

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

**Minutes of Regular Meeting  
(Regular Session)  
October 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***

**October 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 Thursday, October 20, 2016 at 6:30 P.M. (6:00 p.m. Work Session):

Present: Commissioners Cirillo, Colacurcio, Guzman, Rodriguez and Mayor Roque  
Absent: None  
Also Present: Adeliny Plaza and Sarita Alvarado (Town Clerk's Office), Town Administrator James Cryan, and Corporation Counsel Monica De Los Rios

Meeting commenced at 6:37 P.M.

Adeliny 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 **October 20, 2016** at 6:30 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 **April 21, 2016**. Said Resolution was transmitted by the Town Clerk to the Jersey Journal and the Bergen Record and publicly posted on the Municipal Bulletin Board, Town Hall, and filed with the Town Clerk.

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

**Minutes of Previous Meeting:**

It was regularly moved by Commissioner Colacurcio, seconded by Commissioner Cirillo, that the Minutes of Regular Meeting: 9/15/2016 (Work and Regular Sessions), be approved as recorded, was carried by the following vote:

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

**Claims: Dated 9/15/2016 (Claims are available for public inspection in the Town Clerk's Office):**

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

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

**October 20, 2016**  
***Regular Meeting***

**Note:** Corporation Counsel Monica De Los Rios advised that purchase order numbers 6412, 6413, and 6644 were being pulled from the claims and that those payments were not going to be made.

**Receipt of Financial Reports:**

**FINANCIAL REPORTS - MONTH OF SEPTEMBER 2016**

1. From Construction Code Official Office, reporting the sum of \$63,403.00 Collected for the month of September, 2016.
2. From Director Robert Antolos (Police Dept.), reporting the sum of \$4,205.25 Collected for the month of August, 2016.
3. From Director Robert Antolos (Police Dept.), reporting the sum of \$2,000.80 Collected for the month of September, 2016.
4. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$1,100.00 For Special Licenses for the month of September, 2016.
5. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$837.00 For Marriage/death certificates for the month of September, 2016.
6. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$61.20 For Dogs Licenses for the month of September, 2016.
7. From (Revenue and Finance Department) reporting the sum of \$1,273,755.65 Collected for the month of September, 2016.
8. From Carmela Riccio, RMC, Town Clerk, reporting the sum of \$0.00 collected for the month of September, 2016.

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, Rodriguez and Mayor Roque
NAYS	- None
ABSENT	- None

October 20, 2016  
Regular Meeting

Ratifying Proclamation  
Honoring Isabel Amarilys Echevarria



October 20, 2016  
Regular Meeting

Ratifying Proclamation  
Honoring Col. Cindy M. Saldin-Muhammad



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OCT 20 2016

TOWN OF WEST NEW YORK  
HUDSON COUNTY, NEW JERSEY

# Proclamation

Whereas, the Mayor and Board of Commissioners of the Town of West New York wish to honor **Col. Cindy M. Saldin-Muhammad** for all of her accomplishments and contributions to the United States of America; and

Whereas, **Col. Cindy M. Saldin-Muhammad** was born in Newark, NJ, is an alumnus of Rutgers University and the University of Medicine and Dentistry of NJ and holds a joint Bachelor's of Science degree in Clinical Laboratory Sciences and Toxicology and Masters in Business Administration specializing in Technology; and

Whereas, **Col. Cindy M. Saldin-Muhammad** entered the US Army in January of 1984, completed Basic Training at Fort Jackson, was then stationed in Bremerhaven, Germany with the 581st Signal Company and by 1995 received direct commission as an Environmental Science and Engineering officer, serving with the 7238<sup>th</sup> Medical Support Unit until 2005; and

Whereas, **Col. Cindy M. Saldin-Muhammad** in 2003, was mobilized to Fort Dix, NJ in support of Operation Iraqi Freedom and has served the United States valiantly throughout her decorated career; and

Whereas, **Col. Cindy M. Saldin-Muhammad's** awards and decorations include the Meritorious Service Medal, Army Commendation Medal with two Oak Clusters, Army Achievement medal with two Oak Clusters, Good Conduct Medal, Army Reserve Component Achievement Medal with four Oak Leaf Clusters, National Defense Service Medal with Bronze Star Global War on Terrorism Medal.

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 accomplishments of **Col. Cindy M. Saldin-Muhammad** and wish her continued success in her future endeavors.

DATE 10/14/2014

ATTEST *Carmela Riccio*  
CARMELA RICCIO, RMC  
TOWN CLERK

DR. FELIX E. ROQUE, MAYOR



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October 20, 2016  
Regular Meeting

**Ratifying Proclamation**  
**Honoring the National Association of Hispanic Nurses – New Jersey Chapter**



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OC 20 2016

TOWN OF WEST NEW YORK  
HUDSON COUNTY, NEW JERSEY

# Proclamation

Whereas, the Mayor and Board of Commissioners of the Town of West New York wish to honor the **National Association of Hispanic Nurses- New Jersey Chapter** for all of its accomplishments and contributions in promoting the professionalism and dedication of Hispanic nurses in the United States of America; and

Whereas, The **National Association of Hispanic Nurses- New Jersey Chapter** is committed to the recruitment and retention of nurses into the nursing profession to aid and improve health among Latinos and their communities; and

Whereas, The **National Association of Hispanic Nurses- New Jersey Chapter** has educated over 300 Hispanic/Latinos on the Affordable Care Act as part of a grant funded by U.S. Department of Health and Human Services, Office of Minority Health Grant #1 CPIMP141072-01-00

Whereas, The **National Association of Hispanic Nurses- New Jersey Chapter** has successfully executed its mission, which is to create a culture of health in the Hispanic Communities throughout New Jersey in collaboration with the New Jersey Action Coalition and the Township of West New York ; and

Now, therefore, I, **Mayor Felix E. Roque and the Board of Commissioners of the Town of West New York** wish to honor for its service and leadership the **National Association of Hispanic Nurses- New Jersey Chapter** and wish it continued success in its future endeavors.

DATE 10/14/2016

ATTEST Carmela Riccio  
CARMELA RICCIO, RMC  
TOWN CLERK

DR. FELIX E. ROQUE, MAYOR



**October 20, 2016**  
**Regular Meeting**

**Consent Agenda:**

It was regularly moved by Commissioner Colacurcio, seconded by Commissioner Rodriguez that the following Consent Agenda Items Nos. R-1 through R-37 (**with the exclusion of Resolution #R-11 Re: Appointing Jorge Gomez as the Class II Member of the Town of West New York Planning Board, #R-22 Re: Authorizing Application for a Grant to the National Association of County and City Health Officials, #R-38 Re: Authorizing 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:**        **Adelunny Plaza read aloud the titles of all Resolutions and announced that the Consent Agenda was established during Work Session and would include Resolutions R-1 thru R-37 (excluding R-11, R-22, and R-38). Resolutions R-11 and R-22 were tabled during Work Session.**

**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 RFPS FOR VARIOUS SERVICES RETURNABLE ON**  
**NOVEMBER 14<sup>TH</sup>, 2016**

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:

Engineering Services	November 14, 2016 at 9:30 am
ABC prosecutor	November 14, 2016 at 10:00 am
Tax appeal counsel	November 14, 2016 at 10:30 am
Planning Board Counsel	November 14, 2016 at 11:00 am
Zoning Board Counsel	November 14, 2016 at 11:30 am
Corporation Counsel	November 14, 2016 at 1:30 pm
Special Construction Code litigation Counsel	November 14, 2016 at 2:00 pm
Public Defender	November 14, 2016 at 2:30 pm
Prosecutor	November 14, 2016 at 3:00 pm
Third Party Administrator for workers compensation and tort claims	November 14, 2016 at 3:30 pm
Risk Manager for property and casualty insurance	November 14, 2016 at 4:00 pm

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,

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:

Engineering Services

**October 20, 2016**  
**Regular Meeting**

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

ABC prosecutor  
Tax appeal counsel  
Planning Board Counsel  
Zoning Board Counsel  
Corporation Counsel  
Special Construction Code litigation Counsel  
Public Defender  
Prosecutor  
Third Party Administrator for workers compensation and tort claims  
Risk Manager for property and casualty insurance

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**

**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 RFPS FOR VARIOUS SERVICES RETURNABLE ON  
NOVEMBER 28<sup>TH</sup> AND 29<sup>TH</sup>, 2016**

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:

	<u>Date</u>	<u>Time</u>
Special Counsel	11/28/16	9:30 a.m.
Special Counsel – Bond	11/28/16	10:00 a.m.
Conflict Counsel – Zoning Board	11/28/16	10:30 a.m.
Counsel to Library Board	11/28/16	11:00 a.m.
Conflict Counsel – Planning Board	11/28/16	11:30 a.m.
Grant Consultant – State	11/28/16	1:30 p.m.
Tenant’s Advocacy Attorney	11/28/16	2:00 p.m.
Alternate Prosecutor	11/28/16	2:30 p.m.
Alternate Public Defender	11/28/16	3:00 p.m.
Special Hearing Officer	11/28/16	3:30 p.m.
Grant Consultant – Federal	11/29/16	9:30 a.m.
Webmaster/Website Maintainer	11/29/16	10:00 a.m.
Financial Consultant	11/29/16	10:30 a.m.
Police Physician	11/29/16	11:00 a.m.
Auditing Services	11/29/16	11:30 a.m.
Animal Control Officer	11/29/16	1:30 p.m.

**October 20, 2016**  
***Regular Meeting***

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

Animal Shelter services	11/29/16	2:00 p.m.
Bank Services	11/29/16	2:30 p.m.
Workers Compensation Counsel	11/29/16	3:00 p.m.

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,

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:

Special Counsel  
Special Counsel – Bond  
Conflict Counsel – Zoning Board  
Counsel to Library Board  
Conflict Counsel – Planning Board  
Grant Consultant – State  
Tenant’s Advocacy Attorney  
Alternate Prosecutor  
Alternate Public Defender  
Special Hearing Officer  
Grant Consultant – Federal  
Webmaster/Website Maintainer  
Financial Consultant  
Police Physician  
Auditing Services  
Animal Control Officer  
Animal Shelter services  
Bank Services  
Workers Compensation Counsel

1. 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
2. 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.

**October 20, 2016**  
**Regular Meeting**

**Consent Agenda (cont.):**

**RESOLUTION**  
**RE: CONCERNING PAYMENT OF CLAIMS FOR WORKERS COMPENSATION AND**  
**GENERAL LIABILITY FOR THE MONTH OF OCTOBER 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:	\$43,716.68
General Liability:	\$7,047.40

**(List of Claims documents appended to the end of minutes)**

**RESOLUTION**  
**RE: TAX CORRECTIONS (357 OSWEGO COURT)**

WHEREAS, a judgment was issued on August 22, 2014 for tax appeal # 12-1400165D for property located at 357 Oswego Court a/k/a block 168.01 lot 1 C0357. Lowering the improvement value from \$247,000 to \$232,000 and;

Whereas, the tax appeal judgment was not changed in the books for tax year 2015 causing the taxes to be over billed in the amount of \$973.15 for the year 2015 and;

WHEREAS, the taxpayer left a balance in the amount of \$973.15 on the 4<sup>th</sup> quarter 2015 PILOT tax for the November 1, 2015 installment and;

WHEREAS, the Tax Collector held an Accelerated Tax Sale on December 16, 2015 for all of 2015 open charges; and

WHEREAS, the said property was erroneously on the Tax Sale on December 16, 2016;  
and

WHEREAS, the Tax Collector needs to cancel Tax Sale Certificate #15-0505 due to the tax appeal#12-1400165D judgment entered on August 22, 2014 and refund the amount of \$973.15 owed to the taxpayer;

**October 20, 2016**  
**Regular Meeting**

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

THEREFORE, the Tax Collector is hereby authorize to cancel Tax Sale Certificate# 15-0505 and issue a refund in the amount of \$973.15 for property located at 357 Oswego Court a/k/a block 168.01 lot 1 C0357.

NAME	BLOCK/LOT	AMOUNT	YEAR
CHANDWANI, SAILESH	168.01/1 C0357	\$973.15	2015
	GRAND TOTAL	\$973.15	

**RESOLUTION**  
**RE: STATE COURT TAX APPEALS**

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

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
Spioti & Eposito Atty. For Jacome, Carlos E & M Vivar	15/14	\$1,003.80 \$1,074.30	2014 2015
	Grand Total	\$2,078.10	

**RESOLUTION**  
**RE: REFUND OF OVERPAYMENTS OF TAXES**

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
Vested Land Services, LLC	122/8 C0301	\$451.21 *	2015
Devnani, Mohit & Anjali	168.01/7.05 C0517	\$123.00 \$2,279.60 (svc)	2016 2016
Scott Brown	5/35 C0009	\$671.65	2014

**October 20, 2016**  
**Regular Meeting**

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

& Deva Akman Brown Campos , Justo	168.01/1 C0399	\$2,626.54 (svc)	2016
Murga, Nayris Martinez	88/5	\$23.71	2016
Rodriguez, Ramon & Mirta	115/7 C0202	\$25.78	2003
		\$609.79	2005
Yi, Seung Won	168.01/1C0290	\$625.61 *	2015
Pandya,Himanshu S & Tejasvi SH	168.01/1 C0400	1,904.73 (svc)	2016

GRAND TOTAL \$9,341.62

**RESOLUTION**  
**RE: AUTHORIZING REFUND TAX LIEN REDEMPTIONS**

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
TTLBL, LLC	100/28	15-0294	\$1,378.22
	61/19	15-0192	\$2,776.73
	16/10	15-0054	\$1,473.30
	70/19.01 C0015	15-0212	\$1,521.94
	51/1	15-0167	\$2,567.68
	33/25.01	14-0084	\$1,386.88
	86/46	15-0269	\$1,521.05
	84/30	15-0260	\$591.60
	133/13 C0305	15-0415	\$1,696.07
	133/13 C0205	15-0412	\$2,210.61
	111/9	15-0347	\$827.19
	126/26	15-0379	\$1,791.62
	145/22	15-0444	\$3,732.31
	141/6	15-0435	\$1,427.68
	21/25	14-0060	\$2,745.13
	22/20	15-0077	\$4,165.15
	US BANK C/F TOWER	55/43	15-0181
DBW V TR. 2015-1	133/13 C0404	15-0416	\$4,258.42
	110/5 C0310	15-0332	\$998.32
	81/3 C0036	15-0241	\$7,831.53
	154/6	15-0474	\$383.67
	168.01/1 C0410	15-0536	\$2,347.24
	33/6	15-0094	\$41,180.35
	168.01/7.05 C0209	15-0534	\$4,657.38
US BANKCUST FOR	40/32.02	15-0134	\$670.42

**October 20, 2016**  
**Regular Meeting**

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

PC6, LLC STERLING NT	110/5 C0318	15-0336	\$1,695.25
PAM INVESTORS	80/32	15-0237	\$1,364.94
	117/15 C0101	14-0342	\$2,426.24
	36/7	15-0102	\$370.27
US BANK CUST BV002	68/13	15-0206	\$6,827.59
TRST & CRDTRS	168.01/8.01 C0229	15-0526	\$2,555.84
	113/2	15-0349	\$3,377.47
	143/9.01	15-0439	\$11,240.06
ISAAC MORADI	130/5.01 C0409	14-0364	\$3,463.22
	117/23	14-0346	\$1,732.07
SBMUNICUST C/O	18/22	12-0093	\$29,181.04
LBNJ	114/6	12-0560	\$15,173.68
TWR. AS CST FOR	146/1	12-0663	\$852.23
EBURY 2NJ LLC			
GRAND TOTAL			\$176,290.08

**RESOLUTION**  
**RE: REFUND OF TAX LIEN PREMIUMS**

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
TTLBL, LLC	100/28	15-0294	\$8,100.00
	61/19	15-0192	\$17,000.00
	16/10	15-0054	\$8,000.00
	70/19.01 C0015	15-0212	\$4,000.00
	51/1	15-0167	\$10,000.00
	33/25.01	14-0084	\$6,000.00
	86/46	15-0269	\$7,000.00
	84/30	15-0260	\$4,000.00
	133/13 C0305	15-0415	\$4,900.00
	133/13 C0205	15-0412	\$3,200.00
	111/9	15-0347	\$3,000.00
	126/26	15-0379	\$7,800.00
	145/22	15-0444	\$13,000.00
	141/6	15-0435	\$5,300.00
	21/25	14-0060	\$5,000.00
	22/20	15-0077	\$9,100.00
US BANK C/F TOWER	55/43	15-0181	\$9,000.00
DBW V TR. 2015-1	133/13 C0404	15-0416	\$1,000.00
	110/5 C0310	15-0332	\$1,500.00

**October 20, 2016**  
**Regular Meeting**

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

	81/3 C0036	15-0241	\$4,100.00
	154/6	15-0474	\$1,100.00
	168.01/7.05 C0410	15-0536	\$5,000.00
	33/6	15-0094	\$42,000.00
	168.01/7.05 C0209	15-0534	\$10,100.00
US BANKCUST FOR PC6, LLC STERLING NT PAM INVESTORS	40/32.02	15-0134	\$1,200.00
	80/32	15-0237	\$3,000.00
	117/15 C0101	14-0342	\$2,600.00
	36/7	15-0102	\$1,000.00
US BANK CUST BV002 TRST & CRDTRS	68/13	15-0206	\$15,000.00
	168.01/8.01 C0229	15-0526	\$1,000.00
	113/2	15-0349	\$3,800.00
	143/9.01	15-0439	\$8,600.00
ISAAC MORADI	130/5.01 C0409	14-0364	\$2,400.00
	117/23	14-0346	\$1,000.00
TWR. AS CST FOR EBURY 2NJ LL	146/1	12-0663	\$200.00
		GRAND TOTAL	\$229,000.00

**RESOLUTION**  
**RE: HUDSON COUNTY TAX APPEALS**

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
Richard Nashel Atty. For Gorman, Leon & Mildred	116/5	\$4,113.47	2016
	Grand Total	\$4,113.47	

**RESOLUTION**  
**RE: RE-APPOINTING COMMISSIONER GUZMAN AS THE CLASS III MEMBER**  
**OF THE TOWN OF WEST NEW YORK PLANNING BOARD**

WHEREAS, the Board of Commissioners is responsible for the appointment of a Class III member to the Town of West New York Planning Board; and

**October 20, 2016**  
**Regular Meeting**

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

WHEREAS, Commissioner Guzman was appointed by the Board of Commissioners as the Class III member of the Planning Board with a term that expired on June 17, 2016, and the Commissioners seek to re-appoint Commissioner Guzman as the Class III member retroactive to June 18, 2016; and

WHEREAS, Commissioner Guzman, residing at 313 50<sup>th</sup> Street, is eligible to serve as a Class III 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. Commissioner Guzman is re-appointed to serve as the Class III member of the Planning Board for one year commencing on June 18, 2016 expiring on June 17, 2017.

**RESOLUTION**

**RE: ESTABLISHING RESTRICTED PARKING IN FRONT OF ONE**  
**(1) RESIDENCE FOR USE BY HANDICAPPED RESIDENT AS FOLLOWS:**  
**52 – 66<sup>TH</sup> STREET, APT #2, WEST NEW YORK, NEW JERSEY (JUAN M. SUAREZ)**

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>
Juan M. Suarez 52 – 66 <sup>th</sup> Street West New York, NJ 07093	North	Begin at a point, along the north side of 66 <sup>th</sup> Street, 108 feet West from the North west corner of 66 <sup>th</sup> Street & Lincoln Place.

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 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.

**October 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:**  
**419 – 52<sup>ND</sup> STREET, WEST NEW YORK, NEW JERSEY (AMADOR B. RODRIGUEZ)**

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

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

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Amador B. Rodriguez 419 – 52 <sup>nd</sup> Street West New York, NJ 07093	South	Begin at a point, along the South side of 52 <sup>nd</sup> Street, 236 feet West from the South West corner of 52 <sup>nd</sup> Street & Palisade Avenue.  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 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:**  
**553 – 53<sup>TH</sup> STREET, APT #1, WEST NEW YORK, NEW JERSEY (JULIO CAICEDO)**

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>
Julio Caicedo 553 – 53 <sup>th</sup> Street, Apt #1 West New York, NJ 07093	East	Begin at a point, along the East side of Polk Street, 25 feet South from the South East corner of 54 <sup>th</sup> Street & Polk Street.  Then 22 feet West there from.

**October 20, 2016**  
**Regular Meeting**

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

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:**  
**6019 PALISADE AVENUE, WEST NEW YORK, NEW JERSEY (RENE GODERICH)**

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:

<b><u>Name of Street</u></b>	<b><u>Side</u></b>	<b><u>Location</u></b>
Rene Goderich 6019 Palisade Avenue West New York, NJ 07093	West	Begin at a point, along the west side of Palisade Avenue, 190 feet North from the North West corner of 60 <sup>th</sup> Street & Palisade Avenue.

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 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.

**October 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:**  
**311 – 67<sup>TH</sup> STREET, WEST NEW YORK, NEW JERSEY (MARTHA MARTORONY)**

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:

<b><u>Name of Street</u></b>	<b><u>Side</u></b>	<b><u>Location</u></b>
Martha Martorony 311 – 67th Street West New York, NJ 07093	South	Begin at a point, along the South side of 67 <sup>th</sup> Street, 132 feet West from the South West corner of 67 <sup>th</sup> Street & Hudson.

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 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: APPOINTING ANDRES GARCIA RIGHT TO KNOW COORDINATOR FOR THE**  
**TOWN OF WEST NEW YORK**

WHEREAS, it has been determined that the Town of West New York shall appoint a Right to Know Coordinator for the welfare of the employees of the Town of West New York.

WHEREAS, the Board of Commissioners had appointed Louis Cannao as the Right to Know Coordinator for the Town of West New York, but have determined to appoint a new Right To Know Coordinator.

NOW THEREFORE 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 appoints Andres Garcia as the Right to Know Coordinator for the Town of West New York commencing October 21, 2016.

October 20, 2016  
*Regular Meeting*

**Consent Agenda (cont.):**

**RESOLUTION**  
**RE: EXTENDING AUTHORIZATION AND APPROVAL FOR THE**  
**WAIVER OF BUILDING DEPARTMENT ROAD OPENING FEES AND**  
**BONDING REQUIREMENTS FOR PUBLIC SERVICE ELECTRIC &**  
**GAS COMPANY**

WHEREAS, Public Service Electric & Gas Company (“PSE&G”) has undertaken a major project in Hudson County, as well as in other counties in New Jersey, which project includes replacement of gas pipes, new gas metering and other system upgrades in the Town of West New York (“Town”) and numerous other municipalities; and

WHEREAS, these system upgrades, designated by PSE&G as the Gas System Modernization Project (hereinafter the “Project”), will provide improved services to the residents of the Town, and will provide better public safety and welfare; and

WHEREAS, in order to perform the work, PSE&G will be required to open numerous roads in order to access its facilities, and would incur numerous road opening fees and bonding obligations; and

WHEREAS, the locations of the roads within the Town under which PSE&G will be replacing facilities, are set forth on two maps, entitled “2016 Areas of Work, North Bergen, Guttenberg, West New York,” a copy of which is on file in the Town’s Building Department; and

WHEREAS, PSE&G has committed to restoring the streets and roadways to a state of good repair equal to that committed to and provided in all other Hudson County municipalities; and

WHEREAS, PSE&G has agreed to have its contractors mill and pave one side of the roadway to the center line where a road opening has occurred, and if gas mains are required to be installed in the center of the street, then PSE&G has agreed to pave the entire roadway curb to curb; and

WHEREAS, PSE&G has agreed to all other Town requirements related to road openings, including traffic control; and

WHEREAS, PSE&G has requested that the Town waive its road opening permit fee, and road opening bond requirement for the Project, and has represented that such waivers were intended by the New Jersey Board of Public Utilities when the Project was approved; and

WHEREAS, because of the public interest involved, the Town previously determined to waive the road opening fee and bond requirement for the Project until September 30, 2016; and

WHEREAS, because PSE&G did not finish the Project by September 30, 2016, PSE&G has requested that the Town extend the waiver period until February 28, 2017.

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

1. The aforesaid recitals are incorporated herein as though fully set forth at length.
2. The Town Building Department is hereby authorized to waive the road opening fee and bonding requirement for the Project beyond September 30, 2016. The authorization to waive these fees and bonding requirement shall now expire on February 28, 2017, unless again extended by the Town.
3. The waiver of fees and bonding requirement is contingent upon certification from an authorized representative of PSE&G that the road opening is part of the Project referenced above.

**October 20, 2016**  
**Regular Meeting**

**Consent Agenda (cont.):**

**Resolution (cont.):**

4. The Mayor, Town Administrator, Chief Financial Officer, Town Attorney, Town Clerk, Town Purchasing Agent, Town Engineer, and any other necessary official, officer or employee of the Town be and they are hereby authorized to execute any and all documents and to take any and all actions necessary to complete and realize the intent and purpose of this Resolution, including the issuance of any necessary permits.

**RESOLUTION**

**RE: REVIEW OF THE CY2016BEST PRACTICES INVENTORY WORKSHEET**

WHEREAS, the Chief Financial Officer of the Town of West New York has completed the Town's annual Best Practices Inventory Worksheet for CY2016; and

WHEREAS, the governing body of the Town of West New York has reviewed the completed Best Practices Inventory at its meeting of October 20, 2016; and

WHEREAS, the Clerk of the Town of West New York will immediately certify that the governing body has discussed the Inventory as prepared by the Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE

TOWN OF WEST NEW YORK that the Town Clerk be hereby authorized to certify to the Division of Local Government Services that the CY2016 Best Practices Inventory was discussed at the public meeting of October 20, 2016.

**(Inventory Worksheet documents appended to the end of minutes)**

**RESOLUTION**

**RE: APPOINTING OSCAR GUERRERO AS MEMBER 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 resignation of Almer Martins, whose four (4) year term was to expire on January 1, 2020; and

WHEREAS, Oscar Guerrero is eligible and available to complete the required term; and

WHEREAS, the Board of Commissioners seeks to appoint members to fill the vacancies now present on 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. Oscar Guerrero, who resides at 5701 Blvd. East Apartment 25i in West New York, is appointed to fill the unexpired term of Almer Martins, commencing October 21, 2016 and expiring January 1, 2020.

October 20, 2016  
Regular Meeting

**Consent Agenda (cont.):**

**RESOLUTION**  
**RE: APPOINTING BELLAL AWADALLAH AS MEMBER 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 resignation of Jesus Alvarado, whose four (4) year term was to expire on December 19, 2018; and

WHEREAS, Bellal Awadallah is eligible and available to complete the required term; and

WHEREAS, the Board of Commissioners seeks to appoint members to fill the vacancies now present on 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. Bellal Awadallah, who resides at 6201 Hudson Avenue in West New York, is appointed to fill the unexpired term of Jesus Alvarado, commencing October 21, 2016 and expiring December 19, 2018.

**RESOLUTION**  
**RE: TO EXTEND THE CONTRACT HIRING THE SPIRE GROUP, PC. TO PERFORM**  
**THE DUTIES OF A CERTIFIED FINANCIAL OFFICER ON AN EMERGENT**  
**TEMPORARY BASIS**

WHEREAS, due to the expiration of its certified municipal officer’s (“CFO”) contract, the Town of West New York (“Town”) is presently in need of a CFO; and

WHEREAS, pursuant to N.J.S.A. § 40A:9-140.10, the Town may hire a private entity to perform the duties of a CFO; and

WHEREAS, the absence of a CFO has created an emergency situation as the Town is required to have a CFO pursuant to N.J.S.A. § 40A:9-140.10; and

WHEREAS, pursuant to N.J.S.A. 40A:11-6 the Town can authorize payment for emergency services without seeking quotes or bids for these services; and

WHEREAS, on August 18, 2016, the Town passed a resolution (the “Resolution”) hiring the Spire Group, PC on a temporary basis to perform the requisite CFO duties for a period of 60 days; and

WHEREAS, the Town seeks to extend the contract hiring the Spire Group, PC on a temporary basis to perform the requisite CFO duties until December 31, 2016; and

WHEREAS, the Spire Group, PC’s principal Judith Tutela continues to hold a municipal finance officer certificate; and

WHEREAS, the contract with the Spire Group, PC will continue from October 4, 2016 until December 31, 2016 for a maximum amount of 25 hours per week and a total contract price of \$50,000.00 based on the following hourly rates:

Partner	\$195 per hour
Manager	\$165 per hour
Senior	\$125 per hour

**October 20, 2016**  
**Regular Meeting**

**Consent Agenda (cont.):**

**Resolution (cont.):**

Staff            \$100 per hour

WHEREAS, the hiring of the Spire Group is contingent on the approval of the Division of Local Government Services; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York that we do hereby approve of extending the contract with the Spire Group, PC from October 4, 2016 to December 31, 2016, at a weekly maximum of 25 hours and a total contract price of \$50,000.00 for the period of October 4, 2016 to December 31, 2016, pending approval of the Division of Local Government Services.

A certification of funds is on file with the Town Clerk's Office for this contract.

**RESOLUTION**

**RE: AWARDING CONTRACT FOR REDEVELOPMENT COUNSEL**

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

WHEREAS, the Town received five (5) proposals from the following law firms:

Eric M. Bernstein & Associates, LLC  
34 Mountain Blvd. Building A  
Warren, NJ 07059

DeCotiis, Fitzpatrick, & Cole  
500 Frank W. Burr Blvd., Ste 31  
Teaneck, NJ 07666

Maraziti Falcon, LLP  
150 John F. Kennedy Pkwy Floor 1  
Short Hills. NJ 07078

Inglesino, Webster, Wycickala & Taylor, LLC  
600 Parsippany Road, Suite 204  
Parsippany, NJ 07054

Vogel, Chait, Collins & Schneider  
25 Lindsley Drive, Suite 200  
Morristown, NJ 07960

WHEREAS, the Town has determined that the proposal from DeCotiis, Fitzpatrick, & Cole ("Contractor") best provides the professional services required by the Town; and

WHEREAS, the Town of West New York does hereby award a contract for redevelopment counsel services to DeCotiis, Fitzpatrick, & Cole for a contract to commence on October 21, 2016 and ending on October 20, 2017.

NOW, THEREFORE, BE IT RESOLVED that the DeCotiis, Fitzpatrick, & Cole shall be paid a total contract amount not to exceed \$25,000.00, for the year commencing October 21, 2016 and ending on October 20, 2017.

BE IT FURTHER RESOLVED, that the Mayor and Town clerk are hereby authorized to execute the agreement with the DeCottiis, Fitzpatrick, & Cole for these services.

A certification of funds for this contract amendment is on file in the Clerk's office and incorporated herein by reference.

October 20, 2016  
Regular Meeting

**Consent Agenda (cont.):**

**RESOLUTION**  
**RE: APPOINTING MEMBERS TO THE BEST PRACTICES COMMITTEE FOR THE**  
**AWARD OF CONTRACTS FOR 2017 - 2018**

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 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.

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

1. The committee to evaluate all proposals for professional service contracts shall consist of the Qualified Purchasing Agent, Commissioner of Public Affairs, Commissioner of Revenue and Finance, and Municipal Administrator.
2. The Commissioners adopt the attached evaluation process and grading sheet for review and recommendation of all professional service contracts.

**TOWN OF WEST NEW YORK**

**Evaluation Process and “Highest Scored Proposer”.**

An Evaluation Committee consisting of:

Name: Cosmo Cirillo Title: Commissioner

Name: Xenia Rivero Title: Qualified Purchasing Agent

Name: Susan Colacurcio Title: Commissioner

Name: Jamie Cryan Title: Municipal Administrator

will review all proposals that are received to determine the Highest Scored Proposer (“HSP”).

The Town reserves the right to determine the suitability of proposals on the basis of a proposal’s meeting the administrative and technical requirements of the RFP and the Evaluation Committee’s assessment of the quality, integrity and capability of the proposer to perform the requirements of the position

**EVALUATION OF CRITERIA**  
**RFP**

The following is the criteria for evaluation of the proposal. Points shall be awarded based on the information contained in the proposal for each category as listed below on a scale of 1-5, with 5 meeting all criteria and 1 not meeting the required criteria. The highest total score shall be the basis for the contract award.

**SCORE: 5 = EXCELLENT**  
**4 = ABOVE AVERAGE**  
**3 = AVERAGE**  
**2 = POOR**  
**1 = FAIL**

**VENDOR** \_\_\_\_\_

**EVALUATION CRITERIA**

**TECHNICAL CRITERIA (10%)**

Vendor's proposal demonstrates a clear understanding of the scope of work and related objectives

Business Registration Certificate

**SCORE** \_\_\_\_\_

**MANAGEMENT CRITERIA (25%)**

History and experience in performing similar work

Availability of personnel, facilities and equipment

Qualification and experience of personnel

Significant experience representing government entities of similar budget

**SCORE** \_\_\_\_\_

**PAST EXPERIENCE AND PERFORMANCE (40%)**

References

Prior Experience in the Town of West New York

Location

**SCORE** \_\_\_\_\_

**COST CRITERIA (25%)**

Hourly rate

Amount not to exceed

**SCORE** \_\_\_\_\_

**TOTAL SCORE** \_\_\_\_\_

October 20, 2016  
Regular Meeting

**Consent Agenda (cont.):**

**RESOLUTION**

**RE: AUTHORIZING THE TOWN OF WEST NEW YORK TO ENTER INTO A SHARED SERVICES AGREEMENT WITH THE TOWNSHIP OF WEEHAWKEN FOR THE PURCHASE AND USE OF A SNOW MELTER**

WHEREAS, the Town of West New York ("Town") has used property located at 6400 Broadway to transfer and store snow it removes from areas such as Town streets and parking lots; and

WHEREAS, the property located at 6400 Broadway is owned by the New Jersey Schools Development Authority ("SDA") and the SDA has allowed the Town to use the property for this purpose, but the Town will no longer be permitted to use this property; and

WHEREAS, the Township of Weehawken ("Weehawken") is purchasing a snow melter and the Town is desirous of sharing in the cost of this purchase so that it may use the snow melter, since it will soon no longer have an area to transfer and store snow it removes from Town; and

WHEREAS, the Town has concluded that by way of a Shared Service Agreement with Weehawken, the Town can remove snow in an efficient and economically beneficial matter; and

WHEREAS, pursuant to N.J.S.A. 40A:65-1 et. seq., the Town may enter into a shared services agreement with Weehawken for the purchase and use of a snow melter; and

NOW THEREFORE, BE IT RESOLVED that the Commissioners of the Town of West New York do hereby approve of a shared services agreement with Weehawken to purchase and use a snow melter.

BE IT FURTHER RESOLVED, that the Mayor and Town Clerk are hereby authorized to execute a shared services agreement and to take all necessary action to fulfill the terms of the agreement.

**RESOLUTION**

**RE: AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR THE NEW JERSEY DEPARTMENT OF TRANSPORTATION'S TRANSPORTATION ALTERNATIVES PROGRAM**

WHEREAS, the Town of West New York ("Town") supports policies and programs that focus on health and wellness and healthier community environments; and

WHEREAS, the health and safety of Town residents is of highest concern; and

WHEREAS, walking and biking can help enhance the health and overall physical activity of our residents, improve air quality and the environment, and reduce traffic congestion and speed in and around school zones; and

WHEREAS, the Town is applying for funding for projects for the New Jersey Department of Transportation's Transportation Alternative Program within the Town of West New York in the County of Hudson; and

WHEREAS, the projects will help continue and improve the promotion and encouragement of pedestrian and bicycle access and safety for all residents within the Town; and

WHEREAS, it is fitting that the Town recognize the importance of making walking and biking a safe activity because of the municipality's density; and

WHEREAS, maintenance of facilities, once constructed, will be assumed by the Town of West New York where applicable, with exception of any (1) local ordinances that place

**October 20, 2016**  
**Regular Meeting**

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

maintenance responsibility with each individual property owner, and (2) those crosswalks on State or County Highways.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Board of Commissioners of the Town of West New York that it hereby authorizes and supports the submission of grant applications for the Transportation Alternatives Program within the State of New Jersey Department of Transportation and authorizes the Mayor, Municipal Administrator, and the Municipal Clerk to execute any and all documents necessary and related to the submission of said grant application or grant agreement.

**RESOLUTION**  
**RE: APPROVING RELEASE OF BOND TO SUEZ WATER MANAGEMENT & SERVICES INC F/K/A UNITED WATER NEW JERSEY INC.**

WHEREAS, pursuant to Ordinance 352-20 of the Town of West New York ("Town"), an applicant for a permit to open a public right-of-way shall provide the Town with an adequate corporate surety bond, cash or certified check to guarantee faithful performance of the work authorized by such permit; and

WHEREAS, also pursuant to Ordinance 352-20, if the permittee anticipates requesting more than one permit per year as required, the permittee may furnish one continuing corporate surety bond in such amount as deemed necessary to guarantee faithful performance; and

WHEREAS, the Town has requested that SUEZ Water Management & Services Inc. ("SUEZ") now post an annual bond in the amount of \$50,000.00; and

WHEREAS, SUEZ, previously known as United Water New Jersey Inc. ("United Water"), posted an annual performance bond in the amount of \$20,000.00 on or about August 1, 2012 and has requested the bond be returned to it prior to posting a new bond in the amount of \$50,000.00; and

WHEREAS, the Town is unable to locate the August 1, 2012 bond but has been provided a copy of United Water's corporate resolution evidencing issuance of the \$20,000.00 bond, that renews annually unless terminated in writing; and

WHEREAS, the Town engineer has recommended the release of the bond; and

WHEREAS, the Town now seeks to release the \$20,000.00 bond so that SUEZ may issue the new \$50,000.00 bond.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Board of Commissioners of the Town of West New York do hereby approve of the release of the \$20,000.00 bond posted by United Water on or about August 1, 2012.

BE IT FURTHER RESOLVED, that the Town shall take all necessary action to release the performance bond.

**RESOLUTION**  
**RE: AUTHORIZING SALE OF PUBLIC PROPERTY LOCATED AT**  
**424 51<sup>st</sup> STREET A/K/A BLOCK 98 LOT 32**

WHEREAS, the Town owns property located at 424 51<sup>st</sup> Street A/K/A Block 98 Lot 32; and

WHEREAS, the Town no longer needs this property for a public purpose and pursuant to N.J.S.A. 40A:12-13 the Town seeks to hold a public auction to sell the property; and

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York that the Town does hereby set the following terms and conditions for the sale of the property located at 424 51<sup>st</sup> Street A/K/A Block 98 Lot 32:

**October 20, 2016**  
**Regular Meeting**

**Consent Agenda (cont.):**

**Resolution (cont.):**

- 1) A public auction shall be held at the West New York Town Hall located at 428 60<sup>th</sup> Street, West New York, New Jersey, 07093 in the Municipal Court Chambers at 10:00 am on December 7, 2016. Notice of the sale will be published on November 23, 2016 and November 30, 2016.
- 2) The minimum price for the sale of the property shall be \$300,000.00.
- 3) The successful bidder must provide the Town by the 4 p.m. of the day of the sale with certified funds or cash for 10% of the total price of the property.
- 4) The closing on the sale of the property shall occur within 90 days of the confirmation of the sale by Board of Commissioners. Failure to close on the sale within this time or such further time as agreed to by the Town shall be a default and shall result in the forfeiture of the 10% deposit to the Town.
- 5) The Town of West New York will pay a real estate broker fee of 5%.
- 6) The Board of Commissioners reserves the right to reject all bids for the purchase of this property.
- 7) This property is being sold as is. The Town makes no representations regarding the environmental condition of the property to be sold and buyer assumes all responsibility for the conditions of the property.
- 8) The successful bidder shall pay all of the Town's legal costs and other costs associated with the sale of this property including legal fees, advertising costs etc. The costs will be provided to the bidder at closing or soon thereafter.
- 9) The Town shall convey title of the property by quit claim deed with no representations as to the title. A title search has been performed and is available for inspection.
- 10) All parties interested in inspecting the property located at 424 51<sup>st</sup> Street A/K/A Block 98 Lot 32 should call 201-295-5119 to make an appointment to view the property.

BE IT FURTHER RESOLVED that the Clerk shall advertise the notice of the sale of this property with two insertions in a newspaper circulating in the Town of West New York at least once a week during two consecutive weeks and the last publication not earlier than seven days prior to the date of the auction.

BE IT FURTHER RESOLVED, that the Mayor and Town Clerk are hereby authorized to take all necessary steps and to execute all documents with regard to the sale of this property.

**RESOLUTION**

**RE: CONCERNING PAYMENT FOR COSTS FOR HOARDING OF CATS AT 562  
WEST 52<sup>ND</sup> STREET, WEST NEW YORK**

WHEREAS, the Town West New York authorized payment for certain costs incurred due to the discovery of a residence involved in cat hoarding at 562 West 52<sup>nd</sup> Street; and

WHEREAS, it has been determined that the costs incurred by Geoff Santini should not be paid by the Town of West New York; and

WHEREAS, the Board of Commissioners seeks to rescind the authorized payment to Geoff Santini for these services.

NOW THEREFORE BE IT RESOLVED, that the Mayor and Commissioners do hereby rescind the payment to Geoff Santini in the amount of \$9,059.00 for the services involved in the cat hoarding residence at 562 West 52<sup>nd</sup> Street.

**October 20, 2016**  
**Regular Meeting**

**Consent Agenda (cont.):**

**RESOLUTION**  
**RE: APPOINTING CHRISTINE PISCITELLI**  
**TO THE TOWN OF WEST NEW YORK LIBRARY BOARD**

WHEREAS, Vilma Reyes was a member of the West New York Library Board and her term expired on September 20, 2016; and

WHEREAS, the Board of Commissioners seek to appoint a new member to the West New York Library Board to take the place of Vilma Reyes on the Board; and

WHEREAS, the Board of Commissioners have determined to appoint Christine Piscitelli residing at 20 Avenue Port Imperial , Apt 201, West New York ,New Jersey as a new member of the West New York Library Board commencing on October 21, 2016 and ending on October 20, 2021.

NOW THEREFORE 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 does hereby appoint Christine Piscitelli residing at 20 Avenue Port Imperial, Apt 201, West New York, New Jersey to a new term on the West New York Library Board commencing on October 21, 2016 and ending on October 20, 2021, to replace Vilma Reyes, whose term has expired.

**RESOLUTION**  
**RE: AMENDING CONTRACT FOR BOND COUNSEL SERVICES**

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

WHEREAS, the Town received and reviewed proposals for these services and it was determined that the proposal from DeCotiis, Fitzpatrick, & Cole ("Contractor") provided the professional services required by the Town; and

WHEREAS, the Contractor proposed to be paid from the bond ordinance proceeds as set forth in the proposal, at a total contract amount not to exceed \$25,000.00; and

WHEREAS, the Contractor has now notified the Town that due to unforeseen factors, including additional work as to the refunding bonds, Contractor seeks an additional \$15,000.00 to cover its costs relative to its contract for bond counsel services with the Town; and

WHEREAS, the Town of West New York does hereby amend its contract award for bond counsel services for a total contract price not to exceed \$40,000.00 for the period January 1, 2016 and ending on December 31, 2016.

NOW, THEREFORE, BE IT RESOLVED that DeCotiis, Fitzpatrick, & Cole shall be paid for services provided from proceeds from the bond ordinance as set forth in their proposal, and a total contract amount not to exceed \$40,000.00, 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 DeCottiis, Fitzpatrick, & Cole for these services.

A certification of funds for this contract amendment is on file in the Clerk's office and incorporated herein by reference.

October 20, 2016  
Regular Meeting

**Consent Agenda (cont.):**

**RESOLUTION**  
**RE: AUTHORIZING BID FOR**  
**THE 50<sup>TH</sup> STREET PARK RECONSTRUCTION**

WHEREAS the Town of West New York (“Town”) seeks bids for a contract for the 50<sup>th</sup> Street Park Reconstruction; and

WHEREAS, bid specifications have been prepared for this contract and bids will be requested through the Town’s Architect, RSC Architects, located at 3 University Plaza, Suite 600, Hackensack, NJ 07601; 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 50<sup>th</sup> Street Park Reconstruction.

**RESOLUTION**  
**RE: AUTHORIZING BID FOR REPLACEMENT OF WINDOWS**  
**THROUGHOUT TOWN HALL AND THE TYLER PLACE ENTRANCE**

WHEREAS the Town of West New York (“Town”) seeks bids for a contract for the Replacement of Windows Throughout Town Hall and the Tyler Place Entrance; and

WHEREAS, bid specifications have been prepared for this contract and bids will be requested through the Town’s Architects, RSC Architects, located at 3 University Plaza Drive, Suite 600, Hackensack, NJ 07601.

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 replacement of windows throughout Town Hall and the Tyler Place entrance.

**RESOLUTION**  
**RE: AUTHORIZING BID FOR DEMOLITION & CLEANUP OF VACANT**  
**BUILDING LOCATED AT 6008 HARRISON PLACE**

WHEREAS the Town of West New York (“Town”) seeks bids for a contract for Demolition & Cleanup of a Vacant Building located at 6008 Harrison Place; and

WHEREAS, bid specifications have been prepared for this contract and bids will be requested through the Town’s Architects, RSC Architects, located at 3 University Plaza, Suite 600, Hackensack, NJ 07601.

NOW, THEREFORE, BE IT RESOLVED that the Commissioners of the Town of West New York do hereby approve of the advertisement for bids for demolition & cleanup of a vacant building at 6008 Harrison Place.

**RESOLUTION**  
**RE: AUTHORIZING BID FOR TREE TRIMMING, REMOVAL &**  
**REPLACEMENT**

WHEREAS the Town of West New York (“Town”) seeks bids for a contract for Tree Trimming, Removal & Replacement; and

WHEREAS, bid specifications have been prepared for this contract and bids will be requested through the Town’s Engineer, Remington, Vernick and Arango Engineers, located at 1 Harmon Plaza – Suite 210, Secaucus, New Jersey 07094.

NOW, THEREFORE, BE IT RESOLVED that the Commissioners of the Town of West New York do hereby approve of the advertisement for bids for tree trimming, removal & replacement.

October 20, 2016  
Regular Meeting

**Consent Agenda (cont.):**

**RESOLUTION**

**RE: APPROVING CHANGE ORDER # 1 FOR THE CONTRACT WITH PICERNO  
GIORDANO FOR RESURFACING OF ST. MARY'S PARK**

WHEREAS, the Town of West New York entered into a contract with Picerno Giordano for resurfacing of St. Mary's Park; and

WHEREAS, the Contractor has submitted change order #1 to the Engineer overseeing this project, which the engineer has approved; and

WHEREAS, this change order involves the calculation of work related to the installation of a concrete slab and will increase the contract price \$2,520.75 to a total price not to exceed \$127,897.25; and

WHEREAS, the cost of change order #1 is less than 20% of the total contract price and therefor can be approved by the Mayor and Commissioners by resolution pursuant to N.J.A.C. 5:30-11.4.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York that change order #1 is approved for the resurfacing of St. Mary's Park which will increase the original contract amount from \$125,376.50 to \$ 127,897.25.

**RESOLUTION**

**RE: APPOINTING JORGE GOMEZ AS THE CLASS II MEMBER OF THE TOWN OF  
WEST NEW YORK PLANNING BOARD**

WHEREAS, the Mayor is responsible for the appointment of the Class II member of the Town of West New York Planning Board; and

WHEREAS, David Hepperle's term as Class II member of the West New York Planning Board expired June 17, 2016 and there is currently a vacancy in the Class II position; and

WHEREAS, the Mayor seeks to appoint, and the Board of Commissioners concurs with the appointment of, Jorge Gomez, residing at 200 59<sup>th</sup> Street in West New York, as the Class II member of the West New York Planning Board pursuant to N.J.S.A. 40:55D-23; and

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

1. Jorge Gomez is appointed to serve as a Class II member of the Planning Board for one year commencing October 21, 2016 and expiring October 20, 2017.

Motion was made by Commissioner Colacurcio, seconded by Commissioner Cirillo, to **table** the foregoing Resolution, was carried by the following vote:

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

October 20, 2016  
Regular Meeting

**RESOLUTION**  
**RE: AUTHORIZING APPLICATION FOR A GRANT TO THE NATIONAL ASSOCIATION OF COUNTY & CITY HEALTH OFFICIALS**

WHEREAS, the Health officer of the Town of West New York has recommended that the Town apply for a grant through the National Association of County & City Health Officials for identifying optimal uses of rapid syphilis testing; and

WHEREAS, if the Town receives the grant, the Town will provide a multi-site evaluation project to identify uses for the soon to be released rapid syphilis testing, which will benefit the residents of the Town of West New York.

NOW THEREFORE BE IT RESOLVED that the Mayor and Commissioners do hereby approve of the application for a grant, through the National Association of County & City Health Officials, for identification of the optimal uses for the rapid syphilis test.

BE IT FURTHER RESOLVED, that the Town Clerk, Health Officer and Mayor are authorized to execute the grant application.

Motion was made by Commissioner Colacurcio, seconded by Commissioner Rodriguez, to **table** the foregoing Resolution, was carried by the following vote:

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

**ORDINANCE #19/16**

**AN ORDINANCE AMENDING CHAPTER 414 OF THE CODE OF THE TOWN OF WEST NEW YORK ENTITLED "ZONING"**

**Note:** Adelanny Plaza read the title of the foregoing Ordinance aloud.

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

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

**No one wished to be heard.**

It was regularly moved by Commissioner Cirillo, 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

October 20, 2016  
Regular Meeting

**ORDINANCE #20/16**

**AN ORDINANCE AMENDING CHAPTER 338 OF THE TOWN OF WEST NEW YORK  
MUNICIPAL CODE "SIGNS"**

**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

**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

**ORDINANCE #21/16**

**AN ORDINANCE AMENDING CHAPTER 186 ENTITLED "FEES" OF THE TOWN  
OF WEST NEW YORK MUNICIPAL CODE TO INCLUDE FEES FOR ONLINE  
PAYMENT OF PROPERTY TAXES**

**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 #21/16**

**AN ORDINANCE AMENDING CHAPTER 186 ENTITLED "FEES" OF THE TOWN  
OF WEST NEW YORK MUNICIPAL CODE TO INCLUDE FEES FOR ONLINE  
PAYMENT OF PROPERTY TAXES**

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 **October 20, 2016** and ordered published, and will be further considered before final passage at a public hearing on **November 21, 2016** at **6:30 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.

October 20, 2016  
Regular Meeting

**RESOLUTION**  
**RE: AUTHORIZING 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:

Pursuant to N.J.S.A. 10:4-12(b)(7), the discussion of litigation entitled 6200 Hudson LLC v. Town of West New York, et. al., Superior Court of New Jersey, Hudson County, Docket #HUD-L-1767-16; and

Pursuant to N.J.S.A. 10:4-12(b)(7), the discussion of litigation entitled Lisa Realty Assoc. & WNYNJ RH c/o Walgreen v. West New York Town, New Jersey Tax Court, Docket Nos. HUD L-007228-12, 009119-13, 001765-14, 003565-15 and 002686-16.

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 these litigations have been concluded, to the extent disclosure is not prohibited by other law.

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

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

**Note:** Adeliny Plaza read the foregoing Resolution aloud.

A motion was made by Commissioner Colacurcio, seconded by Commissioner Rodriguez, to reconvene the Regular portion of the meeting at 7:43 p.m. was carried by the following vote:

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

**Note:** Corporation Counsel Monica De Los Rios addressed the public and explained that as a result of closed session they settled the case in the matter known as 6200 Hudson LLC v. Town of West New York, Et al. She explained that this resolution was going to appear as R-39 "Authorizing Settlement in the matter known as 6200 Hudson LLC v. Town of West New York, Et al." on the agenda and that copies would be available in the Town Clerk's Office.

**RESOLUTION**  
**RE: AUTHORIZING SETTLEMENT IN THE MATTER KNOWN AS 6200 HUDSON**  
**LLC v. TOWN OF WEST NEW YORK, ET. AL.**

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

6200 Hudson LLC v. Town of West New York, et. al., Superior Court of New Jersey, Hudson County, Docket #HUD-L-1767-16

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

**October 20, 2016**  
**Regular Meeting**

**Resolution (cont.):**

WHEREAS, the Town, through Counsel, has resolved the litigated matter subject to governing body approval, and upon such approval and upon receipt of appropriate documents by Counsel for West New York.

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 a 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, closing documents or other appropriate documentation.

Motion was made by Commissioner Colacurcio, seconded by Commissioner Guzman, to adopt the foregoing Resolution, was carried by the following vote:

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

**Note:** Town Administrator Cryan advised that Mayor Roque intended to Abstain on this vote.

It was regularly moved by Commissioner Colacurcio and seconded by Commissioner Cirillo, **to open Public Portion of meeting at 7:45 p.m.**, and was carried by the following vote:

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

**Public Portion:**

**1. Angela Manzini, 311 – 64<sup>th</sup> Street, WNY:**

Mrs. Manzini has been a resident of West New York for 56 years and has owned a house for the past 46 years. She explained that after her husband passed away and someone residing on her street complained about the handicap parking space that was assigned to her late husband it was removed even though she had submitted the paperwork to the lady in room 26 to have the parking spot transferred to her name. She also explained that she needs the parking spot because she can't walk. Mayor Roque asked her when she submitted her application and to whom. He explained that although her husband passed away the parking spot was originally assigned to him and would need to start the process all over again. Mrs. Manzini stated that she is aware of the process and delay but that she sees people being assigned handicap parking that aren't in need of one. Mayor Roque requested to speak to her after the meeting.

**2. Dumar Beltran, 6120 Madison Street, WNY:**

Mr. Beltran was displeased with the manner in which the town is allowing developers to demolish houses to build High Rise Development Buildings. He explained that this issue was going to have a negative impact and will severely affect the area we live in especially with the parking situation. Mr. Beltran wanted to know if there has been any studies done about the impact to this problem and how many people this will potentially bring to a Town that's already over populated. Mayor Roque advised him that this issues is already being addressed. The second issue he wanted to address

**October 20, 2016**  
**Regular Meeting**

**Public Portion (cont.):**

pertained to the Parking Authority. He claimed to have called or tried to speak to Luis Baez regarding the issue and has not gotten a phone call back or response. He explained that he has also spoken to Mayor Sacco in North Bergen. Mayor asked him what was his issue and he responded that it was too complex and would prefer to meet with him as the head of the organization. Mayor Roque asked him to come in the following day at 1pm to discuss his situation.

**3. Julio Caicedo, 553 – 54<sup>th</sup> Street, WNY:**

Julio Caicedo greeted the Governing Body in Spanish. He explained that he was at the meeting to speak about Resolution 14. Mayor Roque explained that this resolution was approved. Mr. Caicedo explained that he just wanted to thank the Mayor and Commissioner Cirillo for granting his son, who is autistic and had a brain tumor removed, a Handicap Space. Mayor Roque translated in English what Mr. Caicedo said.

**4. Kristine Arias, 6608 Hudson Avenue, WNY:**

Ms. Arias wanted help straightening out the Parking Authority. She spoke about 5 parking spots taken from her area due to construction. She claims that residents are being unjustly ticketed for parking in cross walks on 67<sup>th</sup> Street. There is also a huge pile of dirt taking up resident parking. Those who park a little over the yellow lines are not given a break. Yet, there are selective areas on other parts of town that leave cars parked on yellow lines and never get tickets. In addition, there are children and adults holding spots for family members looking for parking and this could present a public safety issue. She asked for the Town to please put a stop to this in order to avoid violence. Mayor Roque asked Jaime Cryan, former Parking Executive Director, to look into this issue and meet with the Parking Authority's Acting Executive Director.

**5. Carol Durant, 6022 Fillmore Place, WNY:**

Ms. Durant stated that there would have been more crossing guards present but unfortunately there was a rumor that if the crossing guards showed up they would be terminated by Silvio Acosta. She explained that the crossing guards wanted Officer Martinez reinstated back to being their supervisor, especially after hearing about the bomb threats over at the Guttenberg School System which resulted in West New York locking down their schools as well. Ms. Durant explained how the Supervisor didn't know what was going on at that moment and couldn't relay the incident. She along with many of her co-workers became scared and didn't know what to do. There was truly no sense of direction from her Supervisor. Furthermore, another issue, which she made mention of was pertaining to an incident she had with a Detective from WNY, who harassed her while she was crossing a pedestrian. He was in an unmarked vehicle and refused to stop for her when she had her stop sign out. She explained that the Detective disrespected her and called her supervisor and waited until he arrived to complain about the way she was doing her job. She said that all motorists have to stop when a pedestrian crosses the street and the detective failed to stop. Ms. Durant feels that if Officer Martinez was still the supervisor this incident was less than likely to occur. Lastly, she feels that an Officer would best suit the crossing guards. She stated that "DPW takes care of Garbage". Mayor proceeded by asking Ms. Durant if she was happy with their signed union contract. Ms. Durant advised the Mayor that she did not have the opportunity to look at the contract but it seemed like all the other crossing guards were pleased. Mayor Roque said that the contract was signed and has taken effect. Ms. Durant asked Mayor Roque if it was possible to take her plea into consideration in reinstating Officer Martinez and he advised that as of present he had no intentions of reinstating Officer Martinez because he is saving the Town money by having Mr. Acosta, a regular civilian, serve as the director of crossing guards and that the crime in West New York was down 17%. He said that everyone seems to be happy with his decision and offered to discuss the matter further after the meeting.

**October 20, 2016**  
**Regular Meeting**

**Public Portion (cont.):**

**6. Ron Scheurle, 6119 Tyler Place, WNY:**

Mr. Scheurle wanted to know if the new Supervisor for Crossing Guards, Mr. Silvio Acosta, had the necessary minimum requirements needed to take on this responsibility. He further went on to ask if the DPW according to OSHA knew how to maintain the crosswalks. Commissioner Rodriguez confirmed that all crossing guards have been trained by Police and fingerprinting is done prior to being vetted. He further explained that Captain Monti does the processing part. Mr. Scheurle verbally advised the governing body that he will be hiring an attorney to look over this matter (Mr. Scheurle's speech is appended to the end of these minutes.)

**7. Felicia Ruiz, 6607 Broadway, WNY:**

Ms. Ruiz wanted to know who was in charge of traffic lights in Town. Commissioner Rodriguez advised that the Department of Public Works is in charge of Traffic Lights. She explained that traffic light back panels are being held together with duct-tape instead of being properly secured. She explained that having these panels exposed are dangerous and can cause serious damage. She stated that due to her expertise as superintendent of her building, it is evident that if the electrical wires get wet this can start an electrical fire. She requested that the governing body look into 66<sup>th</sup> Street and Broadway as well as 67<sup>th</sup> Street and Dewey. Commissioner Rodriguez advised that traffic lights will be part of a shared services agreement in order to fix these panels. Ms. Ruiz reiterated that all that was required is a screw driver and bolts to remedy the problem. Commissioner Rodriguez asked to meet with her to discuss the issue at hand.

**8. Nelly McIntosh, 6017 Buchanan Place, WNY:**

Ms. McIntosh complained about how filthy the town is looking in particular Westover Street. She said there is a terrible infestation of rats, raccoons, and skunks. Mayor asked her if she made a complaint and Ms. McIntosh replied "no". Mayor Roque explained that in order to improve the efficiency of how the Town handles these issues they need to be made aware and the only way they would know is if complaints are filed with the Health Department

**9. Miriam Collado, 410 – 65<sup>th</sup> Street, WNY:**

Ms. Collado spoke in Spanish and requested for a speed bump or stop sign to be installed in order to deter drivers from speeding on Monroe Place. She said every morning during weekdays when she takes her daughter to school it is a mission for cars to stop for her because they drive too fast. Again, she asked for a favor from the Mayor and the Town Commissioners to place a speed bump or stop sign by PS#4 because cars and taxis drive fast thru this two way street.

**10. John Smith, 6112 Park Avenue, WNY:**

Mr. Smith wanted to know when the 64<sup>th</sup> and Blvd. East Park will be completely remodeled. Town Administrator Jaime Cryan advised it would be completed in approximately a week. Furthermore, Mr. Smith expressed his concerns about the crossing guards' supervisor and how it should be under the Police Department. He gave an example of how the Town of Guttenberg has a retired police officer in charge of the crossing guards. Town Administrator Jaime Cryan mentioned that other towns and cities have crossing guards under a private entity or civilian, such as Ridgewood, NJ. Mr. Cryan explained that rather than taking a police officer off the street it is more convenient to have a civilian in charge. Mr. Smith commented that any civilian in charge is required to take a test and pass it in order to hold that title. Lastly, Mr. Smith explained that he didn't want to be considered a snitch but a lot of DPW employees have the green machines on the side walk and use them to hide out and this must be addressed because it can cause a fatality. He further asked Commissioner Colacurcio about garbage cans. Commissioner Colacurcio advised him that she spoke to Commissioner Rodriguez regarding the issue. Commissioner Rodriguez explained that he placed more garbage cans on the streets and he and Mr. Smith can talk after the

**October 20, 2016**  
***Regular Meeting***

**Public Portion (cont.):**

meeting . Mr. Smith inquired about the issue at the park on 54<sup>th</sup> Street i.e. fence is ready to collapse and someone can get hurt.

A motion was made by Commissioner Guzman, seconded by Commissioner Rodriguez **to close the Public Portion and adjourn the meeting at 8:23 P.M.** was carried by the following vote:

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

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Commissioner Cosmo A. Cirillo

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Commissioner Susan M. Colacurcio

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Commissioner Margarita Guzman

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Commissioner Gabriel Rodriguez

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Mayor Felix E. Roque  
Board of Commissioners

Attest: \_\_\_\_\_  
Adelinny Plaza,  
Town Clerk's Office