market housing provides a benefit to the community as a whole; and

WHEREAS, the furtherance of redevelopment of the Project site provides a benefit to the community as a whole; and

WHEREAS, the Developer is in the process of submitting an treatment works approval related to an extension/connection in relation to the sanitary sewer system serving and within the Town; and

WHEREAS, under certain parameters promulgated by the New Jersey Department of Environmental Protection (NJDEP), it is necessary that an application be submitted with Town endorsement to the aforesaid agency for treatment works approvals and/or extensions/connections in relation and to the sanitary sewer system serving and within the Town; and

WHEREAS, pursuant to New Jersey Statutes, it is a requirement that the applicants gain approval of the aforementioned extension from the North Hudson Sewerage Authority (NHSA) and the New Jersey Department of Environmental Protection (NJDEP); and

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Consent Agenda (Cont.):

Resolution (Cont.):

WHEREAS, the required approval extensions, and/or temporary discharges to the afore described sewer system, will not be approved unless the applications bear the signature of the Town Engineer and/or Mayor;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Town of West New York that the Mayor and/or the Town Engineer, Joseph Venezia, P.E., and any other appropriate municipal official and/or their designees be and they are hereby authorized to sign the required applications for treatment works approval (TWA) for and to the sanitary sewer system serving and within the Town, and for applications for temporary discharge approval (TDA), as the case may be, for submission to the NHSA and/or the New Jersey Department of Environmental Protection, or any other responsible governmental entity.

RESOLUTION

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

WHEREAS, Stull & Benoit Associates, submitted a proposal for Grant Writing consultant dated April 18, 2011 to the Town for an amount not to exceed \$60,000.00, for the term of a year without further approval of the Board of Commissioners, which proposal has been reviewed and determined to be fair and reasonable by the Municipal Administrator; and

WHEREAS, pursuant to and in accordance Town's Municipal Administrator has provided a Certification, dated April 20, 2011, describing the nature of grant writing services and consulting, stating that it is not reasonably possible to draft specifications, describing the solicitation of proposals, and describing in detail why the contract satisfies the Statutory and Administrative Code requirements for Extraordinary Unspecifiable Services; and

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

WHEREAS, this contract was awarded through a fair and open process, pursuant to N.J.S.A. 19:44A-20.4 et seq. through a publicly advertised request for qualifications, and Stull & Benoit Associates responded to the town's publicly advertised request for qualifications and was qualified as competent to provide grant writing and administration services and consulting in a resolution dated March 16, 2011; and

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

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

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

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.

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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, State of New Jersey as follows:

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

RESOLUTION

Re: Appointing Roland Alum as a Member of the WNY Public Library
(Term expires on 2/16/14)

WHEREAS, a vacancy exists on the Board of the West New York Public Library, the term of such position extending to February 16, 2014;

WHEREAS, Roland Alum, is a resident of the Town of West New York; and

WHEREAS, Roland Alum is available to complete the required term;

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

1. Roland Alum is appointed to serve as a Member of Board of the West New York Public Library, to serve for the unexpired portion of a term which term will expire on February 16, 2014.
2. A copy of this resolution shall be placed on file and made available for public inspection in the Office of the Municipal Clerk.

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Regular Meeting

Consent Agenda (Cont.):

RESOLUTION –
Re: Appointing Jennifer Rodriguez as a Member of the WNY Public Library
(Term expires on 4/1/13)

WHEREAS, a vacancy exists on the Board of the West New York Public Library, the term of such position extending to April 1, 2013;

WHEREAS, Jennifer Rodriguez, is a resident of the Town of West New York; and

WHEREAS, Jennifer Rodriguez is available to complete the required term;

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

3. Jennifer Rodriguez is appointed to serve as a Member of Board of the West New York Public Library, to serve for the unexpired portion of a term which term will expire on April 1, 2013 commencing April 20, 2011.
4. A copy of this resolution shall be placed on file and made available for public inspection in the Office of the Municipal Clerk.

RESOLUTION
Re: Appointing Cesar Sabino as a Member of the WNY Housing Authority to fill the unexpired term of Milca I. Mendez (Term expires on 10/20/13)

WHEREAS, a vacancy exists on the Board of the Housing Authority due to the unexpired term of Milca I. Mendez such term expiring on October 20, 2013;

WHEREAS, Cesar Sabino is a resident of the Town of West New York;

WHEREAS, Cesar Sabino is available to serve on the West New York Housing Authority;

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

1. Cesar Sabino is appointed to serve as a member of the West New York Housing Authority for a term commencing on April 20, 2011 and expiring on October 20, 2013.
2. A copy of this resolution shall be placed on file and made available for public inspection in the Office of the Municipal Clerk.

RESOLUTION
Re: Award of purchase of decorative flags to Gates Flags & Banner Co. Inc.

WHEREAS, Gates Flags & Banner Co. Inc., submitted a proposal for The purchase of decorative flags as set out in Purchase Order No. 99360 on File with the Purchasing Agent in an amount of \$16,680.50, as the lowest quotation received, pursuant to quotations received by the Town, such quotation having been accepted; and

WHEREAS, this contract is exempt from bidding as being below the bid threshold set out by N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, this agreement has been awarded through a non-fair and open process pursuant to N.J.S.A. 19:44A-20.5, et seq., and Gates Flags & Banner Co. Inc., having submitted and the Town having received a C. 271 Political Contribution Disclosure Form and Business Entity Disclosure Certification in the required form, and it hereby being acknowledged that there is a possibility that

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Consent Agenda (Cont.):

Resolution (Cont.):

the amount to be expended under this agreement and another contemporaneously awarded agreement to Gates Flags & Banner Co. Inc., by the Town, will exceed \$17,500.00; and

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

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

1. The above recitals are incorporated as if fully set forth herein.
2. A contract for is hereby awarded to Gates Flags & Banner Co. Inc. for The purchase of decorative flags as set out in Purchase Order No. 99360 on File with the Purchasing Agents, in an amount of \$16,680.50, such purchase hereby being ratified and approved.
3. The Purchasing Agent and his designee be and they are hereby authorized to execute an agreement by and among the Town and Gates Flags & Banner Co. Inc., memorializing the scope of services to be performed and the compensation to be paid therefore with the appropriate restrictions set forth pursuant to N.J.S.A. 19:44A-20.5, et seq.
4. This contract is awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5.
5. The Chief Financial Officer's Certification that funds are available shall be on file at the Authority and made a part hereof.

RESOLUTION

Re: Award of contract for installation of banners, brackets and associated goods to Gates Flags & Banner Co., Inc.

WHEREAS, Gates Flags & Banner Co. Inc., submitted a proposal for The installation of banners/flags as set out in Purchase Order 99359, in an amount of \$7,726.29, as the lowest quotation received, pursuant to quotations received by the Town, such quotations having been accepted; and

WHEREAS, this contract is exempt from bidding as being below the bid threshold set out by N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, this agreement has been awarded through a non-fair and open process pursuant to N.J.S.A. 19:44A-20.5, et seq., and Gates Flags & Banner Co. Inc., having submitted and the Town having received a C. 271 Political Contribution Disclosure Form and Business Entity Disclosure Certification in the required form, and it hereby being acknowledged that there is a possibility that the amount to be expended under this agreement and another contemporaneously awarded agreement to Gates Flags & Banner Co. Inc., by the Town, will exceed \$17,500.00; and

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

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

1. The above recitals are incorporated as if fully set forth herein.
2. A contract for is hereby awarded to Gates Flags & Banner Co. Inc. for The installation of banners/flags as set out in Purchase Order 99359 in an amount of \$7,726.29, such purchase hereby being ratified and approved.

April 20, 2011
Regular Meeting

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

3. The Purchasing Agent and his designee be and they are hereby authorized to execute an agreement by and among the Town and **Gates Flags & Banner Co. Inc.**, memorializing the scope of services to be performed and the compensation to be paid therefore with the appropriate restrictions set forth pursuant to N.J.S.A. 19:44A-20.5, et seq.
4. This contract is awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5.
5. The Chief Financial Officer's Certification that funds are available shall be on file at the Authority and made a part hereof.

Ordinance #3/11

**An Ordinance repealing Ordinance #136/94 entitled:
"An Ordinance establishing restricted parking in front
of one (1) residence for use by a handicapped resident"
(6508 Broadway, WNY – Michael Torres)**

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

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

No one wished to be heard.

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

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

Ordinance #4/11

**An Ordinance repealing Ordinance #1931 entitled:
"An Ordinance establishing restricted parking in front
of one (1) residence for use by handicapped resident"
(22 – 67th Street, WNY – Jose Gonzalez)**

Note: At the request of Mayor Vega, Town Attorney Horgan read the title of the foregoing Ordinance aloud.

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

No one wished to be heard.

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

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

Mayor opened the Public Portion.

Public Portion:

1. William Parkinson, 419A – 57th Street, WNY:

Mr. Parkinson commended the Mayor and stated, “I’m proud to be a West New Yorker.” He referred to a recently released book entitled “Jersey Sting”. He advised that the author is doing a book tour and that Mayor Vega was referred to as being honest as he turned down Solomon Dwek’s offers on three occasions.

A Motion was made by Commissioner Riccardi, seconded by Commissioner Lange to close the public portion, was carried by the following vote:

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

Note: At this point, Mayor Vega honored the cheerleading squad and presented each of them with Town pins. He commented that the cheerleaders go outside the boundary of West New York to represent our Town and he has received dozens of calls and letters as to their behavior and how much class they have exhibited. He stated that “that is a tribute to the parents. Thank you for everything you do for our Town.” He further advised that in two (2) weeks they will be competing for the National Championship after having won the Senior and Junior Titles. He asked each cheerleader to wear the town pin so that there would be no doubt that they are representing the Town of West New York.

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At 7:30 p.m. a motion was made by Commissioner Rodriguez, seconded by Commissioner Riccardi to 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