

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

Minutes of Regular Meeting
(Regular Session)
November 23, 2015

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

November 23, 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, November 23, 2015 at 7:00 p.m. (6:00 p.m. Work Session):

Present: Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
Absent: None
Also Present: Adelinnny Plaza and Vivian Maynard (Town Clerk's Office), Sean Dias and Monica De Los Rios (Corporation Counsel)

Meeting commenced at 7:05 p.m.

Adelinnny Plaza made the following announcement:

As presiding officer of this Regular Meeting of the Board of Commissioners of the Town of West New York, held on **November 23, 2015** at 7:00 p.m. (6:00 p.m. Work Session), I do hereby publicly announce, and I direct that this announcement shall be placed in the minutes of this meeting, and that the Notice requirements provided for in the "Open Public Meetings Act" have been satisfied. Notice of this meeting was properly given by the Board of Commissioners in the Resolution dated and adopted on November 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.

Note: Minutes of this meeting were taken by Adelinnny Plaza and Vivian Maynard and were transcribed by Adelinnny Plaza.

Minutes of Previous Meeting:

It was regularly moved by Commissioner Colacurcio, seconded by Commissioner Cirillo, that the Minutes of Regular Meeting: 10/21/15 (Work and Regular Sessions), was carried by the following vote:

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

Claims: Dated 11/23/15 (Claims are available for public inspection in the Town Clerk's Office):

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

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

November 23, 2015
Regular Meeting

Receipt of Financial Reports:

FINANCIAL REPORTS - MONTH OF OCTOBER 2015

1. From Construction Code Official Office, reporting the sum of \$58,379.00 Collected for the month of October, 2015.
2. From Director Robert Antolos (Police Dept.), reporting the sum of \$7,929.40 Collected for the month of October, 2015.
3. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$1,025.00 For Special Licenses for the month of October, 2015.
4. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$664.00 For Marriage/death certificates for the month of October, 2015.
5. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$27.20 For Dogs Licenses for the month of October, 2015.
6. From (Revenue and Finance Department) reporting the sum of \$9,155,319.47 Collected for the month of October, 2015.
7. From Carmela Riccio, RMC, Town Clerk, reporting the sum of \$15.35 collected for the month of October, 2015.

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

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

November 23, 2015
Regular Meeting

Communication
RFP Results
Re: Engineering Services

RFP PROPOSAL FORMATION

Proposal Receipt Date: October 27, 2015
Proposal Time: 9:30 A.M.
Location for proposal: Town Clerk's Office
Proposal for: Engineering Services
Personnel at Opening: Town Clerk Carmela Riccio, Adelinn Plaza, and Vivian Maynard
Remarks: Time to receive RFPS was closed at 9:35 a.m.
Reserved decision pending review by review committee.

RESPONDER #1(Name) Boswell Engineering
(Address) 330 Phillips Avenue
P.O. Box 3152
South Hackensack, NJ 07606-1722

RESPONDER #2(Name) Remington & Vernick Engineers
(Address) 232 Kings Highway East
Haddonfield, NJ 08033

RESPONDER #3(Name) Maser Consulting P.A
(Address) 331 Newman Spring Road
Red Bank, NJ 07701

RESPONDER #4(Name) CME Associates
(Address) Consulting and Municipal Engineers
3141 Bordentown Avenue
Parlin, NJ 08859-1162

November 23, 2015
Regular Meeting

Communication
RFP Results
Re: Special Counsel

RFP PROPOSAL FORMATION

Proposal Receipt Date: October 27, 2015

Proposal Time: 10:00 am

Location for proposal: Town Clerk's Office

Proposal for: Special Counsel

Personnel at Opening: Town Clerk Carmela Riccio, Vivian Maynard, Adeliny Plaza
Jorge DeArmas-Waters McPherson

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

RESPONDER #1 (Name) Waters, McPherson, McNeill, PC
(Address) 300 Lighting Way
Secaucus, NJ 07096

RESPONDER #2 (Name) Charles D'Amico, Esq.
(Address) 700 Plaza Drive
Secaucus, NJ 07096

RESPONDER #3 (Name) Florio, Kenney & Ravel, LLC
(Address) 5 Marine View Plaza
Hoboken, NJ 07030

RESPONDER #4 (Name) Scarinci Hollenbeck LLC
Donald Scarinci, Esq.
(Address) 1100 Valley Brook Avenue
Lyndhurst, NJ 07071

RESPONDER #5 (Name) Schwartz, Simon, Edelstein & Celso
(Address) 100 S. Jefferson St. Ste. 200
Whippany, N.J.

November 23, 2015
Regular Meeting

Communication
RFP Results
Re: Special Bond Counsel

RFP PROPOSAL FORMATION

Proposal Receipt Date: October 27, 2015

Proposal Time: 10:30 am

Location for proposal: Town Clerk's Office

Proposal for: Special Counsel - Bond

Personnel at Opening: Town Clerk Carmela Riccio, Vivian Maynard,
Adelinn Plaza

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

RESPONDER #1 (Name) Waters, McPherson & McNeill, PC
(Address) 300 Lightning Way
Secaucus, NJ 07096

RESPONDER #2 (Name) DeCotiis Fitzpatrick & Cohen, LLC
(Address) 500 Frank Burr Boulevard
Teaneck, NJ 07666

November 23, 2015
Regular Meeting

Communication
RFP Results
Re: ABC Prosecutor

RFP PROPOSAL FORMATION

Proposal Receipt Date: October 27, 2015

Proposal Time: 11:00 am

Location for proposal: Town Clerk's Office

Proposal for: ABC Prosecutor

Personnel at Opening: Town Clerk Carmela Riccio, Vivian Maynard, and Adelinny Plaza

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

RESPONDER #1 (Name) Eric M. Bernstein & Associates
(Address) 34 Mountain Boulevard, Bldg. A
Warren, NJ 07059

RESPONDER #2 (Name) Mateo Perez, Esq.
(Address) 4919-4921 Bergenline Avenue
West New York, NJ 07093

November 23, 2015
Regular Meeting

Communication
RFP Results
Re: ABC Prosecutor

RFP PROPOSAL FORMATION

Proposal Receipt Date: October 27, 2015
Proposal Time: 11:30 A.M.
Location for proposal: Town Clerk's Office
Proposal for: Tax Appeal Counsel
Personnel at Opening: Town Clerk Carmela Riccio, Vivian Maynard,
and Adelinn Plaza
Remarks: Time to receive RFPs was closed at 11:35 A.M.
Reserved decision pending review by review committee.

RESPONDER #1(Name) McNally & Kaczynski
(Address) 275 E. Main Street
Somerville, NJ 07030-5722

RESPONDER #2(Name) Weiner Lesniak, LLP
(Address) 629 Parsippany Road
Parsippany, NJ 07054

RESPONDER #3(Name) Florio & Kenny, LLP
(Address) 5 Marine View Plaza, Suite 103
Hoboken, NJ 07030-5722

RESPONDER #4(Name) Eric M. Bernstein & Associates LLC
(Address) 34 Mountain Blvd. Bldg. A
Warren, NJ 07059

RESPONDER #5(Name) Waters, McPherson & McNeill, PC
(Address) 300 Lightning Way
Secaucus, NJ 07096-1560

November 23, 2015
Regular Meeting

Communication
RFP Results
Re: Conflict Counsel Zoning Board

RFP PROPOSAL FORMATION

Proposal Receipt Date: October 27, 2015

Proposal Time: 1:30 p.m.

Location for proposal: Town Clerk's Office

Proposal for: Conflict Counsel Zoning Board

Personnel at Opening: Town Clerk Carmela Riccie, Vivian Maynard,
and Adelinn Plaza

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

NO RFP's RECEIVED

November 23, 2015
Regular Meeting

Communication
RFP Results
Re: Counsel to Library Board

RFP PROPOSAL FORMATION

Proposal Receipt Date: October 27, 2015

Proposal Time: 2:00 p.m.

Location for proposal: Town Clerk's Office

Proposal for: Counsel to Library Board

Personnel at Opening: Town Clerk Carmela Riccio, Vivian Maynard,
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) Charles D'Amico
(Address) 700 Plaza Drive Ste. 212
Secaucus, NJ 07094

RESPONDER #2 (Name) Eric M. Bernstein
(Address) 34 Mountain Blvd.
Warren, NJ 07050

RESPONDER #3 (Name) Mizrahi, Warren & Associates, Ltd.
(Address) Aaron Mizrahi, Attorney
523 Park Avenue, Third Floor
Orange, NJ 07050

November 23, 2015
Regular Meeting

Communication
RFP Results

Re: General Counsel Rent Control Board

RFP PROPOSAL INFORMATION

Proposal Receipt Date: October 27, 2015
Proposal Time: 3:00 P.M.
Location for proposal: Town Clerk's Office
Proposal for: General Counsel – Rent Control Board
Personnel at Opening: Town Clerk Carmela Riccio, Vivian Maynard,
and Adelinn Plaza
Remarks: Time to receive RFPs was closed at 3:05 P.M.
Reserved decision pending review by review committee.

RESPONDER #1 (Name) Simoes & Associates, PC
Fausto Simoes, Esq.
(Address) 112 Jabez Street, Suite 101
Newark, NJ 07105

Communication
RFP Results

Re: Conflict Counsel Planning Board

RFP PROPOSAL INFORMATION

Proposal Receipt Date: October 27, 2015
Proposal Time: 2:30 p.m.
Location for proposal: Town Clerk's Office
Proposal for: Conflict Counsel Planning Board
Personnel at Opening: Town Clerk Carmela Riccio, Vivian Maynard,
And Adelinn Plaza
Remarks: Time to receive RFPs was closed at 2:35 p.m.
Reserved decision pending review by review committee.

NO RFP's RECEIVED

November 23, 2015
Regular Meeting

Communication
RFP Results
Re: Tenant's Advocacy Attorney

RFP PROPOSAL INFORMATION

Proposal Receipt Date: October 28, 2015

Proposal Time: 9:30 A.M.

Location for proposal: Town Clerk's Office

Proposal for: Tenant's Advocacy Attorney

Personnel at Opening: Vivian Maynard,

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

RESPONDER #1 (Name) Dario, Albert, Metz & Eyerman, LLC
(Address) 314 48th Street
Union City, NJ 07087

RESPONDER #2 (Name) O'Donnell McCord, PC
(Address) 15 Mt. Kemble Avenue
Morristown, NJ 07960

RESPONDER #3 (Name) Charles D'Amico, Esq.
(Address) 700 Plaza Dr, Ste. 12
Secaucus, NJ 07090

November 23, 2015
Regular Meeting

Communication
RFP Results
Re: Zoning Board Attorney

RFP PROPOSAL INFORMATION

Proposal Receipt Date: October 28, 2015
Proposal Time: 10:00 A.M.
Location for proposal: Town Clerk's Office

Proposal for: Zoning Board Attorney

Personnel at Opening: Vivian Maynard,

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

RESPONDER #1(Name) Shain, Shaffer & Rafanello
(Address) 150 Morristown Rd.
Bernardsville, NJ 07924

Communication
RFP Results
Re: Corporation Counsel

RFP PROPOSAL INFORMATION

Proposal Receipt Date: October 28, 2015
Proposal Time: 10:30 A.M.
Location for proposal: Town Clerk's Office

Proposal for: Corporation Counsel

Personnel at Opening: Vivian Maynard

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

RESPONDER #1(Name) Mizrahi & Associates, Ltd.
(Address) 523 Park Avenue, 3FL
Orange, NJ 07050

RESPONDER # (Name) Scarinci Hollenbeck
(Address) 1100 Valley Brook Avenue
Lyndhurst, N.J. 07071-0790

November 23, 2015
Regular Meeting

Communication
RFP Results
Re: Alternate Prosecutor

RFP PROPOSAL INFORMATION

Proposal Receipt Date: October 28, 2015
Proposal Time: 11:00 a.m.
Location for proposal: Town Clerk's Office
Proposal for: Alternate Prosecutor
Personnel at Opening: Vivian Maynard

Remarks: Time to receive RFPS was closed at 11:05 A.M.
Reserved decision pending review by review committee.

RESPONDER #1 (Name) Charles D'Amico, Esq.
(Address) 700 Plaza Dr. Ste.0212
Secaucus, N.J. 07091

RESPONDER #2 (Name) Coviello & Legg, LLP
(Address) 311 Fairview Ave. 2nd FL
Fairview, N.J. 07022

Communication
RFP Results
Re: Alternate Public Defender

RFP PROPOSAL INFORMATION

Proposal Receipt Date: October 28, 2015
Proposal Time: 11:30 A.M.
Location for proposal: Town Clerk's Office
Proposal for: Alternate Public Defender
Personnel at Opening: Vivian Maynard

Remarks: Time to receive RFPS was closed at 11:35 A.M.
Reserved decision pending review by review committee.

RESPONDER #1 (Name) Aristedes F. Hernandez
(Address) 410 60th Street
West New York, N.J. 07093

RESPONDER #1 (Name) Charles D'Amico, Esq.
(Address) 700 Plaza Dr. Ste. #212
Secaucus, N.J. 07302

November 23, 2015
Regular Meeting

Communication
RFP Results
Re: Special Construction Code Litigation Counsel

RFP PROPOSAL INFORMATION

Proposal Receipt Date: October 28, 2015

Proposal Time: 1:30 P.M.

Location for proposal: Town Clerk's Office

Proposal for: Special Construction Code Litigation Counsel

Personnel at Opening: Vivian Maynard

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

RESPONDER #1 (Name) Waters, McPherson McNeill
(Address) 300 Lightning Way
Secaucus, N.J. 07096

RESPONDER #2 (Name) Scarinci Hollenbeck
(Address) 1000 Valley Brook Avenue
Lyndhurst, N.J. 07071-0790

November 23, 2015
Regular Meeting

Communication
RFP Results
Re: Public Defender

RFP PROPOSAL INFORMATION

Proposal Receipt Date: October 28, 2015

Proposal Time: 2:00 P.M.

Location for proposal: Town Clerk's Office

Proposal for: Public Defender

Personnel at Opening: Vivian Maynard

Remarks: Time to receive RFPS was closed at 2:05 P.M.
Reserved decision pending review by review committee.

RESPONDER #1 (Name) Lisette Castelo
(Address) 92 Village Center Drive
Freehold, NJ 07728

RESPONDER #2 (Name) Charles D'Amico
(Address) 700 Plaza Dr. Ste. 212
Secaucus, NJ 07094

RESPONDER #3 (Name) Dario, Albert, Metz & Eyerman, LLC
(Address) 314 48th Street
Union City, NJ 07087

November 23, 2015
Regular Meeting

Communication
RFP Results
Re: Prosecutor

RFP PROPOSAL INFORMATION

Proposal Receipt Date: October 28, 2015

Proposal Time: 2:30 P.M.

Location for proposal: Town Clerk's Office

Proposal for: Prosecutor

Personnel at Opening: Vivian Maynard

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

RESPONDER #1 (Name) Rose Tubito, Esq.
(Address) 1217 63rd Street
North Bergen, NJ 07047

RESPONDER #2 (Name) Charles D'Amico
(Address) 700 Plaza Dr. Ste. 212
Secaucus, NJ 07094

RESPONDER #3 (Name) Mateo Perez
(Address) 4919 Bergenline Ave.
West New York, NJ 07093

November 23, 2015
Regular Meeting

Communication
RFP Results
Re: Special Hearing Officer

RFP PROPOSAL INFORMATION

Proposal Receipt Date: October 28, 2015
Proposal Time: 3:00 P.M.
Location for proposal: Town Clerk's Office
Proposal for: Special Hearing Officer
Personnel at Opening: Vivian Maynard
Remarks: Time to receive RFPs was closed at 3:05 P.M.
Reserved decision pending review by review committee.

RESPONDER #1 (Name) Apruzzese, McDermott, Mastro & Murphy
(Address) 25 Independence Blvd.
Warren, NJ 07059

RESPONDER #2 (Name) Charles D'Amico
(Address) 700 Plaza Dr. Ste. 212
Secaucus, NJ 07094

November 23, 2015
Regular Meeting

Communication
RFP Results
Re: Tax Appeal Expert

RFP PROPOSAL INFORMATION

Proposal Receipt Date: October 28, 2015

Proposal Time: 3:30 P.M.

Location for proposal: Town Clerk's Office

Proposal for: Tax Appeal Expert

Personnel at Opening: Vivian Maynard

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

NO RFP'S RECEIVED

November 23, 2015
Regular Meeting

Communication
RFP Results

Re: Insurance Fund Administrator

RFP PROPOSAL INFORMATION

Proposal Receipt Date: October 29, 2015
Proposal Time: 9:30 A.M.
Location for proposal: Town Clerk's Office
Proposal for: Insurance Fund Administrator
Personnel at Opening: Vivian Maynard
Remarks: Time to receive RFPs was closed at 9:35 A.M.
Reserved decision pending review by review committee.

RESPONDER #1 (Name) D&H Alternate Risk Solution
Risk Management & Third Party Administration
(Address) P.O. Box 68
Newton, NJ 07860

RESPONDER #2 (Name) Claims Resolution Corporation
(Address) 701 Somerstown Lane
Galloway, NJ 08205

November 23, 2015
Regular Meeting

Communication
RFP Results

Re: Grant Consultant – Federal/State

RFP PROPOSAL INFORMATION

Proposal Receipt Date: October 29, 2015
Proposal Time: 10:00 A.M.
Location for proposal: Town Clerk's Office
Proposal for: Grant Consultant – Federal/State
Personnel at Opening: Vivian Maynard
Remarks: Time to receive RFPs was closed at 10:05 A.M.
Reserved decision pending review by review committee.

RESPONDER #1 (Name) Krivit & Krivit, PC Federal
(Address) 1000 Potomac St. Ste. 250
Washington, D.C. 20007-3501

RESPONDER #2 (Name) Bruno Associates, Inc. State/County
(Address) 1373 Broad Street, Suite 304
Clifton, N.J. 07013

November 23, 2015
Regular Meeting

Communication
RFP Results

Re: Webmaster/Website Maintainer

RFP PROPOSAL INFORMATION

Proposal Receipt Date: October 29, 2015
Proposal Time: 10:30 A.M.
Location for proposal: Town Clerk's Office

Proposal for: Webmaster/Website Maintainer

Personnel at Opening: Vivian Maynard

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

Communication
RFP Results
Re: Financial Consultant

RFP PROPOSAL INFORMATION

Proposal Receipt Date: October 29, 2015
Proposal Time: 11:00 A.M.
Location for proposal: Town Clerk's Office

Proposal for: Financial Consultant

Personnel at Opening: Vivian Maynard

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

RESPONDER #2 (Name) Acacia Financial Group
(Address) 601 Route 73 North, Suite 206
Marlton, N.J. 08053

RESPONDER #1 (Name) NW Financial Group, LLC
(Address) 2 Hudson Place, 3FL
Hoboken, N.J. 07030

November 23, 2015
Regular Meeting

Communication
RFP Results
Re: Police Physician

RFP PROPOSAL INFORMATION

Proposal Receipt Date: October 29, 2015
Proposal Time: 11:30 A.M.
Location for proposal: Town Clerk's Office
Proposal for: Police Physician
Personnel at Opening: Vivian Maynard
Remarks: Time to receive RFPs was closed at 11:35 A.M.
Reserved decision pending review by review committee.

RESPONDER #1 (Name) Concentra
(Address) 30 Seaview Drive
Secaucus, NJ 07094

November 23, 2015
Regular Meeting

Communication
RFP Results

Re: Workers Compensation Attorney

RFP PROPOSAL INFORMATION

Proposal Receipt Date: October 29, 2015

Proposal Time: 1:30 P.M.

Location for proposal: Town Clerk's Office

Proposal for: Workers Compensation Attorney

Personnel at Opening: Vivian Maynard

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

RESPONDER #1 (Name) Netchert, Dineen, Hillman, Attorneys at Law
(Address) 280 Baldwin Avenue
Jersey City, N.J. 07306

RESPONDER #2 (Name) Eric M. Bernstein
(Address) 34 Mountain Blvd. Bldg. A
Warren, N.J. 07059

RESPONDER #3 (Name) Glazer & Kamel
(Address) 1207 E. Grant Street 3FL
Elizabeth, N.J. 07201

RESPONDER #4 (Name) Weiner, Lesniak, LLP
(Address) 629 Parsippany Road
Parsippany, N.J. 07054

November 23, 2015
Regular Meeting

Communication
RFP Results
Re: Animal Control Officer

RFP PROPOSAL INFORMATION

Proposal Receipt Date: October 29, 2015
Proposal Time: 2:00 P.M.
Location for proposal: Town Clerk's Office
Proposal for: Animal Control Officer
Personnel at Opening: Vivian Maynard
Remarks: Time to receive RFPs was closed at 2:05 P.M.
Reserved decision pending review by review committee.

NO RFP'S RECEIVED

Communication
RFP Results
Re: Risk Manager for Property and Casualty Insurance

RFP PROPOSAL INFORMATION

Proposal Receipt Date: October 29, 2015
Proposal Time: 2:30 P.M.
Location for proposal: Town Clerk's Office
Proposal for: Risk Manager for Property and Casualty Insurance
Personnel at Opening: Vivian Maynard
Remarks: Time to receive RFPs was closed at 2:35 P.M.
Reserved decision pending review by review committee.

RESPONDER #1 (Name) Scirocco Group Insurance
(Address) 777 Terrace Avenue, Ste. 309
Hasbrouck Heights, N.J. 07604

November 23, 2015
Regular Meeting

Communication
RFP Results
Re: Auditing Services

RFP PROPOSAL INFORMATION

Proposal Receipt Date: October 29, 2015

Proposal Time: 3:00 P.M.

Location for proposal: Town Clerk's Office

Proposal for: Auditing Services

Personnel at Opening: Vivian Maynard

Remarks: Time to receive RFPS was closed at 3:05 P.M.
Reserved decision pending review by review committee.

RESPONDER #1 (Name) Donahue, Gironda, Doria & Tompkins, LLP
(Address) 310 Broadway
Bayonne, NJ 07002

RESPONDER #1 (Name) Lerch, Vinci & Higgins, LLP
(Address) 17-17 Route 208
Fairlawn, NJ 07410

November 23, 2015
Regular Meeting

Communication
Executed Sale Memorandum – 11,868,000 General Obligation Notes Etc.
(HCIA Pooled Note Program)

4CC

Closing Item No. 12

MEMORANDUM

TO: Board of Commissioners of the Town of West New York, New Jersey

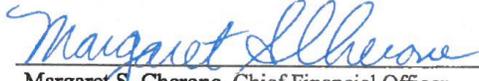
FROM: Margaret S. Cherone, Chief Financial Officer

RE: Sale of \$11,868,000 Town of West New York General Obligation Notes, consisting of \$11,776,000 Bond Anticipation Note and \$92,000 Special Emergency Note

In accordance with N.J.S.A. 40A:2-28, the undersigned financial officer of the Town of West New York hereby reports to the governing body of the Town of West New York the principal amount, interest rate and maturity of the Notes sold, the price obtained and the name of the Purchaser:

PRINCIPAL AMOUNT:	\$11,868,000
INTEREST RATE:	1.75%
MATURITY DATE:	November 11, 2016*
PRICE OBTAINED:	\$11,971,621.26
NAME OF PURCHASER:	The Hudson County Improvement Authority

The undersigned sold the referenced Notes at a private sale pursuant to authority granted in Ordinances Nos. 17/10, 03/13, 16/13, 07/14, 08/14, 16/14, 17-14, 7/15, 8/15, 15/15 and 16/15 and a Resolution of the Issuer dated December 17, 2012. This report is being made to the governing body at the next meeting thereof after such sale in accordance with N.J.S.A. 40A:2-28.


Margaret S. Cherone, Chief Financial Officer

DATED: November 12, 2015

* Per Note, principal and interest is payable at least 10 days prior to 11/25/15 to TD Bank, N.A., HCIA's trustee.

November 23, 2015
Regular Meeting

Communication
Re: Town Engineer's Monthly report
Dated 11/19/2015 from CME Associates

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: November 19, 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, lower decorative brick wall, stamped concrete walkway, railings and patio tables. They anticipate completing the project, except for punchlist items, next week.
- 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 issued a letter regarding the change order prices that the contractor has submitted. Since the change order prices were high, we had recommended that any addition work be advertised for receipt of bids.

□ **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.

November 23, 2015
Regular Meeting

Town Engineer's Report (cont.):

- The contractor has completed the project and we are working on the contract and NJDOT close-out.
- 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 the punchlist items. We attended a meeting on September 3, 2015 to review the items and discuss methods of repair.
 - We issued an updated punchlist on September 29, 2015 and have been requesting a schedule for when same will be completed. As of this date, the contractor has not given our office a schedule.
- 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.

Communication

Re: Town Engineer's Monthly report

Dated 11/2015 from Remington & Vernick Engineers

ENGINEER'S REPORT

NOVEMBER 2015

This report summarizes the activities of Remington Vernick & Arango for the last month. Many topics have been repeated from our prior monthly report. Any information that is new to this report is highlighted for easy review.

A. MISCELLANEOUS ACTIVITIES

1. This office has met with the Department of Public Works to select roadway improvement projects for the FY2016 NJDOT Municipal Aid Grant application. The application has been completed and submitted. Thank you to the Town Clerk and her office for their assistance. We should be notified of grant award decisions in the Spring of 2016
2. This office has an annual contract amount with the Town of West New York for engineering services. However, that contract is not specific as to the tasks to be completed as these tasks are assigned throughout the contract period. Before starting on substantial work items, this office requests authorization to proceed. The following project requests are pending, and attached:
 - a. Municipal Building Generator
 - b. Coordination of Municipal Building Moisture Intrusion Project
 - c. Structural review & Repair of DPW road salt enclosure

We respectfully request direction on these items.

3. Ongoing roof leak investigations has found that work needs to be completed in the area of a roof scupper. This office continues to work with the Town's contracted repair contractor to resolve this issue.

November 23, 2015
Regular Meeting

Town Engineer's Report (cont.):

4. Ongoing roof leak investigation has found a broken roof leader that runs under the Police Department. This office will be opening bids on this matter on November 18, 2015 and will make a recommendation for award for the November meeting of the Town Commissioners.
5. This office continues to work with the Town administration and DPW on issues presented by PEOSHA relating to the DPW garage.
6. This office has prepared and distributed a request for quotations to replace an deteriorated driveway slab at Ladder 4. Only one excessively high bid was received. It is recommended that the project be re-visited in the Spring of 2016 as concrete poured this close to the winter can be damaged by snow-clearing chemicals.
7. This office has provided information to the Town's grant writer regarding grant applications for the following:
 - a. Dog Park Upgrades
 - b. Walkway lighting along walking path abutting the Town pool.
 - c. NJDOT Safe Routes to Transit.
8. This office has reviewed the condition of the play surfaces at parks located at a number of locations at the request of the DPW. The locations, and our recommendations are as follows:
 - a. 59th Street and Jackson Street: Damaged play surface of approximately 36 square feet. DPW explained that the damage produces a deep hole and asked us to secure a contractor for repair as soon as possible. We have prepared a quote package and will be opening quotes on November 16, 2015.
 - b. 66th Street and Jackson Street: The play surface is beyond its usable life. This office believes that a full replacement is more economical in the long run, rather than patching. We estimate the design and construction for this area to be approximately \$125,000.00. We await direction on this work.
 - c. 54th Street and Park Avenue: The play surface is beyond its usable life. This office believes that a full replacement is more economical in the long run, rather than patching. We estimate the design and construction for this area to be approximately \$10,000.00. We await direction on this work.
 - d. 50th Street between Bergenline Avenue and Palisade Avenue: The play surface does not drain, resulting in standing water. This office recommends that the surface be removed, provided with a drainage system, and replaced. We estimate the design and construction for this area to be approximately \$65,000.00. We await direction on this work.

B. CAPITAL PROJECTS

1. This office is processing contracts for the 2014 Road Program.

C. INSPECTIONS

1. K. Hovnanian/Port Imperial: This office continues to work with the applicant to coordinate construction. This office will be attending a meeting in Weehawken to discuss traffic issues relating to the major concrete

Respectfully submitted by: Thomas R. Lemanowicz, P.E., P.P., C.M.E., C.F.M.

November 23, 2015
Regular Meeting

Communication
RFP Results
Re: Animal Shelter Services

RFP PROPOSAL INFORMATION

Proposal Receipt Date: November 13, 2015
Proposal Time: 10:00 a.m.
Location for proposal: Town Clerk's Office
Proposal for: Animal Shelter Services
Personnel at Opening: Adelinnny Plaza, Sarita Serrano, and 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

Communication
RFP Results
Re: EMS Billing Services

RFP PROPOSAL INFORMATION

Proposal Receipt Date: November 13, 2015
Proposal Time: 10:30 a.m.
Location for proposal: Town Clerk's Office
Proposal for: EMS Billing Service
Personnel at Opening: Adelinnny Plaza. Sarita Serrano, Vivian Maynard
Remarks: Time to receive RFPS was closed at 10:35 a.m.
Reserved decision pending review by review committee.

RESPONDER #1 (Name) Ambulance Billing Company, LLC
(Address) P.O. Box 671
Pittstown, NJ 08867

RESPONDER #2 (Name) DM Medical Billings
(Address) 88 S Lakeview Drive Bldg. #2
Gibbsboro, NJ 08026

RESPONDER #3 (Name) Ambulance Reimbursement Systems, Inc.
(Address) 5925 W. Tilghman Street, Suite 1000
Allentown, PA 18104

November 23, 2015
Regular Meeting

Communication
RFP Results
Re: Interpreting Services

RFP PROPOSAL INFORMATION

Proposal Receipt Date: November 13, 2015
Proposal Time: 11:00 a.m.
Location for proposal: Town Clerk's Office
Proposal for: Interpreting Services
Personnel at Opening: Adelinnny Plaza. Sarita Serrano, Vivian Maynard

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

RESPONDER #1 (Name) Sol's Interpreting Services
(Address) 6118 Meadowview Avenue
North Bergen, NJ 07047

Communication
RFP Results
Re: IT Consultant Services

RFP PROPOSAL INFORMATION

Proposal Receipt Date: November 13, 2015
Proposal Time: 11:30 a.m.
Location for proposal: Town Clerk's Office
Proposal for: IT Consultant Services
Personnel at Opening: Adelinnny Plaza and Sarita Serrano

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

RESPONDER #1 (Name) Integrated Micro Systems, Inc.
(Address) 74 Lee Avenue
Haledon, New Jersey 07508

RESPONDER #2 (Name) Angel Consultant, LLC
(Address) P.O. Box 393
North Bergen, NJ 07047

November 23, 2015
Regular Meeting

Communication
RFQ Results

Re: Consultant to Study Police Department Personnel

RFP PROPOSAL INFORMATION

Proposal Receipt Date: November 13, 2015
Proposal Time: 12:00 p.m.
Location for proposal: Town Clerk's Office
Proposal for: Consultant to Study Police Department Personnel
Personnel at Opening: Adelinnny Plaza, Sarita Serrano, Vivian Maynard
Remarks: Time to receive RFQS was closed at 12:05 p.m.

RESPONDER #1 (Name) Visionary Consulting, LLC
(Address) 20 Point view Terrace
Bayonne, NJ 07002-5205

RESPONDER #2 (Name) Intertech Associates, Inc.
(Address) 77-55 Dchanck Road, Suite A-14
Freehold, NJ 07728

Communication
RFP Results

Re: Architecture/Engineering Services Exterior Moisture Protection

RFP PROPOSAL INFORMATION

Proposal Receipt Date: November 13, 2015
Proposal Time: 12:30 p.m.
Location for proposal: Town Clerk's Office
Proposal for: Architecture/Engineering Services Exterior Moisture Protection
Personnel at Opening: Adelinnny Plaza
Remarks: Time to receive RFPS was closed at 12:35 a.m.
Reserved decision pending review by review committee.

RESPONDER #1 (Name) Netta Architects
(Address) 1084 Route 22 West
Mountainside, NJ 07092

RESPONDER #2 (Name) RSC Architects
(Address) 3 University Plaza Drive, Suite 600
Hackensack, NJ 07601

November 23, 2015
Regular Meeting

Communication
Re: Supplemental Debt Statement Filing

(See Document attached to end of Minutes)

Communication
Bid Results
Re: Roof Leader Replacement

BID PROPOSAL INFORMATION

Proposal Receipt Date: 11/18/2015 Budgeted Amount: \$
Proposal Time: 10:00 a.m. Estimated Amount: \$
Location for proposal: Town Clerk's Office
Proposal for: Roof Repairs for Town Hall
Department of:
Personnel at Opening: Town Clerk Carmela Riccio, Adelinny Plaza (Town Clerk's Office), and Robert Spagnolo (Remington & Vernick)
Remarks: Time to receive bids was closed at 10:05 a.m.
Reserved decision pending review by law department.

NO BIDS RECEIVED

Consent Agenda:

It was regularly moved by Commissioner Colacurcio, seconded by Mayor Roque that the following Consent Agenda Items Nos. R-1 through R-31 (**with the exclusion of Resolution #R-32 Re: Authorizing Closure of Executive Session pursuant to NJSA 10:4-12(b)**) be adopted, was carried by the following vote:

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

Note: Adelinny Plaza read aloud the titles of the foregoing resolutions and asked the governing body to establish Consent Agenda. Resolutions #R-30 ("Authorizing Application to the New Jersey Civil Service Commission regarding Donated Leave Program") and R-31 ("Appoint Member of the Management Committee of the North Hudson Regional Fire & Rescue") were added to the agenda during Work Session by Corporation Counsel Sean Dias.

November 23, 2015
Regular Meeting

RESOLUTION
AUTHORIZING TAX APPEAL ATTORNEY TO SETTLE THE
CASES SET FORTH ON THE “SETTLED CASE”
LIST DATED NOVEMBER 2, 2015 ATTACHED HERETO

“SETTLED CASE” LIST v. TOWN OF WEST NEW YORK

WHEREAS, the names set forth on the attached “settled case” list are owners of real estates known as Block and Lots stated on said list; and

WHEREAS, the owners set forth on the “settled case” list have filed tax appeals challenging the assessments for the referenced tax years on said list; and

WHEREAS, each Block and Lot listed therein were assessed for the noted tax years in the amounts stated; and

WHEREAS, the owners are seeking a reduction in the total assessment for said Block and Lots; and

WHEREAS, the Town’s Tax Appeal Attorney, Marc A. Raso, Esq., Attorney at Law, LLC, has completed discovery/inquiry with respect to these matters and has consulted with the Town’s Tax Assessor and/or Appraiser, Michael Jaeger, C.T.A., and has conducted extensive negotiations with counsel for the taxpayer; and

WHEREAS, the parties have agreed that prejudgment interest shall be waived as a condition of any and all settlements; and

WHEREAS, the Town’s Tax Appeal Attorney, Marc A. Raso, Esq., Attorney at Law, LLC, and the Town’s Assessor and/or Appraiser, Michael Jaeger, C.T.A., are in agreement with the terms of said settlements and believe that it would be in the best interest of the Town to settle said cases in accordance with the terms as stated on the “settled case” list; and

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Town of West New York agrees to authorize the Tax Appeal Attorney to execute Stipulations of Settlement on behalf of the Town of West New York with respect to the cases on the “settled case” list pending in the Tax Court of New Jersey for the tax years and at the new assessments stated on said list; and

BE IT FURTHER RESOLVED that upon receipt of the Tax Court Judgments for the appeals set forth on the “settled case” list, the Tax Collector is authorized to calculate the amount of the refund and cause same to be paid

within by the earlier of: one (1) year from the date of the Town of West New York’s receipt of the last Tax Court Judgment issued in this matter (said judgment(s) enforcing the within settlement and/or resulting from any “Freeze Act” application, if the “Freeze Act” is deemed applicable); or sixty (60) days from the date of the Town of West New York's receipt of bond proceeds (including any BAN), obtained in connection with said matter, including, but not limited to, any “Freeze Act” application, if the “Freeze Act” is deemed applicable; and

BE IT FURTHER RESOLVED that copies of this Resolution are to be provided to the Town Clerk, Town Tax Assessor, and Tax Appeal Attorney, Marc A. Raso, Esq., Attorney at Law, LLC.

November 23, 2015
Regular Meeting

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

TOWN OF WEST NEW YORK

SETTLED CASE LIST

November 2, 2015

No.	Property (Address, Name, Block/Lot)	Docket No.	Original Assessment or County Judgment	Settlement
1	5727 Bergenline Ave., Gabesons Realty, 125/8	010161-2013	\$1,050,000	\$775,000
		003585-2014	\$1,050,000	\$700,000
		007257-2015	\$1,050,000	\$625,000
		-2016		\$575,000
2	526-28 57 th Street, 528 57 th Street, 126/33	012048-2009	\$165,000	\$125,000
		015993-2010	\$165,000	\$125,000
		(Freeze)2011	\$165,000	\$125,000
		017652-2012	\$125,000	\$125,000
3	6211-01 Bergenline Ave., H. Eisenberg, 151/5 6211-01 Bergenline Ave. Miles Properties, 151/5	003580-2010	\$1,715,000	\$1,307,575
		002293-2011	\$1,715,000	\$1,307,575
		007941-2012	\$1,715,000	\$1,307,575
		003816-2013	\$1,715,000	\$1,307,575
		005415-2014	\$1,715,000	\$1,307,575
		005288-2015	\$1,715,000	\$1,307,575
		-2016		\$1,113,600

November 23, 2015
Regular Meeting

Consent Agenda (cont.):

RESOLUTION
APPROVING CHANGE ORDER NO.2
FOR THE 2013 ROADWAY IMPROVEMENTS AND IMPROVEMENTS TO 66TH
STREET

WHEREAS the Town of West New York (“Town”) entered into a contract with A.J.M. Contractors Inc. for 2013 roadway improvements and improvements to 66th Street ; and

WHEREAS, Change Order Number 2 reflects increases and decreases in costs of the improvements to the roadway; and

WHEREAS, Change Order Number 2(attached hereto) results in no change to the contract price and has been prepared by and approved by the Town engineer; and

WHEREAS, pursuant to N.J.A.C. 5:30-11.8(c)1 change orders that are under 20% of the original contract price are permitted as long as they fit within the requirements of the Regulations and the Town engineer has determined that these changes were appropriate.

NOW, THEREFORE, BE IT RESOLVED that the Commissioners of the Town of West New York do hereby approve of Change Order Number 2 for the improvements to 66th Street and 2013 roadway improvements which results in no change to the contract price.

RESOLUTION
ESTABLISHING RESTRICTED PARKING IN FRONT OF ONE
(1) RESIDENCE FOR USE BY HANDICAPPED RESIDENT AS FOLLOWS:
219-66TH STREET, APT. 1 (FERNANDO CANO)

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>
Fernando Cano 219-66 th Street, Apt. 1 West New York, NJ	South	Begin at a point, along the South side of 66 th Street 230 feet West from the South West Corner of 66 th Street and Broadway. 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.

November 23, 2015
Regular Meeting

Consent Agenda (cont.):

RESOLUTION
ESTABLISHING RESTRICTED PARKING IN FRONT OF ONE
(1) RESIDENCE FOR USE BY HANDICAPPED RESIDENT AS FOLLOWS:
6415 DEWEY AVE., APT. 1 (ADA SANCHEZ)

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>
Ada Sanchez 6415 Dewey Ave., Apt. 1 West New York, NJ	West	Begin at a point, along the West side of Dewey Ave. 25 feet South from the South West corner of 65 th Street and Dewey 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:
418-56TH STREET APT. #9 (VICENTA VALDES)

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>
Vicenta Valdes 418-56 th Street, Apt. #9 West New York, NJ	North	Begin at a point, along the north side of 56 th Street. 236 feet West from the North West corner of 56 th Street and Palisade Ave. Then 22 feet west 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

November 23, 2015
Regular Meeting

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

- such terms and in form as the court shall deem appropriate for any combination thereof (Ch 200L, 1989 effective November 29, 1989) and
3. In addition the violator shall bear full cost of towing, removal and storage of violator's vehicle (Ch 200L, 1989 effective November 29, 1989).

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

RESOLUTION
ESTABLISHING RESTRICTED PARKING IN FRONT OF ONE
(1) RESIDENCE FOR USE BY HANDICAPPED RESIDENT AS FOLLOWS:
583-55TH STREET (HECTOR FUENTES)

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>
Hector Fuentes 583-55 th Street West New York, NJ	South	Begin at a point, along the South side of 55 th Street. 150 feet East from the South East corner of 55 th Street and Adams. Then 22 feet East 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
AUTHORIZING PURCHASE OF (4) 2016 POLICE
INTERCEPTOR SUVs FOR POLICE UNDER STATE CONTRACT (A83013)

WHEREAS, the Town of West New York, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Town of West New York has the need to purchase four (4) 2016 Police Interceptor SUVs for the Police utilizing a State Contract # A83013 awarded to Beyer Ford in the amount of \$158,407.00; and

WHEREAS, the Town of West New York will Finance this vehicle through Municipal Capital Finance, 4600 Broadway, Allentown, PA 18104; and

November 23, 2015
Regular Meeting

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

WHEREAS, the Chief Financial Officer has determined that sufficient funds are available as evidenced by Certification, filed with the Town Clerk.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Town of West New York authorize the purchase of four (4) 2016 Police Interceptor SUVs, in the amount of \$158,407.00, from Beyer Ford, 170 Ridgedale Ave., Morristown, NJ 07960.

BE IT FURTHER RESOLVED, that the purchase of these vehicles shall be financed through Municipal Capital Finance.

BE IT FURTHER RESOLVED, that the Mayor and Town Clerk are hereby authorized to execute any documents required for the purchase/finance of these vehicles.

RESOLUTION
AUTHORIZING PURCHASE OF (1) 2016
CHEVROLET SUBURBAN 4WD FOR THE OFFICE OF
EMERGENCY MANAGEMENT UNDER CRANFORD CO-OP # 47CPCPS

WHEREAS, the Town of West New York, pursuant to N.J.S.A. 40A:11-11 and N.J.A.C. 5:34-7.3, may by resolution and without advertising for bids, purchase any goods or services pursuant to a Cooperative Purchasing Program which has been established and approved by the State; and

WHEREAS, the Town of West New York has joined the Cranford Cooperative Purchasing Program; and

WHEREAS, the Town of West New York has the need to purchase one (1) 2016 Chevrolet Suburban 4WD for the OEM utilizing Cranford CO-OP # 47CPCPS which was awarded to Mall Chevrolet in the amount of \$53,750; and

WHEREAS, the Town of West New York will Finance this vehicle through Municipal Capital Finance, 4600 Broadway, Allentown, PA 18104

WHEREAS, the Chief Financial Officer has determined that sufficient funds are available as evidenced by the Certification on file with the Town Clerk.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Town of West New York authorize the purchase of one (1) 2016 Chevrolet Suburban 4WD, in the amount of \$53,750 from Mall Chevrolet, 75 Haddonfield Road, Cherry Hill, NJ 08002.

BE IT FURTHER RESOLVED, that the Town shall finance the purchase of this vehicle through Municipal Capital Finance.

BE IT FURTHER RESOLVED, that the Mayor and Town Clerk are hereby authorized to execute any documents concerning the purchase/finance of these vehicles.

RESOLUTION
CONFIRMING USE OF BEST PRACTICES FOR THE
AWARD OF CONTRACTS

WHEREAS, the State of New Jersey has promulgated the "Best Practices" for contracts which do not have to be bid and has advocated the use of the "Best Practices" for the award of all professional services and extraordinary unspecifiable services contracts; and

WHEREAS, to obtain the best services for the Town of West New York, it will follow the "Best Practices" process and recommendations from the Office of the State Comptroller as set forth in his manual "Best Practices for Awarding Service Contracts" and criteria for selection of

November 23, 2015
Regular Meeting

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

municipal attorneys and other professional services; and

WHEREAS, to implement these best practices, the Town has selected a committee to review and evaluate all professional service contract proposals, in order to make recommendations to the Commissioners for the award of contracts; and

WHEREAS, the committee, reviewing the proposals, shall utilize the attached evaluation process and grading sheet to compare the proposals submitted to obtain the professional services, including legal services, which are the most appropriate and cost effective for West New York.

WHEREAS, the Town has determined to change the members of the committee to include a Commissioner in place of the Administrator and the Town Attorney.

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

1. The committee to evaluate all proposals for professional service contracts shall include the Qualified Purchasing Agent, Commissioner of Public Affairs, Commissioner of Revenue and Finance, and Town Attorney.
2. The Commissioners adopt the attached evaluation process and grading sheet for review and recommendation of all professional service contracts.
3. The Commissioners authorize the Qualified Purchasing Agent to post a request for proposals for corporation counsel and other professional services as needed.

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: \$204,978.08
General Liability: \$47,182.60

November 23, 2015
Regular Meeting

Consent Agenda (cont.):

RESOLUTION
AUTHORIZING THE TOWN OF WEST NEW YORK
TO ADVERTISE FOR BIDS FOR VARIOUS PROJECTS/SERVICES

WHEREAS, the Town requires contractors for various projects in West New York; and

WHEREAS, the Town must prepare specifications and advertise for the receipt of bids for these projects pursuant to N.J.S.A. 40A:11-4; and

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York that the Town does hereby authorize specifications to be prepared and advertisement for bids for the following projects:

- 1) Repair and maintenance of the brine system tank and equipment
- 2) Sports uniforms
- 3) Auto parts
- 4) Elevator Maintenance
- 5) Solid Waste and Recycling collection and disposal
- 6) Surveillance Cameras for Various Parks

BE IT FURTHER RESOLVED that the Purchasing Agent and Town Clerk all take all necessary action to have bids specifications prepared and the Town advertise for receipt of bids for these contracts.

RESOLUTION
AUTHORIZING THE TOWN OF WEST NEW YORK TO SEEK FAIR AND
OPEN PROCESS IN COMPLIANCE WITH THE PAY TO PLAY STATUTES
FOR THE RETENTION OF RFPS FOR VARIOUS SERVICES

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

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

- Animal Shelter Services (2nd Occasion)
- Conflicts Counsel Planning Board (2nd Occasion)
- Conflicts Counsel Zoning Board of Adjustment (2nd Occasion)
- Alternate Prosecutor (2nd Occasion)
- Library Board Counsel (2nd Occasion)
- Planning Board Counsel (2nd Occasion)
- Tax Appeal Counsel (2nd Occasion)
- Public Information Periodicals (1st Occasion)
- General Counsel – Rent Control Board (2nd Occasion)
- Tax Appeal Expert (2nd Occasion)
- Police Physician (2nd Occasion)
- Workers Compensation Attorney (2nd Occasion)
- Special Hearing Officer (2nd Occasion)

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

November 23, 2015
Regular Meeting

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

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

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

Animal Shelter Services (2nd Occasion)
Conflicts Counsel Planning Board (2nd Occasion)
Conflicts Counsel Zoning Board of Adjustment (2nd Occasion)
Alternate Prosecutor (2nd Occasion)
Library Board Counsel (2nd Occasion)
Planning Board Counsel (2nd Occasion)
Tax Appeal Counsel (2nd Occasion)
Public Information Periodicals (1st Occasion)
General Counsel – Rent Control Board (2nd Occasion)
Tax Appeal Expert (2nd Occasion)
Police Physician (2nd Occasion)
Workers Compensation Attorney (2nd Occasion)
Special Hearing Officer (2nd Occasion)

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

RESOLUTION
AUTHORIZING THE TOW OF WEST NEW YORK TO SEEK FAIR AND
OPEN PROCESS IN COMPLIANCE WITH THE PAY TO PLAY STATUTES
FOR THE RETENTION OF RFQS FOR
“CONSULTANT TO STUDY POLICE DEPARTMENT PERSONNEL” (2ND
OCCASION)

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 legal services as may be needed by the Town of West New York, including but not limited to legal/professional services as:

Consultant to Study Police Department Personnel (2nd Occasion)

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

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

November 23, 2015
Regular Meeting

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

5. The aforesaid recitals are incorporated herein as though fully set forth at length;
6. The Town Clerk is authorized and directed to publish and advertise a Request for Qualifications for Consultant to Study Police Department Personnel (2nd occasion)
7. Such Request for Qualification(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 Qualifications received (“Statements of Qualifications”), such opening to take place on or before the next regularly scheduled meeting of the Board of Commissioners, on or before which time all Statements of Qualifications must be submitted by interested parties, for consideration by the Review Committee herein established; and
8. The Qualified Purchasing Agent, with the Town Administrator and the Town Attorney both in an advisory capacity, will review all Statements of Qualifications and to make recommendations to the Mayor and Board of Commissioners prior to its next regularly scheduled meeting.

RESOLUTION
AUTHORIZING THE INSERTION IN BUDGET OF
SPECIAL ITEM OF REVENUE AND APPROPRIATION – CHAPTER 159 –
2014 DRIVE SOBER OR GET PULLED OVER YEAR END/HOLIDAY

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 \$3,000.00 from the New Jersey Department of Highway Traffic Safety 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 2015 in the sum of \$3,000.00, 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

BE IT FURTHER RESOLVED that a like sum of \$3,000.00 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

November 23, 2015
Regular Meeting

Consent Agenda (cont.):

RESOLUTION
AUTHORIZING THE INSERTION IN BUDGET OF
SPECIAL ITEM OF REVENUE AND APPROPRIATION – CHAPTER 159 –
2015 DRIVE SOBER OR GET PULLED OVER YEAR END/HOLIDAY

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

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

WHEREAS, the Town of West New York has been awarded \$5,000.00 from the New Jersey Department of Highway Traffic Safety 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 2015 in the sum of \$5,000.00, 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:

2015 Drive Sober or Get Pulled Over Year End/Holiday

BE IT FURTHER RESOLVED that a like sum of \$5,000.00 be and is hereby appropriated under the caption of:

General Appropriations

(a) Operations Excluded from "CAPS"

Public and Private Offset by Revenues:

2015 Drive Sober or Get Pulled Over Year End/Holiday

RESOLUTION
AUTHORIZING THE INSERTION IN BUDGET OF
SPECIAL ITEM OF REVENUE AND APPROPRIATION – CHAPTER 159 –
2015 BODY ARMOR

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 \$9,340.39 from the New Jersey Department of Highway Traffic Safety 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 2015 in the sum of \$9,340.39, which is now available as a revenue from:

Miscellaneous Revenues:

November 23, 2015
Regular Meeting

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

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

2015 Body Armor

BE IT FURTHER RESOLVED that a like sum of \$9,340.39 be and is hereby appropriated under the caption of:

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

2015 Body Armor

RESOLUTION
AUTHORIZING THE INSERTION IN BUDGET OF
SPECIAL ITEM OF REVENUE AND APPROPRIATION – CHAPTER 159 –
2015 CLEAN COMMUNITIES PROGRAM

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 \$70,324.68 from the New Jersey Department of Highway Traffic Safety 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 2015 in the sum of \$70,324.68, 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:

2015 Clean Communities Program

BE IT FURTHER RESOLVED that a like sum of \$70,324.68 be and is hereby appropriated under the caption of:

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

2015 Clean Communities Program

November 23, 2015
Regular Meeting

Consent Agenda (cont.):

RESOLUTION
AUTHORIZING TAX APPEAL ATTORNEY TO SETTLE THE 2011 TAX
ASSESSMENT THAT WAS INCORRECTLY SET FORTH ON THE SEPTEMBER 16,
2015 "SETTLED CASE LIST WITH 60 DAY PAYMENT TERMS" ATTACHED TO
RESOLUTION DATED SEPTEMBER 16, 2015

NICKLE MGMT LLC v. TOWN OF WEST NEW YORK

WHEREAS, the Governing Body of the Town of West New York authorized the Tax Appeal Attorney to settle the 2011 tax appeal captioned Nickle Mgmt LLC (Block 57 Lot 3.01) v. Town of West New York, Resolution adopted on September 16, 2015; and

WHEREAS, a further review of said Resolution, after its approval, revealed that the revised assessment for the tax year 2011, for Block 57, Lot 3.01, in the amount of \$625,000 was the incorrect revised assessment and should have been a revised assessment in the amount of \$600,000; and

WHEREAS, the Tax Appeal Attorney deems it necessary to bring the incorrect 2011 revised assessments to the Mayor and Commissioners' attention and request that this Resolution be approved to acknowledge the incorrect 2011 revised assessments and to confirm its approval of the correct revised assessment for the 2011 tax year as set forth above; and

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Town of West New York agrees to authorize the Tax Appeal Attorney to execute a Stipulation of Settlement on behalf of the Town of West New York with respect to the Nickle Mgmt LLC v. Town of West New York for the 2011 tax year under Docket No.: 012530-2011 for Block 57, Lot 3.01 that contains the correct revised assessments for the 2011 tax year in the amounts set forth above; and

BE IT FURTHER RESOLVED that upon receipt of the Tax Court Judgment, for the 2011 tax year in the amount of \$600,000 (Block 57, Lot 3.01), the Tax Collector is authorized to calculate the amount of the refund(s) and cause same to be paid within sixty (60) days of the date of entry of the Tax Court Judgment issued in this matter; and

BE IT FURTHER RESOLVED that copies of this Resolution are to be provided to the Town Clerk, Town Tax Assessor, and Tax Appeal Attorney, Marc A. Raso, Esq., Attorney at Law, LLC.

AMENDED RESOLUTION
TO APPROVE PURCHASE OF KRONOS TIME CARD SYSTEM THROUGH THE US
COMMUNITIES COOPERATIVE PURCHASING SYSTEM

WHEREAS, the Town West New York seeks to purchase a time card system for the Town and the most cost effective system is available from Kronos and can be purchased through the US Communities Co-Op program; and

WHEREAS, N.J.S.A. 52:34-6.2 (b) allows the Town of West New York to use a nationally recognized and accepted cooperative purchasing agreement to purchase items; and

WHEREAS, the Commissioners have approved of the Town of West New York participation in the US Communities Co-Op program; and

WHEREAS, the US Communities cooperative purchasing 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

November 23, 2015
Regular Meeting

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

WHEREAS, the Town of West New York received a proposal from Kronos, contract #14-JLR-003, for the time card system which will help the Town provide more efficient work force management.

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 purchase the Kronos time card system, contract #14-JLR-003, as set forth in the attached proposal through the US Communities Cooperative Purchasing agreement for not to exceed \$39,747.15.

BE IT FURTHER RESOLVED, that the Mayor and Town Clerk are hereby authorized to execute a contract with Kronos for the purchase of the time card system.

BE IT FURTHER RESOLVED, which a certification of funds is on file in the clerk's office for this contract.

RESOLUTION
COMMISSION MEETING DATES FOR 2016

WHEREAS, Chapter 231 Laws of 1975 known as "The Open Public Meeting Law" effective January 19, 1976 was enacted so as to insure the right of all citizens to have advance notice of and to attend all meetings of public bodies at which any business effecting the public is discussed or acted upon; and

WHEREAS, all meetings of all public bodies wherein formal action, decision or discussion relating to the public business may take place, are required to be publicly announced and scheduled, with adequate posting and advance notice of the time, date, location and to the extent known, the purpose of the agenda of each meeting; and

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

1. All Boards, Commissions, Authorities, Bodies of other entities of the Town of West New York coming within the scope and intent of said statute shall comply with same, according to the terms thereof.
2. The following are designated as meetings of the Mayor and Board of Commissioners of the Town of West New York, New Jersey at which public business may be formally discussed, decided or acted upon.
3. This Resolution will be advertised in accordance with the law.

Year 2016

<u>Date</u>	<u>Work Session Time</u>	<u>Meeting Time</u>	<u>Purpose/Agenda</u>
January 20 (Wednesday)	6:00 p.m.	7:00 p.m.	any and all public business
February 17 (Wednesday)	6:00 p.m.	7:00 p.m.	any and all public business
March 16 (Wednesday)	6:00 p.m.	7:00 p.m.	any and all public business
April 20 (Wednesday)	6:00 p.m.	7:00 p.m.	any and all public business
May 18 (Wednesday)	6:00 p.m.	7:00 p.m.	any and all public business
June 15 (Wednesday)	No Work session	12:00 Noon	any and all public business
July 20 (Wednesday)	No work session	12:00 Noon	any and all public business
August 17 (Wednesday)	No work session	12:00 Noon	any and all public business
September 21 (Wednesday)	6:00 p.m.	7:00 p.m.	any and all public business

November 23, 2015
Regular Meeting

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

October 19 (Wednesday)	6:00 p.m.	7:00 p.m.	any and all public business
November 21 (Monday)	12:00 p.m.	1:00 p.m.	any and all public business
December 21 (Wednesday)	6:00 p.m.	7:00 p.m.	any and all public business

Location for Work Session Meetings:

Municipal Building (Conference Room located in Mayor's Office)
428 – 60th Street, WNY, NJ 07093

Location for Regular Session Meetings:

Municipal Building (Court Chambers located on Second Floor)
428 – 60th Street, WNY, NJ 07093

Carmela Riccio, RMC, Town Clerk

BY ORDER OF THE MAYOR AND
BOARD OF COMMISSIONERS OF
THE TOWN OF WEST NEW YORK

RESOLUTION
REFUND OF OVERPAYMENTS (\$20,172.14)

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
VAYZMAN,ZINOVY & LUYDMILA	168.01/1.06 C0313	\$297.16 \$3,102.92 (SVC)	2013 2013
RESNICK,KENNETH	168.01/1.07 C0288	\$1,000.00 (SVC)	2014
SIPALA,MICHAEL & KATHLEEN	168.01/1.01 C0393	\$3,245.55 (SVC)	2015
SHIN, DAVID Y & RYOKO	168.01/1.07 C0283	\$1,000.00 (SVC)	2014
MZO REALTY, LLC	18/13	\$39.52 \$4,240.88	2014 2015
JPMORGAN CHASE	168.01/1.02 C0381	\$347.00 (SVC)	2015
RUFUS H. RIVERS	168.01/1.28 C0508	\$56.95 \$5,903.65 (SVC)	2015 2015
US BANK AS CUST FOR TOWER DBW IV 2014-1	38/9 C0013	\$1,478.51	2015

GRAND TOTAL \$20,712.14

November 23, 2015
Regular Meeting

Consent Agenda (cont.):

RESOLUTION
REFUND OF STATE COURT TAX APPEAL (\$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 I. SCHNECK TRUSTEE YG 138 RLTY. INC.	98/11	\$969.00	2012
		GRAND TOTAL \$969.00	

RESOLUTION
REFUND OF REDEMPTION (\$291,510.89)

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
MTAG SVC. AS CUST FOR ATCF II NJ LLC	72/8	14-0210	\$7,765.04
TTLBL LLC	38/9 C0195	14-0119	\$4,455.27
US BANK CUST FOR 5/35 C0002 PRO CAP III, LLC		13-0023	\$744.46
US BANK CUST FOR 149/4 TOWER DBW	32/14	12-0673 12-0146	\$19,305.66 \$19,797.63
R. ROTHMAN	119/13	11-0289	\$154,152.11
FNA JERSEY BOI, LLC	152/37	14-0451	\$24,984.11 *\$219.52

November 23, 2015
Regular Meeting

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

US BANK CUST FOR BV001 TRUST	1/5	13-0002	\$1,697.78
US BANK CUST BV001 TRST & CRDTRS	142/32	14-0420	\$15,841.31
US BANKCUST FOR PC5 STERLING NAT'L	90/5 70/19.01 C0015	14-0282 14-0204	\$788.45 \$829.95
US BANK C/F TOWER DBWI IV 2014-1	79/13	14-0229	\$16,655.01
PAM INVESTORS	61/22 166/6	13-0204 13-0546	\$9,117.77 \$15,346.82
GRAND TOTAL			\$291,510.89

RESOLUTION
REFUND OF PREMIUMS (\$57,800.00)

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
MTAG SVC. AS CUST FOR ATCF II NJ LLC	72/8	14-0210	\$1,300.00
TTLBL LLC	38/9 C0195	14-0119	\$5,000.00
US BANK CUST FOR PRO CAP III, LLC	5/35 C0002	13-0023	\$900.00
US BANK CUST FOR TOWER DBW	149/4	12-0673	\$3,000.00
FNA JERSEY BOI, LLC	152/37	14-0451	\$21,000.00
US BANK CUST BV001 TRST & CRDTRS	142/32	14-0420	\$12,000.00

November 23, 2015
Regular Meeting

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

WHEREAS, the aforesaid project is in the best interest of the people of the Town of West New York,

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Board of Commissioners of the Town of West New York hereby authorizes application to the FEMA Hurricane Sandy Hazard Mitigation Grant Program for the Generator at Town Hall and agrees to accept the funds from FEMA for this purpose, and

BE IT FURTHER RESOLVED that a copy of this resolution shall be sent to the Director of the FEMA Hurricane Sandy Hazard Mitigation Program so that implementation of the aforesaid project may be expedited.

RESOLUTION
AUTHORIZING RE-BID FOR
ROOF REPAIRS TO THE TOWN HALL

WHEREAS the Town of West New York (“Town”) advertised for the receipt of bids for the roof repairs to the Town Hall on November 18, 2015; and

WHEREAS, no bids were received for this contract on November 18, 2015 and the Town seeks to re-advertise for the receipt of bids for this contract; and

NOW, THEREFORE, BE IT RESOLVED that the Commissioners of the Town of West New York do hereby approve of the re-advertisement for bids for the roof repairs to the Town Hall.

RESOLUTION
AMENDING ORGANIZATION OF THE
DEPARTMENT OF PUBLIC AFFAIRS

WHEREAS the Town of West New York (“Town”) creates the Departments within the Town and determines which offices are governed by the department; and

WHEREAS, the Mayor and Commissioners can re-organize these departments as is in the best interests of the Town; and

WHEREAS, the Mayor and Commissioners seek to transfer the Department of Community Development from the Department of Public Affairs to the Department of Revenue and Finance.

NOW, THEREFORE, BE IT RESOLVED that the Commissioners of the Town of West New York do hereby approve of the transfer of the Department of Community Development to the Department of Revenue and Finance from the Department of Public Affairs.

AMENDED RESOLUTION
AUTHORIZING THE EXECUTION OF AGREEMENT WITH INNOVATIVE
GOVERNMENT CONSULTING, LLC TO PERFORM CERTAIN MANAGERIAL
CONSULTING SERVICES FOR THE TOWN OF WEST NEW YORK

WHEREAS, the Town of West New York (hereinafter “Town”) is a municipal entity organized under the laws of the State of New Jersey and located in Hudson County; and

WHEREAS, Innovative Government Consulting, Inc. (“IGC”) is fully owned and operated by Richard F. Turner (“Turner”) a well-regarded expert in municipal government, having been employed for many years with the State of New Jersey, Department of Community Affairs and having served as a Town Manager, Business Administrator, and Mayor of several municipalities;

November 23, 2015
Regular Meeting

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

WHEREAS, West New York wishes to retain IGC for the purposes of conducting an operational/management review of the policies, practices and procedures of and within the Town of West New York as well as serve as project manager of ongoing building and related issues;

WHEREAS, the services to be rendered by IGC to West New York qualify as “extraordinary unspecified services”, under N.J.S.A. 40A:11-5(a), inasmuch as these services are specialized, qualitative in nature and require the expertise, extensive training and proven reputation in the field of endeavor that IGC and Turner possess; and

WHEREAS, the attached certification from Mayor Felix Roque attests to the need for these services and that it would be impractical to bid for these services;

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Commissioners of the Town of West New York authorize that an agreement be entered into between the Town of West New York and IGC for the purposes of conducting an operational/management review of the policies, practices and procedures of and within the Town of West New York as well as serve as project manager of ongoing building and related issues, be and hereby is approved; and

BE IT FURTHER RESOLVED, that this Agreement is awarded to IGC pursuant to N.J.S.A. 40A:11-5(a), since the services to be rendered by IGC to West New York qualify as “extraordinary unspecified services”, inasmuch as these services are specialized, qualitative in nature, and requiring expertise, extensive experience and training and proven reputation in the field of endeavor that Turner possesses; and

BE IT FURTHER RESOLVED, that the Mayor of the Town of West New York and Town Clerk be and hereby authorized to execute the Agreement, with IGC on behalf of the Town of West New York; and

BE IT FURTHER RESOLVED that the Town shall pay IGC the sum of ninety thousand dollars (\$90,000) which is to be payable in six monthly installments of \$15,000 to perform the services set forth above. This Contract shall commence on November 1, and terminate April 30, 2016.

BE IT FURTHER RESOLVED that a certification of funds is on file in the Town Clerk’s office for this contract.

CONTRACT BETWEEN
THE TOWN OF WEST NEW YORK
AND
INNOVATIVE GOVERNMENT CONSULTING, LLC

This Agreement, dated November 24, 2015, between the Town of West New York, whose principal business address is Municipal building, 428-60th Street, West New York, New Jersey 07093 and Innovative Government Consulting, LLC, 106 Shippen Street, Weehawken, New Jersey.

WITNESSETH

WHEREAS, the Town desires to engage the services of Innovative Government Consulting, LLC (“IGC”) to perform certain managerial consultant services pursuant to a Fair and Open Process adopted by the Board of Commissioners; and

WHEREAS, IGC has substantial municipal government expertise; and

WHEREAS, the Commissioners of the Town of West New York have authorized the Mayor to execute an agreement, by and between the Town and IGC, for it to provide such services and;

WHEREAS, pursuant to N.J.S.A. 40A: 11-5(1)(a)(ii), such services constitute “extraordinary unspecified services”, as to which contract may be awarded without public advertising for bids

November 23, 2015
Regular Meeting

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

and bidding therefore; and

WHEREAS, this contract was awarded through a Business Certification process and the Contractor has certified that he has made no political contributions that would disqualify him from the contract.

NOW, THEREFORE, in consideration of the premises and promises set forth herein, the parties agree as follows:

1. IGC will do the following:
 - A. Conduct a management review of the policies, practices, and procedures of and within the Town of West New York as well as serve as project manager of ongoing building and related projects, including:
 - I. Analyze existing operations under the existing Commissioner form of government and identify any present weaknesses and recommend ways to improve;
 - ii. Analyze ways to improve interdepartmental coordination and cooperation;
 - iii. Analyze the existing departmental structure and recommend ways to improve; and
 - iv. Serve as project manager for existing building and related projects in Town Hall.
 - B. Report as requested by the Mayor and/or by the Board of Commissioners concerning these and related matters; and
 - C. Submit other reports as requested.
2. Fees For Services: The Town shall pay IGC the sum of ninety thousand dollars (\$90,000) which is to be payable in six monthly installments of \$15,000 to perform the services set forth above. This Contract shall commence on November 1, 2015, and terminate April 30, 2016.
3. IGC shall provide at no additional cost to the Town supportive services such as office facilities and secretarial help as may be required. IGC shall not be reimbursed for out-of-pocket expenses including, but not limited to long distance telephone charges, or telecopier costs associated with the performance of requisite services by IGC.
4. It is agreed that under the terms of the within contract the compensation and any reimbursement for services, costs, expenses and fees to be paid hereunder, shall not exceed the figure determined by governing body.
5. IGC and the Town hereby incorporate into this contract the mandatory language of N.J.A.C. 17:27-3.4(a) and the mandatory language of N.J.A.C. 17:27-5.3 promulgated pursuant to N.J.S.A. 10:5-31 to 38 (P.L. 1975, c. 127, as amended and supplemented from time to time), and IGC agrees to comply fully with the term-, the provision, and the conditions of N.J.A.C. 17:27-3.4(a) and N.J.A.C. 17:27-5.3, provided that N.J.A.C. 17:273.4(a) shall be applied. The provisions of Exhibit A are incorporated herein.
6. IGC and the Town hereby incorporate into this contract the provisions of Title 11 of the Americans With Disabilities Act of 1990 (the "Act") (42 USC S12101 et seq.), which prohibits discrimination on the basis of disability by public entities in all services, programs and activities provided or made available by public entities, and the rules and regulations promulgated thereunder.
7. Nothing in this contract is intended to create an employer/employee relationship between the Town and IGC and/or Turner, both parties acknowledging that their relationship is a

November 23, 2015
Regular Meeting

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

contractual relationship for services under N.J.S.A. 40A: 11-5 and IGC is an “independent unspecified extraordinary services contractor”.

8. This Agreement shall be subject to the Town's annual availability and appropriation of sufficient funds as may be required to meet this obligation. In the event that it becomes apparent that adequate funds will not be available to meet this obligation, the Town shall immediately notify IGC.

9. This agreement is subject to the laws of the State of New Jersey without any consideration being given to any principles of choice or conflict of laws.

10. This Agreement may not be amended or modified without the express written consent of each party.

11. No representations or promises shall be binding on the parties hereto except those representations or promises contained herein or in some future writing signed by the party making such representations or promises.

12. This Agreement is for the sole benefit of the Town, its successors and assigns, and IGC, and no third party beneficiary to this Agreement is contemplated or implied.

13. This Agreement constitutes the entire Agreement between the parties.

FOR THE TOWN OF WEST NEW YORK

FOR IGC

FELIX ROQUE, Mayor

Richard F. Turner

Dated: _____

Dated: _____

Dr. Felix Roque certifies as follows:

1. I am the Mayor of the Town of West New York. I make this certification to support my request that the Town to enter into a contract with Innovative Government Consulting, LLC (“IGC”) as authorized as an Extraordinary Unspecifiable Service as authorized by N.J.S.A. 40A:11-5(1)(a)(ii) and N.J.A.C. 5:34-2.3(b) (“EUS”).
2. IGC will do the following under the proposed contract:
 - A. Conduct a management review of the policies, practices, and procedures of and within the Town of West New York as well as serve as Project Manager of ongoing building and related projects, including:
 - i. Analyze existing operations under the existing Commissioner form of government and identify present weaknesses and recommend ways to improve;
 - ii. Analyze ways to improve interdepartmental coordination and cooperation;
 - iii. Analyze the existing departmental structure and recommend ways to improve; and
 - iv. Serve as project manager for existing building and related projects in Town Hall.
 - B. Report as requested by myself as Mayor and by the Board of Commissioners concerning these and related matters; and
 - C. Submit other reports as requested.
3. This is a “management consultant study” and project management which must be

November 23, 2015
Regular Meeting

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

performed by someone who has expertise in municipal government, has extensive training and a proven reputation in this field. Therefore, it meets the statutory definition of an EUS.

It requires an analysis of subjective qualifications akin to professional services. The principal of IGC is Richard Turner. He is uniquely qualified to perform said services in light of his vast and varied experience and expertise in municipal government. He has served for years as an expert in municipal government, having been a Business Administrator, Town Manager and Mayor.

4. The service(s) contemplated are of such a specialized and qualitative nature that the performance of the service(s) cannot be reasonably described by written specifications. We need an expert in municipal government who has the ability to analyze the existing operations, tell us what we are doing wrong and give us recommendations as to how to improve the operations. We need a project manager to handle existing projects. Only an expert, with years of training, experience and judgment, can do that. We could not draft specifications to meet that description because it, of necessity, is subjective.
5. Accordingly, I certify that the proposed contract should be considered an extraordinary unspecifiable service in light of the above. Therefore, bidding on this contract is not warranted.
6. The foregoing is true. If anything is wilfully false, I am subject to punishment.

Dr. Felix Roque
Mayor, Town of West New York

November __, 2015

RESOLUTION
AUTHORIZING APPLICATION TO THE NEW JERSEY CIVIL SERVICE
COMMISSION REGARDING DONATED LEAVE PROGRAM

WHEREAS, the New Jersey Civil Service Commission (“Commission”) has a regulation governing donated leave programs in local service; and

WHEREAS, Town of West New York (“Town”) understands that a catastrophic health condition or injury can affect an employee; and

WHEREAS, the Town seeks to submit a donated leave program proposal to the Commission and to comply with all requirements under N.J.A.C. 4A:6-1.22 for the establishment of the program.

NOW, THEREFORE, BE IT RESOLVED that the Commissioners of the Town of West New York do hereby approve the submission of a donated leave program proposal to the Commission and to comply with all requirements under N.J.A.C. 4A:6-1.22 for the establishment of the program.

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

WHEREAS, Matthew Watkins was appointed as a member of the management committee of the North Hudson Regional Fire and Rescue and that term ends on December 31, 2015; and

WHEREAS, Matthew Watkins is no longer the Business Administrator for the Town of West New York and therefore the Town seeks to replace him on the management committee; and

November 23, 2015
Regular Meeting

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

WHEREAS, the Commissioners seek to appoint Joseph Roque to be a member of the management committee of the North Hudson Regional Fire and Rescue for a term to commence November 24, 2015 until December 31, 2016; and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Board of Commissioners of the Town of West New York do hereby appoint Joseph Roque as a member of the management committee of the North Hudson Regional Fire and Rescue for the term commencing November 24, 2015 until December 31, 2016.

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

ORDINANCE #18/15

An Ordinance Amending Hours for Street Sweeping

Note: Adelinn Plaza read the title of the foregoing Ordinance aloud.

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

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

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 Commissioner Cirillo, seconded by Commissioner Colacurcio, to **close the public hearing and adopt** this Ordinance, was carried by the following vote:

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

ORDINANCE #19/15

An Ordinance Authorizing the Grant of an Easement to 6401 Park Avenue Investments, LLC Over City Property Known as Block 17, Lot 22 (6401 Park Avenue)

Note: Adelinn Plaza read the title of the foregoing Ordinance aloud.

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

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

November 23, 2015
Regular Meeting

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 Commissioner Cirillo, seconded by Commissioner Colacurcio, to **close the public hearing and adopt** this Ordinance, was carried by the following vote:

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

REFUNDING BOND ORDINANCE #20/15

REFUNDING BOND ORDINANCE OF THE TOWN OF WEST NEW YORK, IN THE COUNTY OF HUDSON, NEW JERSEY, PROVIDING FOR THE REFUNDING OF CERTAIN SCHOOL BONDS, SERIES 2007B OF THE TOWN AND APPROPRIATING AN AMOUNT NOT EXCEEDING \$2,250,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$2,250,000 REFUNDING BONDS OF THE TOWN OF WEST NEW YORK FOR FINANCING THE COST THEREOF

Note: Adelinn Plaza read the title of the foregoing Ordinance aloud.

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

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

Notice
Ordinance #20/15

REFUNDING BOND ORDINANCE OF THE TOWN OF WEST NEW YORK, IN THE COUNTY OF HUDSON, NEW JERSEY, PROVIDING FOR THE REFUNDING OF CERTAIN SCHOOL BONDS, SERIES 2007B OF THE TOWN AND APPROPRIATING AN AMOUNT NOT EXCEEDING \$2,250,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$2,250,000 REFUNDING BONDS OF THE TOWN OF WEST NEW YORK FOR FINANCING THE COST THEREOF

The foregoing Ordinance was adopted for first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey, on **November 23, 2015** and ordered published, and will be further considered before final passage at a public hearing on **December 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: Adelinn Plaza read the foregoing Notice aloud.

REFUND BOND ORDINANCE #21/15

REFUNDING BOND ORDINANCE OF THE TOWN OF WEST NEW YORK, IN THE COUNTY OF HUDSON, NEW JERSEY, PROVIDING FOR THE REFUNDING OF CERTAIN GENERAL IMPROVEMENT BONDS, SERIES 2007A OF THE TOWN AND APPROPRIATING AN AMOUNT NOT EXCEEDING \$5,250,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$5,250,000 REFUNDING BONDS OF THE TOWN OF WEST NEW YORK FOR FINANCING THE COST THEREOF

Note: Adelinn Plaza read the title of the foregoing Ordinance aloud.

November 23, 2015
Regular Meeting

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

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

Notice
Ordinance #21/15

REFUNDING BOND ORDINANCE OF THE TOWN OF WEST NEW YORK, IN THE COUNTY OF HUDSON, NEW JERSEY, PROVIDING FOR THE REFUNDING OF CERTAIN GENERAL IMPROVEMENT BONDS, SERIES 2007A OF THE TOWN AND APPROPRIATING AN AMOUNT NOT EXCEEDING \$5,250,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$5,250,000 REFUNDING BONDS OF THE TOWN OF WEST NEW YORK FOR FINANCING THE COST THEREOF

The foregoing Ordinance was adopted for first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey, on **November 23, 2015** and ordered published, and will be further considered before final passage at a public hearing on **December 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: Adelinnny Plaza read the foregoing Notice aloud.

ORDINANCE #22/15

An Ordinance Amending Designation of Drop Off Zone As Provided by the Americans with Disabilities Act

Note: Adelinnny Plaza 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:

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

Notice
Ordinance #22/15

An Ordinance Amending Designation of Drop Off Zone As Provided by the Americans with Disabilities Act

The foregoing Ordinance was adopted for first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey, on **November 23, 2015** and ordered published, and will be further considered before final passage at a public hearing on **December 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: Adelinnny Plaza read the foregoing Notice aloud.

November 23, 2015
Regular Meeting

ORDINANCE #23/15

An Ordinance Designating “No Parking” Zone

Note: Adelinn Plaza 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:

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

Notice
Ordinance #23/15

An Ordinance Designating “No Parking” Zone

The foregoing Ordinance was adopted for first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey, on **November 23, 2015** and ordered published, and will be further considered before final passage at a public hearing on **December 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: Adelinn Plaza read the foregoing Notice aloud.

ORDINANCE #24/15

**An Ordinance Amending Chapter 181 Section 4(a) of the Town of West New York
Municipal Code Regarding the fee for Permits for Dumpster/Construction
Containers**

Note: Adelinn Plaza 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:

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

Notice
Ordinance #24/15

**An Ordinance Amending Chapter 181 Section 4(a) of the Town of West New York
Municipal Code Regarding the fee for Permits for Dumpster/Construction
Containers**

The foregoing Ordinance was adopted for first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey, on **November 23, 2015** and ordered published, and will be further considered before final passage at a public hearing on **December 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: Adelinn Plaza read the foregoing Notice aloud.

November 23, 2015
Regular Meeting

ORDINANCE #25/15

**An Ordinance Amending Chapter 379 of the Code of the Town of West New York
(Tree Removal)**

Note: Adelinn Plaza 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:

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

Notice
Ordinance #25/15

**An Ordinance Amending Chapter 379 of the Code of the Town of West New York
(Tree Removal)**

The foregoing Ordinance was adopted for first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey, on **November 23, 2015** and ordered published, and will be further considered before final passage at a public hearing on **December 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: Adelinn Plaza read the foregoing Notice aloud.

ORDINANCE #26/15

**An Ordinance Amending Chapter 248 of the Code of the Town of West New York
(Massage Parlors)**

Note: Adelinn Plaza 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:

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

Notice
Ordinance #26/15

**An Ordinance Amending Chapter 248 of the Code of the Town of West New York
(Massage Parlors)**

The foregoing Ordinance was adopted for first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey, on **November 23, 2015** and ordered published, and will be further considered before final passage at a public hearing on **December 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: Adelinn Plaza read the foregoing Notice aloud.

November 23, 2015
Regular Meeting

ORDINANCE #27/15

**An Ordinance Establishing Chapter ___ of the Code of the Town of West New York
(Construction Cranes)**

Note: Adelinn Plaza read the title of the foregoing Ordinance aloud.

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

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

Notice
Ordinance #27/15

**An Ordinance Establishing Chapter ___ of the Code of the Town of West New York
(Construction Cranes)**

The foregoing Ordinance was adopted for first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey, on **November 23, 2015** and ordered published, and will be further considered before final passage at a public hearing on **December 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: Adelinn Plaza read the foregoing Notice aloud.

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, and 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 litigation entitled Town of West New York v. Port Imperial Racing Associates LLC, Docket No. Bergen-L-5540-15.

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

It was regularly moved by Commissioner Colacurcio, seconded by Mayor Roque, that the above Resolution be adopted, was carried by the following vote:

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

Note: Adelinn Plaza read the title of the foregoing Resolution aloud. The Governing Body exited the court chambers at 7:16 p.m. and went to Police Training Room to conduct Closed Executive Session.

Note: Regular Meeting reconvened at 7:46 p.m.

November 23, 2015
Regular Meeting

A Motion was made by Commissioner Colacurcio, seconded by Commissioner Cirillo, **to open Public Portion of meeting at 7:46 p.m.**, was carried by the following vote:

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

Public Portion:

The following persons wished to be heard:

1. Ronald Scheurle, 6119 Tyler Place, WNY:

Mr. Scheurle asked if the residency ordinance adopted was being enforced. Corporation Counsel Sean Dias advised him that the Town was. Mr. Scheurle also wanted to know why the newly appointed health officer Gina Diaz was hired in West New York when she lives in North Bergen in addition to the Town already having a health officer. Mr. Dias advised him that the law does not allow the Town to discuss personnel matters without giving proper notice to the individual (s) being discussed. Mr. Scheurle asked "then when can we talk about it" and he was advised that only when proper notice is given and the governing body went into close session. He wanted to know if he would be able to obtain a copy of the contract for Ms. Diaz and he was advised that under OPRA he was able to request any public records. Mr. Scheurle stated that hiring someone who lives in another town and with \$110,000 salary is "ridiculous and whoever hired her should hide their face in shame". He further stated that there were so many part-time employees working for pennies and are not given an opportunity to advanced or make a living. He then turned to Commissioner Colacurcio and asked her "Commissioner do you live in West New York or in Fairview?" Mayor Roque advised him to please direct any questions he had to him and then he would address it. Mayor Roque advised him that the Commissioner lives in West New York. Commissioner Colacurcio clarified that she spends a lot of time in Fairview because of the missionary she runs for the poor but that she resides at 6600 Boulevard East #11E, West New York.

Note: Adelinn Plaza asked if anyone else wished to be heard.

2. John Coniglia, Counsel to K. Hovnanian Homes:

Mr. Coniglia advised that his client has started building a 13 story building at Port Imperial and wanted relief on the construction hour ordinance section 135-4, which limits construction work hours on Saturdays from 7:00 a.m. to 4:00 p.m. He explained that due to the peculiar nature of this building and the size of the concrete slab there's a special concrete mix that needs to be used for the concrete slab and that result of this is that concrete plants that can do this can only do so on Saturdays because they can't make the same product during the week. He explained that he has spoken to the Town Engineer Tom and Tom O'Malley and have also consulted with the Mayor of Weehawken and all of the neighboring towns this would affect. Mr. Coniglia asked for permission to start prep work at 4 a.m. and have the trucks coming in from 5:00 a.m. in order to speed up the process of their project. They will require police officers for traffic control and a 14 hour work day. Mayor Roque congratulated Mr. Coniglia for the 300 trucks they would require to lay this concrete slab. Mr. Coniglia chuckled and advised that it would take around 32 trucks an hour which amounts to approximately 300 trucks for the day. Mayor Roque advised him that this must be coordinated properly to avoid an impact to surrounding Towns and asked for a week to meet with Mayor Turner in order to make it feasible for them.

Note: Prior to Mr. Coniglia's presentation, Corporation Counsel Sean Dias and Monica De Los Rios announced that they would be exiting the meeting due to conflict of interest with the matter being discussed.

November 23, 2015
Regular Meeting

A motion was made by Commissioner Colacurcio, seconded by Mayor Roque, **to close the Public Portion at 7:55 pm**, was carried by the following vote:

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

A motion was made by Commissioner Colacurcio, seconded by Commissioner Rodriguez, **to adjourn the meeting at 7:55 p.m.** was carried by the following vote:

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

Commissioner Cosmo A. Cirillo

Commissioner Susan M. Colacurcio

Commissioner Margarita Guzman

Commissioner Gabriel Rodriguez

Mayor Felix E. Roque
Board of Commissioners

Attest:

Adelinny Plaza
Town Clerk's Office