

**December 17, 2014**  
***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, December 17, 2014 at 7:00 p.m. (6:00 pm Work Session):

Present: Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque  
Absent: None  
Also Present: Corporation Counsel Donald Scarinci and Sean Dias; Town Clerk Carmela Riccio and Town Administrator Matthew Watkins

Meeting commenced at 7:08 p.m.

Town Clerk Carmela Riccio 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 December 17, 2014 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 December 18, 2013. 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: Town Clerk Carmela Riccio announced the entrance of the WNY Honor Guard for the conduct of flag salute. Town Clerk Riccio advised that prior to the regular business being conducted, Mayor Roque wished to present a Proclamation to Comm. Caridad Rodriguez honoring her for her service to the Town of West New York. Mayor Roque read the Proclamation aloud and presented the Commissioner with flowers. Police Director Robert Antolos presented her with a T Shirt. Comm. Rodriguez expressed her surprise and thanked everyone. She stated "I am a true servant and will always be part of West New York. I am not going far. It is another opportunity to serve the people. It has been a great privilege to head the Police Department. I have gotten to know them and enjoyed it. They are respectful and committed. It will be a memory I will have for the rest of my life." Mayor Roque commented that Comm. Rodriguez will be missed. He then thanked Police Director Antolos for the handling of the hostage situation incident which had occurred at 63<sup>rd</sup> Street. At this point, the Honor Guard was dismissed and exited the court chambers.**

**Minutes of Previous Meeting:**

It was regularly moved by Mayor Roque, seconded by Comm. Vargas, that the Minutes of Regular Meetings: 11/24/14 (Regular/Work Sessions) be approved as recorded, was carried by the following vote:

AYES - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque  
NAYS - None  
ABSENT - None

**Claims: Dated 12/17/14 (Claims are available for public inspection in the Town Clerk's Office):**

It was regularly moved by Comm. Frias, seconded by Mayor Roque that the claims be approved, was carried by the following vote:

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque  
NAYS - None  
ABSENT - None

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**Receipt of Financial Reports:**

**FINANCIAL REPORTS - MONTH OF NOVEMBER 2014**

1. From Construction Code Official Office, reporting the sum of \$50,605.00 Collected for the month of November, 2014.
2. From Director Robert Antolos (Police Dept.) reporting the sum of \$3,957.20 Collected for the month of November, 2014.
3. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$1,400.00 for Special Licenses collected for the month of November, 2014.
4. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$394.00 For Marriage/death certificates collected for the month of November, 2014.
5. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$ 47.60 For Dogs Licenses collected for the month of November, 2014.
6. From (Revenue and Finance Department) reporting the sum of \$12,088,478.87 Collected for the month of November, 2014.
7. From Carmela Riccio, RMC, Town Clerk, reporting the sum of 1,550.00 collected for the month of November, 2014.

It was regularly moved by Mayor Roque, seconded by Commissioner Vargas, that the financial reports be approved, was carried by the following vote:

YEAS	- Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque
NAYS	- None
ABSENT	- None

**Communication**  
**Town Administrator Watkins - Update Re: pending matters**

**Note:** Town Administrator Watkins gave his Presentation during Work Session.

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**Communication**  
**Re: Town Engineer's Monthly report dated 12/15/14**

MEMO TO: Mayor and Board of Commissioners  
Town of West New York

FROM: Robert J. Russo, P.E., P.P., C.M.E.  
Town Engineer's Office

DATE: December 15, 2014

RE: General Engineering and Capital Project Status Report  
West New York, New Jersey

□ **Veterans Park Slope Remediation and Park Improvements**

- The Veteran's Park Slope Remediation and Park Improvements project generally consists of the construction of an approximately 700 LF precast concrete retaining wall to repair and prevent further erosion of the existing steep slopes that currently exist at the site. The improvements may also include but are not limited to the construction of ADA compliant walkways, reconstruction of existing walkways, soil stabilization, lighting and landscaping improvements, park amenities such as outdoor exercise equipment, benches and water fountains. The proposed retaining wall will be constructed, at its furthest point, approximately 100' east of the existing fence line at the park, adding approximately 30,000 additional square feet to the park area.
- The project was awarded to Anselmi and DeCicco, Inc., of Maplewood, New Jersey, in the amount of \$4,584,890.00.
- The project is partially funded by a matching Green Acres grant, Hudson County Open Space grants and a CDBG.
- We held a preconstruction meeting on May 6, 2014. The contractor has been working on the retaining wall excavation, the retaining wall concrete foundations and retaining wall pre-cast structures. They anticipate completing the retaining wall portion of the project by the end of January 2015, weather permitting and returning in the spring of 2015 to complete the park improvement work.
- We had prepared a change order for the project which allows for construction of the modified wall and foundation design based on actual field conditions encountered and provides for various additions to the project which were previously deleted as indicated above. The Change Order provided a reduction in the original contract amount.
- We obtained Hudson County Planning Board approval at their August 20, 2014 meeting.

□ **FY2013 NJDOT Municipal Aid Grant and 2013 Road Program**

- We had prepared and submitted the FY2013 NJDOT Municipal Aid Grant application to the NJDOT for the following roads:
  - 60<sup>th</sup> Street from Buchanan Place to Bergenline Avenue (2000'-Half Width).
  - 65<sup>th</sup> Street from Broadway Avenue to Park Avenue (675')
  - 51<sup>st</sup> Street from JFK West to Bergenline Avenue (615')
  - 66<sup>th</sup> Street from Hudson Avenue to JFK East (2060')
- The project was advertised for the receipt of bids on December 27, 2013 with the bid opening on February 4, 2014. The apparent low bid was submitted by A.J.M. Contractors, Inc. of Clifton, New Jersey, with a bid of \$869,742.50. The Town has received an NJDOT grant in the amount of \$344,860.00. We have submitted the required information to the NJDOT.
- The contractor has completed the milling and paving on all of the roads. We prepared a punchlist for the project of work that is remaining and work completed that needs to be repaired. The contractor has been working on the punchlist repairs.
- The contractor installed the speed humps on 62<sup>nd</sup> Street and is working on the striping and signage installation for same this week.

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**Town Engineer's Report (cont.):**

□ **Municipal Pool Renovations**

- As you are aware, the Town has received Green Acres funding for various renovations to the Municipal Pool Complex. The improvements proposed for the building include siding repairs, bathroom stall upgrades, new ventilation, ceiling fans and lighting, refinishing of the floors, exterior door replacement and other miscellaneous improvements. The exterior pool area improvements include new lighting, replacement of broken lighting, new security cameras, fencing replacement, replacement of picnic tables, removal of deteriorated landscape boxes, exterior shower, general landscaping improvements, parking lot improvements and other miscellaneous improvements.
- The project was awarded on May 15, 2013 to the low bidder which was Rich Picerno Builders, LLC of Kenilworth, New Jersey, with a bid of \$500,000.00. We held a preconstruction meeting on June 11, 2013.
- We had issued construction plans, a preliminary assessment report and required forms to Green Acres for their review and approval. Green Acres has approved same and issued the signed agreement for the project.
- The contractor has completed the project and we have prepared the close-out final pay estimate.
- We are beginning to prepare the information required for the NJDEP Green Acres reimbursement.

□ **Town Tax Map Revisions**

- We have completed the update of the Town's existing tax maps for a State revaluation process. We have submitted the tax maps to the State for review and the State has issued review comments. We are working on addressing the remaining comments.

□ **Improvements to Washington Park**

- The Town has received a CDBG in the amount of \$400,000 for this project.
- The project was advertised for the receipt of bids with the bid opening on April 2, 2014. The apparent low bid was submitted by Let It Grow, Inc. of River Edge, New Jersey, with a bid of \$537,344.81. The project was awarded to Let It Grow, Inc. in the amount of \$537,344.81 at the July 14, 2014 meeting.
- A preconstruction meeting was held on August 19, 2014. An additional field meeting was held on September 29, 2014 to discuss the project. The contractor has commenced construction and performed the majority of required site clearing, pavement preparation and underground utility work.
- The contractor has provided a schedule which indicates they will work until the weather permits and then complete the construction in March of 2015. They are stopping major work for the winter but will perform some additional work if weather permits.
- The contractor has completed a majority of the site clearing, the pavement repairs and installation for the basketball courts and soccer area, installed the underground water lines for spray area and pavement repairs, and has begun the perimeter fence repairs.

□ **Improvements to Miller Park**

- As you are aware, the Town has received Green Acres funding for various improvements to the park. We prepared a proposal for the preparation of construction plans and contract documents for park improvements.
- The field survey work and the base maps are now completed. We have prepared conceptual plans for the park design which we reviewed with the Town.

□ **Miscellaneous Engineering**

- **NJDOT FY2014 Trust Fund Grants:** The FY2014 NJDOT Grant applications were due September 20, 2013. We prepared and submitted the grant applications for the following roads which received a grant in the amount of \$399,610.00:
  - 60<sup>th</sup> Street from JFK Blvd West to Madison Avenue (1425')
  - 51<sup>st</sup> Street from Bergenline Avenue to Broadway Avenue (1575')
  - Gaw Place from 56<sup>th</sup> Street to Southern terminus. (200')
- **NJDOT FY2015 Trust Fund Grants:** The FY2015 NJDOT Grant applications were due October 14, 2014. We have prepared and submitted the grant applications for the following roads:
  - 61<sup>st</sup> St. from JFK Blvd West to Bergenline Ave (1,760');
  - 62<sup>nd</sup> St. from JFK Blvd West to Bergenline Ave (1,555') and Jefferson St. from 62<sup>nd</sup> St. to 64<sup>th</sup> St (560');

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**Town Engineer's Report (cont.):**

- Buchanan Pl. from 62<sup>nd</sup> St. to 59<sup>th</sup> St. (1,305') and Westover Pl. from Buchanan Pl. to Park Ave (320');
- Highland Pl. from 62<sup>nd</sup> St. to John F. Kenney Blvd East (605');
- Johnson Pl. from 61<sup>st</sup> St. to its Terminus (285').
- 63<sup>rd</sup> Street Sinkhole: We reviewed a sinkhole in the roadway on 444 63<sup>rd</sup> Street just east of Bergenline Ave on Wednesday, December 10, 2014. J. Fletcher Creamer performed emergency roadway work and excavated the roadway and repaired the sinkhole on December 11, 2014.

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**Bid Results**

**Re: Garbage and Recycling**

**BID PROPOSAL FORMATION**

Proposal Receipt Date: December 2, 2014 Budgeted Amount: \$

Proposal Time: 10:00 am Estimated Amount: \$

Location for proposal: Town Clerk's Office

Proposal for: Garbage and Recycling Services

Department of: Public Works

Personnel at Opening: Deputy Town Clerk Lisa Walsh, Adelinn Plaza, Administrator  
Matthew Watkins and QPA Xenia Rivero

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

BIDDER #1(Name) Joseph Smentkowski Inc.  
Galaxy Carting  
(Address) 3 New York Avenue  
Jersey City, NJ 07307

Option #1 Total \$ 661,440.00 (1 Yr.)  
Option #2 Total \$1,322,880.00 (2 Yrs.)  
Option #3 Total \$ 1,984,320.00 (3 Yrs.)  
Option #4 Total \$ 2,645,760.00 (4 Yrs.)  
Option #5 Total \$ 3,307,200.00 (5 Yrs.)  
Option #6 Total \$661,440.00 (1 Yr. Solid Waste)  
Option #6 Total \$275,600.00 (1 Yr. Recyclable)  
Option #7 Total \$ 1,322,880.00 (2 Yrs. Solid Waste)  
Option #7 Total \$ 551,200.00 (2 Yrs. Recyclable)  
Option #8 Total \$1,984,320.00 (3 Yrs. Solid Waste)  
Option #8 Total \$826,800.00 (3 Yrs. Recyclable)  
Option #9 Total \$2,645,760.00 (4 Yrs. Solid Waste)  
Option #9 Total \$1,102,400.00 (4 Yrs. Recyclable)  
Option #10 Total \$ 3,307,200.00 (5 Yrs. Solid Waste)  
Option #10 Total \$ 1,378,000.00 (5 Yrs. Recyclable)  
Option #11 Total \$ 275,600.00 (1 Yr. Recyclable)  
Option #12 Total \$ 551,200.00 (2 Yrs. Recyclable)  
Option #13 Total \$ 826,800.00 (3 Yrs. Recyclable)  
Option #14 Total \$ 1,102,400.00 (4 Yrs. Recyclable)  
Option #15 Total \$ 1,378,000.00 (5 Yrs. Recyclable)  
Option #16 Total \$ 150.00/container (1 Yr. Solid Waste)  
Option #17 Total \$ 150.00/container (2 Yrs. Solid Waste)  
Option #18 Total \$150.00/container (3 Yrs. Solid Waste)  
Option #19 Total \$150.00/container (4 Yrs. solid waste)  
Option #20 Total \$ 150.00/container (5 Yrs. solid waste)  
Option #21 Total \$ 150.00/container (1 Yr. Recyclable)  
Option #22 Total \$150.00/container (2 Yrs. recyclable)  
Option #23 Total \$ 150.00/container (3 Yrs. recyclable)  
Option #24 Total \$150.00/container (4 Yrs. recyclable)  
Option #25 Total \$150.00/container (5 Yrs. recyclable)

**SEE BID PROPOSAL ATTACHED**

Bid Bond:   X   Check:

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**RFP Results**

**Re: Conflict Counsel – Planning Board (2<sup>nd</sup> Occasion)**

RFP PROPOSAL INFORMATION

Proposal Receipt Date: December 3, 2014  
Proposal Time: 9:30 a.m.  
Location for proposal: Town Clerk's Office  
Proposal for: Conflict Counsel – Planning Board (2<sup>nd</sup> Occasion)  
Personnel at Opening: Town Clerk Carmela Riccie, Deputy Town Clerk Lisa Walsh,  
and Adelunny Plaza  
Remarks: Time to receive RFPs was closed at 9:35 a.m.  
Reserved decision pending review by review committee.

**NO RFP'S RECEIVED**

**RFP Results**

**Re: General Counsel – Planning Board (2<sup>nd</sup> Occasion)**

RFP PROPOSAL INFORMATION

Proposal Receipt Date: December 3, 2014  
Proposal Time: 10:00 a.m.  
Location for proposal: Town Clerk's Office  
Proposal for: General Counsel – Planning Board (2<sup>nd</sup> Occasion)  
Personnel at Opening: Town Clerk Carmela Riccie, Deputy Town Clerk Lisa Walsh,  
and Adelunny Plaza  
Remarks: Time to receive RFPs was closed at 10:05 a.m.  
Reserved decision pending review by review committee.

RESPONDER #1(Name) Fausto Simoes, Esq., Simoes & Associates PC  
(Address) 112 Jabez Street, Ste 101, Newark, NJ

RESPONDER #2(Name) Bruno And Ferraro  
(Address) 301 Route 17 North, Suite 211  
Rutherford, NJ 07070

**December 17, 2014**  
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**RFP Results**  
**Re: Tenant Advocacy Attorney (2<sup>nd</sup> Occasion)**

**RFP PROPOSAL INFORMATION**

Proposal Receipt Date: December 3, 2014

Proposal Time: 10:30 a.m.

Location for proposal: Town Clerk's Office

Proposal for: Tenant's Advocacy Attorney (2<sup>nd</sup> Occasion)

Personnel at Opening: Town Clerk Carmela Riccio, Deputy Town Clerk Lisa Walsh,  
and Adelinn Plaza

Remarks: Time to receive RFPs was closed at 10:35 a.m.  
Reserved decision pending review by review committee.

RESPONDER #1 (Name) O'Donnell McCord, PC  
(Address) 15 Mount Kemble Avenue  
Morristown, N.J. 07960

RESPONDER #2 (Name) Lazaro Carvajal, Esq.  
(Address) 2035 Kennedy Boulevard  
North Bergen, N.J. 07047

**RFP Results**  
**Re: General Counsel – Rent Control Board (2<sup>nd</sup> Occasion)**

**RFP PROPOSAL FORMATION**

Proposal Receipt Date: December 3, 2014

Proposal Time: 11:00 a.m.

Location for proposal: Town Clerk's Office

Proposal for: General Counsel – Rent Control Board (2<sup>nd</sup> Occasion)

Personnel at Opening: Town Clerk Carmela Riccio, Deputy Town Clerk Lisa Walsh,  
and Adelinn Plaza

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

RESPONDER #1 (Name) Mateo Perez, Esq.  
(Address) 4919-4921 Bergenline Avenue  
West New York, N.J. 07093

RESPONDER #2 (Name) Dario, Albert, Suarez & Eyerman, Attorneys At Law  
(Address) 345 Union Street  
Hackensack, N.J. 07601

**December 17, 2014**  
**Regular Meeting**

**RFP Results**  
**Re: Tax Appeal Counsel (2<sup>nd</sup> Occasion)**

RFP PROPOSAL FORMATION

Proposal Receipt Date: December 3, 2014

Proposal Time: 11:30 a.m.

Location for proposal: Town Clerk's Office

Proposal for: Tax Appeal Counsel (2<sup>nd</sup> Occasion)

Personnel at Opening: Town Clerk Carmela Riccio, Deputy Clerk Lisa Walsh, and Adelinn Plaza

Remarks: Time to receive RFPs was closed at 11:35 p.m.  
Reserved decision pending review by review committee.

RESPONDER #1 (Name) DeCotiis, Fitzpatrick & Cole, LLP  
(Address) Glenpointe Centre West  
500 Frank Burr Boulevard, Suite 31  
Teaneck, N.J. 07666

RESPONDER #2 (Name) Marc A. Raso, Esq., Attorney At Law, LLC  
(Address) 550 Kinderkamack Road, Suite 138  
Oradell, NJ 07649

**RFP Results**  
**Re: Tax Appeal Expert (2<sup>nd</sup> Occasion)**

RFP PROPOSAL FORMATION

Proposal Receipt Date: December 3, 2014

Proposal Time: 1:30 p.m.

Location for proposal: Town Clerk's Office

Proposal for: Tax Appeal Expert (2<sup>nd</sup> Occasion)

Personnel at Opening: Town Clerk Carmela Riccio, Deputy Clerk Lisa Walsh, and Adelinn Plaza

Remarks: Time to receive RFPs was closed at 1:35 p.m.  
Reserved decision pending review by review committee.

RESPONDER #1 (Name) McNerney & Associates, Inc.  
(Address) 266 Harristown Road – P.O. Box 67  
Glen Rock, NJ 07452-0067

RESPONDER #2 (Name) Hallmark Real Estate Services, Inc.  
(Address) 707 Summit Avenue  
Union City, N.J. 07087

**December 17, 2014**  
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**RFP Results**  
**Re: Financial Consultant (2<sup>nd</sup> Occasion)**

RFP PROPOSAL FORMATION

Proposal Receipt Date: December 3, 2014

Proposal Time: 2:00 p.m.

Location for proposal: Town Clerk's Office

Proposal for: Financial Consultant (Second Occasion)

Personnel at Opening: Town Clerk Carmela Riccio, Deputy Town Clerk Lisa Walsh and Adelinn Plaza

Remarks: Time to receive RFPs was closed at 2:05 p.m.  
Reserved decision pending review by review committee.

RESPONDER #1 (Name) NW Financial Group  
(Address) 2 Hudson Place  
Hoboken, N.J. 07030

**RFP Results**  
**Re: Counsel to Library Board (2<sup>nd</sup> Occasion)**

RFP PROPOSAL FORMATION

Proposal Receipt Date: December 3, 2014

Proposal Time: 2:30 p.m.

Location for proposal: Town Clerk's Office

Proposal for: Counsel to Library Board (2<sup>nd</sup> Occasion)

Personnel at Opening: Town Clerk Carmela Riccio, Deputy Town Clerk Lisa Walsh, and Adelinn Plaza

Remarks: Time to receive RFPs was closed at 2:35 p.m.  
Reserved decision pending review by review committee.

RESPONDER #1 (Name) Mateo Perez, Esq.  
(Address) 4919-4921 Bergenline Avenue  
West New York, N.J. 07093

RESPONDER #2 (Name) Michael A. Cerone, Jr., Esq.  
(Address) 840 Van Houten Avenue  
Clifton, N.J. 07013

RESPONDER #3 (Name) The Pinal Law Group, Richard Pinal, Esq.  
(Address) 94 Hackensack Plank Road  
Weehawken, N.J. 07086

**December 17, 2014**  
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**RFP Results**  
**Re: ABC Prosecutor (2<sup>nd</sup> Occasion)**

RFP PROPOSAL FORMATION

Proposal Receipt Date: December 3, 2014

Proposal Time: 3:00 p.m.

Location for proposal: Town Clerk's Office

Proposal for: ABC Prosecutor (2<sup>nd</sup> Occasion)

Personnel at Opening: Town Clerk Carmela Riccie, Deputy Town Clerk Lisa Walsh,  
and Adelinny Plaza

Remarks: Time to receive RFPs was closed at 3:05 p.m.  
Reserved decision pending review by review committee.

RESPONDER #1(Name) Mateo Perez  
(Address) 4919-4921 Bergenline Avenue  
West New York, N.J. 07093

**RFP Results**  
**Re: Special Hearing Officer (2<sup>nd</sup> Occasion)**

RFP PROPOSAL FORMATION

Proposal Receipt Date: December 3, 2014

Proposal Time: 3:30 P.M.

Location for proposal: Town Clerk's Office

Proposal for: Special Hearing Officer (2<sup>ND</sup> Occasion)

Personnel at Opening: Town Clerk Carmela Riccie and Adelinny Plaza

Remarks: Time to receive RFPs was closed at 3:35 p.m.  
Reserved decision pending review by review committee.

RESPONDER #1 (Name) Apruzzese, McDermott, Mastro & Murphy, P.C.  
(Address) Somerset Hills Corporate Center  
25 Independence Boulevard, P.O. Box 112  
Liberty Corner, New Jersey 07938

RESPONDER #2(Name) Law Offices Giblin & Gannaio, LLC  
(Address) 2 Forest Avenue  
Oradell, New Jersey 07649

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**RFP Results**

**Re: Special Counsel (2<sup>nd</sup> Occasion)**

RFP PROPOSAL FORMATION

Proposal Receipt Date: December 4, 2014

Proposal Time: 9:30 a.m.

Location for proposal: Town Clerk's Office

Proposal for: Special Counsel (2<sup>nd</sup> Occasion)

Personnel at Opening: Town Clerk Carmela Riccio, Deputy Town Clerk Lisa Walsh,  
Adelunny Plaza

Remarks: Time to receive RFPs was closed at 9:35 a.m.  
Reserved decision pending review by review committee.

RESPONDER #1 (Name) Dvorack & Associates,LLC  
(Address) 390 George Street, 8<sup>th</sup> Floor  
New Brunswick, N.J. 08901

RESPONDER #2 (Name) Douglas M. Standriff, Esq.  
(Address) 60 West Ridgewood Avenue  
Ridgewood, N.J. 07450

RESPONDER #3 (Name) Schwartz Simon Edelstein  
(Address) 100 South Jefferson Road, Suite 200  
Whippany, N.J. 07981

RESPONDER #4 (Name) Bruno & Ferraro  
(Address) 301 Rte 17 N., Ste. 211  
Rutherford, N.J. 07070

RESPONDER #5 (Name) Apruzzese, McDermott, Mastro & Murphy, P.C.  
(Address) Somerset Hills Corporate Center  
25 Independence Boulevard, P.O. Box 112  
Liberty Corner, N.J. 07093

RESPONDER #6 (Name) Whipple Azzarello, LLC  
(Address) 161 Madison Avenue, #325  
Morristown, N.J. 07960

Responder #7 (Name) Cottrell Law Offices  
(Address) 550 Broad Street, Suite 1710  
Newark, N.J. 07102

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**RFP Results**  
**Re: Grant Consultant–Federal/State (2<sup>nd</sup> Occasion)**

RFP PROPOSAL FORMATION

Proposal Receipt Date: December 4, 2014

Proposal Time: 10:00 a.m.

Location for proposal: Town Clerk's Office

Proposal for: Grant Consultant – Federal/State

Personnel at Opening: Town Clerk Carmela Riccio, Deputy Town Clerk Lisa Walsh,  
and Adelunny Plaza

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

RESPONDER #1 (Name) GLD Associates Inc.  
(Address) 98 Larned Road  
Summit, N.J. 07901

RESPONDER #2 (Name) Krivit & Krivit, P.C.  
(Address) 1000 Potomac Street, N.W., Suite 250  
Washington, D.C. 20007-3501

**RFP Results**  
**Re: Webmaster/Website Maintainer (2<sup>nd</sup> Occasion)**

RFP PROPOSAL FORMATION

Proposal Receipt Date: December 4, 2014

Proposal Time: 10:30 a.m.

Location for proposal: Town Clerk's Office

Proposal for: Webmaster/Website Maintainer (2<sup>nd</sup> occasion)

Personnel at Opening: Town Clerk Carmela Riccio, Deputy Town Clerk Lisa Walsh,  
and Adelunny Plaza

Remarks: Time to receive RFPs was closed at 10:35 a.m.  
Reserved decision pending review by review committee.

RESPONDER #1 (Name) Alpha Dog  
(Address) 335 Union Avenue  
Belleville, N.J. 07109

RESPONDER #2 (Name) Innovative Strategic Solutions  
(Address) 452 S. Harrison Street  
East Orange, N.J. 07018

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***Regular Meeting***

**RFP Results**

**Re: Workers Compensation Attorney (2<sup>nd</sup> Occasion)**

RFP PROPOSAL FORMATION

Proposal Receipt Date: December 4, 2014  
Proposal Time: 11:00 a.m.  
Location for proposal: Town Clerk's Office  
Proposal for: Workers Compensation Attorney (2<sup>nd</sup> Occasion)  
Personnel at Opening: Town Clerk Carmela Riccio, Deputy Town Clerk Lisa Walsh, and Adelinn Plaza  
Remarks: Time to receive RFPs was closed at 11:05 a.m.  
Reserved decision pending review by review committee.

RESPONDER #1 (Name) Cottrell Solensky & Semple, P.A.  
(Address) 550 Broad Street  
Newark, N.J. 07102-4599

RESPONDER #2 (Name) Dvorak & Associates, LLC, Attorneys-at-Law  
(Address) 390 George Street, 8<sup>th</sup> Floor  
New Brunswick, N.J.

RESPONDER #3 (Name) Netchert, Dineen & Hillmann, Attorneys At Law  
(Address) 280 Baldwin Avenue  
Jersey City, N.J. 07306

RESPONDER #4 (Name) Glazer & Kamel  
(Address) 1207 East Grand Street  
Elizabeth, N.J. 07201

**RFP Results**

**Re: Alternate Prosecutor (3<sup>rd</sup> Occasion)**

RFP PROPOSAL FORMATION

Proposal Receipt Date: December 12, 2014  
Proposal Time: 9:30 a.m.  
Location for proposal: Town Clerk's Office  
Proposal for: Alternate Prosecutor (3<sup>rd</sup> Occasion)  
Personnel at Opening: Town Clerk Carmela Riccio, Deputy Town Clerk Lisa Walsh, Adelinn Plaza, Vivian Maynard  
Remarks: Time to receive RFPs was closed at 9:35 a.m.  
Reserved decision pending review by review committee.

RESPONDER #1 (Name) Coviello & Legg, LLP, Attorneys At Law  
(Address) 311 Fairview Avenue 2<sup>nd</sup> Floor  
Fairview, N.J. 07022

RESPONDER #2 (Name) Giro, LLP  
(Address) 90 Main Street, Ste 102  
Hackensack, N.J. 07662

**December 17, 2014**  
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**RFP Results**  
**Re: Conflict Counsel – Zoning Board (3<sup>rd</sup> Occasion)**

RFP PROPOSAL FORMATION

Proposal Receipt Date: December 12, 2014

Proposal Time: 10:00 a.m.

Location for proposal: Town Clerk's Office

Proposal for: Conflict Counsel Zoning Board (3rd Occasion)

Personnel at Opening: Town Clerk Carmela Riccie, Deputy Town Clerk Lisa Walsh,  
Adelunny Plaza, Vivian Maynard

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

**NO RFP'S RECEIVED**

**December 17, 2014**  
**Regular Meeting**

**Bid Results**  
**Re: Snow Removal**

BID PROPOSAL FORMATION

Proposal Receipt Date: December 12, 2014 Budgeted Amount: \$  
Proposal Time: 10:30 a.m. Estimated Amount: \$  
Location for proposal: Town Clerk's Office  
Proposal for: Snow removal (2<sup>nd</sup> Occasion)  
Department of:  
Personnel at Opening: Town Clerk Carmela Riccie, Deputy Town Clerk Lisa Walsh  
and QPA Xenia Rivero  
Remarks: Time to receive bids was closed at 10:35 a.m.  
Reserved decision pending review by law department.

BIDDER #1(Name) Coyoty Builders & Developers, LLC.  
(Address) 644 61<sup>st</sup> Street  
West New York, NJ 07093

Item # 1 \$125.00 Per hour (Per Truck)  
Per hour (Operator)

Item #2 \$215.00 Per hour (Per Loader)  
Per hour (Labor)

Total:\$340.00

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

BIDDER #2 (Name) Amernas Corp.  
(Address) 5 Sleep Hallow CT  
Lincoln Park, NJ07035

Item # 1 \$100.00 Per hour (Per Truck)  
Per hour (Operator)

Item #2 \$175.00 Per hour (Per Loader)  
Per hour (Labor)

Total: \$275.00

Bid Bond: \_\_\_\_\_ Check:  X (Check No.: 1470901997)

BIDDER #3 (Name) John's Auto Body  
(Address) 1445 Union Turnpike  
North Bergen, NJ 07047

Item # 1 \$550.00 Per hour (Per Truck)  
Per hour (Operator)

Item #2 \$550.00 Per hour (Per Loader)  
Per hour (Labor)

Total: \$1,100.00

Bid Bond: \_\_\_\_\_ Check:  X (Check No.: 2521238)

December 17, 2014  
Regular Meeting

**Communication**  
**Letter of Resignation From Commissioner Caridad Rodriguez**

\* 44



December 17, 2014

Honorable Mayor Felix Roque and  
Commissioners  
Town of West New York  
Municipal Building  
428 60<sup>th</sup> Street  
West New York, NJ 07093

*Commissioner Caridad Rodriguez  
Department of Public Safety*

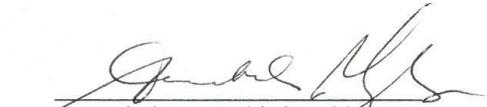
**RE: Resignation as Commissioner of the Town of West New York**

Dear Mayor Roque and Commissioners:

Please accept my resignation as Commissioner of the Town of West New York, effective 11:59 PM on December 31, 2014.

It has been a pleasure to serve the people of West New York and I look forward to continuing to serve them in my new capacity as a freeholder representing this district.

Very truly yours,

  
\_\_\_\_\_  
Commissioner Caridad Rodriguez

Date: 12-17-14

*West New York Town Hall  
428-60<sup>th</sup> Street, West New York, NJ 07093  
201 295-5286*

December 17, 2014  
Regular Meeting

Proclamation  
Honoring Commissioner Caridad Rodriguez

5A.

TOWN OF WEST NEW YORK  
HUDSON COUNTY, NEW JERSEY  
**Proclamation**

DEC 17 2014

**WHEREAS**, Caridad Rodriguez, the first female Commissioner of the Board of Commissioners in the history of the Town of West New York, has submitted her notice of resignation, in order to be appointed as a Freeholder on the Hudson County Board of Freeholders; and

**WHEREAS**, Caridad Rodriguez has been a dedicated public servant in the Town of West New York for many years, including being the Executive Assistant to the former Mayor Albio Sires, since 1966, as well as being the office manager for Congressman Albio Sires after his election to Congress in 2006; and

**WHEREAS**, Ms. Rodriguez has been a dedicated and involved member of the West New York community as the coordinator for the Municipal Alliance Committee Against Drugs and Alcohol, a member of the West New York Planning Board, and member of the Board of Adjustment for several years; and

**WHEREAS**, her commitment and hard work in West New York and elsewhere has earned her the American Red Cross Clara Barton Award for meritorious volunteer service, a special recognition from the seniors of West New York, the Elena Maderos Award for outstanding commitment to the community, the Pam's List Award by Women in Power and a special 2012 Congressional recognition for her commitment to the women of New Jersey, etc. She has demonstrated a continuous and unending involvement in public affairs; and

**WHEREAS**, Caridad Rodriguez has served in the New Jersey Assembly since she was elected in 2007 and she was the first female and Hispanic Assembly person for the 33<sup>rd</sup> District and the first Cuban American Assemblywoman in the State of New Jersey; and

**WHEREAS**, Ms. Rodriguez has served tirelessly for the Town of West New York since her election as a Commissioner in 2011.

**NOW THEREFORE, BE IT PROCLAIMED** that Caridad Rodriguez is a person committed and involved in the Town of West New York and the State of New Jersey and the Mayor and Commissioners of the Town of West New York congratulate her on her appointment as a Freeholder in the County of Hudson.

DATE \_\_\_\_\_

ATTEST \_\_\_\_\_

CARMELA RICCIE, RMC  
TOWN CLERK

DR. FELIX E. ROQUE, MAYOR

LITHO IN U.S.A.

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**December 17, 2014**  
**Regular Meeting**

**Consent Agenda**

It was regularly moved by Commissioner Rodriguez, seconded by Mayor Roque that the following Consent Agenda Items Nos. R-1 thru R-61 (with the exclusion of R-20, R-28, R-44, R-48, R-49, R-52, R-53, R-54, R-55, R-56, R-57, R-58, R-59 and R-60) be adopted, was carried by the following vote:

YEAS                   - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque  
NAYS                   - See notes below  
ABSENT               - None  
ABSTAIN              - See Notes below

**Note:**       **Town Clerk Carmela Riccie read the titles of all Resolutions aloud (as referred to above) and advised that Resolutions R-20, R-28, R-44, R-48, R-49, R-52, R-53, R-54, R-55, R-56, R-57, R-58, R-59 and R-60 are excluded from Consent Agenda and will be voted upon separately. Comm. Wiley advised that he would vote “No” on Resolution R-45 (Re: Approval of Contract with Joseph Smentkowski Inc. Galaxy Carting for Solid Waste and Recycling Collection and Disposal). Comm. Wiley advised that he would “abstain” on Resolutions R-20, 28, 44, 48, 49, 52, 53, 54, 55, 56, 57, 58, 59 and 60. Comm. Frias advised that she would “abstain” on Resolution R-25 (Approval of Professional Services Agreement with O’Donnell McCord, PC for Tenant Advocacy Attorney)**

**Resolution**  
**Re: Refund of Deposit Pursuant to Ordinance #4/96**  
**(Filming Permit – Drewstone International, LLC 11/18/14)**

WHEREAS, Ordinance No. 4/96 entitled "Permit to Film or Photograph on Public Lands" requires a deposit of \$1,000.00 to be deposited with the Town Clerk’s Office; and

WHEREAS, said \$1,000.00 deposit was deposited with the Town Clerk’s Office for filming on 11/18/14; and

WHEREAS, said Ordinance has been complied with;

NOW, THEREFORE, BE IT RESOLVED that the governing body of the Town of West New York hereby authorizes the Revenue & Finance Department to refund said \$1,000.00 deposit to: Drewstone International, LLC, 2120 Ocean Park Blvd. (Unit C), Santa Monica, CA 90405     Attention: Tony Mancilla, Director.

**Resolution**  
**Re: Repealing Resolution adopted on 9/12/11**  
**(Restricted Parking for Handicapped Resident) as follows:**  
**14-65<sup>th</sup> Street, West New York, NJ (Jorge Tabraue)**

Whereas, the governing body of the Town of West New York adopted a Resolution on September 12, 2011 establishing restricted parking for use by a handicapped residents; 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:

14-65th Street, West New York, NJ (Jorge Tabraue)

December 17, 2014

*Regular Meeting*

**Consent Agenda (cont.):**

**Resolution (cont.):**

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: Repealing Resolution adopted on 8/20/2014**

**which established a loading zone at 647 60th Street, West New York**

**For: (Ke Bola Cuba LLC)**

Whereas, the governing body of the Town of West New York adopted a Resolution on August 20, 2014 establishing a loading zone for a business known as Ke Bola Cuba LLC, 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 2/15/2012**

**which established a loading zone at 5909 Park Avenue, West New York**

**For: (Family Dollar Stores)**

Whereas, the governing body of the Town of West New York adopted a Resolution on February 15, 2012 establishing a loading zone for a business known as Family Dollar Stores, 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.

**December 17, 2014**  
**Regular Meeting**

**Consent Agenda (cont.):**

**Resolution**  
**Re: Repealing Resolution adopted on 7/15/1998**  
**which established a loading zone at 524 – 59<sup>th</sup> Street, West New York**  
**For: (Vetter Glass Co.)**

Whereas, the governing body of the Town of West New York adopted a Resolution on July 15, 1998 establishing a loading zone for a business known as Vetter Glass Co., 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: To Approve Contract with Shain, Schaffer, & Rafanello**  
**as Zoning Board of Adjustment Counsel**

WHEREAS, the Town West New York solicited proposals under a fair and open process for a contract for zoning board of adjustment counsel services; and

WHEREAS, several proposals were received and the Town of West New York evaluated these proposals and determined that Shain, Schaffer & Rafanello will provide the professional services required in a cost effective manner for the Town; and

WHEREAS, the proposal for these services provided a rate of \$150 per hour and a not to exceed cap on this contract of \$1,200 per month and a total of \$14,400.00 for the year for attendance at meetings and all services excluding fees paid through escrow accounts from applicants to the Board; and

WHEREAS, this contract will commence on January 1, 2015 and continue until December 31, 2015.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York do hereby authorize a contract with Shain, Schaffer & Rafanello for zoning board of adjustment counsel services commencing January 1, 2015 until December 31, 2015.

BE IT FURTHER RESOLVED, the Town shall pay Shain, Schaffer & Rafanello not to exceed \$1,200 per month and a total of \$14,400.00 for the year for attendance at Zoning Board meetings and all work excluding fees paid from escrow accounts from applicants to the Board of Adjustment.

BE IT FURTHER RESOLVED, that the Mayor and Town clerk are authorized to execute a contract for these zoning board of adjustment counsel services.

BE IT FURTHER RESOLVED that the Chief Financial Officer's certification of funds shall be on file at the Town Clerk's Office and incorporated herein by reference.

**December 17, 2014**  
**Regular Meeting**

**Consent Agenda (cont.):**

**Resolution**  
**Authorizing the insertion in Budget of Special Item of Revenue and**  
**Appropriation—Chapter 159 –**  
**Drive Sober or Get Pulled Year End Holiday Crackdown**

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

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

WHEREAS, the Town of West New York has been awarded \$7,500.00 from the State of New Jersey and wishes to include this amount as a revenue.

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Town of West New York, hereby requests the Director of the Division of Local Government Services to approve insertion of an item of revenue in the budget of the year 2014 in the sum of \$7,500.00, which is now available as a revenue from:

Miscellaneous Revenues:

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

2014 Drive Sober or Get Pulled Over Year End Holiday Crackdown

BE IT FURTHER RESOLVED that a like sum of \$7,500.00 be and is hereby appropriated under the caption of:

General Appropriations  
(a) Operations Excluded from “CAPS”  
Public and Private Offset by Revenues:

2014 Drive Sober or Get Pulled Over Year End Holiday Crackdown

**Resolution**  
**Re: Ratifying Memorandum of Agreement with Communications**  
**Works of America, AFL-CIO Local No. 1045**

WHEREAS, the Town of West New York (the “Town”) negotiated with the Communication Works of America, AFL-CIO Local No. 1045 (the “Union”) to reach a new collective bargaining agreement; and

WHEREAS; the parties have reached a new agreement which was accepted by the Union on or about November 25, 2014 and

WHEREAS the Town seeks to ratify this agreement, which is attached hereto; and

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners of the Town do hereby ratify the new memorandum of agreement between the Town and the Union.

BE IT FURTHER RESOLVED that the agreement shall commence on July 1, 2011 and continue until December 31, 2015.

BE IT FURTHER RESOLVED that the Administration and Corporation Counsel shall take all necessary steps to carry out the terms of the agreement and incorporate same into the new collective bargaining agreement.

**December 17, 2014**  
**Regular Meeting**

**Consent Agenda (cont.):**

**Resolution**  
**Re: Refunds of Overpayment of Taxes (\$18,156.04)**

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 is hereby authorized to adjust her records accordingly.

NAME	BLOCK/LOT	AMOUNT	YEAR
PARK WEST GROUP	37/16 C0004	\$6.11 *	2014
	37/16 C0007	\$22.80 *	2014
	37/17 C0004	\$153.84 *	2014
	37/15 C0007	23.45 *	2014
	37/16 C0003	15.61 *	2014
APPELGREN CHRISTOPHER & C MURGUIA	21/22	\$115.33	2014
GOODEN ERIC	130/2 C0413	\$753.99	2014
RIVERA, ANA C	130/5.01 C0506	\$173.99	2014
VELASCO, RUTH & CHERYL R BARONA	55/27 C0006	\$25.00	2014
311 62ND STREET, LLC	48/11	\$3,671.71	2014
410 62ND STREET, LLC	34/26	\$2,525.25	2014
CLANCY SHARON	168.01/1.03 C0364	\$1000.00 (SVC)	2014
McELROY, DEUTSCH MULVANEY & CARPENTER	168.01/1.02 C0376	\$2900.00 (SVC)	2014
CORELOGIC	168.01/8.03 C0121	\$6,768.96	2014
	GRAND TOTAL	\$18,156.04	

**Resolution**  
**Re: Tax Corrections (5509 Madison Street AKA Block 117 Lot 15 C0601)**

WHEREAS, there is an overpayment on the 4th quarter 2013 tax bill in the amount of \$964.15 for property located at 5509 Madison Street A/K/A block 117 lot 15 C0601 and;

WHEREAS, the taxpayer are requesting that the credit be moved to credit their 2015 Tax Bills.

THEREFORE, the Tax Collector is hereby authorized to move the said overpayments and to adjust the tax record accordingly.

**December 17, 2014**  
**Regular Meeting**

**Consent Agenda (cont.)**

**Resolution**  
**Re: Hudson County Board Tax Appeals (\$9,368.80)**

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

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

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

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

NAME	BLOCK-LOT	AMOUNT	YEAR
VENINO & VENINO	81/1	\$5019.00	2014
	81/14	\$4,349.80	2014
	GRAND TOTAL	\$9,368.80	

**Resolution**  
**Re: Refund of Premiums (\$116,000.00)**

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
SUNSHINE ST CERT IV, LLP,BK UNITEDT	11/41	12-0060	\$100.00
US BANK CUST FOR BV001 TRUST	3/3	13-0005	\$1,100.00
	18/42	13-0073	\$1,400.00
	126/13	13-0421	\$1,200.00
	16/22	13-0058	\$1,300.00
	10/13	13-0041	\$2,300.00
	33/24	13-0111	\$1,900.00
PAM INVESTORS	163/14	13-0544	\$600.00
US BANK CUST/EMP VI	37/21	13-0137	\$16,000.00
US BANK CUST FOR PRO CAP III, LLC	11/19 C002A	13-0042	\$1,000.00
	32/41 C0303	13-0103	\$700.00

**December 17, 2014**  
**Regular Meeting**

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

	80/14	13-0264	\$800.00
	157/12	13-0524	\$700.00
	98/10 C0009	13-0334	\$1,100.00
	149/28	13-0495	\$614.25
	64/15	13-0207	\$700.00
MTAG SVC. AS CUST	155/11	13-0518	\$3,000.00
FOR ATCF II NJ LLC	52/5	13-0180	\$59,000.00
	26/6	13-0098	\$21,900.00
US BANK FOR TOWER DBW	39/12 C003B	12-0218	\$500.00
GRAND TOTAL			\$116,000.00

**Resolution**  
**Re: Refunds of Redemptions (\$18,552.31)**

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

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

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

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

Name	Block/lot	Cert#	Amount
SUNSHINE ST CERT IV,LLLP,BK UNITEDT	11/41	12-0060	\$16,086.51
US BANK CUST FOR BV001 TRUST	3/3	13-0005	\$6,499.02
	18/42	13-0073	\$2,603.96
	126/13	13-0421	\$2,461.68
	16/22	13-0058	\$2,241.03
	10/13	13-0041	\$4,892.38
	33/24	13-0111	\$2,408.30
RIDGE CAPITAL LLC	74/4 C002D	12-0402	\$902.71
MTAG SVC. AS CUST	74/4 C002B	12-0401	\$732.58
FOR ATCF II NJ LLC	74/5 C002C	12-0413	\$971.86
	155/11	13-0518	\$2,654.92
	52/5	13-0180	\$19,949.09
	26/6	13-0098	\$1,672.07
	37/16 C0007	12-0192	\$626.10
	37/16 C0008	12-0193	\$626.10
PAM INVESTORS	74/5 C000D	12-0407	\$1,444.04
	163/14	13-0544	\$508.27

**December 17, 2014**  
**Regular Meeting**

**Consent Agenda (cont.):**

**Resolution (cont.):**

	124/14	12-0583	\$12,082.79
	41/4	12-0227	\$34,186.31
US BANK CUST/EMP VI	37/21	13-0137	\$4,057.20
US BANK CUST FOR 11/19 C002A		13-0042	\$1,544.15
PRO CAP III, LLC	80/14	13-0264	\$778.72
	157/12	13-0524	\$614.22
	98/10 C0009	13-0334	\$1,949.30
	149/28	13-0495	\$614.25
	64/15	13-0207	\$918.30
SBMUNICUST C/O LBNJ	41/10	12-0229	\$14,290.23
US BANK CUST FOR TOWER DBW	39/12 C003B	12-0218	\$14,411.66
	55/36	12-0312	\$13,520.44
ISAAC MORADI	136/2	13-0450	\$1,033.06
	136/2	12-0618	\$10,095.04
MARTA GONZALEZ	37/16 C0004	12-0189	\$529.28
	37/16 C0006	12-0191	\$529.28
PEIJYUN SICARDI	37/17 C0004	12-0198	\$2,769.81
	37/15 C0006	12-0183	\$1,476.35
GAUTAM CHHAWCHHARIA	37/15 C0007	12-0184	\$726.55
US BANK AS CUST/ ATR FD NJ & CAP1	37/16 C0003	12-0188	\$1,089.92
	37/15 C0003	12-0180	\$1,222.08
	37/15 C0005	12-0182	\$1,022.00
		GRAND TOTAL	\$181,552.31

**Resolution**

**Re: Tax Assessment Correction (6045 Boulevard East AKA Block 35 Lot 1 C007C)**

WHEREAS, an incorrect Tax Assessment in the amount of \$53,400 was placed on property located at 6045 Boulevard East a/k/a block 35 lot 1 C007C; and

WHEREAS, the correct Tax Assessment should have been \$28,400 and

WHEREAS, the incorrect Tax Assessment caused the taxes to be over billed in the amount of \$1,673.00 for 2014 and \$836.51 for 2015; and

NOW THEREFORE be it resolved that the Tax Collector is hereby authorized to cancel the said taxes for the prospective years and to adjust the tax record accordingly.

**December 17, 2014**  
**Regular Meeting**

**Consent Agenda (cont.):**

**Resolution**  
**Re: Office Supplies for the Town of West New York**  
**to: Perkaroma Coffee Service, Inc.**

WHEREAS, on October 28, 2014 the Town did receive the following bids on the contract for Office Supplies for various Departments -:

COMPANY	AMOUNT
Office Concepts Group, Inc.	Consumables 66% Computer Supplies 42% Electronics 33% Furniture 56%
Perkaroma Coffee Service, Inc.	Consumables 46% Computer Supplies 22% Electronics 22% Furniture 46%

WHEREAS, the Town's Qualified Purchasing Agent has recommended the award of the contract for Office Supplies to the second lowest bidder Perkaroma Coffee Service, Inc. due to the fact that the lowest bidder failed to submit bid the guarantee as required by the bid specifications; and

WHEREAS, the following bid for the open-ended contract for Office Supplies for the Town of West New York was received: Perkaroma Coffee Service, Inc., 568 – 61<sup>st</sup> West New York, New Jersey, 07093, in the maximum amount of \$60,000.00 for one year commencing January 1, 2015 until December 31, 2015; and

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

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

WHEREAS, the Certificate of Available Funds, maintained on file at the Town, sets forth that sufficient funds for the subject procurement have been allotted in the Town's budget and that such funds have been appropriated at 2015 Budget Various O.E. Line Items.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York, New Jersey, that the bid of Perkaroma Coffee Service, Inc., 568 – 61<sup>st</sup> West New York, New Jersey, 07093 on the Office Supplies for the Town of West New York" contract in the sum of Open End Contract, bid in the maximum amount of \$60,000.00 for one year commencing January 1, 2015 until December 31, 2015 be and the same is hereby accepted.

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

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

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

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

**December 17, 2014**  
***Regular Meeting***

**Consent Agenda (cont.):**

**Resolution**

**Re: Approving Cash Management Plan for the Year 2015**

WHEREAS, N.J.S.A. 40A:5-14 of the Local Fiscal Affairs Law requires that every local unit shall adopt a "Cash Management Plan" and shall deposit in an interest bearing account, all available public funds pursuant to the plan; and

WHEREAS, the Chief Financial Officer has prepared a "Cash Management Plan" for the calendar year 2015 for the approval of the governing body; and

WHEREAS, the "Cash Management Plan" for the calendar year 2015 is attached to the resolution.

NOW, THEREFORE, BE IT RESOLVED that the Town of West New York, County of Hudson and State of New Jersey, hereby adopts the attached "Cash Management Plan" policy to be utilized by the Town of West New York for the year 2015; and

BE IT FURTHER RESOLVED that certified copies of this resolution shall be filed with the Director of the Division of Local Government Services, Town Auditor, Chief Financial Officer of the Town of West New York, County of Hudson.

**CASH MANAGEMENT PLAN  
OF THE TOWN OF WEST NEW YORK, COUNTY OF HUDSON**

**I. STATEMENT OF PURPOSE.**

This Cash Management Plan (the "Plan") is prepared pursuant to the provisions of N.J.S.A. 40A:5-14 in order to set for the basis of deposits ("Deposits") and investment ("Permitted Investments") of certain public funds of the , pending the use of such funds for the intended purposes. The Plan is intended to assure that all public funds identified herein are deposited in interest bearing Deposits or otherwise invested in Permitted Investments hereinafter referred to. The intent of the Plan is to provide that the decisions made with regard to the Deposits and Permitted Investments will be done to insure the safety, liquidity (regarding its availability for the intended purposes), and the maximum investment return within such limits. The Plan is intended to insure that any Deposit or Permitted Investment matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

**II. DEFINITIONS**

"Arbitrage" refers to the rules and regulations governing the issuance of bonds or notes and the reinvestment of the proceeds at a higher yield. These regulations are promulgated by the Internal Revenue Service, Regulation 1.103.

"Certificate of Eligibility" is the certification issued by the New Jersey Department of Banking and Insurance, Division of Banking that a Public Depository is eligible to act as a depository for public funds and qualifies as a participant in the New Jersey Governmental Unit Deposit Protection Act, "GUDPA".

"GUDPA" (Governmental Unit Deposit Protection Act) requires a bank that accepts public funds to be a public depository. A "Public Depository" is defined as a state bank, a national bank, a savings bank or association which is located in the State of New Jersey, the deposits of which are insured by the Federal Deposit Insurance Corporation

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**Consent Agenda (cont.):**

**Resolution (cont.):**

("FDIC"), and which received or holds public funds on deposit. A local unit may make deposits in, or purchase certificates of deposit from banks which are located in New Jersey and which meet the requirements of the "GUDPA". Public funds in excess of the "FDIC" insured amounts (\$250,000) are protected by "GUDPA".

"FDIC" (Federal Deposit Insurance Corporation) in an independent US agency that protects against the loss of deposits in an FDIC-insured bank or savings association, in the event of its failure. The standard maximum deposit insurance amount of \$250,000 is in effect as of December 31, 2014.

"The New Jersey Cash Management Fund", authorized pursuant to N.J.S.A. 52-18A-90.4 to establish, maintain and operate, with the approval of the State Investment Council and the State Treasurer, a common trust fund known as the State of New Jersey – Cash Management Fund (the "Fund"). The Fund is authorized to accept deposits from all Local Units of government. According to the enabling legislation, monies of Local Units deposited in the Fund must be invested in obligations and bonds that meet the investment requirements of the statute. These obligations include, among other things, evidences of indebtedness of U.S. corporations. These obligations are less secure than those permitted to Local Units under the Act. Thus, the Fund is riskier than direct investments in federal securities or GUDPA protected deposits by Local Units.

III. IDENTIFICATION OF FUNDS AND ACCOUNTS TO BE COVERED BY THE PLAN

- A) The Plan is intended to cover the deposit and/or investment of the following funds and accounts of the Town.

Current Fund  
Trust Fund  
Animal Control Fund  
General Capital Fund  
Federal & State Grant Fund  
Community Development Block Grant Account  
Payroll Account  
Payroll Deduction Account

- B) The Plan is not intended to cover the deposits and/or investments of the following funds and accounts of the Town.

1. Petty Cash Funds
2. Deposit, retainage, or amounts posted by way of bond, held by the Town for such things as faithful performance, if the Town would be required by law to pay back any interest earned to the provider of the deposit, except where the Town is required by law or court decision to invest the fund.
3. Amounts derived from the sale of bonds or notes, only to the extent that a specific written opinion of counsel states that the earning of (full) interest would result in the bonds or notes being classified as an arbitrage (not Federally Tax Exempt) issue pursuant to federal regulations. To the extent that some interest is allowable, it shall be deposited at the best obtainable rate.

IV. DESIGNATION OF OFFICIALS OF THE TOWN OF WEST NEW YORK AUTHORIZED TO MAKE DEPOSITS AND INVESTMENTS

The Chief Financial Officer/Treasurer of the Town, (the "Designated Official") is hereby authorized and directed to deposit and/or invest the funds referred to in the Plan and shall thereafter be relieved of any liability for loss of such moneys due to insolvency or closing of any depository designated by, or the decrease in value of any investment authorized, by the Cash Management Plan.

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**Consent Agenda (cont.):**

**Resolution (cont.):**

V. DESIGNATION OF DEPOSITORIES

The following banks and financial institutions are hereby designated as Depositories for the deposit of all public funds referred to in the Plan (as authorized by Board of Commissioners resolution on December 17, 2014), including any certificates of Deposit, which are not otherwise invested in "Permitted Investments" as provided for in this Plan.

TD Bank  
Valley National Bank  
Bank of America  
Provident Bank  
Capital One Bank  
Oritani Bank  
ConnectOne Bank  
New Jersey Cash Management Fund

VI. AUTHORIZED INVESTMENTS

Except as otherwise specifically provided for herein, the Designated Official is hereby authorized to invest the public funds covered by this Plan, to the extent not otherwise held in Deposits, in the following "Permitted Investments"

1. Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America. This includes instruments such as Treasury Bills, Notes and Bonds.
2. Government Money Market Mutual Funds that comply with N.J.S.A. 40A:5-15.1(e).
3. Any Obligations that a Federal Agency or a Federal Instrumentality has issued in accordance with an Act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided that such obligation bears a fixed rate of interest not dependent on any index or other external factor.
4. Bonds or other obligations of the Local Unit or bonds or other obligations of school districts of which the Local Unit is a part or within which the school district is located.
5. Bonds or other obligations, having a maturity date not more than 397 days from the date of purchase, approved by the Division of Investment of the Department of the Treasury for investment by Local Units.
6. Local Government Investment Pools, in compliance with the "Administrative Procedure Act", P.L. 1968, c.410 (c.52:14B-1 et seq.).
7. Deposits with the State of New Jersey Cash Management Fund established pursuant to section 1 of P.L. 1977, c. 281 (C.52:18A-90.4).
8. Agreements for the repurchase of fully collateralized securities if:
  - a. The underlying securities are permitted investments pursuant to paragraphs "1" and "3" of this subsection a;
  - b. The custody of collateral is transferred to a third party;
  - c. The maturity of the agreement is not more than 30 days;
  - d. The underlying securities are purchased through a public depository as defined in section 1 of P.L. 1970, c. 236 (c.17:9-41); and
  - e. A master repurchase agreement providing for the custody and security of collateral is executed.

There are no approved security broker/dealers. In the event that such a security broker/dealer should be approved during the year, the registered principal of said brokerage firm so approved shall be provided with and sign an acknowledgement that they have seen and reviewed the Cash Management Plan of the Town of West New York.

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**Consent Agenda (cont.):**

**Resolution (cont.):**

VII. SAFEKEEPING CUSTODY PAYMENT

To the extent that any Deposit or Permitted Investment involves a document or security which is not physically held by the Town of West New York, then such instrument or security shall be covered by all custodial agreements with an independent third party, which shall be a bank or financial institution in the State of New Jersey. Such institution shall provide for the designation of funds or the Permitted Investments or Deposits. Purchase of any Permitted Investments that involve securities shall be executed by a “delivery versus payment” method to insure that such Permitted Investments are either received by the Town of West New York or by a third party custodian prior to or upon the release of the Town of West New York funds.

VIII. REPORTING REQUIREMENTS

On the first day of each month during which this Plan is in effect, the Designated Official(s) referred to in Section IV hereof shall supply to the Governing Body of the Town of West New York a written report of any Deposits or Permitted Investments made pursuant to this Plan, which shall include, at a minimum, the following information:

- a. A summary of all investments made or redeemed for the month, including the name of the financial institution.
- b. A listing of any and all financial institutions holding the Town of West New York funds.
- c. The class or type of securities purchased or funds deposited.
- d. Income earned on deposits and investments
- e. Market value of investments and disclosure as to how the value was determined, if applicable, at the end of the immediately preceding month.
- f. A listing of accounts or deposits that do not earn interest.
- g. The fees incurred to undertake such Deposits or Permitted Investments.
- h. Any other pertinent information which may be deemed reasonable from time to time by the Governing Body of the Town of West New York.

IX. TERM OF PLAN

This Plan shall be in effect from January 1, 2015 to December 31, 2015. Attached to this Plan is the resolution of the Governing Body of the Town of West New York approving this Plan for such period of time. The Plan may be amended from time to time. To the extent that any amendment is adopted by the Town of West New York, the Designated Official is directed to supply copies of the amendments to all of the parties who otherwise have received a copy of the originally approved Plan, which amendment shall be acknowledged in writing in the same manner as the original Plan was so acknowledged.

X. DESIGNATION OF DEPOSITORIES

All such depositories shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgement to the Designated Official referred to in Section IV above.

XI. MISCELLANEOUS

Any official involved with the selection of depositories, investments, broker/dealers shall disclose any material business or personal relationship to the Town of West New York’s Administrator and to the Local Finance Board, or Local Ethics Board as applicable.

Any official who, in the course of his or her duties, deposits or invests in accordance with this Plan shall be relieved of any liability for loss.

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BY: Margaret S. Cherone, CPA CFO Date

**December 17, 2014**  
**Regular Meeting**

**Consent Agenda (cont.):**

**Resolution**

**Re: Awarding Emergency Contract for Animal Control Shelter Services**

WHEREAS, the Town of West New York (“Town”) has been provided with necessary animal shelter services by the Bergen County Humane Enforcement; and

WHEREAS, the Town has not formalized a contract for the services provided but these services are necessary to provide shelter services for animals picked up in West New York; and

WHEREAS, the Bergen County Humane Enforcement has billed the Town for the services that they provided at \$1,500.00 per month for a total of \$18,000 per year for their services; and

WHEREAS, The Town has paid Bergen County Humane Enforcement for their services from January 1, 2014 through June 2014 but no payment has been made for services provided from July 1, 2014 and the Town continues to need these services until a new contract can be awarded; and

WHEREAS, pursuant to N.J.S.A.40A:11-6 the Town can provide for an emergency contract for the shelter services which are required for the safety of the residents of the Town of West New York.

NOW, THEREFORE, BE IT RESOLVED that the Bergen County Humane Enforcement shall be paid \$1,500.00 per month for services provided from July 1, 2014 and extending through February 2015, for a total not to exceed \$12,000.00 to allow the Town to seek proposals and to award a new contract for these services.

BE IT FURTHER RESOLVED, that the Mayor and Town clerk are hereby authorized to execute the agreement with the Bergen County Humane Enforcement for these services.

BE IT FURTHER RESOLVED that the Chief Financial Officer’s certification of funds is on file in the Clerk’s office and incorporated herein by reference.

**Resolution**

**Re: Authorizing the Town of West New York to seek Fair and Open Process in compliance with the Pay to Play Statutes for the retention of Animal Control Shelter Services**

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

WHEREAS, the Mayor and Board of Commissioners wish to receive and consider proposals for services as may be needed by the Town of West New York for the professional service of Animal Control Shelter Services; and

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

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

1. The Town Clerk is authorized and directed to publish and advertise a Request for Proposals for Animal Control Shelter Services.
2. Such Request for Proposals(s) shall be published and advertised in accordance with a Fair and Open Process at least ten (10) days in advance of the opening of the responses to the Requests for Proposals received (“Statements of Qualifications”), such opening to take place on or before the next regularly

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**Consent Agenda (cont.):**

**Resolution (cont.):**

3. scheduled meeting of the Board of Commissioners, on or before which time all Proposals must be submitted by interested parties, for consideration by the Review Committee herein established; and
4. The Qualified Purchasing Agent with the Town Administrator and the Town Attorney both in an advisory capacity, will review all Proposals and to make recommendations to the Mayor and Board of Commissioners prior to its next regularly scheduled meeting.

**RESOLUTION TO APPROVE CONTRACT WITH  
BRUNO AND FERRARO AS PLANNING BOARD COUNSEL**

WHEREAS, the Town West New York solicited proposals under a fair and open process for a contract for planning board counsel services; and

WHEREAS, several proposals were received and the Town of West New York evaluated these proposals and determined that Bruno and Ferraro will provide the professional services required in a cost effective manner for the Town; and

WHEREAS, the proposal for these services provided a rate of \$125 per hour and a not to exceed cap on this contract of \$1,000 per month and a total of \$12,000.00 for the year for attendance at meetings and all services excluding fees paid through escrow accounts from applicants to the Board; and

WHEREAS, this contract will commence on January 1, 2015 and continue until December 31, 2015.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York do hereby authorize a contract with Bruno and Ferraro for planning board counsel services commencing January 1, 2015 until December 31, 2015.

BE IT FURTHER RESOLVED, the Town shall pay Bruno and Ferraro \$125.00 per hour not to exceed \$1,000 per month and a total of \$12,000.00 for the year for attendance at Planning Board meetings and all work excluding fees paid from escrow accounts from applicants to the Planning Board .

BE IT FURTHER RESOLVED, that the Mayor and Town clerk are authorized to execute a contract for these planning board counsel services.

BE IT FURTHER RESOLVED that the Chief Financial Officer's certification of funds shall be on file at the Town Clerk's Office and incorporated herein by reference.

**December 17, 2014**  
***Regular Meeting***

**Consent Agenda (cont.):**

**RESOLUTION AWARDING CONTRACT FOR**  
**STATE AND COUNTY GRANT WRITER**

WHEREAS, the Town of West New York ("Town") sought proposals for a contract for State and County grants writing services pursuant to a fair and open process; and

WHEREAS, the Town received proposals for these services and the proposals were reviewed and it was determined that the proposal provided by Bruno Associates provided the services required by the Town; and

WHEREAS, the Contractor proposes an hourly rate for services of \$65 per hour and a total contract amount not to exceed \$48,000.00; and

WHEREAS, the Town of West New York does hereby award a contract for State and County grants writing services to Bruno Associates for a contract to commence on January 1, 2015 and ending on December 31, 2015.

NOW, THEREFORE, BE IT RESOLVED that Bruno Associates shall be paid \$65 per hour for services provided and a total contract not to exceed \$48,000.00 for the year commencing January 1, 2015 and ending on December 31, 2015.

BE IT FURTHER RESOLVED, that the Mayor and Town clerk are hereby authorized to execute the agreement with Bruno Associates for these services.

BE IT FURTHER RESOLVED that a certification of funds from the Chief Financial Officer for this contract is on file in the Clerk's office and incorporated herein by reference.

**RESOLUTION AWARDING CONTRACT FOR**  
**FEDERAL GRANT CONSULTANT**

WHEREAS, the Town of West New York ("Town") sought proposals for a contract for Federal grants consultant services pursuant to a fair and open process; and

WHEREAS, the Town received proposals for these services and the proposals were reviewed and it was determined that the proposal provided by Krivit & Krivit P.C. provided the services required by the Town; and

WHEREAS, the Contractor proposes an hourly rate for services of not to exceed \$5,000.00 per month and a total contract amount not to exceed \$60,000.00; and

WHEREAS, the Town of West New York does hereby award a contract for Federal grants consulting services to Krivit & Krivit P.C. for a contract to commence on January 1, 2015 and ending on December 31, 2015.

NOW, THEREFORE, BE IT RESOLVED that Krivit & Krivit P.C. shall be paid not to exceed \$5,000.00 per month and a total contract not to exceed \$60,000.00 for the year commencing January 1, 2015 and ending on December 31, 2015.

BE IT FURTHER RESOLVED, that the Mayor and Town clerk are hereby authorized to execute the agreement with Krivit & Krivit P.C. for these services.

BE IT FURTHER RESOLVED that a certification of funds from the Chief Financial Officer for this contract is on file in the Clerk's office and incorporated herein by reference.

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**Regular Meeting**

**Consent Agenda (cont.):**

**RESOLUTION TO APPROVE CONTRACT WITH  
ALPHA DOG SOLUTIONS, INC. FOR WEB SITE SERVICES**

WHEREAS, the Town West New York solicited proposals under a fair and open process for a contract for web design/consulting services; and

WHEREAS, one proposal was received and the Town of West New York evaluated this proposal and determined that Alpha Dog Solutions, Inc. will provide the services required in a cost effective manner for the Town; and

WHEREAS, the proposal for these services provides a cost of \$2,265.00 per month and a total for the year of \$27,180.00; and

WHEREAS, this contract will commence on January 1, 2015 and continue until December 31, 2015.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York do hereby authorize a contract with Alpha Dog Solutions, Inc. for web design/consulting services commencing January 1, 2015 until December 31, 2015.

BE IT FURTHER RESOLVED, the Town shall pay not to exceed \$27,180 for the web site services as set forth in the proposal.

BE IT FURTHER RESOLVED, that the Mayor and Town clerk are authorized to execute a contract for these web design/consulting services.

BE IT FURTHER RESOLVED that the Chief Financial Officer's certification of funds shall be on file at the Town Clerk's Office and incorporated herein by reference.

**RESOLUTION TO APPROVE CONTRACTS  
FOR WORKERS COMPENSATION COUNSEL SERVICES**

WHEREAS, the Town West New York solicited proposals under a fair and open process for a contract for workers compensation counsel services; and

WHEREAS, several proposals were received and the Town of West New York evaluated these proposals and determined that two firms can provide the workers compensation counsel services, as needed, in a professional and cost effective manner for the Town; and

WHEREAS, the request for proposals for these services provided a rate of \$150 per hour for these services, with a cap as determined for each matter; and

WHEREAS, this contract will commence on January 1, 2015 and continue until December 31, 2015.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York do hereby authorize contracts with the following firms commencing January 1, 2015 until December 31, 2015:

Netchert, Dineen & Hillmann, Attorneys-At-Law  
280 Baldwin Avenue  
Jersey City, New Jersey, 07306

Glazer & Kamel  
1207 East Grand Street  
Elizabeth, New Jersey, 07201

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**Regular Meeting**

**Consent Agenda (cont.):**

**Resolution (cont.):**

BE IT FURTHER RESOLVED, the Town shall pay \$150 per hour for workers compensation counsel services provided and not to exceed cap set per matter.

BE IT FURTHER RESOLVED, that the Mayor and Town clerk are authorized to execute contracts for these workers compensation counsel services.

BE IT FURTHER RESOLVED that the Chief Financial Officer's certification of funds shall be on file at the Town Clerk's Office and incorporated herein by reference.

**RESOLUTION DESIGNATING OFFICIAL DEPOSITORIES FOR**  
**CALENDAR YEAR 2015**

WHEREAS, under the provisions of state regulations (N.J.S.A. 40A:5-1) entitled Local Fiscal Affairs Law, the Town of West New York in accordance with N.J.S.A. 40A:5-14 hereby establishes Legal Depositories for public monies for the calendar year 2015. Further, recent amendment to N.J.S.A. 40A:5-15.1 entitled "Securities, which may be purchased by local units" provide added flexibility to secure high yield investments while safe guarding municipal assets.

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

1. The following banks or institutions approved by the Department of Banking and Insurance under the Government Unit Depository Protection Act (GUDPA) or other authorized investment vehicles authorized by the State of New Jersey are hereby designated as official depositories of Town funds for the calendar year 2015:

- A. TD Bank
- B. Valley National Bank
- C. Bank of America
- D. Provident Bank
- E. CapitalOne Bank
- F. Oritani Bank
- G. New Jersey Cash Management Fund

**RESOLUTION TO APPROVE CONTRACT FOR**  
**FINANCIAL CONSULTANT SERVICES**

WHEREAS, the Town West New York solicited proposals under a fair and open process for a contract for financial consultant services; and

WHEREAS, several proposals were received and the Town of West New York evaluated these proposals and determined that N W Financial Group can provide the Town with the financial services, as needed, in a professional and cost effective manner for the Town; and

WHEREAS, the request for proposals for these services provided a schedule of rates for these services; and

WHEREAS, this contract will commence on January 1, 2015 and continue until December 31, 2015.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York do hereby authorize a contract with NW Financial Group for financial services commencing January 1, 2015 until December 31, 2015.

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**Consent Agenda (cont.):**

**Resolution (cont.):**

BE IT FURTHER RESOLVED, the Town shall pay for the financial services provided in accordance with the attached proposal.

BE IT FURTHER RESOLVED, that the Mayor and Town clerk are authorized to execute this contract for these financial services.

BE IT FURTHER RESOLVED that the Chief Financial Officer's certification of funds shall be on file at the Town Clerk's Office and incorporated herein by reference.

**RESOLUTION TO APPROVE CONTRACTS**  
**FOR ALTERNATE PROSECUTOR SERVICES**

WHEREAS, the Town West New York solicited proposals under a fair and open process for a contract for alternate prosecutor services; and

WHEREAS, two proposals were received and the Town of West New York evaluated these proposals and determined that both firms can provide the alternate prosecutor services, as needed, in a professional and cost effective manner for the Town; and

WHEREAS, the request for proposals for these services provided a rate of \$350 per court session for these services; and

WHEREAS, this contract will commence on January 1, 2015 and continue until December 31, 2015.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York do hereby authorize contracts with the following firms commencing January 1, 2015 until December 31, 2015:

Coviello & Legg, LLP- 311 Fairview Avenue, 2<sup>nd</sup> floor, Fairview, N.J. 07022

Giro, LLP- 90 Main Street, Suite 102, Hackensack, N.J. 07662

BE IT FURTHER RESOLVED, the Town shall pay \$350 per court session for these alternate services provided in accordance with the request for proposals.

BE IT FURTHER RESOLVED, that the Mayor and Town clerk are authorized to execute contracts for these alternate prosecutor services.

BE IT FURTHER RESOLVED that the Chief Financial Officer's certification of funds shall be on file at the Town Clerk's Office and incorporated herein by reference.

**RESOLUTION**  
**CAPITAL BUDGET AMENDMENT 2014**

WHEREAS, the Town of West New York deems it necessary and desirable to provide for capital projects not previously reflected in the 2014 Capital Budget of said municipality: and

WHEREAS, N.J. A.C. 5:30-4.4B provides that the Capital Budget of a governing body shall be amended to reflect any provisions, changes or inconsistencies with said Capital Budget.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York, in the County of Hudson, State of New Jersey, that the 2014 Capital

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

Budget shall be amended to reflect the addition of Ordinance 16/14 – Acquisition of Vehicles and Equipment not previously provided for in the Capital Budget. The vehicles are needed to replace and/or supplement the current fleet of DPW and Recreation vehicles, including, but not limited to dump trucks, salt spreading equipment and plows.

BE IT FURTHER RESOLVED by the Board of Commissioners of the Town of West New York that the 2014 Capital Budget shall be further amended to reflect the addition of Ordinance 17/14 – Acquisition of 911 Public Safety Equipment and Other Equipment not previously provided for in the Capital Budget. The acquisitions include, but are not limited to, cameras and recorders for police cars, server and furniture for the video room, improvements to the dispatch center, and installation of generator and logging recorder.

BE IT FURTHER RESOLVED that the attached forms, as promulgated by the Local Finance Board shall represent the amended Capital Budget for the year 2014.

**Note: Complete Capital Budget Amendment is appended to the end of the minutes.**

**RESOLUTION AUTHORIZING ADOPTION OF THE 2015 DEBT SERVICE**  
**REQUIREMENTS**

WHEREAS, N.J.S. 40A:19 provides authority for appropriating in a temporary resolution the permanent debt service requirements for the coming fiscal year providing that such resolution is not made earlier than the last ten days of the preceding fiscal year; and

WHEREAS, the date of this resolution is subsequent to that date; and

WHEREAS, principal and interest will be due on various dates from January 1, 2015 to December 31, 2015, inclusive, on sundry bonds issued and outstanding.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the Board of Commissioners of the Town of West New York, County of Hudson, State of New Jersey that the following appropriations be made to cover the period from January 1, 2015 to December 31, 2015 inclusive:

**DEBT SERVICE – TOWN OF WEST NEW YORK:**

Payment of Bonds	\$4,591,285
Interest on Bonds	\$1,547,663
Payment of Bond Anticipation Notes	\$ 70,000
Payment of Special Emergency Notes	\$ 46,000
Interest on Notes	<u>\$ 53,670</u>
Total	<u>\$6,308,618</u>

**DEBT SERVICE – BOARD OF EDUCATION:**

Payment of Bonds	\$ 135,000
Interest on Bonds	<u>\$ 103,375</u>
Total	<u>\$ 238,375</u>

**December 17, 2014**  
**Regular Meeting**

**Consent Agenda (cont.):**

**RESOLUTION**  
**TO CANCEL 2014 BUDGET APPROPRIATIONS IN THE CURRENT FUND AT**  
**YEAR END**

WHEREAS, THE Chief Financial Officer has recommended that budget appropriations be reviewed and canceled at year end after the December 31, 2014 payroll and all other expenses are posted to the Town's accounting system; and

WHEREAS, THE Chief Financial Officer has determined that the following 2014 budget appropriation balances have been identified as available to be cancelled to surplus:

Group Insurance 21-74802-099                      \$650,000.00

WHEREAS, it is necessary to formally cancel the 2014 budget appropriation balances so that the unexpended balances may be credited to surplus; and

WHEREAS, the last formal action of the Board of Commissioners for 2014 is a Regular Meeting on December 17, 2014.

NOW, BE IT RESOLVED, by the Board of Commissioners of Town of West New York that the Chief Financial Officer is hereby authorized to cancel said 2014 Current Fund budget appropriations as of December 31, 2014.

**RESOLUTION**  
**TRANSFER OF FUNDS FOR 2014**

WHEREAS, there exist certain budget expenditures with funds available in excess of the amounts approved in the 2014 budget of the Town of West New York; and

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

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York, County of Hudson that the following transfers be made within the 2014 Municipal Budget:

Transfer Amount			
Name of Account	Account #	FROM	TO
Dir. of Public Affairs - S&W	01-2010-20-70101-011	56,456.00	
Dir. of Public Affairs - O.E.	01-2010-20-70102-099		26,700.00
Town Clerk's Office S/W	01-2010-20-70201-011	12,259.00	
Town Clerk's Office Misc	01-2010-20-70202-099		10,275.00
Elections-S&W	01-2010-20-70502	23,902.00	
Elections	01-2010-20-70502-099	19,904.00	
Community Development S&W	01-2010-20-72701	11,795.00	
Board of Health S/W	01-2010-20-70601-011	22,219.00	
Board of Health - O.E.	01-2010-20-70602-099	7,306.00	
Prosecutor	01-2010-20-70702-099	43,835.00	
Public Relations	01-2010-20-70802-099		64,020.00
Rent Control Board S/W	01-2010-20-70901-011	4,660.00	
Housing Inspection S/W	01-2010-20-71201-011		14,667.00
Law Department	01-2010-20-71402-099		132,507.00
Supervised Play Activity S/W	01-2010-20-71501-011		136,331.00
Supervised Play Activity	01-2010-20-71502-099		15,000.00
Senior Citizens S/W	01-2010-20-71701-011	7,120.00	
Senior Citizens	01-2010-20-71702-099		6,021.00

**December 17, 2014**  
**Regular Meeting**

**Consent Agenda (cont.):**

**Resolution (cont.):**

Administrative Office S/W	01-2010-20-71801-011		17,181.00
Personnel Department S/W	01-2010-20-71901-011		741.00
Director of R & F - S/W	01-2010-21-70101-011		1,052.00
Treasurer's Office S/W	01-2010-21-74201-011		43,700.00
Assessment of Taxes S/W	01-2010-21-74401-011		8,151.00
Collection of Taxes S/W	01-2010-21-74601-011		4,535.00
Group Insurance	01-2010-21-74802	124,500.00	
Other Insurance - Liability	01-2010-21-75022		291,500.00
Purchasing Agent S/W	01-2010-21-75201-011		724.00
Director of Public Safety -S/W	01-2010-22-70101-011		15,814.00
Uniform Fire Safety Act S/W	01-2010-22-77001-011		15,567.00
Ambulance Squad S/W	01-2010-22-77201-011	31,409.00	
Director of Public Works - S/W	01-2010-23-70101-011	39,038.00	
Director's Office DPW - O.E.	01-2010-23-70102-099		16,395.00
Streets & Sewers S/W	01-2010-23-78101-011		56,883.00
Streets & Sewers	01-2010-23-78102-099		48,476.00
Street Lighting	01-2010-23-78402-099	2,026.00	
Recycling	01-2010-23-78602-099	83,135.00	
Garbage & Trash SW	01.2010.23.78701.011	28,651.00	
Garbage & Trash - O.E.	01-2010-23-78702-099		145,544.00
Garbage & Trash - Contractual	01-2010-23-78707-020	701,763.00	
Director's Office	01-2010-24-70102-099		7,354.00
Division of Parks	01-2010-24-79002-099		12,097.00
Building Department S/W	01-2010-24-79201-011		36,677.00
Building Department	01-2010-24-79202-099		4,284.00
Centralized Postage	01-2010-24-79402-099		4,549.00
Fuel	01-2010-24-79502-099		38,179.00
Signal Bureau	01-2010-24-79902-099		11,294.00
Uniform Construction Code S/W	01-2010-25-80001-011		8,760.00
Capital Improvement Fund	01-2010-44-90102		25,000.00
	Totals	1,219,978.00	1,219,978.00

**RESOLUTION**  
**CANCELLATION OF STALE DATED CHECKS**

WHEREAS, the Chief Financial Officer of the Town of West New York has identified the following checks to be stale; and

WHEREAS, the Chief Financial Officer has deemed it to be necessary to cancel of record these checks which are dated prior to June 30, 2014.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF WEST NEW YORK that all amounts as per the attached list shall be returned to the fund of original record.

Check Date	Check No.	Payee	Amount
Stale Liability	Checks		
9/17/13	9344	Town of West New York	\$ <u>225.00</u>
Stale Workmans Comp Checks			
53562	12/4/13	Managed Prescription Pgr	\$ <u>136.17</u>
Stale Lien Premium	Checks		
5/22/14	932	MTAG Svc Cust ATCF	\$ <u>500.00</u>

**December 17, 2014**  
**Regular Meeting**

**Consent Agenda (cont.):**

**RESOLUTION**  
**AUTHORIZING ADOPTION OF THE 2015 TEMPORARY BUDGET**

Whereas, NJS 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2015 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided, and

WHEREAS, the date of this resolution is within the first 30 days of the fiscal year, and

WHEREAS, the total appropriations in the 2014 budget, exclusive of any appropriations made for interest and debt redemption charges and public assistance is the sum \$68,499,164.50, and

WHEREAS, 26.25% of the total appropriations in the 2014 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement and public assistance, in said budget is the sum of \$17,893,572.39.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York, that the following appropriations be made and a certified copy of this resolution be transmitted to the Chief Financial Officer for his records:

ACCOUNT	TEMPORARY BUDGET
Dir. of Public Affairs - S&W	\$53,812.50
Dir. of Public Affairs - O.E.	\$12,862.50
Town Clerk's Office S/W	\$72,240.00
Town Clerk's Office	\$5,250.00
Legal Advertising & Publication	\$3,937.50
Town Clerk Off - Codification	\$1,575.00
Elections	\$6,562.50
Elections	\$14,175.00
Board of Health S/W	\$141,802.50
Board of Health - O.E.	\$13,350.75
Prosecutor S/W	\$13,125.00
Prosecutor	\$2,151.19
Public Relations	\$17,062.50
Rent Control Board S/W	\$31,342.50
Rent Control Board	\$1,863.75
Town Funding Program	\$15,369.38
Housing Inspection S/W	\$33,521.25
Housing Inspection	\$210.00
Tenant Relations	\$8,904.00
Law Department S/W	\$32,812.50
Law Department	\$157,500.00
Supervised Play Activity S/W	\$213,835.50
Supervised Play Activity	\$59,062.50
Senior Citizens S/W	\$41,002.50
Senior Citizens	\$12,337.50
Administrative Office S/W	\$32,025.00
Administrative Office	\$1,968.75
Personnel Department S/W	\$9,345.00
Personnel Department	\$1,446.37
Zoning Board	\$2,100.00
Planning Board S/W	\$12,416.25
Planning Board	\$5,512.50
North Hudson Regional Council	\$10,263.75
North Hudson Council of Mayors	\$2,938.16
Urban Enterprise Zone	\$2,100.00

**December 17, 2014**  
**Regular Meeting**

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

Community Development - S & W	\$29,111.25
Community Development O.E.	\$26.25
Director of R & F - S/W	\$12,075.00
Director's Office	\$8,662.50
Treasurer's Office S/W	\$132,956.25
Treasurer's Office	\$93,090.37
Treasurer's Office - Annual F	\$31,500.00
Treasurer's Office -Payroll Se	\$11,025.00
Assessment of Taxes S/W	\$76,125.00
Assessment of Taxes	\$6,300.00
Collection of Taxes S/W	\$65,703.75
Collection of Taxes	\$7,612.50
Group Insurance- Employees	\$3,181,819.72
Health Waiver	\$6,562.50
Other Insurance - Unemployment	\$56,437.50
Other Insurance - Workers Comp	\$191,625.00
Other Insurance - Liability	\$231,000.00
Purchasing Agent S/W	\$43,535.62
Purchasing Agent	\$3,150.00
Director of Public Safety -S/W	\$99,618.75
Director's Office	\$35,437.50
NHRFR	\$3,541,125.00
Police Department S/W	\$3,569,551.38
Police Department - O.E.	\$137,812.50
Juvenile Aid	\$1,050.00
Uniform Fire Safety Act S/W	\$31,788.75
Ambulance Squad S/W	\$210,000.00
Ambulance Squad	\$40,687.50
Office of Emergency Management	\$2,362.50
Automotive Maintenance & Repai	\$50,820.00
Director of Public Works - S/W	\$52,946.25
Director's Office DPW - O.E.	\$4,593.75
Streets & Sewers S/W	\$444,227.17
Streets & Sewers	\$73,500.00
Snow Removal	\$10,500.00
Street Lighting	\$171,937.50
Fire Hydrant Rental	\$59,193.75
Recycling	\$98,437.50
Garbage & Trash S/W	\$24,491.25
Garbage & Trash - O.E.	\$56,175.00
Garbage & Trash - Contractual	\$907,200.00
Engineering Serv. & Costs -O.E	\$85,312.50
Director Pks & Pub. Prop. -S/W	\$23,075.75
Director's Office	\$2,362.50
Division of Parks S/W	\$150,072.82
Division of Parks	\$22,312.50
Celebration of Public Events	\$12,206.25
Building Department S/W	\$36,395.62
Building Department	\$36,750.00
Light & Power	\$124,687.50
Centralized Postage	\$15,159.37
Fuel	\$91,875.00
Telephone & Telegraph	\$55,125.00
Water	\$37,168.16
Sewerage	\$39,927.03
Signal Bureau	\$5,171.25

**December 17, 2014**  
**Regular Meeting**

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

Uniform Construction Code S/W	\$92,478.75
Uniform Construction Code	\$13,125.00
Prior Years Bills	\$6,274.01
Contingent	\$1,312.50
Emergency Authorizations	\$135,187.50
Special Emergency Authorizatio	\$26,512.50
Contrib to Public Employee Ret	\$203,506.27
Contribution to Social Securit	\$255,937.50
Contrib to Police & Firemen Pe	\$630,373.80
Municipal Court S/W	\$221,576.25
Municipal Court - O.E.	\$21,000.00
Public Defender	\$7,246.31
Reserve for Appeals	\$32,812.50
Maint. of Free Public Library	\$189,377.47
Blood Borne Pathogens	\$1,312.50
Reimb. for Hlth Svcs-Weehawken	\$3,937.50
Reimb. for Hlth Svcs -Secaucus	\$5,250.00
Reimb for Hlth Svcs-Guttenber	\$3,937.50
North Bergen	\$2,187.41
North Bergen	\$7,000.09
Reimb for Hlth Svcs-Ch 226 Non	\$3,189.38
Board of Health - Bayonne	\$2,187.41
Board of Health - Bayonne	\$7,000.09
Board of Health - Harrison	\$2,187.41
Board of Health - Harrison	\$7,000.09
GRANT RECEIVABLES	\$91,405.65
Capital Improvement Fund	\$30,450.00
RES FOR UNCOLLECTED TAXES	\$294,647.39
TOTAL	\$17,893,572.39

**RESOLUTION**  
**CANCELLATION OF VARIOUS MISCELLANEOUS OTHER**  
**TRUST FUND RESERVES**

WHEREAS, certain reserve balances in the Other Trust Fund remain unallocated or undedicated to an approved dedicated rider to the municipal budget, and;

WHEREAS, the 2013 Audit Report recommended that these certain reserve balances be cleared of record; and

WHEREAS, the reserve balances as of December 31, 2013 as listed below can be cancelled and returned to the current fund balance, for a total amount of \$34,341.00.

**December 17, 2014**  
**Regular Meeting**

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

<u>Reserve Account Name</u>	<u>Amount</u>
Confiscated Money	\$ 255.00
Neighborhood Preservation Program	\$ 456.00
Christopher Columbus Commemorative Committee	\$ 985.00
Elections	\$17,000.00
Bid Deposits Payable	\$15,645.00

WHEREAS, the balances so cancelled shall be returned to current fund.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Town of West New York, County of Hudson that the various miscellaneous Other Trust Fund reserve balances as per above list shall be cleared of record and returned to the current fund.

**RESOLUTION TO APPROVE MUNICIPAL SERVICES ACT AGREEMENTS**  
**WITH QUALIFIED PRIVATE COMMUNITIES AND REIMBURSEMENT FOR**  
**SOLID WASTE COLLECTION COSTS**

WHEREAS, the Town West New York is required pursuant to N.J.S.A. 40:67-23 et. seq. to reimburse residents of “qualified private communities” with the cost of snow removal, solid waste collection, and street lighting; and

WHEREAS, the following communities are “qualified private communities” in West New York;

Tower West Apartments-6050 John F. Kennedy Boulevard E. West New York, N.J.  
07093

City View-318 54<sup>th</sup> Street, West New York, N.J, 07093

WHEREAS, these communities have paid for solid waste collection and disposal costs and the Town, pursuant to the municipal services agreements and the formula established in the agreements, reimburses the communities for these costs.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Board of Commissioners of the Town of West New York do hereby authorize the Town of West New York to enter into municipal services agreements with the above listed qualified private communities.

BE IT FURTHER RESOLVED, that the following qualified private communities are reimbursed for solid waste collection and disposal costs for 2014 as follows and as calculated in the attached schedules:

Tower West Apartments-\$31,519.69  
City View- \$9,729.26

BE IT FURTHER RESOLVED, that the Mayor, and Town Clerk are hereby authorized to execute these agreements and the Town shall take all necessary steps to carry out the terms of the agreements.

**December 17, 2014**  
***Regular Meeting***

**Consent Agenda (cont.):**

**RESOLUTION TO APPROVE CONTRACTS**  
**FOR SPECIAL HEARING OFFICER SERVICES**

WHEREAS, the Town West New York solicited proposals under a fair and open process for a contract for special hearing officer services; and

WHEREAS, several proposals were received and the Town of West New York determined that all of the attorneys that submitted proposals can provide the special hearing officer services as required for the Town; and

WHEREAS, the following attorneys submitted proposals for special hearing officer:

Apruzzese, McDermott, Mastro & Murphy, PC  
Law office of Giblin & Gannaio  
Roderick T. Baltimore, Esq.

WHEREAS, the request for proposals for these services provided a rate of \$150 per hour and a cap on the fees as determined per matter; and

WHEREAS, this contract will commence on January 1, 2015 and continue until December 31, 2015.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York do hereby authorize a contract with Apruzzese, McDermott, Mastro & Murphy, P.C., Law office of Giblin & Gannaio, and Roderick T. Baltimore Esq for special hearing officer services commencing January 1, 2015 until December 31, 2015.

BE IT FURTHER RESOLVED, the Town shall pay \$150 per hour and a cap on the fees as determined per matter.

BE IT FURTHER RESOLVED, that the Mayor and Town clerk are authorized to execute the contracts for these special hearing officer services.

BE IT FURTHER RESOLVED that the Chief Financial Officer's certification of funds shall be on file at the Town Clerk's Office and incorporated herein by reference.

**RESOLUTION TO APPROVE CONTRACTS**  
**FOR SPECIAL COUNSEL SERVICES**

WHEREAS, the Town West New York solicited proposals under a fair and open process for a contract for special counsel services; and

WHEREAS, several proposals were received and the Town of West New York evaluated these proposals and determined that several firms can provide the special counsel services, as needed, in a professional and cost effective manner for the Town; and

WHEREAS, the request for proposals for these services provided a rate of \$150 per hour for these services, with a cap as determined for each matter; and

WHEREAS, this contract will commence on January 1, 2015 and continue until December 31, 2015.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York do hereby authorize contracts with the following firms commencing January 1, 2015 until December 31, 2015:

**December 17, 2014**  
**Regular Meeting**

**Consent Agenda (cont.):**

**Resolution (Cont.):**

Dvorack & Associates, LLC, 390 George Street, 8<sup>th</sup> Fl., New Brunswick, NJ 08901  
Douglas M. Standriff, Esq., 60 West Ridgewood Avenue, Ridgewood, NJ 07450  
Schwartz Simon Edelstein, 100 South Jefferson Road, Suite 200, Whippany, NJ 07981  
Bruno & Ferraro, 301 Route 17 North, Suite 211, Rutherford, NJ 07070  
Apruzzese McDermott Mastro & Murphy, P.C., Somerset Hills Corporate Center, 25  
Independence Boulevard, P.O. Box 112, Liberty Corner, NJ 07093  
Whipple Azzarello, LLC, 161 Madison Avenue, #325, Morristown, NJ 07960  
Cottrell Law Offices, 550 Broad Street, Suite 1710, Newark, NJ 07102  
Florio & Kenny, 5 Marine View Plaza, Suite 103, Hoboken, NJ 07030  
Giblin & Gannaio, 2 Forest Avenue, Oradell, NJ 07649  
Chasen Leyner & Lamparello, 300 Harmon Meadow Blvd., Secaucus, NJ 07094  
Gutierrez & Lattiboudere, LLC, Suite 900, 1037 Raymond Blvd., Newark, NJ 07102  
Scarinci Hollenbeck, 1100 Valley Brook Avenue, Lyndhurst, New Jersey, 07071

BE IT FURTHER RESOLVED, the Town shall pay \$150 per hour for special counsel services provided and not to exceed cap set per matter in accordance with the request for proposals.

BE IT FURTHER RESOLVED, that the Mayor and Town clerk are authorized to execute contracts for these special counsel services.

BE IT FURTHER RESOLVED that the Chief Financial Officer's certification of funds shall be on file at the Town Clerk's Office and incorporated herein by reference.

**RESOLUTION**

**REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR ELEVATOR  
INSPECTIONS/OTHER TRUST FUND REQUIRED BY NJAC 5:23-12**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is subject to reasonably accurate estimates in advance; and

WHEREAS, the NJAC 5:23-12 provides for receipt of elevator inspection funds from the performance of elevator inspections by the municipality to provide for the operating costs to administer this act; and

WHEREAS, NJSA 40A:4-39 provides the dedicated revenues anticipated from the performance of elevator inspections by the municipality are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF WEST NEW YORK, as follows:

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of the elevator inspection/Other Trust Fund pursuant to NJAC 5:23-12 .
2. The Municipal Clerk of the Town of West New York is hereby directed to forward two (2) certified copies of this resolution to the Director of the Division of Local Government Services.
3. This resolution shall not become effective until it is approved by Director of the Division of Local Government Services.

**December 17, 2014**  
**Regular Meeting**

**Consent Agenda (cont.):**

**RESOLUTION**  
**REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR**  
**RECREATION DONATIONS/OTHER TRUST FUND REQUIRED BY NJS 40:48-2.56**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is subject to reasonably accurate estimates in advance; and

WHEREAS, the NJS 40:48-2.56 provides for receipt of recreation donation funds by the municipality to provide for the operating costs to administer this act; and

WHEREAS, NJSA 40A:4-39 provides the dedicated revenues anticipated from the recreation donations are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF WEST NEW YORK, as follows:

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of the Recreation/Other Trust Fund pursuant to NJS 40:48-2.56.
2. The Municipal Clerk of the Town of West New York is hereby directed to forward two (2) certified copies of this resolution to the Director of the Division of Local Government Services.
3. This resolution shall not become effective until it is approved by Director of the Division of Local Government Services.

**RESOLUTION**  
**REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR MUNICIPAL**  
**PUBLIC DEFENDER/OTHER TRUST FUND REQUIRED**  
**BY NJS 2B:12-28**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is subject to reasonably accurate estimates in advance; and

WHEREAS, the NJS 2B:12-28 provides for receipt of municipal public defender funds by the municipality to provide for the operating costs to administer this act; and

WHEREAS, NJSA 40A:4-39 provides the dedicated revenues anticipated from the municipal public defender are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF WEST NEW YORK, as follows:

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of the Municipal Public Defender/Other Trust Fund pursuant to NJS 2B:12-28.
2. The Municipal Clerk of the Town of West New York is hereby directed to forward two (2) certified copies of this resolution to the Director of the Division of Local Government Services.
3. This resolution shall not become effective until it is approved by Director of the Division of Local Government Services.

**December 17, 2014**  
***Regular Meeting***

**Consent Agenda (cont.):**

**RESOLUTION ACCEPTING RESIGNATION OF  
COMMISSIONER CARIDAD RODRIGUEZ**

WHEREAS, West New York Commissioner Caridad Rodriguez has submitted a letter of resignation from her appointment as a West New York Commissioner which is effective 11:59 PM on December 31, 2014; and

WHEREAS, the Mayor and Commissioners of the Town of West New York do hereby accept the resignation of Commissioner Rodriguez; and

WHEREAS, the Mayor and Commissioners want to thank Commissioner Rodriguez for all of her time, effort, hard work and commitment to the Town of West New York; and

NOW, THEREFORE, BE IT RESOLVED that the Commissioners do hereby accept the resignation of Commissioner Caridad Rodriguez effective 11:59PM on December 31, 2014.

**RESOLUTION TO APPROVE CONTRACT WITH  
MARC A. RASO, ESQ. AS TAX APPEAL COUNSEL**

WHEREAS, the Town West New York solicited proposals under a fair and open process for a contract for tax appeal counsel services; and

WHEREAS, several proposals were received and the Town of West New York evaluated these proposals and determined that Marc A. Raso, Esq. will provide the tax appeal counsel services in a cost effective manner for the Town; and

WHEREAS, the proposal for these services provided a rate of \$150 per hour; and

WHEREAS, this contract will commence on January 1, 2015 and continue until December 31, 2015.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York do hereby authorize a contract with Marc A. Raso, Esq. for tax appeal counsel services commencing January 1, 2015 until December 31, 2015.

BE IT FURTHER RESOLVED, the Town shall pay Marc A. Raso, Esq. \$150.00 per hour for these services as needed.

BE IT FURTHER RESOLVED, that the Mayor and Town clerk are authorized to execute a contract for these tax appeal counsel services.

BE IT FURTHER RESOLVED that the Chief Financial Officer's certification of funds shall be on file at the Town Clerk's Office and incorporated herein by reference.

**RESOLUTION TO APPROVE CONTRACT WITH  
THE PINAL LAW GROUP, RICHARD PINAL, ESQ. AS LIBRARY BOARD COUNSEL**

WHEREAS, the Town West New York solicited proposals under a fair and open process for a contract for library board counsel services; and

WHEREAS, several proposals were received and the Town of West New York evaluated these proposals and determined that The Pinal Law Group, Richard Pinal Esq.. will provide the library board counsel services in a cost effective manner for the Town; and

WHEREAS, the proposal for these services provided a rate of \$150 per hour and a total contract not to exceed \$5,000 for the year; and

**December 17, 2014**  
***Regular Meeting***

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

WHEREAS, this contract will commence on January 1, 2015 and continue until December 31, 2015.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York do hereby authorize a contract with The Pinal Law Group, Richard Pinal Esq. for library board counsel services commencing January 1, 2015 until December 31, 2015.

BE IT FURTHER RESOLVED, the Town shall pay The Pinal Law Group, Richard Pinal, Esq. \$150.00 per hour for these services for a total contract amount not to exceed \$5,000.00

BE IT FURTHER RESOLVED, that the Mayor and Town clerk are authorized to execute a contract for these library board counsel services.

BE IT FURTHER RESOLVED that the Chief Financial Officer's certification of funds shall be on file at the Town Clerk's Office and incorporated herein by reference.

**RESOLUTION TO APPROVE PARTICIPATION**  
**IN THE HGACBUY COOPERATIVE PURCHASING AGREEMENT**

WHEREAS, the Town West New York seeks to participate in the Houston-Galveston Area Council cooperative purchasing agreement in order to obtain the best prices for the items to be purchased by the Town; and

WHEREAS, the Houston-Galveston Area Council cooperative purchasing ("HCACBUY") group complies with all of the requirements of the State of New Jersey concerning cooperative pricing and therefore the Town of West New York can participate in this cooperative purchasing group; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York do hereby authorize Town of West New York to participate in the Houston-Galveston Area Council Cooperative Purchasing group for purchasing items for the Town.

BE IT FURTHER RESOLVED, that the Mayor, Town Clerk and Purchasing Agent are hereby authorized to take all necessary action to join the HGCCBUY Cooperative Purchasing Group.

**RESOLUTION**  
**AWARD OF CONTRACT FOR "SNOW REMOVAL (2<sup>ND</sup> OCCASION)" TO**  
**AMERNAS CORP.**

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 Snow Removal (2<sup>nd</sup> Occasion), pursuant to and in accordance to the contract for Snow Removal; and

WHEREAS, on December 12, 2014 the Town did receive the following bids on the contract for Snow Removal (2<sup>nd</sup> Occasion).:

**December 17, 2014**  
**Regular Meeting**

**Consent Agenda (cont.):**

Company	Amounts
Amernas Corp. 5 Sleep Hallow CT. Lincoln Park, NJ 07035	Item# 1 \$100.00 per hour (per Truck) per hour (per Operator)  Item # 2 \$175.00 per hour(per Loader) <u>Per hour (Labor)</u> Total \$275.00
Coyoty Builders & Developers, LLC 644 – 61 Street West New York, NJ 07093	Item# 1 \$125.00 per hour (per Truck) per hour (per Operator)  Item # 2 \$215.00 per hour(per Loader) <u>Per hour (Labor)</u> Total \$340.00
John’s Auto Body 1445 Union Turnpike North Bergen, NJ 07047	Item# 1 \$550.00 per hour (per Truck) per hour (per Operator)  Item # 2 \$550.00 per hour(per Loader) <u>Per hour (Labor)</u> Total \$1,100.00

WHEREAS, the Town’s Qualified Purchasing Agent has recommended the award of the contract for Snow Removal (2<sup>nd</sup> Occasion) to the lowest bidder. Amernas Corp. for the period of 1 year term beginning January 1,2015 to December 31,2015.

WHEREAS, the following bid for the open-ended contract for Snow Removal (2<sup>nd</sup> Occasion) for the Town of West New York was received: Amernas Corp., 5 Sleep Hallow CT., Lincoln Park, NJ 07035, in the maximum amount of \$40,000.00

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

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

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

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

1. The bid of, Amernas Corp., 5 Sleep Hallow CT., Lincoln Park, NJ 07035 on the bid for Snow Removal (2<sup>nd</sup> Occasion) in the amount of \$40,000 be and the same is hereby accepted, SUBJECT to Receipt of Proof of Compliance with P.L. 1975 - Chapter 127, as the lowest complying and responsible bid.
2. Appropriate officials are hereby authorized and directed on behalf of the Town of West New York to enter into a contract for Snow Removal (2<sup>nd</sup> Occasion) with, Amernas Corp.
3. The Chief Financial Officer’s Certification that funds are available shall be on file at the Town and made a part hereof.
4. The Town Clerk shall forward a copy of this Resolution to each bidder on this contract.

**December 17, 2014**  
***Regular Meeting***

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

5. The bid security of unsuccessful bidders shall be returned as per the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.

A Copy of this resolution and the contract when executed shall be kept on file for public inspection in the Office of the Municipal Clerk.

**RESOLUTION TO APPROVE AGREEMENT FOR SCHOOL NURSING SERVICES**  
**BETWEEN THE TOWN OF WEST NEW YORK AND THE WEST NEW YORK**  
**BOARD OF EDUCATION**

WHEREAS, the Town West New York seeks to participate in the agreement to provide nursing services to St. Joseph of the Palisades Elementary School in the Town of West New York in accordance with Chapter 16, Laws of 2001 N.J.S.A. 18A:40-23 through 31 and N.J.A.C. 6A: 16-2.4, entitled "Provision of Nursing Services to Nonpublic Schools;" and

WHEREAS, the agreement to provide nursing services to St. Joseph of the Palisades Elementary School in the Town of West New York ("Agreement") complies with all of the requirements of the State of New Jersey concerning the provision of nursing services to a nonpublic school and therefore the Town of West New York can participate in the Agreement; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York do hereby authorize the Town of West New York to enter into the Agreement with the West New York Board of Education to provide nursing services to St. Joseph of the Palisades Elementary School in the Town of West New York.

BE IT FURTHER RESOLVED, that the Mayor and Town Clerk are hereby authorized to take all necessary action to enter into the Agreement.

**December 17, 2014**  
***Regular Meeting***

**RESOLUTION**  
**TO APPROVE CONTRACT WITH SIMOES & ASSOCIATES RENT BOARD**  
**COUNSEL**

WHEREAS, the Town West New York solicited proposals under a fair and open process for a contract for rent board counsel services; and

WHEREAS, several proposals were received and the Town of West New York evaluated these proposals and determined that Simoes & Associates will provide the rent board counsel services in a cost effective manner for the Town; and

WHEREAS, the proposal for these services provided a rate of \$150 per hour and a not to exceed cap on this contract of \$10,000 for the year; and

WHEREAS, this contract will commence on January 1, 2015 and continue until December 31, 2015.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York do hereby authorize a contract with Simoes & Associates for rent board counsel services commencing January 1, 2015 until December 31, 2015.

BE IT FURTHER RESOLVED, the Town shall pay Simoes & Associates \$150.00 per hour not to exceed \$10,000 for the year.

BE IT FURTHER RESOLVED, that the Mayor and Town clerk are authorized to execute a contract for these rent board counsel services.

BE IT FURTHER RESOLVED that the Chief Financial Officer's certification of funds shall be on file at the Town Clerk's Office and incorporated herein by reference.

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

YEAS           - Commissioners Frias, Rodriguez, Vargas, and Mayor Roque  
NAYS           - None  
ABSENT       - None

**Note: Commissioner Wiley Abstained.**

**RESOLUTION**  
**TO APPROVE CONTRACT WITH O'DONNELL MCCORD, PC**  
**FOR TENANT ADVOCACY ATTORNEY**

WHEREAS, the Town West New York solicited proposals under a fair and open process for a contract for tenant advocacy attorney; and

WHEREAS, several proposals were received and the Town of West New York evaluated these proposals and determined that O'Donnell McCord, PC. will provide the tenant advocacy attorney services required in a professional and cost effective manner for the Town; and

WHEREAS, the request for proposals for these services provided a rate of \$150 per hour with a cap not to exceed \$10,000.00 per month for these services; and

WHEREAS, this contract will commence on January 1, 2015 and continue until December 31, 2015.

**December 17, 2014**  
**Regular Meeting**

**Resolution (Cont.):**

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York do hereby authorize a contract with O'Donnell McCord as tenant advocacy attorney commencing January 1, 2015 until December 31, 2015.

BE IT FURTHER RESOLVED, the Town shall pay O'Donnell McCord \$150 per hour tenant advocacy attorney services provided and not to exceed \$10,000.00 per month in accordance with the request for proposals.

BE IT FURTHER RESOLVED, that the Mayor and Town clerk are authorized to execute a contract for these tenant advocacy attorney services.

BE IT FURTHER RESOLVED that the Chief Financial Officer's certification of funds shall be on file at the Town Clerk's Office and incorporated herein by reference.

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

YEAS	- Commissioners Rodriguez, Vargas, Wiley and Mayor Roque
NAYS	- None
ABSENT	- None

**Note: Commissioner Frias Abstained.**

**RESOLUTION**  
**TO APPROVE CONTRACT WITH MATEO PEREZ, ESQ. AS ABC PROSECUTOR**

WHEREAS, the Town West New York solicited proposals under a fair and open process for a contract for ABC prosecutor; and

WHEREAS, one proposal was received and the Town of West New York evaluated this proposal and determined that Mateo Perez Esq. will provide the ABC prosecutorial services required in a cost effective manner for the Town; and

WHEREAS, the request for proposals for these services provided a rate of \$350 per ABC board meeting and \$150 per hour work for additional work performed outside of the ABC board meeting with a cap not to exceed \$15,000.00 for these additional services; and

WHEREAS, this contract will commence on January 1, 2015 and continue until December 31, 2015.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York do hereby authorize a contract with Mateo Perez Esq. as ABC prosecutor commencing January 1, 2015 until December 31, 2015.

BE IT FURTHER RESOLVED, the Town shall pay Mateo Perez Esq. \$350 per ABC board meeting and \$150 per hour for additional ABC prosecutor services provided outside of the ABC board meeting not to exceed \$15,000.00 in accordance with the request for proposals.

BE IT FURTHER RESOLVED, that the Mayor and Town clerk are authorized to execute a contract for these ABC prosecutor services.

BE IT FURTHER RESOLVED that the Chief Financial Officer's certification of funds shall be on file at the Town Clerk's Office and incorporated herein by reference.

**December 17, 2014**  
***Regular Meeting***

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

YEAS               - Commissioners Frias, Rodriguez, Vargas, and Mayor Roque  
NAYS               - None  
ABSENT           - None

**Note: Commissioner Wiley Abstained.**

**RESOLUTION**  
**APPOINTING THE MAYOR AS THE**  
**DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY**  
**UNTIL A NEW COMMISSIONER IS APPOINTED**

WHEREAS, Commissioner Caridad Rodriguez will resign effective 11:59 PM on December 31, 2014; and

WHEREAS, a vacancy will exist in the membership of the governing body; and

WHEREAS, Commissioner Caridad Rodriguez was assigned as the Director of the Department of Public Safety; and

WHEREAS, the Mayor and Commissioners of the Town of West New York, pursuant to N.J.S.A. 40:72-6, designate the Commissioners to be the directors of the Departments of the Town of West New York; and

WHEREAS, the Commissioners seek to assign the duties of the Office of the Director of the Department of Public Safety to the Mayor on a temporary basis until such time as a Commissioner is appointed to fill the vacancy in the position formerly held by Commissioner Caridad Rodriguez; and

NOW, THEREFORE, BE IT RESOLVED that the Commissioners do hereby appoint the Mayor as the Director of the Department of Public Safety commencing January 1, 2015 until a new Commissioner is appointed

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

YEAS               - Commissioners Frias, Rodriguez, Vargas, and Mayor Roque  
NAYS               - None  
ABSENT           - None

**Note: Commissioner Wiley Abstained.**

**RESOLUTION TO APPROVE CONTRACT**  
**WITH JOSEPH SMENKOWSKI INC. GALAXY CARTING**  
**FOR SOLID WASTE AND RECYCLING COLLECTION AND DISPOSAL**

WHEREAS, the Town West New York sought bids for the solid waste and recycling collection and disposal; and

WHEREAS, one bid was received from Joseph Smentkowski Inc., Galaxy Carting for this contract on December 2, 2014; and

WHEREAS, this bid was reviewed and it was determined that the bidder is responsible and submitted a legally sufficient bid; and

**December 17, 2014**  
**Regular Meeting**

**Resolution (Cont.):**

WHEREAS, the Mayor and Commissioners have determined to enter into a one year contract to give the Town time to possibly change the bid specifications.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Board of Commissioners of the Town of West New York do hereby approve of a one year contract, commencing January 1, 2015 until December 31, 2015, with Joseph Smentkowski Inc. Galaxy Carting for solid waste and recycling collection and disposal as set forth in Option 6 of the bid specifications.

BE IT FURTHER RESOLVED, that Joseph Smentkowski Inc., Galaxy Carting shall be paid in accordance with the bid not to exceed \$661,440.00 for solid waste collection and disposal and not to exceed \$275,600.00 for recycling collection.

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

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

YEAS               - Commissioners Frias, Rodriguez, Vargas, and Mayor Roque  
NAYS               - Commissioner Wiley  
ABSENT           - None

**Note: Commissioner Wiley voted “No”.**

**RESOLUTION**

**RE: APPOINTMENT OF COMM. RUBEN VARGAS TO FILL THE UNEXPIRED TERM OF HAROLD SCHROEDER AS A MEMBER ON THE NORTH HUDSON SEWERAGE AUTHORITY**

WHEREAS, Harold Schroeder was appointed to the North Hudson Sewerage Authority by West New York and he has tendered his resignation from that position which is accepted by the Commissioners of West New York; and

WHEREAS, the resignation of Harold Schroeder means that there is a position on the North Hudson Sewerage Authority to be filled for the unexpired term; and

WHEREAS, Chapter 6 Part 3 of the Code of the Town of West New York, The Commissioners appointment members to the North Hudson Sewerage Authority; and

WHEREAS, the Mayor and Commissioners seek to fill the unexpired term on the North Hudson Sewerage Authority with the appointment of Commissioner Ruben Vargas; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York do hereby appoint Commissioner Ruben Vargas to fill the unexpired term, as a member on the North Hudson Sewerage Authority.

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

YEAS               - Commissioners Frias, Rodriguez, Vargas, and Mayor Roque  
NAYS               - None  
ABSENT           - None

**Note: Commissioner Wiley Abstained.**

**December 17, 2014**  
***Regular Meeting***

**RESOLUTION**  
**TO APPOINT MEMBER OF THE MANAGEMENT COMMITTEE**  
**OF THE NORTH HUDSON REGIONAL FIRE AND RESCUE**

WHEREAS, the term of Commissioner Vargas expires on December 31, 2014 and the Commissioners seek to make a new appointment to the management committee of the North Hudson Regional Fire and Rescue; and

WHEREAS, the Commissioners seek to appoint Matt Watkins to be a member of the management committee of the North Hudson Regional Fire and Rescue for a term to commence January 1, 2015 until December 31, 2015; and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Board of Commissioners of the Town of West New York do hereby appoint Matt Watkins as a member of the management committee of the North Hudson Regional Fire and Rescue for the term commencing January 1, 2015 until December 31, 2015.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the North Hudson Regional Fire and Rescue and a copy filed with the office of the Town Clerk.

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

YEAS               - Commissioners Frias, Rodriguez, Vargas, and Mayor Roque  
NAYS               - None  
ABSENT            - None

**Note: Commissioner Wiley Abstained.**

**RESOLUTION**  
**RE-APPOINTMENT OF OSVALDO GARCIA AS A MEMBER OF THE**  
**TOWN OF WEST NEW YORK ALCOHOLIC BEVERAGE CONTROL BOARD**

WHEREAS, the Mayor as Director of the Department of Public Affairs is responsible for the appointment of members to the Town of West New York Alcoholic Beverage Control Board; and

WHEREAS, a vacancy will exist on the Alcoholic Beverage Control Board due to the expiration of the term of Osvaldo Garcia, which expires January 20, 2015; and

WHEREAS, Osvaldo Garcia is eligible and available to serve; and

WHEREAS, the Mayor as Director of the Department of Public Affairs seeks to reappoint Osvaldo Garcia as a member to the board; and

WHEREAS, the Board of Commissioners concurs; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor as Director of the Department of Public Affairs of the Town of West New York that Osvaldo Garcia is reappointed to serve as a member of the West New York Alcoholic Beverage Control Board commencing January 21, 2015 for a three (3) year term expiring January 20, 2018.

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

YEAS               - Commissioners Frias, Rodriguez, Vargas, and Mayor Roque  
NAYS               - None  
ABSENT            - None

**Note: Commissioner Wiley Abstained.**

December 17, 2014  
Regular Meeting

**Resolution**  
**Appointment of Israel Rodriguez as a Member of the**  
**Town of West New York Alcoholic Beverage Control Board**

WHEREAS, the Mayor as Director of the Department of Public Affairs is responsible for the appointment of members to the Town of West New York Alcoholic Beverage Control Board; and

WHEREAS, a vacancy exists on the Alcoholic Beverage Control Board due to the expiration of the term of Julio C. Garcia, which expired on June 15, 2013; and

WHEREAS, Israel Rodriguez is eligible and available to serve; and

WHEREAS, the Mayor as Director of the Department of Public Affairs seeks to appoint new members to the board; and

WHEREAS, the Board of Commissioners concurs; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor as Director of the Department of Public Affairs of the Town of West New York that Israel Rodriguez is appointed to serve as a member of the West New York Alcoholic Beverage Control Board due to the vacant seat held by Julio C. Garcia commencing December 17, 2014 for a three (3) year term expiring December 16, 2017.

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

YEAS               - Commissioners Frias, Rodriguez, Vargas, and Mayor Roque  
NAYS               - None  
ABSENT           - None

**Note: Commissioner Wiley Abstained.**

**RESOLUTION**  
**APPOINTMENT ADAM CRUZ AND ANTHONY GOMEZ AS COMMISSIONERS OF**  
**THE TOWN OF WEST NEW YORK PARKING AUTHORITY**

WHEREAS, the Mayor and Board of Commissioners of the Town of West New York are responsible for the appointment of members to the Town of West New York Parking Authority; and

WHEREAS, a vacancy exists on the Parking Authority due to the resignation of Henry Rodriguez effective July 15, 2014; and

WHEREAS, a vacancy exists on the Parking Authority due to expiration of the term of Bertica Martens, which expired on January 15, 2014; and

WHEREAS, Adam Cruz is eligible and available to serve; and

WHEREAS, Anthony Gomez is eligible and available to serve; and

WHEREAS, the Mayor and Board of Commissioners seek to appoint new members to the board; and

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

1. Adam Cruz is appointed to serve as a Commissioner of the West New York Parking Authority for the unexpired portion of the term of Henry Rodriguez commencing December 17, 2014 expiring January 14, 2017.

**December 17, 2014**  
**Regular Meeting**

**Resolution (Cont.):**

2. Anthony Gomez is appointed to serve as a Commissioner of the West New York Parking Authority, due to the vacant seat held by Bertica Martens, commencing December 17, 2014 for a five (5) year term expiring December 16, 2019.

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

YEAS               - Commissioners Frias, Rodriguez, Vargas, and Mayor Roque  
NAYS               - None  
ABSENT           - None

**Note: Commissioner Wiley Abstained.**

**RESOLUTION**

**APPOINTMENT OF JENICE DURHAM, JESUS ARISTY, ANGELA DUVAL,  
MARILEIDYS BALDEO, DAVID MOREL, DANIEL ORTEGA AND VANESSA  
CIRILLO AS MEMBERS OF THE WEST NEW YORK RENT CONTROL BOARD**

WHEREAS, the Board of Commissioners is responsible for the appointment of members to the Town of West New York Rent Control Board; and

WHEREAS, a vacancy exists on the Rent Control Board due to the expiration of the term of Jose Delgado, which expired on March 31, 2014; and

WHEREAS, a vacancy exists on the Rent Control Board due to the expiration of the term of Jenice Durham, which expired on March 31, 2014; and

WHEREAS, a vacancy exists on the Rent Control Board due to the expiration of the term of Jesus Aristy, which expired on March 31, 2014; and

WHEREAS, a vacancy exists on the Rent Control Board due to the expiration of the term of Angela Duval, which expired on March 31, 2014; and

WHEREAS, a vacancy exists on the Rent Control Board due to the expiration of the term of Marileidys Baldeo, which expired on March 31, 2014; and

WHEREAS, a vacancy exists on the Rent Control Board due to the expiration of the term of Hermes Altagracia, which expired on March 31, 2014; and

WHEREAS, a vacancy exists on the Rent Control Board due to the expiration of the term of

Humberto Ortega, which expired on March 31, 2014; and

WHEREAS, Jenice Durham is eligible and available to complete the required term; and

WHEREAS, Jesus Aristy is eligible and available to complete the required term; and

WHEREAS, Angela Duval is eligible and available to complete the required term; and

WHEREAS, Marileidys Baldeo is eligible and available to complete the required term; and

WHEREAS, Daniel Ortega is eligible and available to complete the required term; and

WHEREAS, Vanessa Cirillo is eligible and available to complete the required term; and

WHEREAS, David Morel is eligible and available to complete the required term; and

WHEREAS, the Board of Commissioners seeks to appoint members to the West New York Rent Control Board;

**December 17, 2014**  
**Regular Meeting**

**Resolution (Cont.):**

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

1. Jenice Durham is a holdover member and is reappointed to serve as a member of the Rent Control Board commencing December 17, 2014 for a one (1) year term expiring December 16, 2015.
2. Jesus Aristy is a holdover member and is reappointed to serve as a member of the Rent Control Board commencing December 17, 2014 for a one (1) year term expiring December 16, 2015.
3. Angela Duval is a holdover member and is reappointed to serve as a member of the Rent Control Board commencing December 17, 2014 for a one (1) year term expiring December 16, 2015.
4. Marileidys Baldeo is a holdover member and is reappointed to serve as a member of the Rent Control Board commencing December 17, 2014 for a one (1) year term expiring December 16, 2015.
5. David Morel is appointed to serve as a member of the Rent Control Board, due to the vacant seat held by Humberto Ortega, commencing December 17, 2014 for a one (1) year term expiring December 16, 2015.
6. Daniel Ortega is appointed to serve as a member of the Rent Control Board, due to the vacant seat held by Jose Delgado, commencing December 17, 2014 for a one (1) year term expiring December 16, 2015.
7. Vanessa Cirillo is appointed to serve as a member of the Rent Control Board, due to the vacant seat held by Hermes Altagracia, commencing December 17, 2014 for a one (1) year term expiring December 16, 2015.

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

YEAS           - Commissioners Frias, Rodriguez, Vargas, and Mayor Roque  
NAYS           - None  
ABSENT        - None

**Note: Commissioner Wiley Abstained.**

**RESOLUTION**  
**APPOINTMENT OF THERESA CRUZ, GERMAN ALBERTO CHAPIN, JESUS**  
**ALVARADO, KENNETH BLANE, RAMON MOREJON, MOHAMED ELMAKSOD**  
**AND ALMER MARTINS AS MEMBERS OF THE ZONING BOARD OF**  
**ADJUSTMENT**

WHEREAS, the Board of Commissioners is responsible for the appointment of members to the Town of West New York Zoning Board of Adjustment; and

WHEREAS, a vacancy exists on the Zoning Board of Adjustment due to the expiration of the term of Theresa Cruz, which expired on October 5, 2014; and

WHEREAS, a vacancy exists on the Zoning Board of Adjustment due to the expiration of the term of German Alberto Chapin, which expired on December 13, 2014; and

WHEREAS, a vacancy will exist on the Zoning Board of Adjustment due to the expiration of the term of Jesus Alvarado, which expires on December 19, 2014; and

WHEREAS, a vacancy will exist on the Zoning Board of Adjustment due to the expiration of the term of Ramon Morejon, which expires on December 19, 2014; and

WHEREAS, a vacancy will exist on the Zoning Board of Adjustment due to the expiration of the

**December 17, 2014**  
***Regular Meeting***

**Resolution (Cont.):**

term of Kenneth Blane, which expires on December 31, 2014; and

WHEREAS, a vacancy has been deemed vacant on the Zoning Board of Adjustment due to the seat held by Evelina Valdez effective December 16, 2014; and

WHEREAS, a vacancy exists on the Zoning Board of Adjustment due to the resignation of John Rodas effective December 1, 2014;

WHEREAS, Theresa Cruz is eligible and available to complete the required term; and

WHEREAS, German Alberto Chapin is eligible and available to complete the required term; and

WHEREAS, Jesus Alvarado is eligible and available to complete the required term; and

WHEREAS, Ramon Morejon is eligible and available to complete the required term; and

WHEREAS, Kenneth Blane is eligible and available to complete the required term; and

WHEREAS, Almer Martins is eligible and available to complete the required term; and

WHEREAS, Mohamed Elmaksoud is eligible and available to complete the required term; and

WHEREAS, the Board of Commissioners seeks to appoint members and an Alternate No. 1 to the West New York Zoning Board of Adjustment; and

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

1. Theresa Cruz is reappointed to serve as a member of the Zoning Board of Adjustment commencing December 17, 2014 for a four (4) year term expiring December 16, 2018.
2. German Alberto Chapin is reappointed to serve as member of the Zoning Board of Adjustment commencing December 17, 2014 for a four (4) year term expiring December 16, 2018.
3. Jesus Alvarado is reappointed to serve as a member of the Zoning Board of Adjustment commencing December 20, 2014 for a four (4) year term expiring December 19, 2018.
4. Kenneth Blane is reappointed to serve as a member of the Zoning Board of Adjustment commencing January 1, 2015 for a four (4) year term expiring December 31, 2018.
5. Ramon Morejon is reappointed to serve as an Alternate No. 1 of the Zoning Board of Adjustment commencing December 20, 2014 for a two (2) year term expiring December 19, 2016.
6. Almer Martins is appointed to serve as a member of the Zoning Board of Adjustment commencing December 17, 2014, for the unexpired term of John Rodas, expiring December 31, 2015.
7. Mohamed Elmaksoud is appointed to serve as a member of the Zoning Board of Adjustment commencing December 17, 2014, for the unexpired term of Evelina Valdez, expiring December 31, 2015.

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

YEAS	- Commissioners Frias, Rodriguez, Vargas, and Mayor Roque
NAYS	- None
ABSENT	- None

**Note: Commissioner Wiley Abstained.**

December 17, 2014  
Regular Meeting

**RESOLUTION**  
**APPOINTMENT OF ANDRES GARCIA AS A CLASS I DESIGNEE**  
**OF THE TOWN OF WEST NEW YORK PLANNING BOARD**

WHEREAS, the Mayor is responsible for the appointment of a Class I Designee of the Town of West New York Planning Board; and

WHEREAS, a vacancy will exist on the Planning Board due to the expiration of the term of Rosa Gonzalez, which expires on January 16, 2015; and

WHEREAS, Andres Garcia is a municipal resident and a city employee, and is eligible to serve pursuant to N.J.S.A. 40:55D-23; and

WHEREAS, the Mayor seeks to appoint a Class I Designee to the board; and

WHEREAS, the Board of Commissioners concurs; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor of the Town of West New York that Andres Garcia residing at 5701 Boulevard East, West New York, NJ, is appointed as Class I Designee to the West New York Planning Board commencing January 17, 2015 and shall serve at the pleasure of the Mayor during the Mayor's official tenure in accordance with N.J.S.A. 40:55D-23(b).

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

YEAS - Commissioners Frias, Rodriguez, Vargas, and Mayor Roque  
NAYS - None  
ABSENT - None

**Note:** Commissioner Wiley Abstained.

**RESOLUTION**  
**APPOINTMENT OF JOSE M. ALCANTARA AS A CLASS IV MEMBER AND**  
**MIGUEL BORREGO AS AN ALTERNATE NO. 1 OF THE TOWN OF WEST NEW**  
**YORK PLANNING BOARD**

WHEREAS, the Board of Commissioners is responsible for the appointment of members to the Town of West New York Planning Board; and

WHEREAS, a vacancy will exist on the Planning Board due to the resignation of Jose M. Alcantara as an Alternate No. 1 effective January 16, 2015; and

WHEREAS, the Board of Commissioners accepts the resignation of Jose M. Alcantara as an Alternate No. 1; and

WHEREAS, a vacancy will exist on the Planning Board due to the expiration of the term of Miguel Borrego, which expires on January 16, 2015 as a Class IV member; and

WHEREAS, the Board of Commissioners seeks to appoint new members and an Alternate No. 1 to the board; and

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

1. Jose M. Alcantara is appointed to serve as a Class IV member of the Planning Board effective January 17, 2015 for a four (4) year term expiring January 16, 2019.

**December 17, 2014**  
**Regular Meeting**

**Resolution (Cont.):**

2. Miguel Borrego is appointed to serve as an Alternate No. 1 for the unexpired term of Jose M. Alcantara effective January 17, 2015 expiring September 17, 2016.

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

YEAS               - Commissioners Frias, Rodriguez, Vargas, and Mayor Roque  
NAYS               - None  
ABSENT           - None

**Note: Commissioner Wiley Abstained.**

**RESOLUTION**  
**APPOINTMENT OF COMMISSIONER FIOR D'ALIZA FRIAS AS A CLASS III**  
**MEMBER, JOHANA BENITEZ AS A CLASS IV MEMBER AND GENARO SANCHEZ**  
**AS AN ALTERNATE NO. 2 OF THE TOWN OF**  
**WEST NEW YORK PLANNING BOARD**

WHEREAS, the Board of Commissioners is responsible for the appointment of members to the Town of West New York Planning Board; and

WHEREAS, a vacancy exists on the Planning Board due to the expiration of the term of Commissioner Fior D'Aliza Frias, which expired on December 17, 2014 as a Class III member; and

WHEREAS, a vacancy will exist on the Planning Board due to the expiration of the term of Michael Corso, which expires on December 31, 2014 as a Class IV member; and

WHEREAS, a vacancy will exist on the Planning Board due to the expiration of the term of Sior Mirabal, which expires on December 17, 2014 as an Alternate; and

WHEREAS, Commissioner Fior D'Aliza Frias is eligible to serve as a Class III member pursuant to N.J.S.A. 40:55D-23; and

WHEREAS, Johana Benitez is eligible and available to serve as a Class IV member pursuant to N.J.S.A. 40:55D-23; and

WHEREAS, Genaro Sanchez is eligible and available to serve as a Class IV member pursuant to N.J.S.A. 40:55D-23; and

WHEREAS, the Board of Commissioners seeks to appoint new members; and

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

1. Commissioner Fior D'Aliza Frias is reappointed to serve as a Class III member of the Planning Board commencing December 18, 2014 for a one (1) year term expiring December 17, 2015 or terminate at the completion of her respective term in office, whichever occurs first.
2. Johana Benitez is appointed to serve as a Class IV member of the Planning Board, due to the vacant seat held by Michael Corso, commencing January 1, 2015 for a four (4) year term expiring December 31, 2019.

**December 17, 2014**  
**Regular Meeting**

**Resolution (Cont.):**

3. Genaro Sanchez is appointed to serve as Alternate No. 2 of the Planning Board, due to the vacant seat held by Sior Mirabal, commencing December 18, 2014 for a two (2) year term expiring December 17, 2016.

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

YEAS               - Commissioners Frias, Rodriguez, Vargas, and Mayor Roque  
NAYS               - None  
ABSENT           - None

**Note: Commissioner Wiley Abstained.**

**RESOLUTION**  
**APPOINTMENT OF IRENE FERNANDEZ AND CARMEN**  
**PEREZ AS MEMBERS OF THE TOWN OF WEST NEW YORK**  
**HOUSING AUTHORITY**

WHEREAS, the Board of Commissioners is responsible for the appointment of members to the Town of West New York Housing Authority; and

WHEREAS, a vacancy exists on the Housing Authority due to the expiration of the term of Yesenia Camillo, which expired on October 20, 2014; and

WHEREAS, a vacancy exists on the Housing Authority due to the expiration of the term of Irene Fernandez, which expired on October 20, 2014; and

WHEREAS, Irene Fernandez is eligible and available to serve; and

WHEREAS, Carmen Perez is eligible and available to serve; and

WHEREAS, the Board of Commissioners seeks to appoint new members to the board; and

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

1. Irene Fernandez is a holdover member and is reappointed to serve as a member of the Housing Authority commencing December 17, 2014 for a five (5) year term expiring December 16, 2019.
2. Carmen Perez is appointed to serve as member of the Housing Authority, due to the vacant seat held by Yesenia Camillo, commencing December 17, 2014 for a five (5) year term expiring December 16, 2019.

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

YEAS               - Commissioners Frias, Rodriguez, Vargas, and Mayor Roque  
NAYS               - None  
ABSENT           - None

**Note: Commissioner Wiley Abstained.**

December 17, 2014  
Regular Meeting

**BOND ORDINANCE #16/14**

**Bond Ordinance of the Town of West New York, County of Hudson, New Jersey, Providing for the Acquisition of Vehicles and Equipment and Appropriating an Amount not Exceeding \$200,000, Therefor, and Authorizing the Issuance of Not to Exceed \$190,000 in Bonds or Notes of the Town of West New York**

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

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

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque  
NAYS - None  
ABSENT - None

**No one wished to be heard.**

It was regularly moved by Comm. Vargas, seconded by Comm. Rodriguez, to **close the public hearing** on this Ordinance, was carried by the following vote:

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque  
NAYS - None  
ABSENT - None

It was regularly moved by Mayor Roque, seconded by Comm. Frias to **adopt** the foregoing Ordinance was carried by the following vote:

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque  
NAYS - None  
ABSENT - None

**BOND ORDINANCE #17/14**

**An Ordinance of the Town of West New York, in the County of Hudson, New Jersey, Providing for the Acquisition of 911 Public Safety Equipment and Other Equipment and Improvements and Appropriating \$960,000, Therefor, and Providing for the Issuance of \$912,000 in Bonds or Notes of the Town of West New York to Finance the Same.**

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

It was regularly moved by Mayor Roque, seconded by Comm. Vargas, to **open the public hearing** on this Ordinance, was carried by the following vote:

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque  
NAYS - None  
ABSENT - None

**No one wished to be heard.**

**December 17, 2014**  
***Regular Meeting***

It was regularly moved by Comm. Vargas, seconded by Mayor Roque, to **close the public hearing** on this Ordinance, was carried by the following vote:

YEAS           - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque  
NAYS           - None  
ABSENT       - None

It was regularly moved by Mayor Roque, seconded by Comm. Rodriguez to **adopt** the foregoing Ordinance was carried by the following vote:

YEAS           - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque  
NAYS           - None  
ABSENT       - None

**ORDINANCE #18/14**

**An Ordinance Amending Chapter 161 “Construction Codes, Uniform”, Sections 2.B (I)(b), 2(b), 3(b) and 4(b) of the Town of West New York Municipal Code with Regard to the Collection of State Training Fees to Comport with the Mandate of the State of New Jersey Relative Thereto**

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

It was regularly moved by Comm. Frias, seconded by Comm. Vargas, to **open the public hearing** on this Ordinance, was carried by the following vote:

YEAS           - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque  
NAYS           - None  
ABSENT       - None

**No one wished to be heard.**

It was regularly moved by Comm. Vargas, seconded by Comm. Rodriguez, to **close the public hearing** on this Ordinance, was carried by the following vote:

YEAS           - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque  
NAYS           - None  
ABSENT       - None

It was regularly moved by Comm. Rodriguez, seconded by Comm. Frias to **adopt** the foregoing Ordinance was carried by the following vote:

YEAS           - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque  
NAYS           - None  
ABSENT       - None

December 17, 2014  
Regular Meeting

**ORDINANCE #19/14**

**An Ordinance Approving a Five (5) year Tax Abatement For a Multi-Family Building Constructed by 600-602 LLC Pursuant to the Provisions of the Five (5) Year Exemption and Abatement Law, N.J.S.A. 40A:21-1 Et. Seq. and Section 7 of the Ordinance 11/07 an Ordinance entitled Five Year Tax Abatement Ordinance**

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

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

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque  
NAYS - None  
ABSENT - None

**The following person wished to be heard:**

**1. Commissioner Wiley:**

Comm. Wiley commented that tax abatements will deteriorate the tax base now and in the future and the taxpayers will feel the result and pay for it later.

It was regularly moved by Comm. Rodriguez, seconded by Comm. Vargas, to **close the public hearing** on this Ordinance, was carried by the following vote:

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque  
NAYS - None  
ABSENT - None

It was regularly moved by Mayor Roque, seconded by Comm. Rodriguez to **adopt** the foregoing Ordinance was carried by the following vote:

YEAS - Commissioners Frias, Rodriguez, Vargas, and Mayor Roque  
NAYS - Commissioner Wiley  
ABSENT - None

**ORDINANCE #20/14**

**An ordinance Repealing Chapter 53 of the Code of the Town of West New York Entitled "Insurance Fund Commission"**

It was regularly moved by Comm. Frias, seconded by Comm. Rodriguez, to adopt the introduction of the foregoing Ordinance, was carried by the following vote:

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque  
NAYS - None  
ABSENT - None

**December 17, 2014**  
***Regular Meeting***

**Notice**  
**Ordinance #20/14**

**An ordinance Repealing Chapter 53 of the Code of the Town of West New York Entitled  
“Insurance Fund Commission”**

The foregoing Ordinance was adopted for first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey, on December 17, 2014 and ordered published, and will be further considered before final passage at a public hearing on January 21, 2015 at 7:00 p.m. at the Commission Chambers, Municipal Building, West New York, NJ. A copy of this Ordinance has been posted on the bulletin board upon which public notices are customarily posted on in the Town Hall of the Town of West New York, and a copy (at no charge) is available up to and including the time of such meeting to the members of the public of the Town who shall request such copies, at the Office of the Town Clerk in said Town Hall in West New York, N.J.

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

**ORDINANCE # 21/14**

**An Ordinance Amending Chapter 93 of the Code of the Town of West New York  
Regarding Salaries and Compensation**

It was regularly moved by Comm. Frias, seconded by Comm. Rodriguez, to adopt the introduction of the foregoing Ordinance, was carried by the following vote:

YEAS	- Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque
NAYS	- None
ABSENT	- None

**Notice**  
**Ordinance #21/14**

**An Ordinance Amending Chapter 93 of the Code of the Town of West New York  
Regarding Salaries and Compensation**

The foregoing Ordinance was adopted for first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey, on December 17, 2014 and ordered published, and will be further considered before final passage at a public hearing on January 21, 2015 at 7:00 p.m. at the Commission Chambers, Municipal Building, West New York, NJ. A copy of this Ordinance has been posted on the bulletin board upon which public notices are customarily posted on in the Town Hall of the Town of West New York, and a copy (at no charge) is available up to and including the time of such meeting to the members of the public of the Town who shall request such copies, at the Office of the Town Clerk in said Town Hall in West New York, N.J.

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

**December 17, 2014**  
**Regular Meeting**

**RESOLUTION AUTHORIZING CLOSURE OF EXECUTIVE SESSION**  
**PURSUANT TO N.J.S.A. 10:4-12(b)**

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

- 1) Pursuant to N.J.S.A. 10:4-12(b)(7), the discussion of the terms of a settlement of the litigation of Alain Gomez v. West New York.
- 2) Pursuant to N.J.S.A. 10:4-12(b)(7) the discussion of the terms of a settlement of the litigation of Bringa v. West New York.

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

It was regularly moved by Comm. Vargas, seconded by Comm. Rodriguez, to adopt the foregoing Resolution, was carried by the following vote:

YEAS	- Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque
NAYS	- None
ABSENT	- None

**Note:** Mr. Scarinci announced at 7:41 p.m. that there may be a possible settlement of two (2) cases and that Executive Session Meeting should take approximately 30-45 minutes. He further advised that when the governing body returns from Executive Session, which will be conducted in Mayor's Conference Room, if the governing body agrees on settling the matters, there will be resolutions added to the agenda authorizing those settlements. Then the Public Portion will be conducted thereafter.

A Motion was made by Comm. Frias, seconded by Comm. Vargas to **reconvene regular meeting at 8:20 p.m.**, was carried by following vote:

YEAS	- Commissioners Frias, Rodriguez, Vargas, and Mayor Roque
NAYS	- None
ABSENT	- Commissioner Wiley

**Note:** Mr. Scarinci explained that as a result of Executive Session, there was a discussion regarding two (2) litigations i.e. Alain Gomez v. Town of WNY etc. and Alberto Bringa v. Town of WNY etc. and that the results will be made known in the Resolutions to be added to the agenda. Mr. Scarinci handed the two (2) Resolutions to Town Clerk Riccio to be numbered R-63 (Re: Alain Gomez v. Town of WNY) and R-64 (Re: Alberto Bringa v. Town of WNY).

December 17, 2014  
Regular Meeting

**RESOLUTION AUTHORIZING THE EXECUTION  
OF A SETTLEMENT AGREEMENT IN THE MATTER KNOWN AS  
ALAIN GOMEZ V. TOWN OF WEST NEW YORK, ET. AL.**

WHEREAS, the Town of the West New York is involved in a civil action in the United State District Court, District of New Jersey captioned Alain Gomez v. Town of West New York, et. al., Docket No. 2:13- cv- 00689-KSH-PS; and

WHEREAS, the Town admits no wrong doing or liability; and

WHEREAS, the Town has settled the litigated matter and the settlement proceeds shall be delivered to the plaintiffs' attorney in accordance with the Settlement Agreement and Release.

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

It was regularly moved by Mayor Roque, seconded by Comm. Vargas, to adopt the foregoing Resolution, was carried by the following vote:

YEAS               - Commissioners Rodriguez, Vargas, and Mayor Roque  
NAYS               - None  
ABSENT           - Commissioner Frias (See below)

**Note:           Commissioner Wiley Abstained. Comm. Frias recused herself and exited the court chambers at 8:23 p.m. She returned after the vote was taken at 8:24 p.m.**

**RESOLUTION AUTHORIZING THE EXECUTION  
OF A SETTLEMENT AGREEMENT IN MATTER KNOWN AS  
ALBERTO BRINGA V. WEST NEW YORK ET. AL.**

WHEREAS, the Town of the West New York is involved in a civil action in the United State District Court captioned Alberto Bringa v. Town of West New York et. al. Docket No. 2:13-cv-03296-DMC-JAD also having been filed in Superior Court Law Division, Hudson County Vicinage under docket number HUD-L-1673-13; and

WHEREAS, the Town admits no wrong doing or liability; and

WHEREAS, the Town has settled the litigated matter and the settlement proceeds shall be delivered to the plaintiffs' attorney in accordance with the Settlement Agreement and Release.

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

**December 17, 2014**  
**Regular Meeting**

It was regularly moved by Mayor Roque, seconded by Comm. Rodriguez, to adopt the foregoing Resolution, was carried by the following vote:

YEAS               - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque  
NAYS               - None  
ABSENT           - None

Motion made by Mayor Roque, seconded by Comm. Vargas, **to open Public Portion of meeting at 8:25 p.m.**, was carried by the following vote:

YEAS               - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque  
NAYS               - None  
ABSENT           - None

**Public Portion:**

**1. Rose Puerto, 6600 Blvd. East, WNY:**

Ms. Puerto inquired as to meaning of repealing three (3) loading zones. Mr. Watkins advised that they are no longer needed as per the Police Dept. Comm. Rodriguez further explained that only that specific site is being repealed. Ms. Puerto explained that she is a member of the Zoning Board and that there are issues regarding loading zone approval. Discussion ensued between her and Mr. Watkins as to the reason for a loading zone necessity for Family Dollar and why it is being repealed now. Mr. Watkins explained that loading zones are necessary for businesses that have the need to offload goods, etc. and that when those circumstances no longer exist, the loading zone is repealed. Mr. Scarinci inquired as to whether the Zoning Board Attorney advised her specifically regarding loading zones. She explained that there has been discussion at several Zoning Board meetings amongst the board members wherein Mr. Blane referred to Family Dollar.

**2. Joshua Breakstone, 6701 Blvd. East, WNY:**

Mr. Breakstone commented that he has been a WNY resident for five (5) years and inquired as to when the requirement to limit public comment commenced as it didn't exist with the prior Administration. Mayor Roque commented that the former Mayor "timed us". Mr. Breakstone disagreed. He commented that he had contacted the Mayor's Chief of Staff regarding new board appointments but that he (Chief of Staff) never returned his call. He complained that he had applied to be a zoning board member but was never contacted or appointed. Mayor Roque commented that he (Mr. Breakstone) was accepted to be a rent control board member. Mr. Breakstone commented that he doesn't wish to be a member of that board and that he had requested the Chief of Staff to make an appointment for him to see the Mayor but Mr. Baez never did so. He complained that the Mayor is not giving access to the Public and that "it is not open government". Mayor Roque commented that if Mr. Breakstone wishes to see him, he can meet him at 5:00 am at Palisades General Hospital.

**3. John Heinis, 78 Montclair Avenue, Little Falls:**

Mr. Heinis inquired if anyone had any comment about President Obama's position regarding relations between the United States and Cuba. Mayor Roque commented about his personal experience with communism while he attended school in Cuba and that "It will open doors for the Cubans to see reality of what is really happening". He talked about the political prisoners and conditions existing in Cuba and that he may not agree but that "He (President Obama) is the President and we have to respect it but it is sad. I agree with Senator Menendez and Congressman Sires...it's hard to swallow that pill." Mr. Heinis inquired about the terms of the settlements of the Bringa and Gomez litigations. Mr. Scarinci briefly explained the settlement terms and that there are other plaintiffs in the Bringa litigation. Mr. Heinis inquired as to who are the other plaintiffs to which Mr. Scarinci advised that inasmuch as other plaintiffs were not discussed in Executive Session, he could not tell him.

**December 17, 2014**  
**Regular Meeting**

**Public Portion (cont.):**

**4. Comm. Wiley:**

Comm. Wiley commented about a payment of \$44,000 being paid to Pablo Fonseca and inquired as to how much work is he doing for that sum. Mayor Roque commented that everything that goes out is done by Mr. Fonseca and that he is doing a good job and can explain the details of his work. Discussion ensued about the amount Mr. Fonseca is paid monthly. Comm. Wiley complained that all of the Commissioners are not appearing in the advertising that Mr. Fonseca is doing. Mr. Scarinci advised Comm. Wiley that he can OPRA Mr. Fonseca's invoices if he wishes to do so. Comm. Wiley complained about the current board member appointments in that he was not consulted or asked for recommendations and commented that "They are all Sal Vega's people". He commented that "They are political appointments and I am disgusted". Mayor Roque commented that he is working with everybody to fill the boards. Comm. Wiley replied "You are working only with Sal Vega." Comm. Wiley commented about Mr. Breakstone not being appointed to the Zoning Board and that the Mayor wants to control all of the boards.

**5. Comm. Frias:**

Comm. Frias advised that after fifty (50) years, the Planning Board adopted a new Master Plan and she thanked all of the residents who attended the meetings and "shared their vision and concerns". She further advised that the process took over one year, which started in April, and that a lot of work went into it.

**6. Doug Borden, 6600 Blvd. East, WNY:**

Mr. Borden inquired "What was the impetus for Gomez case? Was it wrongful termination?" Mr. Scarinci advised that there was a question about a forged signature. Mr. Borden inquired as to whether Mr. Gomez had been terminated. Mr. Scarinci responded "Yes he was terminated because of forged signature". Brief discussion ensued about the facts of the case. Mr. Borden commented that "Due to mismanagement we are paying over \$200,000". Mr. Scarinci replied "It is much more complicated than that". Mr. Borden stated "This is another example of mismanagement of this Mayor throughout this Administration. Remember in May when you vote. This is costing the taxpayers money." Mr. Borden inquired as to whether Mr. Bringa had also been terminated by the Town. Mr. Scarinci advised that it involved interpretation of collective bargaining agreement. Mr. Borden again asked the same question...was he terminated? He also inquired as to how much the case was settled to which Mr. Scarinci replied "over \$200,000". Mr. Borden again commented that this is another example of mismanagement due to his Mayor and stated to the Mayor "You are not qualified to do this job. I strongly urge everyone....don't re-elect this man".

**7. Daniel Alvarez, 4204 New York Avenue, Union City:**

Mr. Alvarez commented "During the campaign against Sal, you accused him of corruption and nepotism. Do you hold true or do you wish to retract that?" Mayor refused to answer him. Mr. Alvarez inquired if there would have been a budget deficit if Hovnanian payment was not placed in the budget. Mr. Scarinci responded "There is no deficit in this budget." Mr. Alvarez responded "What are projections for next year?" Mr. Watkins advised that budget is not done yet. Brief discussion ensued about temporary budget process. Mr. Alvarez inquired as to the purpose of all of the advertising that is being paid to Mr. Fonseca, Hudson County TV and El Cambio newspaper. Mayor advised that "We need to market this Town". Mr. Alvarez inquired as to whether any of the ads will target commercial issues to which the Mayor responded "Free parking during the holidays". Mr. Alvarez inquired as to whether there would be more settlements to which Mr. Scarinci explained that the Town is a large corporation and lawsuits are routine in municipalities. Mr. Alvarez disagreed and commented that there have been a lot of wrongful terminations which is "abnormally high".

**December 17, 2014**  
***Regular Meeting***

A motion was made by Mayor Roque, seconded by Comm. Rodriguez **to close the Public Portion at 8:52 p.m.** was carried by the following vote:

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque  
NAYS - None  
ABSENT - None

A motion was made by Comm. Vargas, seconded by Comm. Rodriguez **to adjourn the meeting at 8:52 p.m.** was carried by the following vote:

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque  
NAYS - None  
ABSENT - None

\_\_\_\_\_  
Commissioner FiorD'Aliza Frias

\_\_\_\_\_  
Commissioner Caridad Rodriguez

\_\_\_\_\_  
Commissioner Ruben Vargas

\_\_\_\_\_  
Commissioner Count J. Wiley

\_\_\_\_\_  
Mayor Felix E. Roque  
Board of Commissioners

Attest:

\_\_\_\_\_  
Carmela Riccio, RMC  
Town Clerk