

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

Minutes of Special Meeting
(Regular Session)
February 3, 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*

February 3, 2016
Special Meeting

PLEASE TAKE NOTICE that a Special Meeting will be held by the Board of Commissioners of the Town of West New York, New Jersey, on Wednesday, February 3, 2016 at 5:00 p.m. (No Work Session) in the Court Chambers, Municipal Building, 428 – 60th Street, West New York, New Jersey, for the purpose of considering the following business:

1. HEARING AND FINAL ADOPTION OF ORDINANCE #1/16 An Ordinance amending Ordinance #1/15 entitled: AN ORDINANCE AMENDING CHAPTER 135 "BUILDING CONSTRUCTION STANDARDS", ARTICLE IV "LIMITATION ON CONSTRUCTION HOURS", § 135-4 "CONSTRUCTION PROHIBITED" OF THE TOWN OF WEST NEW YORK MUNICIPAL CODE
2. RESOLUTION Re: Approval to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the Port Imperial Pedestrian Safety Project
3. RESOLUTION Re: Approving Contract for Surveillance Cameras with International Alarm & Security, LLC

AND ANY OTHER MATTERS THAT MAY COME UP BEFORE THE BOARD OF COMMISSIONERS.

Receipt is hereby acknowledged of due notice of the above special meeting and other or further notice thereof is hereby waived as unnecessary.

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

Present: Commissioners Cirillo, Colacurcio, Guzman, Rodriguez, and Mayor Roque
Absent: None
Also Present: Town Clerk Carmela Riccie and Corporation Counsel Monica De Los Rios

Meeting commenced at 5:05 p.m.

Town Clerk Carmela Riccie made the following announcement:

As presiding officer of this meeting I do hereby certify that the requirements of the Open Public Meetings Act pertaining to this meeting scheduled to be held this: Wednesday, February 3, 2016 at 5:00 p.m. (No Work Session) in the Court Chambers, Municipal Building, have been satisfied by the delivery of the 48 hour notice to each of the newspapers circulating in the Town of West New York (The Jersey Journal and the Bergen Record); by posting in the Municipal Building on the Municipal Bulletin Board; and by filing with the Clerk of the Municipality with copies to all persons desiring the same.

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

Note: Town Clerk Carmela Riccie asked the Board of Commissioners if they wished to establish a Consent Agenda or do individual votes. They decided that a Consent Agenda was not necessary.

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Resolution

Re: Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the Port Imperial Safety Project

NOW, THEREFORE, BE IT RESOLVED that the Commissioners of the Town of West New York formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as LAIF-2016-Port Imperial Safety Grant-00089 to the New Jersey Department of Transportation on behalf of the Town of West New York.

BE IT FURTHER RESOLVED that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Town of West New York and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

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, and Mayor Roque
NAYS - None
ABSENT - None

RESOLUTION

Re: APPROVING CONTRACT FOR SURVEILLANCE CAMERAS WITH INTERNATIONAL ALARM & SECURITRY LLC

WHEREAS, the Town received bids on January 9, 2016 for a contract to provide the Town with surveillance cameras; and

WHEREAS, the bids were reviewed and it was determined that the low bidder, American Integrated Security Group, failed to provide the Town with the required bid bond or 10% deposit not to exceed \$20,000; and

WHEREAS, pursuant to N.J.S.A.40A:11-23.2a a bid guaranty, required in a bid, is a mandatory item and failure to provide same is a fatal defect and therefore the low bid for this contract had to be disqualified; and

WHEREAS, the second low bid, submitted by American Integrated Security Group, was reviewed and the bid is legally acceptable and the bidder is responsible; 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, with International Alarm & Security LLC, for surveillance cameras in accordance with the bid specifications. Contractor shall be paid pursuant to the prices set forth in the bid but not to exceed \$95,000.00.

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

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, and Mayor Roque
NAYS - None
ABSENT - None

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Note: Corporation Counsel Monica De Los Rios recommended to the Governing Body that certain language be inserted into Ordinance #1/16 prior to opening the hearing and advised that said language was being done administratively and did not constitute a substantive change. Therefore it did not require a re-introduction of said Ordinance. She read the new language in full aloud (see attached to end of these Minutes). Comm. Cirillo expressed his concern about the new language being “substantive” to which Corporation Counsel assured him that it was not.

A Motion was made by Commissioner Colacurcio, seconded by Commissioner Rodriguez, to **amend Ordinance #1/16 to include the language referred to above**, was carried by the following vote:

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

ORDINANCE #1/16

**An Ordinance amending Ordinance #1/15 entitled:
An Ordinance amending Chapter 135 “Building Construction
Standards”, Article IV “Limitation on 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.

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 Colacurcio, seconded by Commissioner Rodriguez, 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

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A Motion was made by Commissioner Colacurcio, seconded by Commissioner Cirillo, **to open Public Portion of meeting at 5:11 p.m.**, was carried by the following vote:

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

Public Portion:

No one wished to be heard.

A motion was made by Commissioner Colacurcio, seconded by Commissioner Rodriguez, **to close the Public Portion and adjourn the Meeting at 5:12 pm**, 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: _____
Carmela Riccio, RMC
Town Clerk

Pursuant to N.J.S.A. 40:74-4 this ordinance shall take effect immediately upon passage of a 2/3 vote of the West New York Board of Commissioners. The passage of this ordinance is of an urgent nature because there is presently scheduled a cement pour at 9 Avenue at Port Imperial for Saturday, February 13, 2016. It is expected that 320 trucks will descend upon the area and begin delivering a significant amount of cement beginning at 7:00 am, which has the capacity to create unsafe travel/traffic conditions in the immediate area at this hour. It is our intent to alleviate and stabilize these unsafe conditions by allowing this cement pour to begin at 5:00 am when there will be less traffic volume in the area.