

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

***Minutes of Regular Meeting  
(Regular Session)  
December 15, 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***

**December 15, 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 Monday, December 15, 2016 at 6:30 P.M. (6:00 p.m. Work Session):

Present: Commissioners Cirillo, Colacurcio, Guzman, and Rodriguez  
Absent: Mayor Roque  
Also Present: Town Clerk Carmela Riccie, Adeliny Plaza (Town Clerk's Office),  
Town Administrator James Cryan and Corporation Counsel Monica Delosrios

Meeting commenced at 6:52 P.M.

Town Clerk Riccie 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 **December 15, 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 Rodriguez, that the Minutes of Regular Meeting: 11/21/2016 (Work and Regular Sessions) and Executive Session Meeting: 9/17/2014, be approved as recorded, was carried by the following vote:

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

**Note:** **Comm. Cirillo inquired as to whether this governing body can vote on Executive Session Minutes which occurred prior to their being elected, to which Corporation Counsel Delosrios replied "yes".**

**Claims: Dated 12/15/2016 (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, and Rodriguez,  
NAYS - None  
ABSENT - Mayor Roque

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**Receipt of Financial Reports:**

**FINANCIAL REPORTS - MONTH OF NOVEMBER 2016**

1. From Construction Code Official Office, reporting the sum of \$106,088.00 Collected for the month of November, 2016.
2. From Director Robert Antolos (Police Dept.), reporting the sum of \$2,509.90 Collected for the month of November, 2016.
3. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$725.00 For Special Licenses collected for the month of November, 2016.
4. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$994.00 For Marriage/death certificates for the month of November, 2016.
5. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$40.80 For Dogs Licenses for the month of November, 2016.
6. From (Revenue and Finance Department) reporting the sum of \$14,201,893.34 Collected for the month of November, 2016.
7. From Carmela Riccie, RMC, Town Clerk, reporting the sum of \$25.00 collected for the month of November, 2016.

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

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

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**Consent Agenda:**

It was regularly moved by Commissioner Colacurcio, seconded by Commissioner Rodriguez that the following Consent Agenda Items Nos. R-1 through R-41 (**with the exclusion of Resolution #R-33 Re: Approving Amendment to Contract for Engineering Services with Remington Vernick & Arango Engineers and #R-39 Re: Transfer of Funds for 2016** be adopted, was carried by the following vote:

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

**Note:** Town Clerk Riccie announced that the Consent agenda was established during the Work Session and would include Resolutions R-1 thru R-41(excluding R-33 (removed from agenda during work session) and R-39, which would be voted upon separately). She proceeded to read the Resolution titles aloud.

**RESOLUTION**  
**RE: ALLOWING THE WEST NEW YORK POLICE DEPARTMENT**  
**TO DISPOSE OF CERTAIN COMPUTER EQUIPMENT**

WHEREAS, the West New York Police Department has conducted an inventory of certain computer equipment that is no longer functional and is deemed not salvageable; and

WHEREAS, the below listed computer equipment is to be destroyed; and

WHEREAS, the Commissioners have determined on the basis of the foregoing that it is necessary for the efficient operation of the Town to allow the Police Department to destroy the computer equipment listed below;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York as follows: The West New York Police Department is authorized to destroy the following computer equipment:

Samsung: SyncMaster 151s	Serial No. GH15HCFT507545N
HP: Office Jet J4580 All-in-One	Serial No. CN9BED82F8
Brother: HL- 5240 Laser Printer	Serial No. U61443G8J674770
Samsung: SyncMaster 730B	Serial No. B117HCGL408758Z
Brother: Intelli Fax 2800	Serial No. U56577L3J897147
HP: Laser Jet 6500	Serial No. TH9AD2153X
APC: BACKUP RS800	Serial No. 5B0848T03816
HP: Laser Jet CP 1525NW Color	Serial No. None found (missing)
Brother Laser Printer HL-5240	Serial No. U61443G8J674770
HP Compaq CPU	Serial No. USW40704YH
HP Compaq CPU	Serial No. USW4070YJ
HP Officejet Printer	Serial No. CN9BED82F8
HP Officejet Printer	Serial No. CN9BED82FB
CPU Tower	Serial No. 16174018400498
HP Compaq CPU	Serial No. USW40704YF
CPU Tower	Serial No. 16197136200525
CPU Tower	Serial No. 16197136200969
Brother Intellifax	Serial No. US6577L3J897147
HP Laserjet CP1525NW	Serial No. None found (missing)
APC Power Backup	Serial No. BR800BLK 5B0848T03816
Samsung Syncmaster Monitor	Serial No. GH15HCFT507545N
HP Officejet 6500	Serial No. TH9AD2153X
Samsung Syncmaster Monitor	Serial No. B17HCGL408758Z
Dell CPU	Sticker No. 09096
Dell CPU	Sticker No. 16174018400108
Dell CPU	Sticker No. 1617401840090
Lianli CPU	Sticker No. 06106
HP Officejet Printer	Serial No. CN34A2303Z

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**Consent Agenda (cont.):**

**RESOLUTION**

**RE: CONCERNING PAYMENT OF CLAIMS FOR WORKERS COMPENSATION AND  
GENERAL LIABILITY FOR THE MONTH OF DECEMBER 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:	\$20,922.65
General Liability:	\$42,022.92

**RESOLUTION**

**RE: ESTABLISHING RESTRICTED PARKING IN FRONT OF ONE  
(1) RESIDENCE FOR USE BY HANDICAPPED RESIDENT AS FOLLOWS:  
331 – 57<sup>TH</sup> STREET, WEST NEW YORK, NEW JERSEY (CLARA GONZALEZ)**

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>
Clara Gonzalez 331 – 57 <sup>th</sup> Street West New York, NJ 07093	South	Begin at a point, along the south side of 57 <sup>th</sup> Street, 40 feet east from the south east corner of 57 <sup>th</sup> Street & Palisades 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

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

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:**  
**5701 BOULEVARD EAST – #2E, WEST NEW YORK, NEW JERSEY**  
**(ROGELIO PEREZ)**

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>
Rogelio Perez 5701 Boulevard East, #2E West New York, NJ 07093	North	Begin at a point, along the North side of 58 <sup>th</sup> Street, 54 feet West from the North West corner of 58 <sup>th</sup> Street & Park 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:**  
**117 – 63<sup>RD</sup> STREET, WEST NEW YORK, NEW JERSEY (CARLOS CALUNGA SR.)**

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:

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

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Carlos Calunga, Sr. 117 – 63 <sup>rd</sup> Street West New York, NJ 07093	South	Begin at a point, along the South side of 63 <sup>rd</sup> Street, 212 feet West from the South West corner of p63 <sup>rd</sup> Street & Park 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:**  
**573 – 62<sup>ND</sup> STREET, WEST NEW YORK, NEW JERSEY (REINALDO JIMENEZ)**

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>
Reinaldo Jimenez 573 – 62 <sup>nd</sup> Street West New York, NJ 07093	South	Begin at a point, along the South side of 62 <sup>nd</sup> Street, 54 feet West from the South West corner of 62 <sup>nd</sup> Street & Polk Street.  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.

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**Consent Agenda (cont.):**

**RESOLUTION**  
**RE: ESTABLISHING NO PARKING LOADING ZONE**  
**FOR HUDSON FISH MARKET – 5809 HUDSON AVENUE, WEST NEW YORK, NJ**

WHEREAS, there exists in the vicinity of 5711 Palisade Avenue a condition relating to traffic congestion and difficulty of receiving, loading and discharging merchandise and supplies caused by the location of establishment in the building located, 5809 Hudson Avenue; and

WHEREAS, the congestion in this area not only prevents the loading and unloading of necessary merchandise and supplies from trailer trucks and vehicles during business hours, but, in addition present hazards to safety and traffic by the impeding of the safe and regular flow of traffic through the said street areas during the loading and unloading operation and good cause appearing.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York, N.J., pursuant to N.J.S.A. 39:4-197 (3) (b) that a "No Parking-Loading Zone" be and same is hereby authorized and established, at the said location, more particularly described hereafter, during business hours from Monday thru Friday from 8:00AM to 5:00PM said area or zone to be used as a "No Parking-Loading Zone": during said hours so as to promote traffic and passage of vehicular traffic in the area, and to allow the prompt and safe loading and unloading of merchandise and supplies as aforesaid, and:

BE IT FURTHER RESOLVED that the said "No Parking-Loading Zone" shall be located and is hereby established and approved as follows:

BEGIN AT A POINT ALONG THE WEST SIDE OF HUDSON AVENUE. 40 FEET NORTH FROM THE NORTH WEST CORNER OF 58<sup>TH</sup> STREET AND HUDSON AVENUE. THEN 30 FEET EAST THERE FROM.

BE IT FURTHER RESOLVED that appropriate markings and sign shall be located at said "No Parking-Loading Zone" area according to law.

**RESOLUTION**  
**RE: ESTABLISHING NO PARKING LOADING ZONE**  
**FOR IZABELLA L.C. THE THIRD – 327 – 55<sup>TH</sup> STREET, WEST NEW YORK, NJ**

WHEREAS, there exists in the vicinity of 5711 Palisade Avenue a condition relating to traffic congestion and difficulty of receiving, loading and discharging merchandise and supplies caused by the location of establishment in the building located, 327 – 55<sup>th</sup> Street; and

WHEREAS, the congestion in this area not only prevents the loading and unloading of necessary merchandise and supplies from trailer trucks and vehicles during business hours, but, in addition present hazards to safety and traffic by the impeding of the safe and regular flow of traffic through the said street areas during the loading and unloading operation and good cause appearing.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York, N.J., pursuant to N.J.S.A. 39:4-197 (3) (b) that a "No Parking-Loading Zone" be and same is hereby authorized and established, at the said location, more particularly described hereafter, during business hours from Monday thru Friday from 7:30 AM to 6:30 PM said area or zone to be used as a "No Parking-Loading Zone": during said hours so as to promote traffic and passage of vehicular traffic in the area, and to allow the prompt and safe loading and unloading of merchandise and supplies as aforesaid, and:



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

BE IT FURTHER RESOLVED that the said "No Parking-Loading Zone" shall be located and is hereby established and approved as follows:

BEGIN AT A POINT ALONG THE SOUTH SIDE OF 55<sup>TH</sup> STREET.  
115 FEET EAST FROM THE SOUTH EAST CORNER OF 55<sup>TH</sup> STREET AND  
PALISADE AVENUE. THEN 30 FEET EAST THERE FROM.

BE IT FURTHER RESOLVED that appropriate markings and sign shall be located at said "No Parking-Loading Zone" area according to law.

**RESOLUTION**  
**RE: AUTHORIZING BID FOR: GARAGE DOORS AT DPW FACILITY**

WHEREAS the Town of West New York ("Town") seeks bids for a contract for the Garage Doors at DPW Facility; and

WHEREAS, bid specifications have been prepared for this contract and bids will be requested through the Town's Engineer, Remington, Vernick & Arango Engineers, located at One Harmon Plaza, Secaucus, NJ 07094; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Town of West New York do hereby approve of the advertisement for bids for the Garage Doors at DPW Facility to be received on January 18, 2017 at 10:00 a.m. in the Town Clerk's office.

**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
US BANKCUST FOR PC5 STERLING NAT'L	98/10 C0003	14-0294	\$13,523.16
TTLBL LLC	55/8 41/3	15-0175 15-0135	\$815.91 \$690.26
US BANK CUST BV001 TRST & CRDTRS	138/14.01 C0011	14-0408	\$4,801.05
		GRAND TOTAL	\$19,830.37

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**Consent Agenda (cont.):**

**RESOLUTION**  
**RE: TAX CORRECTION (26 AVE, PORT IMPERIAL UNIT 223)**

WHEREAS, a deed was received in the Tax Assessor's Office dated December 2, 2014 for property located at 26 Avenue at Port Imperial unit# 223 a/k/a block 168.01 lot 8.03 C0223 with a purchase price of \$380,000.00 and

WHEREAS, the purchase price was never recorded within the tax office causing the property to be over billed for the tax years 2015 in the amount of \$1,693.99 and \$1,693.98 for 2016

THEREFORE, the Tax Collector is hereby authorize to adjust the Tax Record and issue a refund of the amount overbilled for property located at 26 Ave at Port Imperial unit# 223 a/k/a block 168.01 lot 8.03 C0223.

NAME	BLOCK/LOT	AMOUNT	YEAR
Shin, Jason Dongmin	168.01/8.03 C0223	\$1,693.99	2015
		\$1,693.98	2016
	Grand Total	\$3,387.97	

**RESOLUTION**  
**RE: TAX CORRECTIONS (410 57<sup>TH</sup> STREET)**

WHEREAS a payment was received in the Tax Office on August 9, 2016 from East West Bank in the amount of \$3,380.20 to redeem Tax Sale Certificate# 15-0217 for property located at 410 57th Street a/k/a block 71 lot 28 and

WHEREAS, the said Tax Sale Certificate# 15-0217 was previously redeemed on January 19, 2016 in the amount of \$3,380.20 and

WHEREAS, it will be necessary to issue a refund to East West Bank for the duplicate payment and

NOW THEREFORE BE IT RESOLVED, that the Tax Collector is hereby authorized to issue a refund and to adjust the tax record accordingly

NAME	BLOCK/LOT	AMOUNT	YEAR
East West Bank	71/28	\$3,380.20	2015
	Grand Total	\$3,380.20	

**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.

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

NAME	BLOCK/LOT	CERT. #	AMOUNT
TTLBL LLC	55/8	15-0175	\$3,000.00
	41/3	15-0135	\$3,000.00
GRAND TOTAL			\$6,000.00

**RESOLUTION**  
**RE: TAX CORRECTION (112 63<sup>RD</sup> STREET)**

WHEREAS, a payment in the amount of \$1,736.78 was received in the Tax Office for the 2<sup>nd</sup> quarter 2016 for property located at 112 63<sup>rd</sup> Street a/k/a block 25 lot 29 C0031 and

WHEREAS, the said payment was misapplied to the wrong property located at 113 63<sup>rd</sup> Street a/k/a block 28 lot 11 causing the property to be charged interest for a late fee in the amount of \$83.13.

THEREFORE, the tax collector is hereby authorize to waive any interest as a result of this error and to adjust the Tax Records accordingly.

**RESOLUTION**  
**RE: TAX CORRECTIONS (298 MIDLAND COURT)**

WHEREAS, there is an overpayment on 4<sup>th</sup> quarter 2016 tax bill in the amount of \$340.29 for property located at 298 Midland Court A/K/A block 168.01 lot 1 C0298 and

WHEREAS, the taxpayer is requesting their overpayment be moved to credit their 2017 tax bills on the said property

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

**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
SCHWENZER, JULIE & JARRET	168.01/8.03 C0413	\$109.22	2016
HERNANDEZ, ARNOLD & YOLANDA	62/1 C0011	\$366.36	2016

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

HERNANDEZ, CARLOS & ZENEIDA	133/13 C0301	\$1,255.60	2016
GONG, GREGORY & DIANA WU GONG	168.01/1 C0302	\$355.14 \$3,536.39 (SVC)	2015 2015
SHIN, JASON DONGMIN	168.01/8.03 C0223	\$1,693.99 (SVC)	2015
565 BERGEN AVE. RLTY	37/15 C0009	\$222.33 (SEWER)	2016
SKJ PROP. 63 <sup>RD</sup> ST, LLC	33/35.01	\$65.00	2016
213 52 <sup>ND</sup> STREET, LLC	92/12	\$97.56	2016
LEIDENFROST, STEVEN & MILAGROS	168.01/7.05 C0230	\$123.00	2016
MULKAY, ALAIN & BEVERLY	9/4 C0011	\$641.00	2016
PAM INVESTORS	18/30	\$435.28 (SEWER) \$65.00	2016 2016
435 57 <sup>TH</sup> STREET LLC	80/7	\$78.32	2016
	GRAND TOTAL	\$9,044.19	

**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
Joseph A, Ruigliano Esq. For Nasa Realty Llc	158/14	\$352.87	2016
	Grand Total	\$352.87	

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**Consent Agenda (cont.):**

**RESOLUTION**  
**RE: AUTHORIZING CANCELLATION**  
**OF TAXES DUE TO DUPLICATE CHARGES**

WHEREAS, Riverwalk A Association c/o Roseland Properties paid taxes under a payment in lieu of taxes, for 2016, on property designated Block 168.01 Lot 007.04 under account #495515; and

WHEREAS, Riverwalk A Association c/o Roseland Properties was also assessed taxes on the land only again in 2016 for this same property, Block 168.01 Lot 007.04 Lot, in the amount of \$84,315.00 under account #501136; and

WHEREAS, Riverwalk A Association c/o Roseland Properties therefore was assessed taxes on the land only twice, for 2016, on Block 168.01 Lot 007.04 in the amount of \$84,315.00 and that tax must be canceled.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York that the Town does approve of the cancellation of taxes assessed to Riverwalk A Association c/o Roseland Properties in the amount of \$84,315.00 for a duplicate tax assessment in 2016 for the land only on Block 168.01 Lot 007.04 under account #501136.

**RESOLUTION**  
**RE: CONFIRMING SALE OF 424 51<sup>ST</sup> STREET, ALSO KNOWN AS BLOCK 98 LOT 32**

WHEREAS, the Town of West New York ("Town") held an auction for the sale of 424 51<sup>st</sup> Street, also known as Block 98 Lot 32, on December 7, 2016; and

WHEREAS, the highest bidder for the purchase of this property was Ralph S. Passante, Sr. with a bid of \$375,000.00.

WHEREAS, highest bidder provided the Town with the 10% deposit for the purchase of this property; and

WHEREAS, the Mayor and Board of Commissioners have reviewed this bid and determined that it is acceptable to the Town.

NOW, THEREFORE, BE IT RESOLVED that the bid of \$375,000.00 for the purchase of the property at 424 51<sup>st</sup> Street, also known as Block 98 Lot 32, made by Ralph S. Passante, Sr., shall be accepted by the Mayor and Board of Commissioners.

BE IT FURTHER RESOLVED, that the Mayor, Town clerk and Corporation Counsel are hereby authorized to take all necessary action and to execute any documents for the closing on the sale of the property.

**RESOLUTION**  
**RE: AUTHORIZING EXECUTION OF CLINICAL PRECEPTOR AGREEMENT AND**  
**CLINICAL AFFILIATION AGREEMENT WITH**  
**RUTGERS SCHOOL OF NURSING**

WHEREAS, the Town of West New York ("Town") has been provided with a clinical placement request from Morgan Park, R.N., a student in the graduate nursing program at the Rutgers School of Nursing; and

WHEREAS, the Town is desirous of accepting Morgan Park's request; and

WHEREAS, Morgan Park will be supervised by Gina Miranda Diaz, DNP, MPH, APHN-BC, Health Officer of the Town of West New York; and

**December 15, 2016**  
**Regular Meeting**

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

WHEREAS, Morgan Park is required to complete a minimum of 125 hours under Ms. Gina Miranda Diaz's supervision, beginning January 17, 2017 until May 10, 2017; and

WHEREAS, Morgan Park will not receive monetary compensation from the Town during the clinical period.

NOW, THEREFORE, BE IT RESOLVED that Gina Miranda Diaz, DNP, MPH, APHN-BC, Health Officer of the Town of West New York, is hereby authorized to supervise Morgan Park and enter into the Clinical Preceptor Agreement and Clinical Affiliation Agreement with the Rutgers School of Nursing.

**RESOLUTION**  
**RE: APPROVING CONTRACT FOR PURCHASE OF LOGGING**  
**AND RECORDING DISPATCH COMMUNICATIONS EQUIPMENT**  
**WITH MICRO STRATEGIES INC.**

WHEREAS, the Town of West New York ("Town") requires the purchase of logging and recording dispatch communications equipment; and

WHEREAS, Micro Strategies Inc. has State Contract #T-0109#A83921 which the Town can use to purchase the logging and recording dispatch communications equipment; and

WHEREAS, pursuant to N.J.S.A. 40A:11-12 the Town can purchase items without bidding since the contracts were bid through the State; and

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York that the Town does approve of the State contract #T-0109#A83921 with Micro Strategies Inc. for the purchase of the logging and recording dispatch communications equipment for the total amount not to exceed \$24,568.00.

BE IT FURTHER RESOLVED, that the purchasing agent shall take all necessary steps to execute the documents to approve of the state contract for the purchase of the logging and recording dispatch communications equipment.

BE IT FURTHER RESOLVED, that a certification of funds for this contract is on file with the Clerk's office.

**RESOLUTION**  
**RE: APPROVING IMPROVEMENTS AND CAPITAL**  
**REPAIRS TO THE DISPATCH CENTER, RADIO COMMUNICATIONS AND**  
**EQUIPMENT WITH MOTOROLA SOLUTIONS INC.**

WHEREAS, the Town requires improvements and repairs to the Dispatch Center and Radio Communications and equipment; and

WHEREAS, Motorola Solutions Inc. has State Contract #83909 which the Town can use to make the improvements and repairs and purchase the equipment; and

WHEREAS, pursuant to N.J.S.A. 40A:11-12 the Town can purchase items without bidding since the contracts were bid through the State; and

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York that the Town does approve of the State contract #83909 with Motorola Solutions Inc. for the improvements and repairs to the Dispatch Center and Radio Communications and equipment for the total amount not to exceed \$351,662.00

**December 15, 2016**  
**Regular Meeting**

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

BE IT FURTHER RESOLVED that the purchasing agent shall take all necessary steps to execute the documents to approve of the state contracts for these improvements and repairs.

BE IT FURTHER RESOLVED, that a certification of funds for this contract is on file with the Clerk's office.

**RESOLUTION**  
**RE: TO APPROVE EXTENSION OF CONTRACT FOR**  
**COMPUTER CONSULTANT SERVICES WITH ANGEL CONSULTANT LLC.**

WHEREAS, the Town West New York entered into a contract for computer consultant services with Angel Consultant LLC.; and

WHEREAS, this contract ends on December 31, 2016 but the contract provided the option for the Town to extend the contract for an additional one year under the same terms and conditions;

WHEREAS, the Board of Commissioners have determined that it is in the best interests of the Town to exercise the option to extend this contract for an additional year; and

NOW THEREFORE, BE IT RESOLVED that the Mayor and Board of Commissioners of the Town of West New York do hereby authorize the extension of the contract with Angel Consultant LLC for computer consultant services commencing January 1, 2017 until December 31, 2017.

BE IT FURTHER RESOLVED, the Town shall pay the Contractor \$85 per hour and not to exceed \$72,700.00 for the services provided.

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

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

**RESOLUTIONS**  
**RE: SENIOR CITIZEN AND VETERAN TAX DEDUCTIONS**

WHEREAS, the listed taxpayers named below are Senior Citizen or Veteran and have applied for and given sufficient evidence to receive a deduction from the 2016 tax pursuant to N.J.S.A 54:4-8.41 & N.J.S.A 54:4-8.11.

THEREFORE, be it resolved that said deductions are hereby granted and the Tax Collector is hereby directed to issue refunds for the following amount to the property owners.

Blk	Lot	Name	Address	Exempt	Amount
19	47	Francesca Montrone	38-64 <sup>th</sup> St	Senior	\$250.00
81	3	Stanley Jokinsky	315-56 <sup>th</sup> St. B-3	Senior & Veteran	500.00
168.01	8.03	Nicole Mitchell	26 Ave Port Imperial #203 – Veteran		<u>250.00</u>
					\$1000.00

**December 15, 2016**  
**Regular Meeting**

**Consent Agenda (cont.):**

**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  
JANUARY 12<sup>TH</sup>, 2017**

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:

Rent Control Board Counsel (2 <sup>nd</sup> Occasion)	1/12/2017 at 9:30 am
Veterinarian Services (2 <sup>nd</sup> Occasion)	1/12/2017 at 10:00 am
Special Construction Code Litigation Counsel (2 <sup>nd</sup> Occasion)	1/12/2017 at 10:30 am
Public Defender (2 <sup>nd</sup> Occasion)	1/12/2017 at 11:00 am
Conflict Counsel – Zoning Board (2 <sup>nd</sup> Occasion)	1/12/2017 at 11:30 am
Counsel to Library Board (2 <sup>nd</sup> Occasion)	1/12/2017 at 1:30 pm
Conflict Counsel – Planning Board (2 <sup>nd</sup> Occasion)	1/12/2017 at 2:00 pm
Alternate Prosecutor (2 <sup>nd</sup> Occasion)	1/12/2017 at 2:30 pm
Special Hearing Officer (2 <sup>nd</sup> Occasion)	1/12/2017 at 3:00 pm
Police Physician (2 <sup>nd</sup> Occasion)	1/12/2017 at 3:30 pm
Animal Shelter Services (2 <sup>nd</sup> Occasion)	1/12/2017 at 4:00 pm
Bank Services (2 <sup>nd</sup> Occasion)	1/12/2017 at 4:30 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:

Rent Control Board Counsel (2<sup>nd</sup> Occasion)  
Veterinarian Services (2<sup>nd</sup> Occasion)  
Special Construction Code Litigation Counsel (2<sup>nd</sup> Occasion)  
Public Defender (2<sup>nd</sup> Occasion)  
Conflict Counsel – Zoning Board (2<sup>nd</sup> Occasion)  
Counsel to Library Board (2<sup>nd</sup> Occasion)  
Conflict Counsel – Planning Board (2<sup>nd</sup> Occasion)  
Alternate Prosecutor (2<sup>nd</sup> Occasion)  
Special Hearing Officer (2<sup>nd</sup> Occasion)  
Police Physician (2<sup>nd</sup> Occasion)  
Animal Shelter Services (2<sup>nd</sup> Occasion)  
Bank Services (2<sup>nd</sup> Occasion)

3. Such Request for Proposals (s) shall be published and advertised in accordance with a Fair and Open Process at least ten (10) days in advance, of the opening of the responses to the Requests for Proposals received such opening to take place on or before the next regularly scheduled meeting of the Board of Commissioners, on or before which time all Statements of Proposals



**December 15, 2016**  
***Regular Meeting***

**Consent Agenda (cont.):**

**Resolution (cont.):**

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: TO APPROVE SHARED SERVICES AGREEMENT WITH THE TOWNSHIP OF WEEHAWKEN FOR CERTIFIED RECYCLING COORDINATOR**

WHEREAS, the Township of Weehawken and Town of West New York currently share the services of a Certified Recycling Coordinator; and

WHEREAS, N.J.S.A. 40A:65-1 et. seq. allows municipalities to enter into shared services agreements; and

WHEREAS, the parties seek to memorialize the current agreement to share the services for the Certified Recycling Coordinator.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York do hereby approve of the shared services agreement, attached hereto, between the Township of Weehawken and Town of West New York for the Certified Recycling Coordinator services for the year commencing November 1, 2016 and ending on October 31, 2017.

BE IT FURTHER RESOLVED that the Mayor and Town Clerk are hereby authorized to execute the shared services agreement.

BE IT FURTHER RESOLVED, that a copy of this resolution and the executed shared services agreement be forwarded to the Township of Weehawken.

BE IT FURTHER RESOLVED, that the resolution and executed shared services agreement shall be forward to the Division of Local Government Services.

**RESOLUTION**

**RE: PUBLIC ENTITY JOINT INSURANCE FUND  
JOINT TRUST AGREEMENT AND RESOLUTION TO JOIN**

WHEREAS, a number of local governmental units in the State of New Jersey have joined together to form a Joint Insurance Fund as permitted by the Chapter 372 Laws of 1983 (40A:10-36); and

WHEREAS, the statutes and regulations governing the creation and operation of a Joint Insurance Fund contain elaborate restrictions and safeguards concerning the safe and efficient administration of the public interest entrusted to such a Fund; and

WHEREAS, the Governing Body of the Town of West New York, has determined that membership in the Public Entity Joint Insurance Fund (hereinafter referred to as the "Fund") is in the best interests of itself and its citizens; and

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Town of West New York (hereinafter referred to as the "Municipality") does hereby resolve and agree to become a member of the Fund for a period of three (3) years beginning January 1, 2017 and ending on December 31, 2019 for the purpose of establishing the following types of coverage:

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**Regular Meeting**

**Consent Agenda (cont.):**

**Resolution (cont.):**

- Workers' Compensation and Employer's Liability;
- General Liability including law enforcement and public officials liability;
- Motor vehicle liability;
- Property damage (buildings, contents);
- Public Official Position Bonds

BE IT FURTHER RESOLVED, that the Municipality has never defaulted on claims and has not been canceled for nonpayment of insurance premiums for a period of at least two years prior to the adoption of this Resolution; and

BE IT FURTHER RESOLVED, that the Mayor and the Municipal Clerk are authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying membership in the Fund and to deliver same to the Executive Director of the Fund with the express reservation that said document shall become effective only upon approval by the New Jersey Department of Insurance and the Department of Community Affairs.

**RESOLUTION**

**RE: APPROVING CONTRACT FOR PURCHASE OF EMERGENCY 911 SYSTEM FROM JOHNSTON COMMUNICATIONS VOICE & DATA**

WHEREAS, the Town requires the purchase of an emergency 911 system; and

WHEREAS, Johnston Communications Voice & Data has State Contract #T0109/83925 which the Town can use to purchase the emergency 911 system; and

WHEREAS, pursuant to N.J.S.A.40A:11-12 the Town can purchase items without bidding since the contracts were bid through the State; and

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York that the Town does approve of the State contract #T0109/83925 with Johnston Communications Voice & Data for the purchase of the Emergency 911 system for the total amount not to exceed \$120,150.00

BE IT FURTHER RESOLVED that the purchasing agent shall take all necessary steps to execute the documents to approve of the state contract for the purchase of the Emergency 911 system.

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

**RESOLUTION**

**RE: AUTHORIZING SETTLEMENT OF LITIGATION**

WHEREAS, litigation was commenced entitled County of Hudson v. Town of West New York Docket No. HUD-L-122-14; and

WHEREAS, Hudson County and West New York have determined to settle this litigation in accordance with the proposed settlement agreement; and

WHEREAS, the Mayor and Commissioners have determined that this settlement is in the best interests of the Town of West New York.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York that the Town does approve of the settlement agreement in the matter of County of Hudson v. Town of West New York Docket No. HUD-L-122-14.

BE IT FURTHER RESOLVED, that the Mayor and Town Clerk are authorized to execute this agreement and appropriate Town officials are authorized to take all necessary actions to carry out the terms and conditions of the settlement agreement.

December 15, 2016  
Regular Meeting

**Consent Agenda (cont.):**

**RESOLUTION**  
**RE: AUTHORIZING SETTLEMENT**  
**OF LITIGATION**

WHEREAS, litigation was commenced entitled County of Hudson v. Town of West New York Docket No. HUD-L-122-14; and

WHEREAS, Hudson County and West New York have determined to settle this litigation in accordance with the proposed settlement agreement; and

WHEREAS, the Mayor and Commissioners have determined that this settlement is in the best interests of the Town of West New York.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York that the Town does approve of the settlement agreement in the matter of County of Hudson v. Town of West New York Docket No. HUD-L-122-14.

BE IT FURTHER RESOLVED that the Mayor and Town Clerk are authorized to execute this agreement and appropriate Town officials are authorized to take all necessary actions to carry out the terms and conditions of the settlement agreement.

**RESOLUTION**  
**RE: APPROVING AMENDMENT TO AGREEMENT WITH HUDSON COUNTY FOR**  
**TRAFFIC SIGNAL UPGRADES AT VARIOUS INTERSECTIONS**

WHEREAS, the Town of West New York ("Town") has entered into an agreement with Hudson County for the use of Community Development Block Grant funding for traffic signal upgrades to several traffic lights; and

WHEREAS, the number of traffic signal upgrades has been reduced from 10 traffic lights to five traffic lights but the grant funding is the same; and

WHEREAS, Hudson County has requested that the Town execute the amendment to the original agreement entered into in October 2015.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Board of Commissioners of the Town of West New York that the Mayor and Clerk are hereby authorized to execute the amendment to the agreement with Hudson County for the use of the Community Development Block Grant funding for the traffic signals upgrades.

**RESOLUTION**  
**RE: APPROVING CHANGE ORDER # 1 FOR THE CONTRACT WITH TEC-CON**  
**CONTRACTORS, INC. FOR THE 50<sup>th</sup> STREET PARK RENOVATIONS**

WHEREAS, the Town of West New York entered into a contract for 50<sup>th</sup> Street Park Renovations with Tec-Con Contractors, Inc. ("Contractor"); and

WHEREAS, the Contractor has submitted change order #1 to RSC Architects ("Architect") the Town Architect overseeing this project, which the Architect has approved; and

WHEREAS, this change order involves the supply/installation of drainage materials (\$4,818.50) and resurfacing (\$5,700.00); and

WHEREAS, this change order will increase the contract price from \$258,553.00 by \$10,518.50 to a total price not to exceed \$269,071.50; 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.

**December 15, 2016**  
**Regular Meeting**

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

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York that change order #1 is approved for the 50<sup>th</sup> Street Park Renovations which will increase the original contract amount from \$258,553.00 to \$269,071.50. (see attached change order #1)

**RESOLUTION**  
**RE: AUTHORIZING ADDITIONAL TIME FOR THE TOWN OF WEST NEW YORK**  
**AND ROSELAND/PORT IMPERIAL, L.L.C., REDEVELOPER OF THE**  
**WATERFRONT AREA, TO COMPLETE NEGOTIATIONS ON AGREEMENTS FOR**  
**THE CONSTRUCTION OF PHASE III OF THE PROJECT**

WHEREAS, on the basis of a preliminary investigation and recommendation of the Planning Board of the Town pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., the Board of Commissioners of the Town determined that certain property known as waterfront property and more particularly described, at that time, on the Tax Maps as Block 168, Lots 3, 3.01, 4, 4.01, 5, 6, 6.01, 7, 7.01 and all air rights and riparian rights attached or associated with these parcels should be classified as a redevelopment area in accordance with N.J.S.A. 40A:12A-5 (the "Redevelopment Area"); and

WHEREAS, on April 17, 1996, the Board of Commissioners passed Ordinance 16/96, adopting the proposed redevelopment plan as the redevelopment plan of the Town of West New York for the Redevelopment Area (the "Redevelopment Plan"); and

WHEREAS, the Redevelopment Plan calls for the Redevelopment Area to be developed as a mixed residential community consisting of approximately 4,060 apartment and condominium units, 100,000 square feet of neighborhood retail space, and associated uses, including roadways, parking facilities, walkways, parks and other recreational amenities (collectively, the "Improvements"); and

WHEREAS, the Board of Commissioners designated Roseland/Port Imperial, L.L.C. ("RPI" or "Redeveloper") as the redeveloper of the Redevelopment Area and has entered into the Redeveloper Agreement dated September 19, 1996 with RPI, setting forth the terms and conditions by which RPI will construct the Improvements within the Redevelopment Area (the "Redeveloper Agreement"); and

WHEREAS, the rights and obligations of RPI under the Redeveloper Agreement have been assigned to and assumed by its affiliate Roseland/Port Imperial Partners, L.P. ("Roseland") in accordance with the Redeveloper Agreement and Roseland acquired title to the lands within the Redevelopment Area; and

WHEREAS, upon obtaining the Town's consent, as required by the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-9, and Article VI of the Redeveloper Agreement, that portion of the Redevelopment Area now described on the Tax Maps as Lot 7.07 in Block 168.01 (the "Project Area") was conveyed to the Roseland; and

WHEREAS, an affiliate of Roseland and the Town entered into that certain Financial Agreement made as of October 8, 2003 for the construction of approximately 332 residential apartment units and approximately 45,700 square feet of retail space, along with associated roadways and recreational facilities (the "Original Project"); and

WHEREAS, the Original Project has been modified and will now include the construction of an 11-story 360 unit luxury rental building with 365 parking space and 26,00 square feet of retail space with 209 parking spaces, which was approved by the Town Planning Board in June 2016 (the "Phase III Project"); and

WHEREAS, the Town and the Redeveloper have been negotiating the terms and conditions of various agreements, including but not limited to, an amendment to the Redeveloper Agreement and the Financial Agreement for the construction of the Phase III Project; and

**December 15, 2016**  
***Regular Meeting***

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

WHEREAS, additional time is required for the Town and Redeveloper to complete negotiations on the required agreements.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Town of West New York that it hereby authorizes a ninety (90) day extension from the date of this resolution for the Town and Redeveloper to complete negotiations on the terms and conditions of various agreements, including but not limited to, an amendment to the Redeveloper Agreement and the Financial Agreement for the construction of the Phase III Project.

BE IT FURTHER RESOLVED, upon completion of negotiations on the terms and conditions of the necessary agreements between the Town and Redeveloper, such agreements shall be subject to the review and approval of the Board of Commissioners as required by applicable law.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

**RESOLUTION**  
**RE: APPROVING EMERGENCY PAYMENT RELATED TO**  
**ANIMALS RECOVERED AT 302 52<sup>nd</sup> STREET**

WHEREAS, on or about November 30, 2016, the Town of West New York through their animal control officer rescued over 60 cats and a dog from property located at 302 52<sup>nd</sup> Street in West New York, New Jersey, the home of a cat hoarder; and

WHEREAS, due to the large number of cats and their physical conditions, the cats were cared for on-site by Animal General and Summit Animal Clinic; 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, the Town of West New York appreciates the discount provided by this facility for the veterinary care provided and agrees to pay for this care.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York that the Town does approve of the payment for veterinary care and boarding to the facilities as follows and in accordance with the bills submitted:

- 1) Animal General, located at 725 River Road, Edgewater, New Jersey 07020 - \$1,809.95; and
- 2) Summit Animal Clinic, located at 3130 Summit Avenue, Union City, New Jersey - \$2,225.00

BE IT FURTHER RESOLVED, that the purchasing agent shall take all necessary steps to pay the facility as stated above.

BE IT FURTHER RESOLVED that a certification of funds for these services is on file with the Clerk's office.

BE IT FURTHER RESOLVED, that the Town shall take all necessary actions including legal proceedings, if needed, to recoup the costs from the former owner of the cats.

December 15, 2016  
Regular Meeting

**Consent Agenda (cont.):**

**STATE OF NEW JERSEY  
DEPARTMENT OF LAW AND PUBLIC SAFETY  
DIVISION OF CRIMINAL JUSTICE  
SAFE AND SECURE COMMUNITIES PROGRAM FY14**

**RESOLUTION OF PARTICIPATION**  
**A RESOLUTION APPROVING PARTICIPATION WITH THE STATE OF NEW**  
**JERSEY FEDERAL GRANT PROGRAM ADMINISTERED BY THE DIVISION OF**  
**CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY.**

WHEREAS, the Town of West New York wishes to apply for funding of approximately \$60,000.00 with a match of \$98,394.20 for an approximate project total cost of \$158,394.20 for a project under the State of New Jersey Safe and Secure Communities Grant Program, and

WHEREAS, the Board of Commissioners of the Town of West New York has reviewed the accompanying application and has approved said request, and  
WHEREAS, the project is a joint effort between the Department of Law and Public Safety and the Town of West New York for the purpose described in the application;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York that

1. As a matter of public policy the West New York Police Department wishes to participate to the fullest extent possible with the Department of Law and Public Safety.
2. The Attorney General will receive funds on behalf of the applicant.
3. The Division of Criminal Justice shall be responsible for the receipt and review of the applications for said funds.
4. The Division of Criminal Justice shall initiate allocations to each applicant as authorized.

**STATE OF NEW JERSEY  
DEPARTMENT OF LAW AND PUBLIC SAFETY  
DIVISION OF CRIMINAL JUSTICE  
SAFE AND SECURE COMMUNITIES PROGRAM FY15**

**RESOLUTION OF PARTICIPATION**  
**A RESOLUTION APPROVING PARTICIPATION WITH THE STATE OF NEW**  
**JERSEY FEDERAL GRANT PROGRAM ADMINISTERED BY THE DIVISION OF**  
**CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY.**

WHEREAS, the Town of West New York wishes to apply for funding of approximately \$60,000.00 with a match of \$107,853.20 for an approximate project total cost of \$167,853.20 for a project under the State of New Jersey Safe and Secure Communities Grant Program, and

WHEREAS, the Board of Commissioners of the Town of West New York has reviewed the accompanying application and has approved said request, and

WHEREAS, the project is a joint effort between the Department of Law and Public Safety and the Town of West New York for the purpose described in the application;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York that

1. As a matter of public policy the West New York Police Department wishes to participate to the fullest extent possible with the Department of Law and Public Safety.
2. The Attorney General will receive funds on behalf of the applicant.
3. The Division of Criminal Justice shall be responsible for the receipt and review of the applications for said funds.
4. The Division of Criminal Justice shall initiate allocations to each applicant as authorized.

December 15, 2016  
Regular Meeting

**Consent Agenda (cont.):**

STATE OF NEW JERSEY  
DEPARTMENT OF LAW AND PUBLIC SAFETY  
DIVISION OF CRIMINAL JUSTICE  
SAFE AND SECURE COMMUNITIES PROGRAM FY16

**RESOLUTION OF PARTICIPATION**  
**A RESOLUTION APPROVING PARTICIPATION WITH THE STATE OF NEW**  
**JERSEY FEDERAL GRANT PROGRAM ADMINISTERED BY THE DIVISION OF**  
**CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY.**

WHEREAS, the Town of West New York wishes to apply for funding of approximately \$60,000.00 with a match of \$122,443.20 for an approximate project total cost of \$182,443.20 for a project under the State of New Jersey Safe and Secure Communities Grant Program, and

WHEREAS, the Board of Commissioners of the Town of West New York has reviewed the accompanying application and has approved said request, and

WHEREAS, the project is a joint effort between the Department of Law and Public Safety and the Town of West New York for the purpose described in the application;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York that

1. As a matter of public policy the West New York Police Department wishes to participate to the fullest extent possible with the Department of Law and Public Safety.
2. The Attorney General will receive funds on behalf of the applicant.
3. The Division of Criminal Justice shall be responsible for the receipt and review of the applications for said funds.
4. The Division of Criminal Justice shall initiate allocations to each applicant as authorized.

**RESOLUTION**  
**RE: AWARDING EMERGENCY CONTRACT FOR ANIMAL CONTROL OFFICER**  
**SERVICES TO NEW JERSEY ANIMAL CONTROL & RESCUE LLC**

WHEREAS, the Town of West New York ("Town") previously employed an Animal Control Officer, who resigned from employment with the Town on or about October 20, 2016; and

WHEREAS, due to the resignation, the Town is in need of an animal control officer and New Jersey Animal Control & Rescue LLC is able to serve in this capacity; and

WHEREAS, the Town has sought RFPs for the services of an animal control officer but has not yet awarded the contract; and

WHEREAS, the Town has anticipated entering into an emergency contract with New Jersey Animal Control & Rescue LLC for emergency animal control officer services from October 24, 2016 to November 24, 2016 in the amount of \$4,580.58 and an additional contract for emergency animal control officer services from November 25, 2016 until December 31, 2016 for an additional amount of \$4,580.58; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Commissioners do hereby award emergency contracts to New Jersey Animal Control & Rescue LLC for animal control officer services from October 24, 2016 until November 24, 2016 in the amount of \$4,580.58 and from November 25, 2016 until December 31, 2016 for an additional amount of \$4,580.58.

BE IT FURTHER RESOLVED, that the Mayor and Town clerk are hereby authorized to execute the emergency contracts with New Jersey Animal Control & Rescue LLC for these services.

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

December 15, 2016  
*Regular Meeting*

**Consent Agenda (cont.):**

**RESOLUTION**  
**RE: TO APPROVE A CONTRACT FOR**  
**TRAFFIC SIGNAL UPGRADES AT VARIOUS INTERSECTIONS**  
**WITH JC CONTRACTING**

WHEREAS, the Town West New York sought bids for a contract for providing traffic signal upgrades at various intersections and five bids were received; and

WHEREAS, the Town has Community Block Grant Funding through Hudson County in the amount of \$500,010.00 and will provide a matching contribution up to \$110,000 for a total amount of \$610,010.00 for the traffic signal upgrades;

WHEREAS, the low bids for base bids No.1 and No. 2 were in excess of the funds set aside for this contract and the low bid for base bid No.3 is \$520,143.00 from JC Contracting; and

WHEREAS, the Town engineer has reviewed the low bidder for base bid No. 3 and determined that the bidder is responsible and the Town attorney has determined that the bid is legally sufficient.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Board of Commissioners of the Town of West New York do hereby authorize a contract with JC Contracting for the traffic signal upgrades base bid No. 3 in the total amount not to exceed \$520,143.00.

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

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

**RESOLUTION**  
**RE: TO AUTHORIZE RECEIPT OF BIDS**  
**FOR A TOWN BIKE SHARE PROGRAM**

WHEREAS, the Town West New York seeks to create a bike sharing program to promote and encourage the use of bikes throughout the Town; and

WHEREAS, the Town has determined to solicit bids for the provision of a bike share program in accordance with bid specifications for same;

NOW THEREFORE, BE IT RESOLVED that the Mayor and Board of Commissioners of the Town of West New York do hereby authorize the Clerk to advertise on January 18, 2017 for the receipt of bids for a bike share program on February 1, 2017 at 11 a.m.



**December 15, 2016**  
**Regular Meeting**

**RESOLUTION**  
**RE: TRANSFER OF FUNDS FOR 2016**

WHEREAS, there exist certain budget expenditures with funds available in excess of the amounts approved in the 2016 budget of the Town of West New York;  
and

WHEREAS, N.J.S.A. 40A:4-58 permits the transfer of such funds during the last two months of the fiscal year.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York, County of Hudson that the following transfers be made within the 2016 Municipal Budget:

Account Number	Description	From	To
01-201-20-708-020-99	Public Relations	50,000.00	
01-201-20-715-010-11	Supervised Play Activity	20,000.00	
01-201-20-717-020-99	Senior Citizens	25,000.00	
01-201-21-742-010-11	Treasurer's Office S/W	50,000.00	
01-201-21-750-120-93	Other Insurance - Workers Comp	45,000.00	
01-201-23-788-020-99	Engineering Serv. & Costs	55,500.00	
01-201-20-701-010-11	Dir. of Public Affairs -		20,000.00
01-201-20-703-020-99	Poormaster Fund O.E.		3,500.00
01-201-21-742-020-99	Treasurer's Office		50,000.00
01-201-21-744-010-11	Assessment of Taxes S/W		15,000.00
01-201-21-746-010-11	Collection of Taxes S/W		10,000.00
01-201-23-787-020-99	Garbage & Trash - O.E. Miscellaneous		25,000.00
01-201-23-789-010-11	School Traffic Guards		25,000.00
01-201-24-792-020-99	Building Department Miscellaneous		25,000.00
01-201-29-825-020-99	Contrib to Public Employee Miscellaneous		60,000.00
01-201-29-828-020-99	Contrib to Police & Firemen Miscellaneous		12,000.00

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

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

**ORDINANCE #22/16**

**AN ORDINANCE AMENDING ORDINANCE #27/15 OF THE CODE OF THE TOWN OF WEST NEW YORK (CONSTRUCTION CRANES)**

**Note:** Town Clerk Riccio 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, and Rodriguez,  
NAYS - None  
ABSENT - Mayor Roque

**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, and Rodriguez,  
NAYS - None  
ABSENT - Mayor Roque

December 15, 2016  
Regular Meeting

**ORDINANCE #23/16**

**AN ORDINANCE AMENDING CHAPTER 364, ARTICLE II OF THE CODE OF THE TOWN OF WEST NEW YORK ENTITLED "TAXATION"**

**Note:** Town Clerk 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, and Rodriguez,  
NAYS - None  
ABSENT - Mayor Roque

**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, and Rodriguez,  
NAYS - None  
ABSENT - Mayor Roque

**ORDINANCE #24/16**

**AN ORDINANCE DESIGNATING "NO PARKING" ZONE**

**Note:** Town Clerk Riccio 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, and Rodriguez,  
NAYS - None  
ABSENT - Mayor Roque

**Notice**  
**Ordinance #24/16**

**AN ORDINANCE DESIGNATING "NO PARKING" ZONE**

The foregoing Ordinance was adopted for first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey, on December 15, 2016 and ordered published, and will be further considered before final passage at a public hearing on January 19, 2017 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:** Town Clerk Riccio read the foregoing Notice aloud.

December 15, 2016  
*Regular Meeting*

**ORDINANCE #25/16**

**AN ORDINANCE TO AMEND SALARY ORDINANCE FOR MUNICIPAL  
EMPLOYEES**

**Note: Town Clerk Riccio 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, and Rodriguez,  
NAYS - None  
ABSENT - Mayor Roque

**Notice**  
**Ordinance #25/16**

**AN ORDINANCE TO AMEND SALARY ORDINANCE FOR MUNICIPAL  
EMPLOYEES**

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 December 15, 2016 and ordered published, and will be further considered before final passage at a public hearing on January 19, 2017 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: Town Clerk Riccio read the foregoing Notice aloud.**

**December 15, 2016**  
***Regular Meeting***

It was regularly moved by Commissioner Colacurcio and seconded by Commissioner Rodriguez, **to open Public Portion of meeting at 6:58 p.m.**, and was carried by the following vote:

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

**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 6:58 P.M.** was carried by the following vote:

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

\_\_\_\_\_  
Commissioner Cosmo A. Cirillo

\_\_\_\_\_  
Commissioner Susan M. Colacurcio

\_\_\_\_\_  
Commissioner Margarita Guzman

\_\_\_\_\_  
Commissioner Gabriel Rodriguez

**ABSENT**

\_\_\_\_\_  
Mayor Felix E. Roque  
Board of Commissioners

Attest: \_\_\_\_\_  
Carmela Riccio, RMC  
Town Clerk's Office