

August 19, 2015
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, August 19, 2015 at 12:00 p.m. (No Work Session):

Present: Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
Absent: None
Also Present: Town Administrator Matthew U. Watkins, Corporation Counsel Donald Scarinci, Town Clerk Carmela Riccio and Adeliny Plaza (Town Clerk's Office)

Meeting commenced at 12:27 p.m.

Town Clerk Carmela Riccio made the following announcement:

As presiding officer of this Regular Meeting of the Board of Commissioners of the Town of West New York, held on August 19, 2015 at 12:00 p.m. (No Work Session), I do hereby publicly announce, and I direct that this announcement shall be placed in the minutes of this meeting, and that the Notice requirements provided for in the "Open Public Meetings Act" have been satisfied. Notice of this meeting was properly given by the Board of Commissioners in the Resolution dated and adopted on November 24, 2014. Said Resolution was transmitted by the Town Clerk to the Jersey Journal and the Bergen Record and publicly posted on the Municipal Bulletin Board, Town Hall, and filed with the Town Clerk.

Copies are available to the public in accordance with the law.

Minutes of Previous Meeting:

It was regularly moved by Mayor Roque, seconded by Commissioner Rodriguez, that the Minutes of Regular Meeting: 7/15/2015 (Regular Session), Special Meeting 7/22/2015 (Regular Session), and Executive Sessions: 5/19/2015, 7/16/2014, 6/18/2014, 11/24/2014 and 12/17/2014 was carried by the following vote:

YEAS - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None
ABSTAIN - See below notes

Note: Comm. Cirillo requested legal opinion from Corporation Counsel Donald Scarinci about voting on Minutes of Executive Sessions which took place prior to being elected Commissioner. Mr. Scarinci explained that since four (4) of the current governing body members did not participate in the Executive Session Meetings, they should abstain under the "doctrine of necessity" and that the Mayor's sole vote would carry approval of those Minutes. He commented that it is "rare but needed today" and that in other towns, it is used more often. Mayor Roque was the sole vote for the Executive Session Minutes. The other four (4) Commissioners "abstained" on Executive Session Minutes solely. All voted "yes" to approve Regular Meeting Minutes 7/15/15 and Special Meeting Minutes 7/22/15.

Claims: Dated 8/19/15 (Claims are available for public inspection in the Town Clerk's Office):

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

YEAS - Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
NAYS - None
ABSENT - None
ABSTAIN - See below notes

Note: Comm. Cirillo advised that he would "abstain" as to Purchase Order Nos. 2492, 2493 and 2498 as it pertains to his reimbursement.

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Receipt of Financial Reports:

FINANCIAL REPORTS - MONTH OF JULY 2015

1. From Construction Code Official Office, reporting the sum of \$45,667.00 Collected for the month of July, 2015.
2. From Director Robert Antolos (Police Dept.), reporting the sum of \$7,815.70 Collected for the month of July, 2015.
3. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$3,550.00 For Special Licenses for the month of July, 2015.
4. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$535.00 For Marriage/death certificates for the month of July, 2015.
5. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$108.80 For Dogs Licenses for the month of July, 2015.
6. From Carmela Riccio, RMC, Town Clerk, reporting the sum of \$100.00 collected for the month of July, 2015.

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

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

Communication
Town Administrator Watkins Update to Governing Body
Regarding Pending Matters

Note: Town Administrator Watkins updated the Mayor and the Board of Commissioners on the security system being implemented. He explained that the town increased the level of security for the safety of town employees by installing cameras in the hallways and that the Police Dept. will be responsible for monitoring same. He further advised that he is working with Comm. Colacurcio to implement an electronic time and attendance program and that there will be an employee identification card procedure also implemented in the future, which will afford better record keeping for payroll purposes, etc. Additionally, he is working with the Union before any changes will be implemented. Also, Comms. Guzman and Colacurcio are working on a process for collection of delinquent municipal court debt which had been started a while back but never finalized, which he anticipates being commenced as early as September or October after the required court approval is received.

August 19, 2015
Regular Meeting

Communication
Re: Town Engineer's Monthly report dated 7/10/2015

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: August 13, 2015

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 and benches. 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.
- 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.
- The project is partially funded by a matching Green Acres grant, Hudson County Open Space grants and a CDBG.
- We obtained Hudson County Planning Board approval at their August 20, 2014 meeting
- We held a preconstruction meeting on May 6, 2014. To date the contractor has completed the structural retaining wall excavation, concrete foundations and retaining wall pre-cast structures, completed the upper wall installation and lower decorative brick wall. They are currently installing the stamped concrete walkways and patio areas which should be completed the week of August 17 and will follow with the installation of patio tables and exercise equipment.
- We had prepared an amended concept plan for improvements to the slope in addition to a dog park in the existing upper park area. We are working with the contractor to obtain costs for this work. Once obtained we will apprise the town.

□ **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:
 - 60th Street from Buchanan Place to Bergenline Avenue (2000'-Half Width).
 - 65th Street from Broadway Avenue to Park Avenue (675')
 - 51st Street from JFK West to Bergenline Avenue (615')
 - 66th 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.

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Town Engineer's Report (cont.):

- The contractor has completed the milling and paving on all of the roads and installed the speed humps on 62nd Street. We prepared an updated punchlist for the project. The contractor had been working on the punchlist for the project. They have several items left to complete and we are awaiting a schedule for completion.
- **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 final review which have been approved.
- **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 completed the park improvements except for minor punchlist items. We are awaiting a schedule from the contractor for the punchlist items.
- **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.
 - We are currently working on the design documents.
- **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:
 - 60th Street from JFK Blvd West to Madison Avenue (1425')
 - 51st Street from Bergenline Avenue to Broadway Avenue (1575')
 - Gaw Place from 56th 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 which received a grant in the amount of \$310,371.00:
 - 61st St. from JFK Blvd West to Bergenline Ave (1,760');
 - 62nd St. from JFK Blvd West to Bergenline Ave (1,555') and Jefferson St. from 62nd St. to 64th St (560');
 - Buchanan Pl. from 62nd St. to 59th St. (1,305') and Westover Pl. from Buchanan Pl. to Park Ave (320');
 - Highland Pl. from 62nd St. to John F. Kenney Blvd East (605');
 - Johnson Pl. from 61st St. to its Terminus (285').
 - **NJDOT FY2016 Trust Fund Grants:** The FY2016 NJDOT Grant applications are due October 20, 2015.

Note: Town Clerk Riccie asked Town Engineer Rob Russo if he had any additional information to offer to which Mr. Russo advised that he didn't unless someone had any questions. Comm. Colacurcio inquired about the status of the dog park to which Mr. Russo commented that they were meeting tomorrow at 10:30 a.m. at the Park.

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Communication

Re: Presentation of Proclamation to the family of Alberto Espinosa

Note: This Proclamation had been adopted by the Board of Commissioners on 3/25/15; however, the family did not attend that meeting. No one on behalf of the family is present today.

Communication

Re: Receipt/Filing of Supplemental Debt Statement

Note: Town Clerk Riccie added Communication #4D verbally to the agenda and explained that CFO Marge Cherone and Bond Counsel William Mayer requested via e-mail that the Receipt and Filing of the Supplemental Debt Statement be included on the agenda of this meeting. Town Clerk requested permission to add this item to the agenda to which the governing body members consented. This documentation is attached to the end of these Minutes.

Proclamation
Re: Honoring Jessica Escala

5A.

AUG 19 2015

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

Proclamation

Whereas, the Mayor and Board of Commissioners of the Town of West New York being ever so mindful of the contributions of the townspeople of the Town of West New York and recognizing their duties and obligations to honor all individuals on behalf of the townspeople of the Town of West New York; and

Whereas, **Jessica N. Escala** hails from Guayaquil Ecuador; and

Whereas, she has achieved the status of Consul General of the Republic of Ecuador; and

Whereas, **Mrs. Escala** worked diligently to integrate the Ecuadorian communities living in New Jersey and Pennsylvania; and

Whereas, **Mrs. Escala** has consistently endeavored to integrate a team within the Ecuadorian government developing business relationships within the United States as well as abroad; and

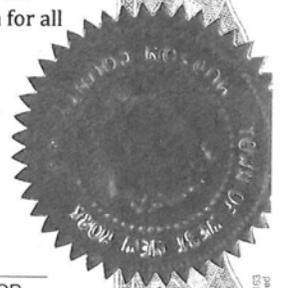
Whereas, **Mrs. Escala** has implemented a new concept of diplomacy giving service to the whole Ecuadorian community in the United States as well as other Ecuadorians abroad;

Now, therefore, I, **Mayor Felix E. Roque and the Board of Commissioners of the Town of West New York** wish to honor the life and work of **Jessica N. Escala** and express their best wishes and admiration for all her hard work and wish her continued success.

DATE 7/31/2015

ATTEST 
CARMELA RICCIO, RMC
TOWN CLERK


DR. FELIX E. ROQUE, MAYOR



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August 19, 2015
Regular Meeting

Proclamation
Re: Honoring Lupe Wong

5B.



TOWN OF WEST NEW YORK
HUDSON COUNTY, NEW JERSEY

AUG 19 2015

Proclamation

Whereas, the Mayor and Board of Commissioners of the Town of West New York being ever so mindful of the contributions of the townspeople of the Town of West New York and recognizing their duties and obligations to honor all individuals on behalf of the townspeople of the Town of West New York; and

Whereas, **Lupe M. Wong** was born on August 12, 1964 in Guayas Ecuador; and

Whereas, she has devoted her time to helping others achieve the American Dream; and

Whereas, **Ms. Wong** studied diligently at the Hamburger University for an opportunity to own a McDonalds franchise; and

Whereas, **Ms. Wong** is dedicated to hard work and is now the proud owner of six restaurants; and

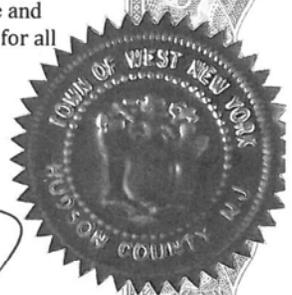
Whereas, **Ms. Wong** has given employment opportunities to many of her compatriots and other minorities;

Now, therefore, I, **Mayor Felix E. Roque and the Board of Commissioners of the Town of West New York** wish to honor the life and work of **Lupe M. Wong** and express their best wishes and admiration for all her hard work and wish her continued success.

DATE 7/31/2015

ATTEST 
CARMELA RICCIO, RMC
TOWN CLERK


DR. FELIX E. ROQUE, MAYOR



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Proclamation
Re: Honoring Leonel Abreu

5C.



TOWN OF WEST NEW YORK AUG 19 2015
HUDSON COUNTY, NEW JERSEY

Proclamation

Whereas, the Mayor and Board of Commissioners of the Town of West New York being ever so mindful of the contributions of the townspeople of the Town of West New York and recognizing their duties and obligations to honor all individuals on behalf of the townspeople of the Town of West New York; and

Whereas, **Leonel Abreu** graduated from the Passaic County Police Academy and commenced his law enforcement career by being hired by the West New York Police Department in March 2003; and

Whereas, **Leonel Abreu** was initially assigned to the WNY Patrol Division and was later assigned to the Tactical Patrol Force and Criminal Investigations Bureau due to his awareness, proactive policing and commitment to the community, thereby resulting in a reduction in crime in our community; and

Whereas, in addition to his service to the WNY Police Department, **Leonel Abreu** honorably served in the United States Army from 1993-1999 before joining the Army Reserves; and

Whereas, he was later deployed to Cuba from 2003-2004, served two (2) additional deployments in Afghanistan from 2011-2012 and Bahrain from 2014-2015 and attained the highest level of military sensitivity and security clearance by training other members and leading his squad to complete the team's objectives and missions; and

Whereas, **Leonel Abreu** has gallantly and bravely served his Country and the WNY Police Department protecting us against those who would threaten our values, ideals and our way of life thereby earning the respect and admiration of us all;

Now, therefore, I, **Mayor Felix E. Roque** and the **Board of Commissioners of the Town of West New York** wish to extend of sincerest thanks, admiration and best wishes to **Leonel Abreu** for his service to the our Town and our Country.

DATE 8/7/2015

ATTEST Carmela Riccio
CARMELA RICCIE, RMC
TOWN CLERK

[Signature]
DR. FELIX E. ROQUE, MAYOR



August 19, 2015
Regular Meeting

Consent Agenda

It was regularly moved by Commissioner Colacurcio, seconded by Mayor Roque that the following Consent Agenda Items Nos. R-1 through R-18 and R-21 (see notation below) (**with the exclusion of Resolutions #R-19 and #R-20**) be adopted, was carried by the following vote:

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

Note: Town Clerk Riccie read the title of all resolutions aloud. Resolution marked R-21 “Re: Authorizing the Local Unit’s Participation in the Pooled Note Financing Program of the Hudson County Improvement Authority” was added to the consent agenda during Regular Session. Item no. R-19 (hearing on amendments to budget which were introduced on 7/22/15) and item no. R-20 (adoption of Budget with amendments) were addressed separately and excluded from consent agenda.

RESOLUTION
CONCERNING PAYMENT OF CLAIMS FOR
WORKERS COMPENSATION AND GENERAL LIABILITY

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

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

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

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

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

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

Workers Compensation: \$21,966.85
General Liability: \$85,105.89

RESOLUTION
BINGO & RAFFLES

BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York that the following applications for Bingo/Raffles are hereby granted:

<u>Name</u>	<u>Date</u>	<u>License #</u>
Home School Assn. St. Joseph’s 6401 Palisade Avenue West New York, NJ 07093 (Off Premise 50/50)	11/21/15	RL 1837

August 19, 2015
Regular Meeting

Consent Agenda (cont.):

RESOLUTION
ESTABLISHING RESTRICTED PARKING IN FRONT OF ONE
(1) RESIDENCE FOR USE BY HANDICAPPED RESIDENT AS FOLLOWS:
5701 BLVD. EAST APT. #18F (MARITZA RODRIGUEZ)

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

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

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Maritza Rodriguez 5701 Blvd. East Apt.# 18F West New York, NJ	South	Begin at a point, along South West Corner of 58 th Street and Park Ave. 3 Feet West from 58 th Street and Park Ave. Then 22 feet there from.

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

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

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

RESOLUTION
ESTABLISHING RESTRICTED PARKING IN FRONT OF ONE
(1) RESIDENCE FOR USE BY HANDICAPPED RESIDENT AS FOLLOWS:
5701 BLVD. EAST APT. #22L (ZORAIDA O. FONTANEZ)

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

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

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Zoraida O. Fontanez 5701 Blvd. East Apt. #22L West New York, NJ	North	Begin at a point, along the North East corner of 57 th Street and Park Ave. 102 feet north on Park Ave. from 57 th Street.

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

1. First Offense- \$253.00

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Consent Agenda (cont.):

Resolution (cont.):

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

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

RESOLUTION
APPROVING REIMBURSEMENT OF
EXCESS FUNDS FOR POLICE TRAFFIC DIRECTOR SERVICES

WHEREAS, Cablevision had to excavate streets in West New York to lay cable and that required the use of off duty police officers for traffic control functions; and

WHEREAS, Blair Park Services LLC, on behalf of Cablevision, has paid into escrow, with the Town of West New York, \$5,000.00 for the payment of off duty police officers for traffic director services; and

WHEREAS, the off duty police officer services were provided, and the off duty police officers were paid for their work and it has been determined that there is a balance of funds in the escrow account of \$825 which must be reimbursed to the party who deposited these funds with the Town.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York that the Town of West New York does hereby approve of the reimbursement to Blair Park Services LLC of \$825.00 as the remaining amount in the escrow account not needed for the payment for off duty police director services

BE IT FURTHER RESOLVED, that the CFO is authorized to take all necessary action to refund the payee of the excess funds as provided above.

RESOLUTION
APPROVING CONTRACT WITH BASILE BIRCHWALE AND PELLINO FOR
SPECIAL COUNSEL LEGAL SERVICES

WHEREAS, Mayor Felix Roque was charged in a criminal case and after trial was acquitted of all charges; and

WHEREAS, in light of this and precedents established in the case against Mayor Anthony Suarez of Ridgefield, the Town seeks to obtain a legal opinion from outside counsel to determine whether the Town and or the Town's insurance carrier are obligated to reimburse Mayor Roque for his legal fees in this criminal matter in which he was acquitted; and

WHEREAS, if the opinion of outside counsel is that Mayor Roque is entitled to have his legal fees reimbursed, then the Town seeks to have outside counsel take all necessary action to secure the Town's claim for legal fees on behalf of the Mayor.

WHEREAS the Town seeks to enter into a contract with Stephen Pellino, Esq, of the law firm of Basile, Birchwale & Pellino, under a business certification / non-fair and open process for the legal services required in this matter; and

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York that Stephen Pellino, Esq. of the firm of Basile, Birchwale & Pellino be retained to provide the legal services as set forth herein.

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Consent Agenda (cont.):

Resolution (cont.):

BE IT FURTHER RESOLVED, that the Town shall pay \$150.00 per hour for the legal services provided in this matter not to exceed \$20,000.00.

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

RESOLUTION
APPROVING CONTRACT WITH A.F.A. TEAM SPORTS
FOR THE PURCHASE OF FOOTBALL UNIFORMS

WHEREAS, the Town of West New York has received three quotes for the purchase of football uniforms; and

WHEREAS, A.F.A Team Sports of Garfield New Jersey submitted a quote that is more than 10% lower than the State contract price for football uniforms provided by Stan's Sport Center under State Contract #A81164; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5(4) since the Town received a quote from A.F.A. Team Sports in the amount of \$8,322.00 for football uniforms which is more than 10% lower than the State Contract price from Stan's Sport Center of \$11,712.00 they can award the contract to A.F.A. Team Sports; and

WHEREAS pursuant to N.J.S.A. 40A:11-5(4) the Town must approve this contract by a 2/3 vote of the full Board of Commissioners and a copy of the purchase order and materials must be forwarded to the State within 5 business days of the award of the contract.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York that the Town does approve of a contract with A.F.A Team Sports for the purchase of football uniforms in accordance with the attached invoice.

BE IT FURTHER RESOLVED, that the CFO does hereby certify that the funds for the contract are available.

BE IT FURTHER RESOLVED, that the purchasing agent is hereby authorized to take all necessary action to purchase the football uniforms.

RESOLUTION
AUTHORIZING A SHARED SERVICES AGREEMENT WITH GUTTENBERG FOR
HEALTH OFFICER SERVICES

WHEREAS, the State of New Jersey requires each municipality to maintain a health department; and

WHEREAS, the Town of Guttenberg does not employ a licensed Health Officer; and

WHEREAS, the Town of West New York has offered to enter into a shared services agreement to share the services of their Health Officer, Vincent Rivelli; and

WHEREAS, the Town of Guttenberg has offered to compensate the Town of West New York in connection with the agreement; and

WHEREAS, it is in the best interest of the Town of West New York and the Town of Guttenberg to enter into the agreement for the calendar year 2015; and

WHEREAS, N.J.S.A. 40A:65-1 et seq. allows the municipalities to enter into a shared services agreement.

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Consent Agenda (cont.):

Resolution (cont.):

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York that the Mayor is authorized to execute a shared services agreement for 2015 with the Town of Guttenberg for the services of the Health Officer and for compensation to West New York of Fifteen Thousand Dollars and No Cents (\$15,000.00).

RESOLUTION
REFUND OF PREMIUMS (\$119,700.00)

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
US BANK CUST FOR	7/37	13-0030	\$10,000.00
BV001 TRUST	130/2 C0305	13-0439	\$500.00
	42/35	13-0154	\$1,800.00
	22/10	13-0089	\$1,500.00
	115/31	13-0402	\$600.00
	33/45	13-0115	\$1,500.00
	61/32.02	13-0205	\$800.00
	84/16	13-0297	\$300.00
	55/39	13-0191	\$1,600.00
	20/12	13-0080	\$1,300.00
	70/11	13-0224	\$1,400.00
	152/15.01	13-0500	\$2,400.00
	120/6	13-0409	\$3,100.00
	105/5	13-0351	\$2,200.00
	81/9 C0303	13-0279	\$400.00
	138/16.01	13-0459	\$1,400.00
PAM INVESTORS	137/20	06-0076	\$2,500.00
	14/6	13-0049	\$700.00
US BANK CUST FOR	37/25	12-0204	\$1,000.00
C/F TOWER DBWI IV	168.01/7.06 C0408	14-0538	\$11,000.00
2014-1	16/49	14-0041	\$17,000.00
	80/45	14-0241	\$7,000.00
US BANK CUST FOR	19/40	13-0079	\$900.00
PRO CAP III, LLC	81/9 C0202	13-0278	\$500.00
	145/23	13-0482	\$700.00
	83/7 C0060	13-0294	\$300.00
US BANK CUST BV001	66/20	14-0192	\$1,500.00
TRST & CRDTRS	105/14	14-0306	\$2,200.00
	148/11	14-0431	\$3,000.00
MTAG SVC. AS CUST	85/40	14-0274	\$25,000.00
FOR ATCF II NJ LLC			
TTLBL LLC	32/13	14-0077	\$12,000.00
FNA JERSEY BOI, LLC	14-0512	14-0512	\$3,600.00
		Grand Total	\$119,700.00

August 19, 2015
Regular Meeting

Consent Agenda (cont.):

RESOLUTION
REFUND OF OVERPAYMENT OF TAXES (\$205.45)

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

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

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

NAME	BLOCK/LOT	AMOUNT	YEAR
PANCOAST, JASON C.	90/9	\$205.45	2014

GRAND TOTAL \$205.45

RESOLUTION
REFUND OF REDEMPTIONS (\$427,384.26)

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	
US BANK CUST FOR BV001 TRUST	7/37	13-0030	\$20,210.79	
	130/2 C0305	13-0439	\$1,056.36	
	42/35	13-0154	\$6,269.80	
	22/10	13-0089	\$5,487.59	
	115/31	13-0402	\$714.05	
	33/45	13-0115	\$5,137.89	
	61/32.02	13-0205	\$2,247.18	
	84/16	13-0297	\$1,219.10	
	55-39	13-0191	\$4,431.27	
	20/12	13-0080	\$3,200.30	
	70/11	13-0224	\$6,620.72	
	152/15.01	13-0500	\$8,813.98	
	120/6	13-0409	\$5,692.13	
	105/5	13-0351	\$5,299.29	
	81/9 C0303	13-0279	\$776.14	
138/16.01	13-0459	\$5,266.00		
PAM INVESTORS	137/20	12-0628	\$23,317.30	
		10-223	\$32,190.55	
		11-0323	\$16,765.10	
		09-185	\$7,085.39	
		06-0076	\$123,773.37	
		35/7	12-0169	\$1,405.88
		14/6	13-0049	\$565.11

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Consent Agenda (cont.):

Resolution (cont.):

US BANK CUST FOR	37/25	12-0204	\$23,303.26
TOWER DBW			
US BANK C/F TOWER	168.01/7.06 C0408	14-0538	\$2,895.56
DBW IV 2014-1	16/49	14-0041	\$12,162.07
	80/45	14-0241	\$4,589.27
US BANK CUST FOR	19/40	13-0079	\$1,221.76
PRO CAP III, LLC	81/9 C0202	13-0278	\$1,901.53
	145/23	13-0482	\$1,156.95
	74/4 C0035	13-0253	\$415.28
	83/7 C0060	13-0294	\$638.02
US BANK CUST BV	00166/20	14-0192	\$1,172.00
TRST & CRDTRS	105/14	14-0306	\$5,016.41
	148/11	14-0431	\$3,676.36
	138/16.01	14-0410	\$3,150.30
MTAG SVC. AS CUST.	85/40	14-0274	\$12,223.74
FOR ATCF II NJ LLC			
US BANK CUSTIDIAN	166/5	12-0741	\$30,681.45
EMIRE V			
72 OAK STREET	74/1 C0012	13-0248	\$1,653.32
HOLDINGS, LLC			
US BANKCUST FOR	48/12	14-0148	\$6,993.50
PC5 STERLING NAT'L			
TTLBL LLC	32/13	14-0077	\$10,515.75
SBMUNICUS C/O	168.01/1.10 C0392	11-0385	\$16,021.81
LBNJ			
FNA JERSEY BOI, LLC	168.01/1.31 C0472	14-0512	\$450.63

GRAND TOTAL \$427,384.26

RESOLUTION
MOVING OVERPAYMENTS FROM ONE YEAR TO ANOTHER
(VARIOUS PROPERTIES)

WHEREAS, there is an overpayment on the 2014 tax bill in the amount of \$482.12 for property located at 5612 Hudson Avenue A/K/A block 74 lot 4 C0012 and

WHEREAS, there is an overpayment on the 2014 tax bill in the amount of \$327.23 for property located at 418 Newburgh Court A/K/A block 168.01 lot 1.35 C0418 and

WHEREAS, there is an overpayment on the 2014 tax bill in the amount of \$5,083.52 for property located at 20 Avenue at Port Imperial A/K/A block 168.01 lot 7.06 C0113 and

WHEREAS, there is an overpayment on the 2013 tax bill in the amount of \$18.79 for property located at 6050 Boulevard East A/K/A Block 38 lot 9 C0112 and

WHEREAS, the taxpayers are requesting that the credits be moved to be credited to their 2015 tax bill.

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

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Consent Agenda (cont.):

RESOLUTION
STATE COURT TAX APPEALS (\$969.00)

WHEREAS, the following property owners have appealed to the Tax Court of New Jersey for a reduction in the Tax Assessment levied upon their properties:

WHEREAS, the Tax Court of New Jersey 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 properties, and whereas the Municipality has paid the below amounts:

NOW, THEREFORE, BE IT RESOLVED that said payment of taxes be and the same are hereby affirmed to the property owners in the following amounts for the years noted pursuant to N.J.S.A. 54:3-21 & 54:3-27.2.

NAME	BLOCK-LOT	AMOUNT	YEAR
MICHAEL SCHNECK ATTY.	98/11	\$969.00	2012
	GRAND TOTAL	\$969.00	

RESOLUTION
CANCELLATION OF TAXES (418 –20 63RD STREET)

WHEREAS, the 3RD quarter 2015 tax bill in the amount of \$1,889.00 was sent out for property located at 418-20 63rd Street a/k/a block 33 lot 35 and

WHEREAS, subsequent to the mailing of the tax bill the property was subdivided into 418 63RD Street a/k/a block 33 lot 35.01 with 420 63RD Street a/k/a block 33 lot 35.02 causing a double billing.

THEREFORE, BE IT RESOLVED, that the Tax Collector is hereby authorized to cancel the stated tax amounts and adjust her records accordingly.

RESOLUTION
OF THE TOWN OF WEST NEW YORK, IN THE COUNTY
OF HUDSON, NEW JERSEY MAKING APPLICATION TO
THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A.
N.J.S.A. 40A:3-4

WHEREAS, the Town of West New York, in the County of Hudson, New Jersey (the “Town”) desires to make application to the Local Finance Board for its review and approval pursuant to N.J.S.A. 40A:3-4 in the Municipal Qualified Bond Act of (i) a multipurpose general capital bond ordinance, and (ii) a supplemental appropriation bond ordinance for improvements to Veteran’s Park and Donnelly Park; and

WHEREAS, the Town believes that:

- (a) it is in the public interest to accomplish such purposes;
- (b) said purposes or improvements are for the health, welfare, convenience or betterment of the inhabitants of the Town;
- (c) the amounts to be expended for said purposes or improvements are not unreasonable or exorbitant; and
- (d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the Town and will not create an undue financial burden to be

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Consent Agenda (cont.):

Resolution (cont.):

placed upon the Town.

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

Section 1. The application to the Local Finance Board is hereby approved, and the Town's Chief Financial Officer, Bond Counsel and Auditor, along with other representatives of the Town, are hereby authorized to prepare such application and to represent the Town in matters pertaining thereto.

Section 2. The Clerk is hereby directed to prepare and file a copy of this resolution and the Ordinances as introduced with the Local Finance Board as part of such application.

Section 3. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statute.

RESOLUTION

RESCINDING AUTHORIZATION FOR USE OF STATE CONTRACT WITH RICH TREE SERVICE INC. AND AUTHORIZING USE OF A STATE CONTRACT WITH PETER TODD, INC. FOR REMOVAL OF TREE STUMPS

WHEREAS, the Town of West New York ("Town") requires the services of a contractor to remove tree stumps which resulted from Hurricane Sandy; and

WHEREAS, 90% of the cost of this contract will be reimbursed to the Town by FEMA; and

WHEREAS, the Town can enter into a State contract for these services without bidding pursuant to N.J.S.A. 40A:11-12; and

WHEREAS, the Town previously authorized entry into a State contract for these services with Rich Tree Service Inc., but this company now cannot perform said services; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Commissioners of the Town of West New York do hereby approve of a contract with Peter Todd, Inc. pursuant to State Contract #80904 for removal of tree stumps.

BE IT FURTHER RESOLVED, that the Mayor and Town Clerk are hereby authorized to execute this contract.

RESOLUTION

APPROVING EXTENSION OF CONTRACT FOR ANIMAL SHELTER SERVICES WITH BERGEN COUNTY PROTECT & RESCUE FOUNDATION

WHEREAS, the Town of West New York ("Town") has previously contracted with Bergen County Protect & Rescue Foundation to provide animal shelter services for the Town for the period of March 1, 2015 until September 1, 2015; and

WHEREAS, the Town now seeks to extend the contract with Bergen County Protect & Rescue Foundation to provide animal shelter services for the Town beginning September 2, 2015 under the same terms and conditions, but on a month-to-month basis; and

NOW, THEREFORE, BE IT RESOLVED, that the Commissioners of the Town of West New York do hereby approve of the extension of the current contract with Bergen County Protect & Rescue Foundation commencing September 2, 2015 on a month to month basis.

BE IT FURTHER RESOLVED that the Town shall pay the Foundation \$1,500.00 as a flat fee per month for the services rendered, pursuant to the contract.

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Consent Agenda (cont.):

Resolution (cont.):

BE IT FURTHER RESOLVED, that the Mayor and Town clerk shall be authorized to execute this amendment to the contract.

BE IT FURTHER RESOLVED that a certification of funds is on file with the Town Clerk for this contract.

RESOLUTION
ESTABLISHING A LOADING ZONE AND EMERGENCY VEHICLE PARKING ONLY
AREA AT 5301 BROADWAY

WHEREAS, the City of West New York has received a request from the North Hudson Community Action Corporation to establish a loading zone and an emergency vehicle parking only area at 5301 Broadway; and

WHEREAS, the loading zone will be utilized Monday through Sunday from 8 a.m. to 8 p.m.; and

WHEREAS, the emergency vehicle parking only area will be utilized Monday through Sunday from 8 a.m. to 8 p.m.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Board of Commissioners of the Town of West New York do hereby approve of a loading zone and an emergency vehicle parking only area at 5301 Broadway as follows:

1. The loading zone shall begin at a point along the South side of 54th Street, 15 feet West from the Southwest corner of 54th and Broadway, then 30 feet West therefrom. The zone shall be used Monday through Sunday from 8 a.m. to 8 p.m.
2. The emergency vehicle parking only area shall begin at a point along the West Side of Broadway, 15 feet South from the Southwest corner of 54th and Broadway, then 30 feet South therefrom. The area shall be used Monday through Sunday from 8 a.m. to 8 p.m.
3. The police department shall place the appropriate signs and take all necessary action to establish this loading zone and emergency vehicle parking only area.

RESOLUTION
OF THE TOWN OF WEST NEW YORK, IN THE COUNTY
OF HUDSON, STATE OF NEW JERSEY (THE “LOCAL
UNIT”) AUTHORIZING THE LOCAL UNIT’S
PARTICIPATION IN THE POOLED NOTE FINANCING
PROGRAM OF THE HUDSON COUNTY IMPROVEMENT
AUTHORITY

WHEREAS, the Town of West New York, in the County of Hudson, State of New Jersey (the “Local Unit”), has previously duly adopted: various bond ordinances authorizing the issuance of bonds or notes to finance the costs of various capital improvements (the “Capital Improvement Projects”); and

WHEREAS, the Local Unit either has issued or desires to issue notes to temporarily finance the Local Unit Projects; and

WHEREAS, the local economic climate has caused volatility in the short term note market for municipalities in the County resulting in the following problems: (1) market access problems due to the liquidity issues of traditional investors, (2) shrinking investor pools to purchase municipal notes, (3) a reduced number of bids and in some instances no bids at municipal note sales, (4) unpredictable interest rates causing interest rate risk and budgeting problems and (5) increased costs due to investors unwilling to purchase unrated municipal notes and municipal notes without disclosure, causing municipalities to have municipal notes rated and

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Consent Agenda (cont.):

Resolution (cont.):

disclosure documents prepared: and

WHEREAS, the Local Unit has reviewed the Pooled Note Financing Program proposed by the Hudson County Improvement Authority (the "HCIA"), whereby the Local Unit would either rollover its existing notes and/or issue new notes (collectively, the "Local Unit Notes") through the Pooled Note Financing Program of the HCIA; and

WHEREAS, the HCIA's Pooled Note Financing Program cures many of the problems of the volatile note market by providing (1) market access to sell the Local Unit Notes, (2) a certain investor pool to purchase the Local Unit Notes, (3) a guaranteed purchaser of the Local Unit Notes, (4) a more predictable interest rate, whereby the Local Unit will benefit from reduced interest costs as a result of a guaranty by the County (the "County Guaranty") on the debt service of the HCIA Pooled Note Financing Program, and (5) decreased costs due to all the local units in the Pooled Note Financing Program sharing in the costs of the HCIA Pooled Note Financing Program; and

WHEREAS, any savings the Local Unit can achieve for its taxpayers, particularly given the aforementioned market volatility, is of utmost importance to its community and accordingly, the Local Unit desires to issue its Local Unit Notes through the Pooled Note Financing Program of the HCIA; and

WHEREAS, such Local Unit Notes shall be issued in accordance with the provisions of the Local Bond Law, *N.J.S.A. 40A:2-1 et seq.* and/or the Local Budget Law, *N.J.S.A. 40A:4-1 et seq.*

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE TOWN OF WEST NEW YORK THAT:

Section 1. The Local Unit hereby authorizes the Local Unit's participation in the HCIA Pooled Note Financing Program.

Section 2. The Local Unit consents to the HCIA's application to the Local Finance Board of the Division of Local Government Services, in the New Jersey Department of Community Affairs (the "Local Finance Board") in connection with the Pooled Note Financing Program.

Section 3. The Chief Financial Officer of the Local Unit is hereby authorized to, or direct the appropriate party to, enter into one or more loans with the HCIA and is further authorized to execute one or more note purchase contracts, loan agreements and any and all documents, certificates, opinions and other instruments that are necessary and as may be reasonably required by the Authority in connection with such loan, after consultation with counsel to the Local Unit.

Section 4. This resolution shall take effect immediately.

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HEARING
RE: RESOLUTION
TO AMEND 2015 BUDGET

WHEREAS, the local municipal budget of the year 2015 was approved on the 17th day of June 2015, and,

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

WHEREAS, it is desired to amend said approved budget.

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Town of West New York, County of Hudson, that the following amendments to the approved budget of 2015 be made:

	<u>From</u>	<u>To</u>
CURRENT FUND		
General Revenues:		
3. Miscellaneous Revenues		
Section C: Dedicated Uniform Construction Code Fees Offset With Appropriations (N.J.S. 40A:4-36 and N.J.A.C. 5:23-4.17)		
Additional Dedicated Uniform Construction Code Fees		
Uniform Construction Code Fees	\$250,000	\$ -0-
 Total Section C: Dedicated Uniform Construction Code Fees Offset with Appropriations	 1,082,712	 832,712
 Section D: Special Items of General Revenue Anticipated With Prior Written Consent of the Director of Local Government Services – Interlocal Municipal Services Agreements Offset With Appropriations		
Reimbursement for Health Services		
Contractual		
Guttenberg	8,290	14,210
West New York Board of Education		
Reimbursement for Recreation Services	1,012,052	887,100
Reimbursement for Police Security	498,050	515,568
Reimbursement for Fuel	72,100	100,000
 Total Section D: Interlocal Municipal Service Agreements Offset With Appropriations	 1,730,492	 1,656,878
 Section F: Special Items of General Revenue Anticipated With Prior Written Consent of Director of Local Government Services – Public and Private Revenues Offset With Appropriations:		
Click It or Ticket	-0-	4,000
 Total Section F: Special Items of General Revenue Anticipated		
 With Prior Written Consent of Director of Local Government Services – Public and Private Revenues Offset With Appropriations	 225,709	 229,709
 Total Miscellaneous Revenues	 34,747,153	 34,427,539
 5. Subtotal General Revenues	 40,387,085	 40,067,471

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Resolution (cont.):

	<u>From</u>	<u>To</u>
CURRENT FUND		

6. Amount to be Raised by Taxes for Support of Municipal Budget		
a) Local Tax For Municipal Purposes Including Reserve for Uncollected Taxes	\$35,234,023	\$35,632,248
Total Amount to be Raised By Taxes For Support of Municipal Budget	36,287,227	36,685,452
7. Total General Revenues	76,674,312	76,752,923
8. General Appropriations		
Operations – Within “CAPS”		
General Government		
General Liability	1,150,000	1,410,000
Workers Compensation	800,000	970,000
Employee Group Health	11,907,460	11,864,212
Construction Code Official Salaries and Wages	780,000	405,000
Total Operations (Item 8(A) Within “CAPS”)	49,146,729	49,158,481
Total Operations Including Contingent Within “CAPS”	49,151,729	49,163,481
Detail:		
Salaries and Wages	23,422,628	23,047,628
Other Expenses	25,729,101	26,115,853
Deferred Charges and Statutory Expenditures – Municipal Within “CAPS”		
(1) Deferred Charges		
Prior Year Bills		
Tumino’s Towing – 2013	-0-	\$ 125
Direct Energy – 2013	-0-	4,853
Chief Robert A. Verry – 2013	-0-	150
Florio and Kenny LLP – 2013	-0-	1,665
Genova & Burns – 2013	-0-	3,190
Total Deferred Charges and Statutory Expenditures – Municipal Within “CAPS”	4,416,920	4,426,903
(H-1) Total General Appropriations for Municipal Purposes Within “CAPS”	53,568,649	53,590,384
Operations Excluded From “CAPS”		
Employee Group Insurance	342,540	385,788
Total Other Operations Excluded From “CAPS”	1,153,994	1,197,242
Interlocal Municipal Services Agreements		
Board of Health –Guttenberg Salaries and Wages	15,000	14,210
Total Interlocal Municipal Services Agreements	13,871,356	13,870,566
Public and Private Programs Offset by Revenues		
Click It or Ticket	-0-	4,000
Total Public and Private Programs Offset by Revenues	236,445	240,445
Total Operations Excluded from “CAPS”	15,261,795	15,308,253

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Resolution (cont.):

Detail:

Salaries and Wages	94,443	93,653
Other Expenses	15,167,352	15,214,600
(D) Municipal Debt Service - Excluded from "CAPS"		
North Hudson Regional Fire Debt Service	1,063,641	1,060,951
HCIA Loan Payment – UEZ	110,000	123,108
Total Debt Service – Excluded from "CAPS"	6,262,618	6,273,036
(H-2) Total General Appropriations for Municipal Purposes Excluded from "CAPS"	21,741,413	21,798,289
CURRENT FUND	<u>From</u>	<u>To</u>
(O) Total General Appropriations Excluded from "CAPS"	\$21,983,163	\$22,040,039
(L) Subtotal General Appropriations	75,551,812	75,630,423
9. Total General Appropriations	76,674,312	76,752,923

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of the Division of Local Government Services for certification of the 2015 local municipal budget so amended.

BE IT FURTHER RESOLVED, that this complete amendment in accordance with the provisions of NJS 40A:4-9, be published in The Jersey Journal in the issue of July 30, 2015 and that said publication contain notice of public hearing on said amendment to be held at the Municipal Building on August 19, 2015 at 12:00 Noon or as soon thereafter.

At 12:40 p.m. a motion was made by Comm. Colacurcio, seconded by Comm. Cirillo, **to open the hearing on the Amendments solely**, was carried by the following vote:

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

Note: Town Clerk Riccie announced that if anyone wished to be heard regarding the Amendments to the budget (solely), that the Hearing is now open, and that he or she must state his or her name and address for the record prior to addressing the governing body. No one wished to be heard.

Inasmuch as No One wished to be heard, at 12:40 p.m. a motion was made by Mayor Roque, seconded by Comm. Rodriguez, **to close the hearing on the Amendments**, was carried by the following vote:

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

August 19, 2015
Regular Meeting

RESOLUTION

ADOPTION OF 2015 BUDGET WITH AMENDMENTS

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

- (a) 35,632,248 (Item 2 below) for municipal purposes and,
- (b) 0.00 (Item 3 below) for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation and,
- (c) 241,750 (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S.A. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) 0.00 (Item 43 Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e) 811,454 (Item 5 below) Minimum Library Tax

Summary of Revenues

1.	General Revenues	
	Surplus Anticipated	\$5,573,266
	Miscellaneous Revenues Anticipated	34,427,539
	Receipts from Delinquent Taxes	\$66,666
2.	Amount to be raised by taxation for municipal purposes (item 6(a), sheet 11)	\$35,632,248
3.	Amount to be raised by taxation for schools in Type I School Districts Only: Item 6, Sheet 42	0.00
4.	To be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR <u>SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY</u> : Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	\$241,750
5.	Amount to be raised by taxation minimum library levy	\$811,454
	Total Revenues	\$76,752,923

Summary of Appropriations

5.	General Appropriations	
	Within "CAPS"	
	(a&b) Operations including contingent	\$49,163,481
	(e) Deferred Charges and Statutory Expenditures – Municipal	\$4,426,903
	(g) Cash Deficit	\$0.00
	Excluded from "CAPS"	
	(a) Operations – Total operations excluded from "CAPS"	\$15,308,253
	(c) Capital Improvements	\$116,000

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Resolution (cont.):

(d) Municipal Debt Service	\$6,273,036
(e) Deferred Charges – Municipal	\$101,000
(f) Judgments	\$0.00
(n) Transferred to Bd. of Education for use of local schools	\$0.00
(g) Cash Deficit	\$0.00
(k) For Local District School Purposes	\$241,750
(m) Reserved for Uncollected Taxes	\$1,122,500
6. School Appropriations – Type I School Districts only	\$0.00
Total Appropriations	\$76,752,923

Note: Town Clerk Riccio read the title and totals of the foregoing resolution aloud. Town Administrator Watkins thanked the governing body for adopting the budget with amendments and commented that there was a 1.3 % increase in expenses and that the budget this year will be “tight” and therefore, must be adhered to. He commented that steps have been taken over the last year which will “bear fruit for this community starting next year” such as insurance program, staff reductions, labor contracts and health insurance which will result in millions of dollars in cost savings. He commented about future court fine collections, security measures being implemented, etc. He further commented that he is proud of the accomplishments in a short period of time and more is being done so that this community will see those benefits in the future. He advised that a “User Friendly Budget” will be posted on the town’s website, with the full Budget being posted as well, and that the User Friendly Budget is “more understandable to the public”. Mayor Roque thanked the Town Administrator and the Commissioners for fiscal restraints being implemented and made comparison to a patient who is bleeding and a tourniquet is applied. He stated “We owe it to the taxpayers.”

It was regularly moved by Commissioner Colacurcio, seconded by Mayor Roque, to **adopt the Calendar Year 2015 Budget with amendments** was carried by the following vote:

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

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

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ORDINANCE #12/15

**An Ordinance Amending Chapter 377 of the Code of the Town of West New York
entitled "Towing"**

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

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

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

The following persons wished to be heard:

No one wished to be heard.

Inasmuch as no one wished to be heard, it was regularly moved by Mayor Roque, seconded by Commissioner Rodriguez, to **close the public hearing** on this Ordinance, was carried by the following vote:

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

It was regularly moved by Commissioner Colacurcio, seconded by Commissioner Rodriguez, to **adopt** this Ordinance, was carried by the following vote:

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

ORDINANCE #13/15

**An Ordinance Amending Chapter 69-100, Creation of the Office of the
Municipal Administrator (Revenue & Finance)**

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

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

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

The following persons wished to be heard:

1. Patrick Cullen, 72 – 67th Street:

Mr. Cullen requested clarification as to the subject matter. Town Administrator Watkins explained that the Town Administrator is being moved into the Revenue/Finance Department and it is a "ministerial process".

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

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

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Regular Meeting

It was regularly moved by Commissioner Colacurcio, seconded by Commissioner Rodriguez, to **adopt** this Ordinance, was carried by the following vote:

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

ORDINANCE #14/15

An Ordinance amending Part II, General Legislation, authorizing background checks for employees and volunteers in positions requiring individual involvement with children under the age of eighteen (18) years

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

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

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

Notice
Ordinance #14/15

An Ordinance amending Part II, General Legislation, authorizing background checks for employees and volunteers in positions requiring individual involvement with children under the age of eighteen (18) years

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 August 19, 2015 and ordered published, and will be further considered before final passage at a public hearing on September 16, 2015 at 7:00 pm at the Commission Chambers, Municipal Building, West New York, NJ. A copy of this Ordinance has been posted on the bulletin board upon which public notices are customarily posted on in the Town Hall of the Town of West New York, and a copy (at no charge) is available up to and including the time of such meeting to the members of the public of the Town who shall request such copies, at the Office of the Town Clerk in said Town Hall in West New York, N.J.

Note: Town Clerk Riccio read the foregoing Notice aloud.

BOND ORDINANCE #15/15

An Ordinance of the Town of West New York, in the County of Hudson, New Jersey, Providing a Supplemental Appropriation of \$812,000 for Improvements to Veteran's Park and Donnelly Park in and for the Town of West New York and Appropriating \$812,000 Therefor, and Providing for the Issuance of \$812,000 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 Ordinance aloud.

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

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

August 19, 2015
Regular Meeting

Notice
Bond Ordinance #15/15

An Ordinance of the Town of West New York, in the County of Hudson, New Jersey, Providing a Supplemental Appropriation of \$812,000 for Improvements to Veteran's Park and Donnelly Park in and for the Town of West New York and Appropriating \$812,000 Therefor, and Providing for the Issuance of \$812,000 in Bonds or Notes of the Town of West New York to Finance the same

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 August 19, 2015 and ordered published, and will be further considered before final passage at a public hearing on September 16, 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 Notice aloud.

BOND ORDINANCE #16/15

An Ordinance of the Town of West New York in the County of Hudson, New Jersey, Providing for Various Capital Improvements for the Town of West New York and Appropriating \$2,348,195, Therefor, and Providing for the Issuance of \$2,106,000 in Bonds or Notes of the Town of West New York to Finance the same

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

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

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

Notice
Bond Ordinance #16/15

An Ordinance of the Town of West New York in the County of Hudson, New Jersey, Providing for Various Capital Improvements for the Town of West New York and Appropriating \$2,348,195, Therefor, and Providing for the Issuance of \$2,106,000 in Bonds or Notes of the Town of West New York to Finance the same

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 August 19, 2015 and ordered published, and will be further considered before final passage at a public hearing on September 16, 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 Notice aloud.

August 19, 2015

Regular Meeting

A Motion was made by Commissioner Cirillo, seconded by Commissioner Guzman, **to open Public Portion of meeting at 12:55 p.m.**, was carried by the following vote:

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

Public Portion:

The following persons wished to be heard:

1. Wayne Cook, 6131 Jackson Street:

Mr. Cook commended Comm. Cirillo and Recreation Director Jorge Gomez for a “fine job” regarding the summer program. Mr. Cook also inquired as to who picks up the garbage in front of Library as there are 5-6 bags there every day. He commented that Lou Cannao advised him that DPW is responsible for pickup. Mayor Roque commented that the Town is doing its best but it is understaffed. Mr. Cook commented that the Parks Dept. should pick it up, not DPW. Comm. Rodriguez advised that he and Comm. Guzman are working together to resolve the problem and that Mr. Cook can contact him for future problems.

2. Patrick Cullen, 72 – 67th Street:

Mr. Cullen referred to User Friendly Budget being posted on town’s website and commented that it will reflect loss of money due to tax abatements. He then read a quote from Thomas Aquinas. He also commented about Cuban Americans such as the Mayor and Senator Menendez and “freedom of the press” being denied in Cuba by Castro. He also complimented Mr. Scarinci for “fighting the good fight trying to remove elements from this Administration” and commented that the “Mayor has good counsel”.

3. David Monroe, 4905 Park Avenue:

Mr. Monroe advised that he lives in a building which shares its border with Union City and Weehawken and that there is confusion on parking restrictions in that area. He advised that he attempted to obtain a parking permit but was initially refused one and that his permit contains “restrictions”. He further commented that he and his neighbors have received “conflicting information” as to when and where they can park. Mayor Roque recommended that he meet with Jaime Cryan (Parking Authority Executive Director) to review regulations, etc. Mr. Monroe inquired as to whether the governing body has jurisdiction over the Parking Authority to which Mr. Scarinci advised that it is an autonomous body. Comm. Colacurcio commented that his driver’s registration must be in WNY and that may be the issue. She continued to explain parameters of parking permit. She also recommended that he meet with Mr. Cryan. Mr. Monroe claimed that his permit limits him to a two (2) block radius. He advised that he had spoken to “Eddie” at the Parking Authority. Mr. Scarinci requested that he leave his contact information with the Town Clerk (which he did) so that he could have Mr. Cryan contact him to discuss his concerns; and if still unsatisfied he could appear at next month’s commission meeting. Mr. Scarinci also commented that Mr. Cryan could come to his building to meet with him and his neighbors.

4. Commissioner Cirillo:

Comm. Cirillo commended the Police Dept. and Mayor Roque for all of their efforts regarding “National Night Out” activities, which he stated was a “great success”. He thanked Recreation Director Jorge Gomez, Recreation Leader Nicole DeFino, the Supervisors and Counselors for the successful summer program which had over 1100 children participate and commented that it was done with half of the amount of staff. Town Administrator Watkins also commented that Recreation had “40% less staff than last year” and that the “public needs to know that”. Mayor Roque echoed same comments and that they “did more with less” and that he was proud of them. Comm. Cirillo commented that he wishes to expand the program next year.

August 19, 2015

Regular Meeting

A motion was made by Commissioner Cirillo, seconded by Mayor Roque, **to close the Public Portion at 1:10 pm**, was carried by the following vote:

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

A motion was made by Commissioner Guzman, seconded by Commissioner Rodriguez, **to adjourn the meeting at 1:10 p.m.** was carried by the following vote:

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

Commissioner Cosmo A. Cirillo

Commissioner Susan M. Colacurcio

Commissioner Margarita Guzman

Commissioner Gabriel Rodriguez

Mayor Felix E. Roque
Board of Commissioners

Attest:

Carmela Riccie, RMC
Town Clerk