

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

***Minutes of Regular Meeting
(Regular Session)
January 20, 2016***

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

***ATTEST: CARMELA RICCIE, RMC
TOWN CLERK***

January 20, 2016
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, January 20, 2016 at 7:00 p.m. (6:00 p.m. Work Session):

Present: Commissioners Cirillo, Colacurcio, Guzman and Rodriguez
Absent: Mayor Roque
Also Present: Town Clerk Carmela Riccio, Corporation Counsel Sean Dias and Monica De Los Rios

Meeting commenced at 7:20 P.M.

Town Clerk Carmela Riccio made the following announcement:

As presiding officer of this Regular Meeting of the Board of Commissioners of the Town of West New York, held on **January 16, 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 23, 2015. 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: Before the commencement of business, Commissioner Rodriguez asked the attendees to join in a moment of silence for the passing of Mr. Armando Acosta, a Public Works employee for over (25) twenty five years who recently succumbed to cancer.

Minutes of Previous Meeting:

It was regularly moved by Commissioner Colacurcio, seconded by Commissioner Rodriguez, that the Minutes of Regular Meetings: 11/23/15 and 12/16/15 (Work and Regular Sessions) be approved as recorded, was carried by the following vote:

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

Claims: Dated 1/16/16 (Claims are available for public inspection in the Town Clerk's Office):

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

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

January 20, 2016
Regular Meeting

Receipt of Financial Reports:

FINANCIAL REPORTS - MONTH OF DECEMBER 2015

1. From Construction Code Official Office, reporting the sum of \$98,534.35 Collected for the month of December, 2015.
2. From Construction Code Official Office, reporting the total sum of \$985,349.35 Collected for the year 2015.
3. From Director Robert Antolos (Police Dept.), reporting the sum of \$12,050.55 Collected for the month of December, 2015.
4. From Director Robert Antolos (Police Dept.), reporting the Annual Interest Earned of \$8.82 Collected for the year 2015.
5. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$975.00 For Special Licenses for the month of December, 2015.
6. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$616.00 For Marriage/death certificates for the month of December, 2015.
7. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$34.00 For Dogs Licenses for the month of December, 2015.
8. From (Revenue and Finance Department) reporting the sum of \$3,351,558.82 Collected for the month of December, 2015.
9. From Carmela Riccio, RMC, Town Clerk, reporting the sum of \$72.45 collected for the month of December, 2015.

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

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

**January 20, 2016
Regular Meeting**

Communication

RFP Results

Re: Repair and Maintenance of the Brine System and Equipment

BID PROPOSAL FORMATION

Proposal Receipt Date: 1/8/16 Budgeted Amount: \$
Proposal Time: 9:30 am Estimated Amount: \$
Location for proposal: Town Clerk's Office
Proposal for: Repair and Maintenance of the Brine System and Equipment
Department of:
Personnel at Opening: Adelinnny Plaza
Remarks: Time to receive bids was closed at 9:35 a.m.

**NO BIDS RECEIVED AS SPECIFICATIONS WERE
NEVER PREPARED AS PER QPA XENIA RIVERO**

Communication

RFP Results

Re: Sports Uniform

RFP PROPOSAL FORMATION

Proposal Receipt Date: 1/8/16 Budgeted Amount: \$
Proposal Time: 10:00 am Estimated Amount: \$
Location for proposal: Town Clerk's Office
Proposal for: Sports Uniforms
Department of:
Personnel at Opening: Adelinnny Plaza
Remarks: Time to receive bids was closed at 10:05 a.m.
Reserved decision pending review by Corporation Counsel

NO BIDS RECEIVED

January 20, 2016
Regular Meeting

Communication

RFP Results
Re: Auto Parts

BID PROPOSAL FORMATION

Proposal Receipt Date: 1/8/16 Budgeted Amount: \$

Proposal Time: 10:30 am Estimated Amount: \$

Location for proposal: Town Clerk's Office

Proposal for: Auto Parts

Department of:

Personnel at Opening: Adelinnny Plaza

Remarks: Time to receive bids was closed at 10:35 a.m.
Reserved decision pending review by Corporation Counsel

NO BIDS RECEIVED

January 20, 2016
Regular Meeting

Communication

RFP Results
Re: Elevator Maintenance

BID PROPOSAL FORMATION

Proposal Receipt Date: 1/8/16 Budgeted Amount: \$

Proposal Time: 11:00 am Estimated Amount: \$

Location for proposal: Town Clerk's Office

Proposal for: Elevator Maintenance

Department of:

Personnel at Opening: QPA Xenia Rivero, Adelinnny Plaza, and Vivian Maynard

Remarks: Time to receive bids was closed at 11:05 a.m.
Reserved decision pending review by Corporation Counsel

BIDDER #1 (Name) Standard Elevator Corporation Cost: \$170.00/hr
(Address) P.O. Box 2204 \$600.00/month
Clifton, NJ 07015 (See Bid Prop Attached)

Bid Bond: X Check: _____

BIDDER #2 (Name) EMCO Cost: \$210.00/hr
(Address) 580 Elm Street \$600.00/month
Kearny, NJ 07032 (See Bid Prop Attached)

Bid Bond: X Check: _____

BIDDER #3 (Name) Slade Elevator Cost: \$160.00/hr
(Address) 1101 Bristol Road NO Monthly Fee
Mountainside, NJ 07092 (See Bid Prop Attached)

Bid Bond: X Check: _____

BIDDER #4 (Name) Richmond Elevator Cost: \$166.00/hr
(Address) 17 Rector Street \$975.00/month
Staten Island, NY 10310 (See Bid Prop Attached)

Bid Bond: X Check: _____

January 20, 2016
Regular Meeting

Communication

RFP Results

Re: Surveillance Cameras for Various Parks

BID PROPOSAL FORMATION

Proposal Receipt Date: 1/8/16 Budgeted Amount: \$

Proposal Time: 11:30 am Estimated Amount: \$

Location for proposal: Town Clerk's Office

Proposal for: Surveillance Cameras for various parks

Department of:

Personnel at Opening: QPA Xenia Rivero, Adelinnny Plaza and Vivian Maynard

Remarks: Time to receive bids was closed at 11:35 a.m.
Reserved decision pending review by Corporation Counsel

BIDDER #1 (Name) International Alarm & Security LLC Cost: \$95,000.00
(Address) 2 Sixth Street
Ridgefield Park, N.J. 07660 (See Bid Prop Attached)

Bid Bond: X Check: _____

BIDDER #2 (Name) Millennium Communication Group Cost: \$163,109.00
(Address) 11 Melanie Ln. Unit 13
East Hanover, N.J. 07936 (See Bid Prop Attached)

Bid Bond: _____ Check: _____

BIDDER #3 (Name) American Integrated Security Group Cost: \$81,915.35
(Address) 1501 132nd Street
College Point, N.Y. 11378 (See Bid Prop Attached)

Bid Bond: _____ Check: _____

BIDDER #4 (Name) Total Security Cost: \$102,046.05
(Address) 206 Hempstead Turnpike
W. Hempstead, N.Y. 11552 (See Bid Prop Attached)

Bid Bond: _____ Check No.: 113707449

January 20, 2016
Regular Meeting

Communication

RFP Results

Re: Police Physician (3rd Occasion)

RFP PROPOSAL FORMATION

Proposal Receipt Date: January 11, 2016
Proposal Time: 10:00 am
Location for proposal: Town Clerk's Office
Proposal for: Police Physician (3rd Occasion)
Personnel at Opening: Vivian Maynard, Sarita Serrano
Remarks: Time to receive RFQS was closed at 10:05 am

RESPONDER #1(Name) Ironbound Medical Services
(Address) 221 Chestnut Street
Newark, N.J. 07105

RESPONDER #2(Name) Concentra
(Address) 30 Seaview Dr.
Secaucus, N.J. 07094

Communication

RFP Results

Re: Consultant to Study Police Dept. Personnel (3rd Occasion)

RFQ PROPOSAL FORMATION

Proposal Receipt Date: January 11, 2016
Proposal Time: 10:30 am
Location for proposal: Town Clerk's Office
Proposal for: Consultant to Study Police Dept. Personnel (3rd Occasion)
Personnel at Opening: Vivian Maynard, Sarita Serrano
Remarks: Time to receive RFQS was closed at 10:35 am

RESPONDER #1(Name) Group 77, LLC
(Address) 102 Deerfield Terrace
Mahwah, NJ 07430

January 20, 2016
Regular Meeting

Ratifying Proclamation
Re: Honoring Jovan Caraballo

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

Whereas, Jovan Caraballo was born on September 19, 1999 and has two siblings, Alyssa Acevedo and Julian Caraballo; and

Whereas, Jovan attended West New York Middle School where he discovered his passion for art and wished to pursue graphic design; and

Whereas, Jovan was named honorary Young Member for the Lama Poconos Chapter; Honorary Sheriff of Hudson County and honorary Deputy of West New York; and

Whereas, Jovan departed this life on January 24, 2015 but during his time here on earth he proved to us that he is the real “Iron Man” with a heart of steel and persistence to battle his illness relentlessly;

Now, therefore, I, Mayor Felix E. Roque and the Board of Commissioners of the Town of West New York wish to honor the life and memory of Jovan Caraballo and extend our heartfelt condolence and sympathy to his family on behalf of the citizens of the Town of West New York.

Consent Agenda:

It was regularly moved by Commissioner Colacurcio, seconded by Commissioner Guzman that the following Consent Agenda Items Nos. R-1 through R-35 (**excluding Resolutions #R-14 Re: Transfer of Funds for 2015 (Modifications); #R-25 Re: Authorizing Emergency Temporary Appropriation for Year 2016 and #R-30 Re: Authorizing Closure of Executive Session**) be adopted, and was carried by the following vote:

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

Note: Town Clerk Carmela Riccio read aloud the titles of all Resolutions and asked the governing body to establish a Consent Agenda, which was done.

RESOLUTION

APPOINTING CARLOS BARROS, LIZZETTE CUERVO, CINDY TREJO AND YOLEISY YANEZ AS MEMBERS OF THE WEST NEW YORK RENT CONTROL BOARD

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

WHEREAS, certain vacancies exist on the Rent Control Board due to the resignation of a member and expiration of terms on December 16, 2015; and

WHEREAS, Carlos Barros is eligible and available to serve as a member of the Board; and

WHEREAS, Lizzette Cuervo is eligible and available to serve as a member of the Board; and

WHEREAS, Cindy Trejo is eligible and available to serve as a member of the Board; and

WHEREAS, Yoleisy Yanez is eligible and available to serve as a member of the Board; and

January 20, 2016
Regular Meeting

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

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

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

1. Carlos Barros is appointed to serve as a member of the Board (replacing Jesus Aristy), commencing January 21, 2016 for a one (1) year term expiring January 20, 2017.
2. Lizzette Cuervo is appointed to serve as a member of the Board (replacing Angela Duval), commencing January 21, 2016 for a one (1) year term expiring January 20, 2017.
3. Cindy Trejo is appointed to serve as a member of the Board, commencing January 21, 2016 for the unexpired term of Daniel Ortega, expiring December 16, 2016.
4. Yoleisy Yanez is appointed to serve as a member of the Board (replacing David Morel), commencing January 21, 2016 for a one (1) year term expiring January 20, 2017.

Resolution

Re: Authorizing the Town Clerk to Advertise
To Receive Bids for "2015 or Newer Type III Ambulance" on
Tuesday, February 9, 2016 at 10:00 a.m. in Town Clerk's Office

NOW, THEREFORE, BE IT RESOLVED that the Town Clerk is hereby authorized and directed to advertise for the receiving of bids for "2015 or Newer Type III Ambulance" on Tuesday, February 9, 2016 at 10:00 a.m. in Town Clerk's Office in accordance with specifications on file in the Town Clerk's Office.

RESOLUTION

Re: Repealing Resolution adopted on 5/19/2004
(Restricted Parking for Handicapped Resident) as follows:
311 – 64th Street (Mario Mancini)

Whereas, the governing body of the Town of West New York adopted a Resolution on May 19, 2004 establishing restricted parking for use by a handicapped resident; and

Whereas, the handicapped person involved has either moved or died since implementation of above mentioned resolution;

Now, therefore, be it resolved by the Mayor and Board of Commissioners of the Town of West New York that the above resolution is hereby repealed:

311 – 64th Street (Mario Mancini)

Be it further resolved that the Department of Public Safety is directed to remove all signage for the spaces as directed by this resolution.

Be it further resolved that this resolution shall take effect immediately upon passage.

January 20, 2016
Regular Meeting

Consent Agenda (cont.):

RESOLUTION

Re: Repealing Resolution adopted on 4/16/2014
(Restricted Parking for Handicapped Resident) as follows:
594 – 67th Street (Nora F. Calienes)

Whereas, the governing body of the Town of West New York adopted a Resolution on April 16, 2014 establishing restricted parking for use by a handicapped residents; and

Whereas, the handicapped person involved has either moved or died since implementation of above mentioned resolution;

Now, therefore, be it resolved by the Mayor and Board of Commissioners of the Town of West New York that the above resolution is hereby repealed:

594 – 67th Street (Nora F. Calienes)

Be it further resolved that the Department of Public Safety is directed to remove all signage for the spaces as directed by this resolution.

Be it further resolved that this resolution shall take effect immediately upon passage.

RESOLUTION

Re: Refunds of Overpayments (\$23,381.42)

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
CORELOGIC	49/16	\$2,330.72	2013
	55/41	\$1,445.00	2015
PHH MORTGAGE CORP	142/7	\$1,870.00	2015
MAGPILY, GERALD	49/20 C0015	\$599.68	2015
WELLS FARGO	6/10	\$799.64	2015
	80/36	\$315.68 (SEWER)	2015
	80/36	\$65.00	
PRO CAPITAL 5	130/2 C0302	\$6.00	2015
JERLAIANU, IONEL & ROSEMARIE	42/37	\$3,367.00	2014
VARELA, CHRISTIAN	20/9 C0003	\$969.00	2013
JUAREZ, NELBY A	32/41 C0205	\$293.30 (SEWER)	2014
BARAK, AVI	9/4 C0045	\$328.50 (SEWER)	2014
		\$40.16	2014
PAM INVESTORS	137/20	\$10,951.74 *	2015
	GRAND TOTAL	\$23,381.42	

January 20, 2016
Regular Meeting

Consent Agenda (cont.):

RESOLUTION
Refunds of Premiums (\$1,323,400.00)

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 CUST FOR EMP VII NJ PORTFOLIO	152/26.01	15-0463	\$1,000.00
	108/3	15-0305	\$1,500.00
	122/7	15-0369	\$3,000.00
	166/4	15-0500	\$5,000.00
TTLBL, LLC	3/9	15-0006	\$5,000.00
	5/42	15-0029	\$5,000.00
	16/37	15-0058	\$5,000.00
	21/9	15-0073	\$5,200.00
	21/10	15-0074	\$17,000.00
	28/4	15-0084	\$12,500.00
	28/5	15-0085	\$27,000.00
	42/21.02	15-0145	\$9,000.00
	50/24	15-0166	\$20,000.00
	80/1	15-0235	\$85,000.00
	82/46	15-0250	\$17,000.00
	85/38	15-0262	\$13,000.00
	86/10	15-0265	\$10,000.00
	96/11 C0017	15-0275	\$2,500.00
	96/11 C0026	15-0276	\$2,700.00
	98/18	15-0286	\$6,000.00
	101/3 C0032	15-0295	\$2,400.00
	104/23	15-0297	\$12,500.00
	110/5 C0210	15-0322	\$5,800.00
	110/5 C0409	15-0342	\$4,500.00
	110/5 C0412	15-0344	\$7,200.00
	115/13	15-0355	\$12,100.00
	119/4	15-0361	\$22,100.00
	132/24	15-0408	\$14,100.00
	136/25	15-0426	\$10,000.00
	145/16	15-0442	\$15,100.00
147/11	15-0449	\$15,000.00	
152/26	15-0462	\$8,600.00	
158/14	15-0488	\$13,100.00	
16/26	15-0056	\$3,000.00	
5/50	14-0020	\$6,000.00	
82/15	15-0248	\$15,000.00	
49/12	15-0164	\$12,500.00	
42/36	15-0149	\$25,000.00	
16/38	14-0400	\$12,000.00	
8/36	15-0036	\$20,000.00	

January 20, 2016
Regular Meeting

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

	100/26	15-0293	\$20,100.00
	153/33	15-0471	\$8,100.00
	33/34/c0013	15-0097	\$5,700.00
	155/7	15-0480	\$3,400.00
	152/5	15-0461	\$20,000.00
	153/27	15-0469	\$14,000.00
	11/20/C0001	14-0030	\$4000.00
	98/26	15-0289	\$30,000.00
US BANK C/F TOWER	11/19 C0121	15-0044	\$4,000.00
DBW V TR 2015-1	43/22	15-0153	\$500.00
	54/24	15-0171	\$9,000.00
	92/25	15-0272	\$20,000.00
	110/5 C0206	15-0320	\$3,100.00
	110/5 C0406	15-0339	\$3,100.00
	120/53	15-0364	\$34,000.00
	126/32	15-0381	\$24,000.00
	139/11	15-0431	\$2,000.00
	143/19	15-0441	\$12,000.00
	150/15	15-0458	\$1,200.00
	155/14.02	15-0481	\$1,200.00
	160/4	15-0492	\$13,100.00
	168.01/1.25 C0005	15-0514	\$18,100.00
	37/17 C0005	15-0116	\$3,500.00
	41/23	15-0140	\$20,000.00
	153/11	15-0468	\$8,900.00
	20/36 C0011	15-0072	\$3,500.00
	20/35	15-0071	\$29,000.00
	168.01/1.32 C0462	15-520	\$9,100.00
	145/19	15-0443	\$21,000.00
	23/15.01	15-0078	\$6,100.00
	168.01/8.01 C0212	15-0525	\$9000.00
PAM INVESTORS	11/45	15-0047	\$2,000.00
	22/3	15-0075	\$2,000.00
	45/11	15-0156	\$1,400.00
	55/42	15-0180	\$1,400.00
	59/17	15-0189	\$17,000.00
	103/17	15-0296	\$100.00
	110/5 C0220	15-0325	\$1,500.00
	110/5 C0321	15-0337	\$1,900.00
	130/5.01 C0308	15-0399	\$500.00
	133/13 C0304	15-0414	\$1,000.00
	150/14	15-0457	\$2,000.00
	158/12	15-0486	\$12,000.00
	158/13	15-0487	\$3,100.00
	161/27	15-0497	\$19,000.00
	37/16 C0006	15-0111	\$1,100.00
	37/16/C0005	15-0110	\$1,100.00
	37/16 C0008	15-0113	\$1,000.00
	37/16 C0009	15-0114	\$1,100.00
	122/8	14-0355	\$1,000.00
	168.01/1.07 C0287	15-0507	\$1,100.00
	130/5.01 C0502	15-0388	\$500.00
	123/17.01	15-0373	\$1,500.00
	5/25 C0004	15-0013	\$3,000.00
	130/5.01/c0209	15-0397	\$1,200.00
	97/4	15-0280	\$9,000.00
	5/32/C0916	15-0024	\$7,000.00

January 20, 2016
Regular Meeting

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

PFS FINANCIAL 1 LLC	39/12 C0014 57/29	15-0130 15-0188	\$2,500.00 \$75,000.00
US BANKCUST FOR PC6, LLC STERLING NT	73/25 110/5 C0110 110/5 C0115 110/5 C0209 130/5.01 C0507 149/28 168.01/7.06 C0506 37/17 C0003 37/16 C0004 37/17 C0006 37/16 C0007 130/5.01 C0309 33/34 C0016 5/8 168.01/8.03/c0110	15-0219 15-0313 15-0315 15-0323 15-0390 15-0455 15-0545 15-0115 15-0109 15-0117 15-0112 15-0401 15-0098 15-0008 15-0528	\$1,200.00 \$500.00 \$100.00 \$100.00 \$200.00 \$1,300.00 \$7,000.00 \$1,000.00 \$1,000.00 \$1,000.00 \$1,000.00 \$1,100.00 \$1,000.00 \$30,000.00 \$16,000.00
US BANK CUST BV002 TRST & CRDTRS	168.01/1.29 C0507 168.01/8.03 C0142 168.01/8.03 C0429 130/2 C0207 40/6 155/4	15-0516 15-0530 15-0532 15-0391 15-0133 15-0479	\$4,000.00 \$7,000.00 \$1,700.00 \$900.00 \$3,200.00 \$3,900.00
FNA JERSEY BOI, LLC	96/22 96/35	14-0286 14-0289	\$18,000.00 \$15,000.00
DEFINED CAPITAL, LLC	161/22 168.01/1.09 C0250 168.01/8.03/C0103	15-0496 15-0510 15-0527	\$22,000.00 \$39,000.00 \$30,000.00
US BANK FOR PC5 STERLING	5/35 C0002 42/37 168.01/8.03/C0212	14-0015 14-0137 14-0526	\$1,000.00 \$14,000.00 \$9,100.00
US BANL C/F BV002 TRST&CRDTRS	168.01/1.29 C0507 168/.01/8.03/C0142 168.01/8.03/C0429 130/2/C0507 40/6 155/4	15-0516 15-0530 15-0532 15-0391 15-0133 15-0479	\$4,000.00 \$7,000.00 \$1,700.00 \$900.00 \$1,398.05 \$3,900.00
US BANK C/F ACTLIEN	149/7.01	15-0453	\$40,000.00
US BANK C/F BV001	36/33/C00017 73/14	14-0100 14-0213	\$7,000.00 \$13,000.00
ISAAC MORADI	74/4/C0025	14-0221	\$2,000.00
		GRAND TOTAL	\$1,323,400.00

**January 20, 2016
Regular Meeting**

Consent Agenda (cont.):

RESOLUTION
Re: State Court Tax Appeals (\$239,847.15)

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
IRWIN LAW FIRM AATY. TRUST F.B.O EISENBERG H	151/5	\$26,128.17	2010
		\$26,474.48	2011
		\$26,319.66	2012
		\$27,093.77	2013
		\$27,264.89	2014
		\$29,179.78	2015
FEINSTEIN,RAISS,KELIN & BOOKER	125/8	\$18,287.50	2013
		\$23,422.00	2014
		\$30,438.50	2015
DANIEL G. KEOUGH TRUSTEE 528 57 TH STREET, LLC	126/33	\$2,673.20	2009
		\$2,565.20	2010
	GRAND TOTAL	\$239,847.15	

RESOLUTION
Re: Move Tax overpayments from one year to another (two properties)

WHEREAS, there is an overpayment on the 4TH quarter 2015 tax bill in the amount of \$229.74 for property located at 419 55TH Street A/K/A block 84 lot 12.02 and

WHEREAS, there is an overpayment on the 4th quarter 2015 tax bill in the amount of \$2,518.51 for property located at 598 67th Street A/K/A block 166 lot 12 and

WHEREAS, the taxpayers are requesting there overpayments be moved to credit there 2016 1st quarter taxes on the said properties

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

January 20, 2016
Regular Meeting

Consent Agenda (cont.):

RESOLUTION
Refunds of Redemptions (\$655,764.43)

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 CUST FOR EMP VII NJ PORTFOLIO	152/26.01	15-0463	\$6,662.85
	108/3	15-0305	\$80,111.04
	122/7	15-0369	\$3,047.53
	132/11	15-0407	\$11,125.94
	166/4	15-0500	\$4,062.39
TTLBL LLC	3/9	15-0006	\$1,712.00
	5/42	15-0029	\$840.27
	16/37	15-0058	\$1,185.64
	21/9	15-0073	\$1,573.41
	21/10	15-0074	\$3,492.96
	28/4	15-0084	\$4,405.35
	28/5	15-0085	\$4,202.28
	42/21.02	15-0145	\$1,723.53
	50/24	15-0166	\$7,251.68
	80/1	15-0235	\$21,105.93
	82/46	15-0250	\$3,056.69
	85/38	15-0262	\$2,363.83
	86/10	15-0265	\$3,743.53
	96/11 C0017	15-0275	\$719.64
	96/11 C0026	15-0276	\$691.94
	98/18	15-0286	\$1,349.54
	101/3 C0032	15-0295	\$621.87
	104/23	15-0297	\$3,983.61
	110/5 C0210	15-0322	\$830.94
	110/5 C0409	15-0342	\$728.03
	110/5 C0412	15-0344	\$600.21
	115/13	15-0355	\$2,412.52
	119/4	15-0361	\$6,484.76
	132/24	15-0408	\$2,141.19
	136/25	15-0426	\$2,510.03
	145/16	15-0442	\$339.92
	147/11	15-0449	\$4,732.65
152/26	15-0462	\$3,076.13	
158/14	15-0488	\$978.43	
16/26	15-0056	\$836.73	
5/50	14-0020	\$2,739.05	
82/15	15-0248	\$2,289.85	
49/12	15-0164	\$1,691.60	
42/36	15-0149	\$2,709.13	
16/38	14-0040	\$7,166.32	
08/36	15-0036	\$2775.36	
100/26	15-0293	\$1,088.23	

January 20, 2016
Regular Meeting

Consent Agenda (cont.):

Resolution (cont.):

	153/33	15-0471	\$1,685.82
	33/34/C0013	15-0097	\$1,017.26
	155/7	15-0480	\$678.35
	152/5	15-0461	\$6343.31
	153/27	15-0469	\$4,577.06
	11/20/C0001	14-0030	\$6,369.00
	98/26	15-0289	13,132.45
US BANK C/F TOWER	11/19 C0121	15-0044	\$3,238.09
DBW V TR 2015-1	43/22	15-0153	\$271.12
	54/24	15-0171	\$2,791.65
	92/25	15-0272	\$7,665.84
	110/5 C0206	15-0320	\$1,124.47
	110/5 C0406	15-0339	\$1,124.47
	120/53	15-0364	\$20,382.06
	126/32	15-0381	\$14,086.93
	139/11	15-0431	\$1,036.31
	143/19	15-0441	\$4,547.48
	150/15	15-0458	\$920.15
	155/14.02	15-0481	\$350.26
	160/4	15-0492	\$3,619.65
	168.01/1.25 C0005	15-0514	\$4,583.24
	37/17 C0005	15-0116	\$1,356.53
	41/23	15-0140	\$10,148.81
	153/11	15-0468	\$2,834.86
	20/36/C0011	15-0072	\$874.41
	20/35	15-0071	\$5422.63
	168.01/1.32/C0462	15-0520	\$8288.72
	145/19	15-0443	\$5920.07
	23/15.01	15-0078	\$2672.09
	168.01/8.01/C0212	15-0525	\$7,116.55
PAM INVESTORS	11/45	15-0047	\$868.07
	22/3	15-0075	\$972.88
	45/11	15-0156	\$835.28
	55/42	15-0180	\$531.86
	59/17	15-0189	\$1,560.94
	103/17	15-0296	\$563.82
	110/5 C0220	15-0325	\$348.27
	110/5 C0321	15-0337	\$50670
	130/5.01 C0308	15-0399	\$626.75
	133/13 C0304	15-0414	\$1,079.42
	150/14	15-0457	\$1,084.31
	158/12	15-0486	\$2,088.08
	158/13	15-0487	\$1,194.86
	161/27	15-0497	\$4,686.21
	37/16 C0006	15-0111	\$292.45
	37/16 C0005	15-0110	\$292.76
	37/16 C0008	15-0113	\$292.45
	37/16 C0009	15-0114	\$292.45
	122/8	14-0355	\$879.04
	168.01/1.07 C0287	15-0507	\$387.34
	130/5.01 C0502	15-0388	\$451.48
	123/17.01	15-0373	\$933.95
	5/25 C0004	15-0013	\$516.22
	130/5.01/C0209	15-0397	\$559.05
	97/4	15-0280	\$3,147.98
	5/32/C0916	15-0024	\$3,481.97

**January 20, 2016
Regular Meeting**

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

PFS FINANCIAL 1 LLC	39/12 C0014	15-0130	\$330.50
	57/29	15-0188	\$12,557.86
US BANKCUST FOR PC6,LLC STERLING NT	73/25	15-0219	\$406.15
	110/5 C0110	15-0313	\$265.07
	110/5 C0115	15-0315	\$287.99
	110/5 C0209	15-0323	\$256.03
	130/5.01 C0507	15-0390	\$720.79
	149/28	15-0455	\$470.17
	37/17 C0003	15-0115	\$283.17
	37/16 C0004	15-0109	\$292.45
	168.01/7.06 C0506	15-0545	\$1,891.50
	37/17 C0006	15-0117	\$295.89
	37/16 C0007	15-0112	\$292.45
	130/5.01 C0309	15-0401	\$449.64
	33/34 C0016	15-0098	\$447.77
	5/8	15-0008	\$20,878.84
	168.01/8.03/C0110	15-0528	\$6,773.58
US BANK CUST BV002 TRST. & CRDTRS	168.01/1.29 C0507	15-0516	\$444.16
	168.01/8.03 C0142	15-0530	\$1,592.16
	168.01/8.03 C0429	15-0532	\$187.17
	130/2/C0207	15-0391	\$390.41
	40/6	15-0133	\$1,398.05
	155/4	15-0479	\$629.92
FNA JERSEY BOI,LLC	96/22	14-0286	\$12,617.89
	96/35	14-0289	\$57,543.25
DEFINED CAPITAL, LLC	161/22	15-0496	\$6,931.83
	168.01/1.09 C0250	15-0510	\$17,649.03
	168.01/8.03/C0103	15-0527	\$15,576.32
US BANK C/F PC5 STERLING NAT'L	168.01/8.03/C0212	14-0526	\$9,080.68
	42/37	14-0137	\$6,365.89
US BK AS C/F ACTLIEN HLD. INC	149/7.01	15-0453	\$6,214.64
US BANK C/F TOWER DBW	7/9	11-0033	\$48,562.45
US BANK C/F BV001 TRST& CRDTRS	36/33/C0017	14-0100	\$11,824.20
	73/14	14-0213	\$19,607.12
ISAAC MORDI	74/4/C0025	14-0221	\$4,430.65
		GRAND TOTAL	\$655,764.43

**January 20, 2016
Regular Meeting**

Consent Agenda (cont.):

**RESOLUTION
County Tax Appeals (\$34,735.70)**

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

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

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

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

NAME	BLOCK-LOT	AMOUNT	YEAR
NICHOLAS P CORRADO ATTY FOR MONTES	144/17	\$2,793.18	2015
WNY REALTY LLC	52/8.02	\$12,533.50	2015
AN-MAR REALTY, LLC	7/12.01	\$18,692.82	2015
6001 POLK STREET, LLC	138/17	\$716.20	2015
	GRAND TOTAL	\$34,735.70	

**RESOLUTION
Re: Cancel Tax Sale Certificate (5711 Bergenline)**

WHEREAS, the Tax Collector sold Tax Sale Certificate 14-0313 to U S Bank custodian for BV001 TRST & CRDTRS at a Tax Sale held on December 17, 2014 for property located at 5117 Bergenline Avenue A/K/A block 108 lot 18 and

WHEREAS, prior to the Tax Sale the property owner filed for bankruptcy therefore Tax Sale Certificate 14-0313 should not have been sold and

WHEREAS, due to the bankruptcy protection it is necessary for Tax Sale Certificate 14-0313 to be canceled and any monies paid by US Bank custodian for BV001 TRST. & CRDTRS to be refunded.

THEREFORE, the Tax Collector is hereby authorized to cancel Tax Sale Certificate# 14-0313 and refund the amounts paid by US Bank custodian for BV001 TRST & CRDTRS.

NAME	BLOCK/LOT	AMOUNT	CERTIFICATE NUMBER
US BANK CUST. FOR	108/18	\$17,021.88	14-0313

January 20, 2016
Regular Meeting

Consent Agenda (cont.):

RESOLUTION
Re: Tax Correction (5707 Hudson Avenue)

WHEREAS, a payment in the amount of \$1,349.20 was received in the Tax Office for 4th quarter 2015 taxes for property located at 5707 Hudson Avenue A/K/A block 70 lot 19.01 C0032 and

WHEREAS, the said payment was misapplied to the 1st quarter 2016 tax for property located at 5707 Hudson Avenue A/K/A block 70 lot 19.01 C0032 and

NOW, therefore be it resolved the Tax Collector is hereby authorized to move the payment in the amount of \$1,349.20 to the 4th quarter 2015 and to waive any interest as a result of this error.

RESOLUTION
TO APPROVE CONTRACT FOR
INTERPRETING SERVICES WITH SOL'S INTERPRETING SERVICES

WHEREAS, the Town West New York solicited proposals under a fair and open process for a contract to provide interpreting services for the municipal court, rent board and mediation involving the Town ; and

WHEREAS, one proposal was received and the Town of West New York evaluated this proposal and determined that the firm of Sol's Interpreting Services can provide the services needed by the Town; and

WHEREAS, the proposal from Sol's Interpreting Services established a rate of \$160.00 per court session based on the per session fee set by the Administrative Office of the Courts and it is anticipated that there will be approximately 5 court sessions per week for 50 weeks and additional time for mediation sessions and rent board interpreting services, for the year, for a not to exceed amount of \$45,000.00; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York do hereby authorize a contract with Sol's Interpreting Services.

BE IT FURTHER RESOLVED, the Town shall pay Sol's Interpreting Services \$160.00 per session, and not to exceed \$45,000.00 in accordance with the proposal for these services.

BE IT FURTHER RESOLVED, that the Mayor and Town clerk are authorized to execute a contract with Sol's Interpreting Services for these services.

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

RESOLUTION
Re: Repealing Resolution adopted on 1/18/2012
(Restricted Parking for Handicapped Resident) as follows:
5701 Park Avenue #4B –East Side of Park Avenue (Ysabel Quintanilla)

Whereas, the governing body of the Town of West New York adopted a Resolution on January 18, 2012 establishing restricted parking for use by a handicapped residents; and

Whereas, the handicapped person involved has either moved since implementation of above mentioned resolution;

Now, therefore, be it resolved by the Mayor and Board of Commissioners of the Town of West New York that the above resolution is hereby repealed:

5701 Park Avenue #4B – (East Side of Park Avenue)

Be it further resolved that the Department of Public Safety is directed to remove all signage for the spaces as directed by this resolution.

Be it further resolved that this resolution shall take effect immediately upon passage.

January 20, 2016
Regular Meeting

Consent Agenda (cont.):

RESOLUTION

**Re: Establishing restricted parking in front of one
(1) residence for use by handicapped resident as follows:
119-57th Street (Rita Orlich)**

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>
Rita Orlich 119-57 th Street West New York, NJ	South	Begin at a point, along the South side of 57 th Street. 164 feet East from the South East corner of 57 th Street and Broadway. 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

**Re: Establishing restricted parking in front of one
(1) residence for use by handicapped resident as follows:
6514 Palisade Ave. (Jaime Cardona)**

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>
Jaime Cardona 6514 Palisade Ave. West New York, NJ	South	Begin at a point, along the South side of 66 th Street. 15 feet East from the South East corner of 66 th Street and Palisade Ave. 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.

January 20, 2016
Regular Meeting

Consent Agenda (cont.):

Resolution (cont.):

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

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

RESOLUTION

**Re: Establishing restricted parking in front of one
(1) residence for use by handicapped resident as follows:
5902 Hudson Ave. (Victor E. Mendez)**

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>
Victor E. Mendez 5902 Hudson Ave. West New York, NJ	East	Begin at a point, along the east side of Hudson Ave., 35 feet north from the north east corner of 59 th St. and Hudson Ave. Then 22 feet north there from.

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

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

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

RESOLUTION

Re: 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 Architectural 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 legal services as may be needed by the Town of West New York for the professional service of Architectural Services; and

January 20, 2016
Regular Meeting

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

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

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

1. The Town Clerk is authorized and directed to publish and advertise a Request for Proposals for Architectural Services.
2. Such Request for Proposal (s) shall be published and advertised in accordance with a Fair and Open Process at least ten (10) days in advance of the opening of the responses to the Requests for Proposals received (“Statements of Proposals”), 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
3. The Mayor, with the Town Administrator and the Town Attorney both 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

RE: DESIGNATING OFFICIAL DEPOSITORIES FOR CALENDAR YEAR 2016

WHEREAS, under the provisions of state regulations (N.J.S.A. 40A:5-1) entitled Local Fiscal Affairs Law, the Town of West New York in accordance with N.J.S.A. 40A:5-14 hereby establishes Legal Depositories for public monies for the calendar year 2016.

Further, recent amendment to N.J.S.A. 40A:5-15.1 entitled “Securities, which may be purchased by local units” provide added flexibility to secure high yield investments while safe guarding municipal assets.

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

I. The following banks or institutions approved by the Department of Banking and Insurance under the Government Unit Depository Protection Act (GUDPA) or other authorized investment vehicles authorized by the State of New Jersey are hereby designated as official depositories of Town funds for the calendar year 2016:

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

January 20, 2016
Regular Meeting

Consent Agenda (cont.):

RESOLUTION
AWARDING CONTRACT FOR
FEDERAL GRANT CONSULTANT

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

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

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

WHEREAS, the Town of West New York does hereby award a contract for Federal grants consulting services to Krivit & Krivit P.C. for a contract to commence on January 1, 2016 and ending on December 31, 2016.

NOW, THEREFORE, BE IT RESOLVED that Krivit & Krivit P.C. shall be paid not to exceed \$5,000.00 per month and a total contract not to exceed \$60,000.00 for the year commencing January 1, 2016 and ending on December 31, 2016.

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

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

RESOLUTION
APPROVING AMENDMENT TO CONTRACTS
FOR MUNICIPAL PROSECUTOR SERVICES

WHEREAS, the Town hired Rose Tubito Esq., as the municipal prosecutor, to provide municipal prosecutor services for 2016; and

WHEREAS, the current contract provides a cap on fees of the year of \$30,000 and it has been determined that due to the fact that there are at least 4 court sessions per week at a cost of \$350 per session and possible additional sessions for trials and work to prepare for these sessions, that the not to exceed amount for the year should be increased to \$88,000.00; and

WHEREAS, Maurice Giro Esq. provides substitute prosecutor services and attends at least one Municipal Court session per week, at a cost of \$350 per session, plus trial sessions in addition, which it is anticipated that the cost will not exceed \$24,000 for 2016; and

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York that the Town does approve of an amendment to the contracts with Rose Tubito Esq. and Maurice Giro Esq. to increase the not to exceed total amount for the year from \$30,000.00 to \$88,000.00 for Rose Tubito Esq. and to set a not to exceed amount for the contract with Maurice Giro of \$24,000.00.

BE IT FURTHER RESOLVED, that the CFO shall take all necessary action to add the additional funds to these contracts.

January 20, 2016
Regular Meeting

Consent Agenda (cont.):

RESOLUTION
APPROVING CONTRACT FOR ANIMAL SHELTER
SERVICES WITH BERGEN COUNTY PROTECT AND RESCUE

WHEREAS, the Town sought proposals for animal shelter services on two occasions and only one proposal was received; and

WHEREAS, the Town is required to provide animal shelter services; and

WHEREAS, the proposal received has been reviewed and determined to be legally acceptable and the contractor is responsible; and

WHEREAS, the proposal provides a total cost of \$30,000.0 for one year and the Town has the option to renew this contract for 2 additional one year terms; and

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York that the Town does approve of a contract for animal shelter services with Bergen County Protect and Rescue for one year beginning January 1, 2016 and ending on December 31, 2016. The Town shall have the option to renew this contract under the same terms and conditions for two one year terms. Contractor shall be paid monthly \$2,500.00 for a total for the year of \$30,000.00.

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

RESOLUTION
AUTHORIZING ADOPTION OF THE 2016 DEBT SERVICE REQUIREMENTS

WHEREAS, N.J.S. 40A:4-19 provides authority for appropriating in a temporary resolution the permanent debt service requirements for the coming fiscal year providing that such resolution is not made earlier than the last ten days of the preceding fiscal year; and

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

WHEREAS, principal and interest will be due on various dates from January 1, 2016 to December 31, 2016, inclusive, on sundry bonds issued and outstanding.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the Board of Commissioners of the Town of West New York, County of Hudson, State of New Jersey that the following appropriations be made to cover the period from January 1, 2016 to December 31, 2016 inclusive:

DEBT SERVICE – TOWN OF WEST NEW YORK:

Payment of Bonds	\$4,633,545.37
Interest on Bonds	\$1,342,161.65
Payment of Bond Anticipation Notes	\$ 192,000.00
Payment of Special Emergency Notes	\$ 46,000.00
Interest on Notes	\$ 207,700.00
Total	<u>\$6,241,407.02</u>

DEBT SERVICE – BOARD OF EDUCATION:

Payment of Bonds	\$ 170,000.00
Interest on Bonds	\$ 95,750.00
Total	<u>\$ 265,750.00</u>

January 20, 2016
Regular Meeting

Consent Agenda (cont.):

**RESOLUTION AUTHORIZING APPLICATION FOR
AND ACCEPTANCE OF FEMA ASSISTANCE TO
EMERGENCY MEDICAL SERVICES/FIREFIGHTERS GRANT**

WHEREAS, the Town of West New York (“Town”) seeks to apply for a FEMA assistance to Emergency Medical Services/firefighters grant; and

WHEREAS, the grant is for a building modification in order to have a new vehicle exhaust system for the EMS vehicles installed in the bay in the building.

WHEREAS, the Board of Commissioners hereby authorizes the appropriate Town officials to prepare and submit the necessary application for this grant; and

WHEREAS, the Town will accept the grant if awarded and will utilize the funding as set forth in the grant application.

NOW, THEREFORE, BE IT RESOLVED that the Commissioners do hereby authorize the application for and acceptance of grant funds from the FEMA assistance to Emergency Medical Services/Firefighters grant.

BE IT FURTHER RESOLVED, that the Mayor or designated official from the Town is hereby authorized to execute the grant application.

BE IT FURTHER RESOLVED that a copy of this resolution shall be forwarded with the grant application.

**RESOLUTION
TO APPROVE PAYMENT
OF REIMBURSEMENT FOR MUNICIPAL SERVICES**

WHEREAS, pursuant to N.J.S.A. 40:67-23.2 et seq. the Town of West New York is required to reimburse residents of “qualified private communities” for solid waste and recycling services that they provide to their communities; and

WHEREAS, the following are “qualified private communities” which have/ or are about to enter into a municipal services agreement with West New York for the reimbursement for these services; City View, Versailles, Tower West, and 52nd Street Condominium.

WHEREAS, the Town of West New York owes these “qualified private communities” reimbursement for solid waste and recycling collection services as follows for the Town fiscal year 2014 to 2015:

City View-\$11,104.00
Versailles-\$32,575.86
Tower West-\$26,897.90
52nd Street Condominium-\$17,280.00

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York do hereby approve of the payment of the reimbursement to the “qualified private communities for fiscal year 2014- 2015 for solid waste and recycling collection costs as follows:

City View-\$11,104.00
Versailles-\$32,575.86
Tower West-\$26,897.00
52nd Street Condominium-\$17,280

FURTHER RESOLVED that the Clerk has on file a certification of funds for the payment for this reimbursement of for municipal services.

January 20, 2016
Regular Meeting

Consent Agenda (cont.):

RESOLUTION
CONCERNING PAYMENT OF CLAIMS FOR
WORKERS COMPENSATION AND GENERAL LIABILITY
FOR THE MONTH OF JANUARY 2016

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:	\$47,540.01
General Liability:	\$145,045.94

RESOLUTION
AUTHORIZING
SETTLEMENT AGREEMENT IN THE MATTER KNOWN AS
JOSE MUNOZ v. ROQUE, ET. AL.

WHEREAS, the Town of the West New York is involved in a civil action in the Superior Court captioned as follows:

Munoz v. Roque et. al. Docket # HUD-L-0507-14

WHEREAS, the Town and its employees admit no wrong doing or liability; and

WHEREAS, the Town, through Counsel, has settled the litigated matter subject to governing body approval, and upon such approval and upon receipt of appropriate closing documents by Counsel for West New York, the settlement proceeds shall be paid to the plaintiffs' attorney in accordance with the settlement agreement.

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

BE IT FURTHER RESOLVED, that the plaintiff shall provide to the Counsel for West New York a satisfactory release and closing documents and Counsel for West New York shall hold the settlement documents and proceeds in escrow until receipt of the closing documents.

January 20, 2016
Regular Meeting

Consent Agenda (cont.):

RESOLUTION
RESOLUTION AUTHORIZING BIDS FOR CONTRACTS FOR THE
EXTERIOR MOISTURE PROTECTION AND REPAIR OR REPLACEMENT
OF TYLER PLACE ELEVATOR

WHEREAS the Town of West New York (“Town”) seeks bids for a contract for the following:

- 1) Exterior moisture protection for the Town Hall
- 2) Repair or replace the Tyler Place elevator

WHEREAS, bid specifications are being prepared for these 2 contracts and should be ready by January 27, 2016; and

NOW, THEREFORE, BE IT RESOLVED that the Commissioners of the Town of West New York do hereby approve of the advertisement for bids for the exterior moisture protection for the Town Hall and for repair or replacement of the Tyler Place elevator.

RESOLUTION
RE: THE APPOINTMENT OF ANDRES GARCIA TO THE
TOWN OF WEST NEW YORK PLANNING BOARD

WHEREAS, the Mayor may serve a member of the Town of West New York Planning Board (“Board”); and

WHEREAS, the Mayor may select a designee, to serve as a member of the Board, in his absence; and

WHEREAS, the Mayor seeks to re-appoint, and the Board of Commissioners concurs with the re-appointment of, Andres Garcia, as the Class I designee member pursuant to N.J.S.A. 40:55D-23; and

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

1. Andres Garcia is re-appointed to serve as a Class I Designee member of the Planning Board commencing January 21, 2016 and expiring May 21, 2019.

RESOLUTION
RESOLUTION AUTHORIZING BIDS FOR CONTRACTS FOR THE
REFURBISHING OF KIDDIE POOL AND ACCESSORIES IMPROVEMENT
AND REPAIRING MAIN POOL

WHEREAS the Town of West New York (“Town”) seeks bids for a contract for the following:

- 1) Kiddie Pool and Accessories Improvement
- 2) Repairing Main Pool

WHEREAS, bid specifications are being prepared for these 2 contracts;

NOW, THEREFORE, BE IT RESOLVED that the Commissioners of the Town of West New York do hereby approve of the advertisement for bids for the above two (2) projects.

January 20, 2016
Regular Meeting

Consent Agenda (cont.):

RESOLUTION
Re: Establishing restricted parking in front of one
(1) residence for use by handicapped resident as follows:
5001 Park Ave. (Ysabel Quintanilla)

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>
Ysabel Quintanilla 5001 Park Ave. West New York, NJ	West	Begin at a point, along the west side of Park Ave., 48 feet South from the north west corner of 50 th St. and Park Ave. Then 22 feet there from.

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

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

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

RESOLUTION
RE: APPOINTMENT OF ALMER MARTINS, MOHAMED ELMAKSOD, KATHY CHAO, DAVID MOREL AND LUIS LOSAS AS MEMBERS OF THE ZONING BOARD OF ADJUSTMENT

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

WHEREAS, a vacancy exists on the Board due to the expiration of the term of Almer Martins, which expired on December 31, 2015; and

WHEREAS, a vacancy exists on the Board due to the expiration of the term of William Garcia, which expired on December 31, 2015. Said term became vacant on December 3, 2014; and

WHEREAS, a vacancy exists on the Board due to the expiration of the term of Mohamed Elmaksoud, which expired on December 31, 2015; and

WHEREAS, a vacancy exists on the Board due to the expiration of the term of Rosemarie Puerto, which expired on October 18, 2015; and

WHEREAS, a vacancy exists on the Board due to the resignation of Ramon E. Morejon, effective September 22, 2015. The expiration of Ramon E. Morejon's term would have been December 19, 2016; and

January 20, 2016
Regular Meeting

Consent Agenda (cont.):

Resolution (cont.):

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

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

WHEREAS, Katharine Choa is eligible and available to complete the required term; and

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

WHEREAS, Luis Losas is eligible and available to complete the required term; and

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

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

1. Almer Martins is reappointed to serve as a member of the Board commencing January 1, 2016 for a four (4) year term expiring December 31, 2019.
2. Mohamed Elmaksoud is reappointed to serve as member of the Board commencing January 1, 2016 for a four (4) year term expiring December 31, 2019.
3. Katharine Choa is appointed to serve as a member of the Board (replacing William Garcia) commencing January 21, 2016 for a four (4) year term expiring January 20, 2020.
4. David Morel is appointed to serve as an Alternate member of the Board (replacing Rosemarie Puerto), commencing January 21, 2016 for a two (2) year term expiring January 20, 2018.
5. Luis Losas is appointed to serve as an Alternate member of the Board, commencing January 21, 2016, for the unexpired term of Ramon E. Morejon, expiring December 19, 2016.

January 20, 2016
Regular Meeting

Resolution
Re: Transfer of Funds for 2015 (Modifications)

WHEREAS, the Board of Commissioners of the Town of West New York approved a resolution on December 16, 2015 to transfer certain budget appropriations in the 2015 Current Fund budget pursuant to N.J.S.A. 40A:4-58 and

WHEREAS, it has been determined that the following modifications to the transfers should have been made prior to December 31, 2015:

Account #	Name of Account	Transfer Amount	
		From	To
01-201-21-748-020-99	Group Insurance – Employees	\$190,000	
01-201-20-706-010-11	Board of Health SW		\$110,000
01-201-20-706-020-99	Board of Health OE		\$ 80,000

WHEREAS, subsequent to the passage of the original transfer on December 16, 2015 the Town did not have additional meetings through the end of the calendar year 2015 and therefore the required modifications could not be approved prior to December 31, 2015, and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioner of the Town of West New York, County of Hudson that the above modifications to the Current Fund transfers approved on December 16, 2015 be made retroactively to December 31, 2015.

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

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

RESOLUTION
RE: AUTHORIZING EMERGENCY TEMPORARY
APPROPRIATIONS FOR THE YEAR 2016

WHEREAS, an emergent condition has arisen, in that the Town of West New York is expected to enter into contracts, commitments or payments prior to the adoption of the 2016 budget and no adequate provision has been made in the 2016 temporary budget for the aforesaid purposes; and

WHEREAS, N.J.S. 40A:4-20 provide for the creation of an emergency temporary appropriation for said purpose; and

WHEREAS, the total emergency temporary appropriation resolutions adopted in the year 2016 pursuant to the provision of Chapter 96, P.L. 1951 (N.J.S. 40A:4-20) including this resolution total \$108,900.00.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and the Board of Commissioners of the Town of West New York, County of Hudson (not less than two-thirds of all members thereof affirmatively concurring), that in accordance with the provisions of N.J.S. 40A:4-20:

1. Emergency temporary appropriations be and the same are hereby made in the amount of \$108,900.00, as follows:

Account #	Account Name	Temp Budg Amount
01-201-20-701-010-11	Dir of Public Affairs SW	\$3,300.00
01-201-20-707-020-99	Prosecutor	\$7,000.00
01-201-20-713-020-99	Tenant Relations	\$2,000.00
01-201-20-718-020-99	Administrative Office	\$45,000.00
01-201-25-709-020-99	Rent Control Board	\$10,000.00

January 20, 2016
Regular Meeting

Resolution (Cont.):

01-201-25-800-010-11	Uniform Construction Code SW	\$3,500.00
01-201-26-807-020-99	Prior Year Bills	<u>\$38,100.00</u>
	TOTALS	<u>\$108,900.00</u>

2. Said emergency temporary appropriations will be provided for in the 2016 budget.
3. That one (1) certified copy of this resolution be filed with the Director of the Division of Local Government Services.

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

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

ORDINANCE #27/15

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

Note: Town Clerk Carmela Riccie read the title of the foregoing Ordinance aloud and advised as to the return date for Hearing and Final Adoption.

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

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

Notice
Ordinance #27/15

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

The foregoing Ordinance was adopted for first reading **and re-introduction** by the Mayor and Board of Commissioners of the Town of West New York, New Jersey, on **January 20, 2016** and ordered published, and will be further considered before final passage at a public hearing on **February 17, 2016 at 7:00 p.m.** at the Commission Chambers, Municipal Building, West New York, NJ. A copy of this Ordinance has been posted on the bulletin board upon which public notices are customarily posted on in the Town Hall of the Town of West New York, and a copy (at no charge) is available up to and including the time of such meeting to the members of the public of the Town who shall request such copies, at the Office of the Town Clerk in said Town Hall in West New York, N.J.

Note: Town Clerk Riccie read the foregoing Notice aloud.
This Ordinance was originally introduced on 11/23/15, scheduled for hearing on 12/16/15 and carried until January 20, 2016 when it was re-introduced.

January 20, 2016
Regular Meeting

ORDINANCE #28/15

An Ordinance designating “No Parking” Zone

Note: Town Clerk Carmela Riccio 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
NAYS - None
ABSENT - Mayor Roque

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
NAYS - None
ABSENT - Mayor Roque

ORDINANCE #29/15

An Ordinance amending Chapter 161, Construction Codes, Uniform

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

A Motion was made by Commissioner Colacurcio, seconded by Commissioner Rodriguez to **withdraw** this Ordinance, was carried by the following vote:

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

Note: No hearing was conducted.

ORDINANCE #30/15

An Ordinance amending Zoning District

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

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

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

The following persons wished to be heard:

No one wished to be heard.

January 20, 2016
Regular Meeting

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
NAYS - None
ABSENT - Mayor Roque

ORDINANCE #31/15

An Ordinance pursuant to N.J.S.A. 40A:12-1 et seq authorizing the lease of property at 5808 Kennedy Boulevard (block 131, lot 3) and 6502 Jackson Street (block 156, lot 1)

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

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

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

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
NAYS - None
ABSENT - Mayor Roque

ORDINANCE #32/15

An Ordinance Amending Chapter 161 of the Town of West New York Municipal Code Regarding the Fees for Applications Filed for Sidewalk Construction Permits and Certificates of Occupancy for Commercial Structures and Adding a Fee for Failed Certificate of Occupancy Inspections

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

A Motion was made by Commissioner Colacurcio, seconded by Commissioner Rodriguez to **withdraw** this Ordinance, was carried by the following vote:

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

Note: No hearing was conducted.

January 20, 2016
Regular Meeting

ORDINANCE #33/15

An Ordinance Amending Chapter 186 Section 10 of the Town of West New York Municipal Code to Include Permit Fees and Fees for Various Services Provided by the Town of West New York Building Department

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

A Motion was made by Commissioner Colacurcio, seconded by Commissioner Rodriguez to **withdraw** this Ordinance, was carried by the following vote:

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

Note: No hearing was conducted.

ORDINANCE #1/16

**An Ordinance Amending Ordinance #1/15 entitled:
AN ORDINANCE AMENDING ORDINANCE #1/15 ENTITLED: AN ORDINANCE
AMENDING CHAPTER 135 “BUILDING CONSTRUCTION STANDARDS”, ARTICLE
IV “LIMITATION OF CONSTRUCTION HOURS”, § 135-4 “CONSTRUCTION
PROHIBITED” OF THE TOWN OF WEST NEW YORK MUNICIPAL CODE**

Note: Town Clerk Carmela Riccio read the title of the foregoing Ordinance aloud and advised that hearing and final adoption of this Ordinance will take place at a Special Commission Meeting to be held on February 3, 2016 at 5:00 p.m. in the Court Chambers (no work session).

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

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

Notice
Ordinance #1/16

**An Ordinance Amending Ordinance #1/15 entitled:
AN ORDINANCE AMENDING ORDINANCE #1/15 ENTITLED: AN ORDINANCE
AMENDING CHAPTER 135 “BUILDING CONSTRUCTION STANDARDS”, ARTICLE
IV “LIMITATION OF CONSTRUCTION HOURS”, § 135-4 “CONSTRUCTION
PROHIBITED” OF THE TOWN OF WEST NEW YORK MUNICIPAL CODE**

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 **January 20, 2016** and ordered published, and will be further considered before final passage at a public hearing on **February 3, 2016 at 5:00 p.m.** at the Commission Chambers, Municipal Building, West New York, NJ. A copy of this Ordinance has been posted on the bulletin board upon which public notices are customarily posted on in the Town Hall of the Town of West New York, and a copy (at no charge) is available up to and including the time of such meeting to the members of the public of the Town who shall request such copies, at the Office of the Town Clerk in said Town Hall in West New York, N.J.

Note: Town Clerk Riccio read the foregoing Notice aloud.

January 20, 2016
Regular Meeting

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

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

- 1) Pursuant to N.J.S.A. 10:4-12(b)(7) the discussion of litigation entitled Vivian Crespo v. Mayor Felix Roque, et. al. Superior Court of New Jersey, Hudson County, Docket #HUD-L-1480-13.

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 Commissioner Rodriguez, that the above Resolution be adopted, was carried by the following vote:

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

Note: Town Clerk Carmela Riccio read the foregoing Resolution aloud in full. Corporation Counsel Sean Dias announced that Closed Executive Session would be conducted in Conference room and should take no more than 20 minutes. The Governing Body exited the court chambers at 7:26 p.m. and went to the Mayor's Conference room to conduct Closed Executive Session.

A Motion was made by Commissioner Colacurcio, seconded by Commissioner Rodriguez, to reconvene Regular session at 7:55 p.m., was carried by the following vote:

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

Note: Corporation Counsel Sean Dias announced that litigation was discussed but no formal action was taken during Closed Executive Session.

It was regularly moved by Commissioner Colacurcio and seconded by Commissioner Rodriguez, to open Public Portion of meeting at 7:55 P.M., and was carried by the following vote:

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

Public Portion:

Note: Town Clerk Carmela Riccio advised that the Public Portion was now open and if anyone wished to be heard to please come to the front of the Chambers and state your name and address. No one responded.

January 20, 2016
Regular Meeting

Inasmuch as no one wished to be heard, a Motion was made by Commissioner Colacurcio, seconded by Commissioner Cirillo to **close the public portion at 7:55 P.M.** and, was carried by the following vote:

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

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, and Rodriguez
NAYS - None
ABSENT - Mayor Roque

Commissioner Cosmo A. Cirillo

Commissioner Susan M. Colacurcio

Commissioner Margarita Guzman

Commissioner Gabriel Rodriguez

ABSENT

Mayor Felix E. Roque
Board of Commissioners

Attest:

Carmela Riccio, RMC
Town Clerk