

April 18, 2012
Regular Meeting

Minutes of a regular stated meeting of the Board of Commissioners of the Town of West New York, in the County of Hudson, State of New Jersey, held in the Court Chambers, Municipal Building on Wednesday, April 18, 2012 at 7:00 p.m. (6:00 p.m. Work Session):

Present: Commissioners Frias, Rodriguez, Wiley, Vargas and Mayor Roque
Absent: None
Also Present: Town Attorney Gil Garcia, Town Administrator Ernesto Munoz and Town Clerk Carmela Riccie

Meeting commenced at 7:22 p.m.

At the request of Mayor Roque, Town Clerk Carmela Riccie made the following announcement:

As presiding officer of this regularly scheduled meeting of the Board of Commissioners of the Town of West New York, held on April 18, 2012 at 7:00 p.m., 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 December 20, 2011. Said Resolution was transmitted by the Town Clerk to the Jersey Journal and the Bergen Record and publicly posted on the Municipal Bulletin Board, Town Hall, and filed with the Town Clerk.

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

Note: Mayor Roque announced that Commissioner Caridad Rodriguez had recently received the "Dolores Huerta Award" from Congressman Sires. He further advised that 50 years ago, Ms. Huerta was a true feminist and that it is an honor to receive such an award from Congress.

At the request of Mayor Roque, Town Clerk Carmela Riccie read aloud the titles of all items on the agenda.

Minutes of Previous Meeting:

It was regularly moved by Mayor Roque, seconded by Commissioner Rodriguez, that the Minutes of Regular Meeting: 3/21/12 (Regular and Work Sessions) and Executive Session Meetings: 1/18/12, 9/21/11, 6/29/11 and 6/15/11 (Regular Sessions) be approved as recorded, was carried by the following vote:

YEAS - Commissioners Frias, Rodriguez, Wiley, Vargas and Mayor Roque
NAYS - None
ABSENT - None

Claims: Dated 4/18/12 (Claims are available for public inspection in the Town Clerk's Office):

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

YEAS - Commissioners Frias, Rodriguez, Wiley, Vargas and Mayor Roque
NAYS - None
ABSENT - None

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RFP Results
Re: Private Collection Agency of Municipal Court Debt

RFP PROPOSAL FORMATION

Proposal Receipt Date: April 10, 2012

Proposal Time: 11:00 a.m.

Location for proposal: Town Clerk's Office

Proposal for: Private Collection Agency of Municipal Court Debt

Personnel at Opening: Deputy Town Clerk Jennie DelRio & Maria Barrios

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

RESPONDER #1 (Name) Alliance One Receivables Management, Inc.
(Address) 4850 Street Road E, Suite 300
Trevose, PA 19053

RESPONDER #2 (Name) National Recovery Agency
(Address) 2491 Paxton Street
Harrisburg, PA 17111

RESPONDER #3 (Name) Capital Recovery Systems, Inc.
(Address) 750 Cross Point Road, Suite S
Columbus, OH 43230

RESPONDER #4 (Name) Penn Credit
(Address) 914 S. 4th Street
Harrisburg, PA 17104

RESPONDER #5 (Name) Duncan Solutions Company
(Address) 633 W. Wisconsin Avenue, Suite 1600
Milwaukee, WI 53203-1920

RESPONDER #6 (Name) Green Flag Profit Recovery by Transworld Systems
(Address) Raritan Plaza II, Suite A 23
Edison, NJ 08837

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Bid Results
Re: Improvements to Municipal Swimming Pool

BID PROPOSAL FORMATION

Proposal Receipt Date: April 13, 2012 Budgeted Amount: \$
Proposal Time: 10:00 a.m. Estimated Amount: \$
Location for proposal: Town Clerk's Office
Proposal for: Improvements to Swimming Pool
Department of:
Personnel at Opening: Town Clerk Carmela Riccie & Maria Barrios
Remarks: Time to receive bids was closed at 10:05 a.m.
Reserved decision pending review by Law Department.

BIDDER #1	(Name)	Stoneridge	Total cost: \$199,600.00
	(Address)	835 Pennsylvania Blvd. Feasterville, PA 19053	(See bid proposal attached with unit prices)

Bid Bond: X Check:

BIDDER #2	(Name)	Ray Palmer Associates, Inc.	Total cost: \$191,500.00
	(Address)	95 King Street Dover, NJ 07801	(See bid proposal attached with unit prices)

Bid Bond: X Check:

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Communication
Re: Letter of re-appointment of Dr. Christine Piscitelli
to the Board of Education (Term: 5/17/12-5/16/15)



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OFFICE OF THE MAYOR

428 • 60th Street, West New York, New Jersey 07093

Felix Roque, M.D.
Mayor

Phone: 201.295.5100
Fax: 201.861.2797

April 12, 2012

Via Fax & Regular Mail

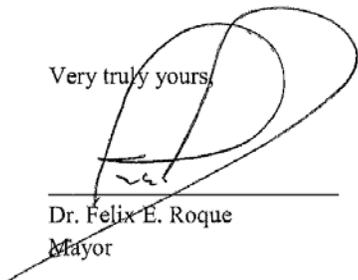
Fax: (201)-902-2299
Kevin Franchetta
Business Administrator
6028 Broadway
West New York, NJ07093

Re: Reappointment of Dr. Christine Piscitelli to the Board of Education

Dear Mr. Franchetta:

Please be advised that Dr. Christine Piscitelli is hereby reappointed to serve on the Board of Education as a Board Member. If you should have any questions feel free to contact me directly. Thank you for your time.

Very truly yours,



Dr. Felix E. Roque
Mayor

Lead By Example

April 18, 2012
Regular Meeting

Communication
Re: Letter of appointments of Nasrin Alam and Angela Duvall
to the Board of Education (Term: 5/12/12-5/11/14)



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APR 18 2012

OFFICE OF THE MAYOR

428 • 60th Street, West New York, New Jersey 07093

Felix Roque, M.D.
Mayor

Phone: 201.295.5100
Fax: 201.861.2797

April 12, 2012

Via Fax & Regular Mail

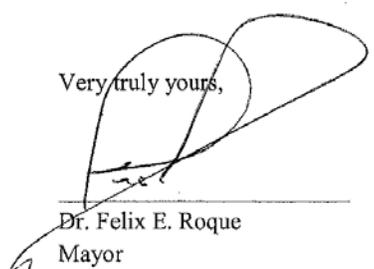
Fax: (201)-902-2299
Kevin Franchetta
Business Administrator
6028 Broadway
West New York, NJ07093

Re: Appointment of Ms. Nasrin Alam & Angela Duvall to the Board of Education

Dear Mr. Franchetta:

Please be advised that Ms. Nasrin Alam and Angela Duvall are hereby appointed to serve on the Board of Education as Board Members. Their term will begin May 12, 2012. They will each be occupying one of the expanded seats to the Board of Education.. If you should have any questions feel free to contact me directly. Thank you for your time.

Very truly yours,


Dr. Felix E. Roque
Mayor

Lead By Example

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Proclamation
Re: Alcohol Awareness Month

Whereas, Alcohol is a primary factor in the fourth leading causes of death for young persons ages 10 – 21; and

Whereas, almost 100,000 persons die each year from alcohol-related causes; drinking and driving crashes, other accidents, falls, fires, alcohol-related homicides and suicide; and

Whereas, approximately 15 million current drinkers in the United States are dependent on alcohol; and

Whereas, adolescents use alcohol more than tobacco or illicit drugs; and

Whereas, young people begin drinking, on average, at 13.1 years of age; and

Whereas, young people who begin drinking before age 15 are four times more likely to develop alcohol dependence than those who begin drinking at age 21; and

Whereas, alcohol is involved in fifty percent of criminal assault, traffic, theft, fraud, vandalism and sex crime cases in the juvenile justice system. Older friends and siblings are the primary source by which underage youth obtain alcohol. Providing alcohol to minors is against the law, and that together we should work to keep it out of their hands; and

Whereas, it is imperative that we join with others in advancing efforts to strengthen the enforcement of our underage drinking laws, and build partnerships among local agencies, elected officials, law enforcement, businesses, schools, and communities to prevent underage drinking and alcoholism;

Now, Therefore, Be It Proclaimed that I, Mayor Felix E. Roque and the Board of Commissioners of the Town of West New York, join the National Council on Alcoholism and Drug Dependence, Inc. (NCADD) and the New Jersey Division of Alcohol Beverage Control and do hereby proclaim that April 2012 is Alcohol Awareness Month in the Town of West New York.

Note: Mayor Roque read aloud the Proclamation and presented it to Police Director Michael Indri.

Note: Town Clerk Carmela Riccio announced that she had received a call from Mayor Roque to correct his vote cast at the 3/21/12 Commissioners Meeting pertaining to the appointment of Joseph Roque as a member of the Planning Board, as he wished to “abstain”. Mayor Roque confirmed said request. Town Clerk Carmela Riccio advised that she would make said correction.

Consent Agenda

It was regularly moved by Mayor Roque, seconded by Commissioner Vargas that the following Consent Agenda Item Nos. R-1, R-2, R-3, R-4, R-5, R-6, R-7, R-8, R-9, R-10, R-12, R-13, R-14, R-15, R-16, R-17, R-18, R-19, R-20, R-21, and R-22 be adopted, was carried by the following vote:

YEAS	- Commissioners Frias, Rodriguez, Wiley, Vargas and Mayor Roque
NAYS	- None
ABSENT	- None

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Note: Town Clerk Carmela Riccio read the titles and item numbers included on the Consent Agenda and advised that Resolution #R-11 (Re: Hiring Freeze) would **not** be included on the Consent Agenda and that a separate vote would be taken regarding said resolution.

Consent Agenda

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 Various Legal/Professional Services

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

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

- Assistant Town Attorney
- Pre-Litigation Counsel
- Public Information Services
- Staff Attorney

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

Now therefore be it resolved by the Mayor and Board of Commissioners of the Town of West New York as follows:

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 Qualifications 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:
 - Assistant Town Attorney
 - Pre-Litigation Counsel
 - Public Information Services
 - Staff Attorney
3. Such Request for Qualification(s) shall be published and advertised in accordance with a Fair and Open Process at least ten (10) days in advance of the opening of the responses to the Requests for Qualifications received (“Statements of Qualifications”), such opening to take place on or before the next regularly scheduled meeting of the Board of Commissioners, on or before which time all Statements of Qualifications must be submitted by interested parties, for consideration by the Review Committee herein established; and
4. A Review Committee is established consisting of the Mayor as Director of the Department of Public Safety, the Municipal Administrator, and the Town Attorney, as appropriate, to review all Statements of Qualifications and to make recommendations to the Mayor and Board of Commissioners prior at its next regularly scheduled meeting.

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Consent Agenda (Cont.):

Resolution
Re: Repealing Resolution adopted on 11/19/07
(Restricted Parking for Handicapped Resident) as follows:
110-61st Street, WNY (John Albertson)

Whereas, the governing body of the Town of West New York adopted a Resolution on November 19, 2007 establishing restricted parking for use by a handicapped residents; and

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

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

110-61st Street, WNY (John Albertson)

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

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

Resolution
Re: Hudson County Board of Taxation Tax Appeals (\$5,523.30)

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
NASHEL & NASHEL TRUST ACCOUNT	135/8.01	\$5,523.30	2011
	Grand Total	\$5,523.30	

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Consent Agenda (Cont.):

Resolution
Re: Refund of Tax Lien Premiums (\$56,400.00)

WHEREAS, the investor named below has previously purchased a Tax Sale Certificate from the Town of West New York; and

WHEREAS, the investor paid a premium to the Collector of Taxes for said Tax Sale Certificate at the time of the sale; and

WHEREAS, the certificate has now been redeemed and the investor is entitled to a refund of said premium pursuant to N.J.S.A. 54:5-33.

NOW, THEREFORE, BE IT RESOLVED that said premium be paid to the investors in the following amounts, and the Department of Revenue and Finance is hereby, authorized to issue said refund.

NAME	BLOCK/LOT	CERT. #	AMOUNT
MTAG SVC. AS CUST FOR ATCF II NJ LLC	141/20	11-0329	\$1,600.00
	117/15 C0304	11-0285	\$1,000.00
	21/10	11-0061	\$2,300.00
	122/12	11-0300	\$1,900.00
	145/19	11-0334	\$600.00
US BANK CUST FOR TOWER DBW	37/5	11-0095	\$2,000.00
	162/16	11-0380	\$3,100.00
	36/21.02	11-0093	\$8,000.00
	20/35	11-0059	\$7,500.00
	126/22	11-0303	\$5,800.00
US BANK CUST FOR CRESTAR CAPITAL LL	22/17	11-0063	\$9,500.00
STRIB CI, LLC	78/3	10-142	\$3,200.00
TOWER LIEN, LLC	79/29	10-145	\$9,900.00
GRAND TOTAL			\$56,400.00

Resolution
Re: Refund of Redemptions (\$273,974.48)

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.

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

Name	Block/lot	Cert#	Amount
MTAG SVC. AS CUST FOR ATCF II NJ LLC	141/20	11-0329	\$4,753.66
	117/15 C0304	11-0285	\$2,829.80
	21/10	11-0061	\$5,937.57
	122/12	11-0300	\$1,858.23
	145/19	11-0334	\$5,112.38
US BANK CUST FOR TOWER DBW	37/5	11-0095	\$3,279.30
	162/16	11-0380	\$1,440.49
	36/21.02	11-0093	\$14,964.60
	20/35	11-0059	\$3,896.15
	126/22	11-0303	\$3,895.75
US BANK CUST FOR CRESTAR CAPITAL LL	22/17	11-0063	\$21,732.36
PAM INVESTORS	54/14.02 C0015	11-0156	\$2,893.54
LBNR PARTNERS LLC	126/46	11-0305	\$1,848.47
R. ROTHMAN	52/9	10-101	\$139,914.25
STRIB CI, LLC	78/3	10-142	\$15,260.21
TOWER LIEN, LLC	79/29	10-145	\$44,357.72
		GRAND TOTAL	\$273,974.48

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Consent Agenda (Cont.):

Resolution

Re: Refund of Overpayment of Taxes (\$30,963.57)

WHEREAS, taxes and interest 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 her records accordingly.

NAME	BLOCK/LOT	AMOUNT	YEAR
5717 Bergenline, LLC	125/12.01	\$3,086.55	2012
	125/12.02	\$6,221.84	2012
Minlend, Jerome & Sara	38/9 C022A	\$2,320.52	2009
Tabraue, Jorge & Eva	5/35 C0011	\$340.43	2012
Sottilaro, Eleanora	32/8	\$140.31	2011
Sharma, Anil K. & Amla A.	85/15 C0008	\$2,204.35	2011
Monteagudo, Mayelin	109/2	\$1,579.92	2011
Robert U. Del Vecchio	69/35	\$1,856.43	2012
Pallatta, D.	42/4	\$1000.00	2011
Sneider, Bertha	57/28	\$143.12	2011
6219 Bergenline Ave. Corp	151/22	\$4,112.53	2011
Wells Fargo Real Estate	168.01/8.03	\$4,514.50 (SVC)	2011
Tax Services, LLC	C0246	\$315.40	2011
Aurora Bank	168.01/1.09	\$3,127.67 (SVC)	2011
	Totals	\$23,321.40	
		\$7,642.17 (Service Charge)	
	Grand Total	\$30,963.57	

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Consent Agenda (Cont.):

Resolution

Re: Tax Correction (Various Properties)

WHEREAS, there is an overpayment on the 3rd quarter 2011 Tax bill in the amount of \$65.83 on property located at 26 Avenue At Port Imperial also known as block 168.01 lot 8.03 C0344 and;

WHEREAS, there is an overpayment on the 4th quarter 2006 Tax Bill in the amount of \$1,733.95 on property located at 45 63rd Street also known as block 21 lot 11 and;

WHEREAS, there is an overpayment on the 3rd and 4th quarter 2010 Service Charge Tax bill in the amount of \$29.44 on property located at 164 Price Court also known as block 168.01 lot 1.13 C0164

WHEREAS, the taxpayers are requesting the over payments totaling \$1,829.22 be moved to credit their 2012 tax bills.

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

Resolution

Re: Municipal Enlistment in the Military Initiative

Whereas, on Tuesday, January 24, the Commander-in-Chief of our Armed Forces reminded all Americans that, "Above all, our freedom endures because of the men and women in uniform who defend it," and that "... this generation of heroes has made the United States safer and more respected around the world."; and

Whereas, the President, further, promised, "As they come home, we must serve them as well as they've served us. That includes giving them the care and the benefits they have earned ... And it means enlisting our veterans in the work of rebuilding our nation."; and

Whereas, National Guard and Reserve forces today total over 1 million service members and represent 48 percent of our total military force; while every day around the globe, thousands of men and women in uniform, including dedicated members of the National Guard and Reserves, risk their lives and make great sacrifices to defend our national interests, serving extended tours away from their homes, families and jobs; and

Whereas, at the same time, we are now seeing unprecedented levels of unemployment and underemployment among members of the Guard and Reserve, as up to 22 percent of Guard and Reserve members face unemployment; and

Whereas, in this time of economic uncertainty, the Employer Support Guard and Reserve (ESGR) is focusing on connecting employers with the talented pool of service members and their spouses, with the intent of facilitating meaningful employment opportunities; and

Whereas, to further this goal, the New Jersey ESGR has launched an Employment Initiative Program (EIP), which is a collaborative effort with federal agencies including the Department of Labor (Veterans Affairs), the Department of Veterans, the Small Business Administration and the Office of Personnel Management; and

Whereas, the goal is to enhance the employment process and serve as an effective resource for service members and employers. ESGR is also partnering with Employer Partnership of the Armed Forces (EPAF) through EIP with a high-tech and high-touch approach; and

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Consent Agenda (Cont.):

Resolution (Cont.):

Whereas, for almost a year, now, the United States Chamber of Commerce has also endeavored to find employment for our returning veterans and the spouses of those who continue to serve, at home and abroad, with its Hiring Our Heroes program; and

Whereas, the Hiring Our Heroes program is a nationwide effort to help veterans and military spouses find meaningful employment, in partnership with the Department of Labor Veterans Employment and Training Service (DOL VETS), to improve public-private sector coordination in local communities, where veterans and their families are returning every day; and

Whereas, despite those efforts, the unemployment rate for veterans of our Armed Forces in our Nation and in our State continues to exceed the over-all rate; and

Whereas, in order to take the lead on advancing the EIP to the next level, the New Jersey ESGR has enlisted strong and positive support from corporate leaders, the New Jersey State Chamber of Commerce, US Dept. of Labor/VETS and the New Jersey League of Municipalities; and

Whereas, it is incumbent on all of us to prove that New Jersey cares for the men and women in uniform who risk their lives and make great sacrifices to defend our national interests; and

Whereas, this employment initiative can be New Jersey's way of saying thank you to the men and women who made great sacrifices to protect our nation's freedom; and

Whereas, local officials throughout the State of New Jersey, working together through the League of Municipalities, and with the New Jersey ESGR, their local and State Chambers of Commerce, and local business leaders can help to advance basic fairness to our vets and their families by pursuing one simple goal: to allow America's over one million unemployed veterans and military spouses to follow their dreams, instead of spending their lives just trying to catch up;

Now therefore, be it resolved, that the Mayor and Board of Commissioners of the Town of West New York recognizes that we will never be able to repay the debt we owe to all members of our armed forces; and

Be It Further Resolved, that in gratitude, the (Town of West New York) pledges its enthusiastic and unqualified support for the Employment Initiative Program of the New Jersey Employer Support Guard and Reserves; and

Be It Further Resolved that certified copies of this Resolution be forwarded to the New Jersey State League of Municipalities and to our neighboring municipalities.

Resolution

**Re: Permitting Encroachment in to public right of way for Meridia Park
Project on Park Ave and Buchanan Place**

WHEREAS, the Planning Board of the Town of West New York has previously approved the construction of a multiple dwelling at 6305 Park Ave. Block 43 Lots 4,5,6,6.01,16 & 17; and

WHEREAS, the approved plan calls for the placement of plant containers on the public right of way on Park Ave. and Buchanan Place; and

WHEREAS, the proposed project also contains a sign, decorative columns, awnings, and balconies that encroach on the air space of the Town's right of way on Park Ave.; and

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Consent Agenda (Cont.):

Resolution (Cont.):

WHEREAS, the developer has submitted an encroachment plan dated 2/11/12 that has been reviewed by the Town engineer.

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

1. Meridia Park Avenue LLC. is permitted to place planter containers within the Town's right of way as indicated in the plan dated 2/11/12. Said containers shall be subject to removal at the sole cost of the property owner should the Town wish to revoke the rights contained herein.
2. Meridia Park Avenue LLC. is permitted to construct a sign, decorative columns, awnings, and balconies that encroach on the air space of the Town's right of way on Park Ave. as indicated in the plan dated 2/11/12.
3. Meridia Park Avenue LLC. and its successors or assigns agree to indemnify and hold harmless the Town from any liability associated with this encroachment.
4. The Town Attorney is authorized to prepare, and the Mayor is hereby authorized to execute, any additional documents that may be necessary to implement and carry out the intent of this resolution.

RESOLUTION

RE: APPOINTMENT OF NANNETTE MATOS AS MEMBER OF THE RENT CONTROL BOARD OF THE TOWN OF WEST NEW YORK

WHEREAS, a vacancy exists on the Rent Control Board of the Town of West New York;
and

WHEREAS, Nannette Matos is a resident of the Town of West New York.

NOW, THEREFORE, be it resolved by the Mayor and Board of Commissioners of the Town of West New York as follows:

1. Nannette Matos is appointed to serve as member of the Rent Control Board of the Town of West New York, to serve for the term of one year commencing on April 18, 2012 and expiring on March 31, 2013.
2. A copy of this resolution shall be placed on file and made available for public inspection in the Office of the Municipal Clerk.

RESOLUTION

RE: APPOINTMENT OF SAMEUL OBERGH AS MEMBER OF THE RENT CONTROL BOARD OF THE TOWN OF WEST NEW YORK

WHEREAS, a vacancy exists on the Rent Control Board of the Town of West New York;
and

WHEREAS, Samuel Obergh is a resident of the Town of West New York.

NOW, THEREFORE, be it resolved by the Mayor and Board of Commissioners of the Town of West New York as follows:

1. Samuel Obergh is appointed to serve as member of the Rent Control Board of the Town of West New York, to serve for the term of one year commencing on April 18, 2012 and expiring on March 31, 2013.
2. A copy of this resolution shall be placed on file and made available for public inspection in the Office of the Municipal Clerk.

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Consent Agenda (Cont.):

RESOLUTION

RE: APPOINTMENT OF JENICE DURHAM AS MEMBER OF THE RENT CONTROL BOARD OF THE TOWN OF WEST NEW YORK

WHEREAS, a vacancy exists on the Rent Control Board of the Town of West New York; and

WHEREAS, Jenice Durham is a resident of the Town of West New York.

NOW, THEREFORE, be it resolved by the Mayor and Board of Commissioners of the Town of West New York as follows:

1. Jenice Durham is appointed to serve as member of the Rent Control Board of the Town of West New York, to serve for the term of one year commencing on April 18, 2012 and expiring on March 31, 2013.
2. A copy of this resolution shall be placed on file and made available for public inspection in the Office of the Municipal Clerk.

Awarding Resolution

Re: Award of Contract for Automated Photo Enforcement System (Red Light Traffic Cameras) to: Red Flex Traffic Systems

WHEREAS, Requests for Proposals (RFPs) were received on 4/10/12 for Automated Photo Enforcement System (Red Light Traffic Cameras) for the Town of West New York; and

WHEREAS, RFPs for the contract for Automated Photo Enforcement System (Red Light Traffic Cameras) for the Town of West New York were received from: Red Flex Traffic Systems, 23751 N. 23rd Avenue Suite 150 Phoenix, Arizona 85085 and American Traffic Solutions 1330 West Southern Ave. Tempe, Arizona 85282; and

WHEREAS, publicly RFP contracts are in compliance with the fair and open process pursuant to N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the award of this Contract is **at no cost** to the Town of West New York and no Certificate of Availability of Funds is required; and

WHEREAS, the award of this Contract is necessary for the efficient operation of the Town and the safety and security of its residents; and

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York, New Jersey, that the RFP of Red Flex Traffic System, 23751 N. 23rd Avenue, Suite 150, Phoenix, Arizona 85085 on the RFP Proposal for Automated Photo Enforcement System (Red Light Traffic Cameras) for the Town of West New York" for a contract **at no cost to the Town** be and the same is hereby accepted.

BE IT FURTHER RESOLVED that appropriate officials are hereby authorized and directed on behalf of the Town of West New York to make available to the public, to publish, to enter into a contract for same and to perform same and to receive performance, in accordance with the law and specifications providing for same;

BE FURTHER RESOLVED that the Resolution recited above be and is hereby finally adopted.

BE IT FURTHER RESOLVED that the Town Clerk shall forward a copy of this Resolution to the bidder on this project.

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Consent Agenda (Cont.):

Resolution

**Re: Authorizing the Town Clerk to advertise
to receive bids for "Summer Food Service Program" on
Friday, May 11, 2012 at 10:00 a.m. in Town Clerk's Office**

NOW, THEREFORE, BE IT RESOLVED that the Town Clerk be and she is hereby authorized and directed to advertise for the receiving of bids for "Summer Food Service Program" on Friday, May 11, 2012 at 10:00 a.m. in Town Clerk's Office in accordance with specifications on file in the Town Clerk's Office.

RESOLUTION

**Re: Confirming Sale of Town owned vehicles at
Public Auction on 4/17/12**

WHEREAS, the Town of West New York is the owner of certain automobiles not needed for public use; and

WHEREAS, pursuant to the provisions of N.J.S.A. 40A:11-36 the Mayor and Board of Commissioners have deemed it to be in the public interest to sell personal property no longer needed for public use; and

WHEREAS, a Public Auction was held on April 17, 2012 in order to sell said automobiles in accordance with N.J.S.A. 40A:11-36; and

WHEREAS, the following high bids on vehicles were received:

Automobile to be Sold		Name of Purchaser	Bid Price
VIN #	Make and Model and Color		
T17DB9V587261	1979GMS Salter Truck, white	Liberty Motors	\$1,650.00
1GDG7D1B9EV505056	1984 GMC Salter Truck, White	Liberty Motors	\$1,750.00
1GDL7D1B1FV517234	1985 GMC Salter Truck, White	Liberty Motors	\$1,600.00
1A9Y24DR5TR059062	1996 Mobil Sweeper, White	Devino Truck Parts	\$1,950.00
KLATA5268YB472334	2000 Daewoo Sedan, Green	Jersey One	\$475.00

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

1. The above recitals are incorporated herein as if set forth at length.

2. The Board of Commissioners approves, on this date even, subject to the conditions of the resolutions authorizing the sale of automobiles, except as otherwise set out herein, and the terms of the sale as advertised and announced at auction, and as otherwise stated herein, the following sales, purchasers to tender payment for same within thirty days of the passage of this resolution:

Automobile to be Sold		Name of Purchaser	Bid Price
VIN #	Make and Model and Color		
T17DB9V587261	1979GMS Salter Truck, white	Liberty Motors	\$1,650.00
1GDG7D1B9EV505056	1984 GMC Salter Truck, White	Liberty Motors	\$1,750.00
1GDL7D1B1FV517234	1985 GMC Salter Truck, White	Liberty Motors	\$1,600.00
1A9Y24DR5TR059062	1996 Mobil Sweeper, White	Devino Truck Parts	\$1,950.00
KLATA5268YB472334	2000 Daewoo Sedan, Green	Jersey One	\$475.00

April 18, 2012
Regular Meeting

Consent Agenda (Cont.):

Resolution (Cont.):

3. If the listing of the above bids is discovered by the Municipal Administrator to be inaccurate as to price and purchaser, based on the actual results at auction, the Municipal Administrator or his designee is hereby authorized to act as per the actual results at auction, anything in this resolution notwithstanding.

4. All waivers or variations in the bidding process and the process of sale from the process set out in the resolutions authorizing the sale of various Town owned properties (automobiles), and as advertised, are hereby ratified and expressly accepted, except as otherwise stated herein.

5. A copy of this resolution shall be kept in the office of the Municipal Clerk.

6. The Mayor, the Municipal Administrator or their designee, are hereby authorized to execute and prepare such documents and provide such notices as may be necessary for the completion of the sale transaction, and are hereby authorized to waive any non-material condition of the Contract of Sale, if in their opinion it is in the best interests of the Town to do so.

Resolution

Re: To Fund the Improvements to Swimming Pool from the Capital Surplus Account

WHEREAS, the Board of Commissioners of the Town of West New has recognized the need for the Improvement of the Municipal Pool; and

WHEREAS, the need for improvements were identified in the Bid Specifications; and

WHEREAS, the Town Engineers have determined that the Board of Commissioners proceed with the project;

NOW, THEREFORE, BE IT RESOLVED by the Town of West New York that the Chief Financial Officer appropriate \$63,774. of the Capital Surplus from the General Capital Fund for the purpose of Improvement of the Municipal Pool.

Resolution

Re: To Fund the Improvements to Swimming Pool from the Capital Improvement Fund

WHEREAS, the Board of Commissioners of the Town of West New has recognized the need for the Improvement of the Municipal Pool; and

WHEREAS, the need for improvements were identified in the Bid Specifications; and

WHEREAS, the Town Engineers have determined that the Board of Commissioners proceed with the project;

NOW, THEREFORE, BE IT RESOLVED by the Town of West New York that the Chief Financial Officer appropriate \$61,000. of the Capital Improvement Fund from the General Capital Fund for the purpose of Improvement of the Municipal Pool.

April 18, 2012
Regular Meeting

Consent Agenda (Cont.):

Resolution
Re: Award of Construction Contract for Swimming Pool Improvements
to Ray Palmer Assoc. Inc.

WHEREAS, publicly bid contracts are in compliance with the fair and open process pursuant to N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, on prior occasion, upon advertisement and pursuant to specifications, the Town solicited bid proposals for Swimming Pool Improvements, pursuant to and in accordance to the contract for Swimming Pool Improvements; and

WHEREAS, on April 13, 2012, the Town did receive the following bids on the contract for Swimming Pool Improvements:

Company	Amount
Ray Palmer Assoc. Inc. 95 King Street Dover NJ 07081	\$191,500
Stoneridge Inc. 835 Pennsylvania Boulevard Feasterville, PA 19053	\$199,600

WHEREAS, the Town's Engineer Remington Vernick has recommended the award of the contract for Swimming Pool Improvements to Ray Palmer Assoc. Inc. in the amount of \$191,500 as the bid submitted by Ray Palmer Assoc. Inc. is the lowest responsible bid for the Swimming Pool Improvements; and

WHEREAS, publicly bid contracts are in compliance with the fair and open process pursuant to N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the award of this Contract is necessary for the efficient operation of the Town; and

WHEREAS, the Certificate of Available Funds, maintained on file at the Town, sets forth that sufficient funds for the subject procurement have been allotted in the Town's budget and that such funds have been appropriated.

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

1. The bid of Ray Palmer Assoc. Inc., 95 King St. Dover, NJ 07801, on the bid for Swimming Pool Improvements in the amount of \$191,500 be and the same is hereby accepted. The quantities bid shall renew upon the anniversary of the contract in accordance with the bid proposals.
2. Appropriate officials are hereby authorized and directed on behalf of the Town of West New York to enter into a contract for Swimming Pool Improvements with Ray Palmer Assoc. Inc.
3. The Chief Financial Officer's Certification that funds are available shall be on file at the Town and made a part hereof.
4. The Town Clerk shall forward a copy of this Resolution to each bidder on this contract.
5. The bid security of unsuccessful bidders shall be returned as per the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.
6. A Copy of this resolution and the contract when executed shall be kept on file for public inspection in the Office of the Municipal Clerk.

April 18, 2012
Regular Meeting

Consent Agenda (Cont.):

Resolution
Re: Approval of Change Order #3 to Helios Construction
For Contract for Verrazano and Donnelly Park Improvements

Whereas, pursuant to public bidding, on October 14, 2011 a contract (“Contract”) was entered into between the Town of West New York and Helios Construction for Donnelly & Verrazano Park Improvements, pursuant to a Resolution awarding such contract, for the amount of \$489,598.00; and

Whereas, on February 15, 2012, the Mayor and Board of Commissioners adopted Change Order No. 1 to the contract for Donnelly & Verrazano Park Improvements for a reduction in the amount of \$30,726.00, for the purpose of the removal of unnecessary water services to Donnelly Park and the revised lighting to the decorative fountain, required to satisfactorily complete the contract, adjusting the contract amount to \$458,872.00; and

Whereas, on March 21, 2012, the Mayor and Board of Commissioners adopted Change Order No. 2 to the contract for Donnelly & Verrazano Park Improvements for an increase in the amount of \$20,010.00, for the purpose of extending the electrical power service for the new lighting and new decorative fountain, required to satisfactorily complete the contract, adjusting the contract amount to \$478,882.00; and

Whereas, on April 13, 2012, the Town’s Special Project Engineer Thomas Lemanowicz (Remington & Vernick Engineers) submitted a proposal for a Change Order No. 3 to the contract for Donnelly & Verrazano Park Improvements for an increase in the amount of \$2,550.00, for the purpose of adding a Hot Box to protect potable water appurtenances, required to satisfactorily complete the contract; and

Whereas, the Town’s Special Project Engineer and Town Attorney have reviewed, approved and recommended Change Order No. 3 to process the net increase of \$2,550.00, for an adjusted total of \$481,432.00 in accordance with the contract for Donnelly & Verrazano Park Improvements; and

Whereas, the award of Change Order No. 3 is necessary for the efficient operation of the Town; and

Whereas, the Certificate of Available Funds, maintained on file at the Town, sets forth that sufficient funds for the subject procurement have been allotted in the Town's budget.

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

1. The Mayor shall be and is hereby authorized to execute Change Order No. 3 to process the net increase of \$2,550.00 as stated in the April 13, 2012 change order proposal from Helios Construction, in accordance with the contract for Donnelly & Verrazano Park Improvements, for an adjusted total amount of \$ 481,432.00.
2. The Chief Financial Officer’s Certification that funds are available shall be on file at the Town and made a part hereof.
3. A copy of this resolution and Change Order #3 shall be kept on file for public inspection in the Office of the Municipal Clerk.

April 18, 2012
Regular Meeting

Resolution
Re: Implementing A Hiring Freeze For Town Of West New York

WHEREAS, the Board of Commissioners of Town of West New York recognize the substantial Tax burden placed on the residents of West New York; and

WHEREAS, in an effort to control taxes and reduce spending the Board of Commissioners has decided to implement a hiring freeze.

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

1. Effective April 19, 2012 a hiring freeze is in effect for all departments and personnel.
2. All new hires are required to be approved by the Board of Commissioners at a public hearing wherein a basis will be presented regarding the need for the hire or creation of a position.
3. The hiring freeze does not apply to hourly seasonal employees needed for the summer recreation programs and parks maintenance.

It was regularly moved by Mayor Roque, seconded by Commissioner Rodriguez, to adopt the foregoing Resolution, was carried by the following vote:

YEAS - Commissioners Frias, Rodriguez, Vargas, and Mayor Roque
NAYS - Commissioner Wiley
ABSENT - None

Note: Town Clerk Riccie read the title of the foregoing Resolution aloud.

Ordinance #6/12

**An Ordinance repealing Ordinance #1918 entitled:
“An Ordinance establishing restricted parking in front of
one (1) residence for use by handicapped resident
(5818 Park Avenue – Edward Roggerman)**

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

The foregoing Ordinance having been presented according to law, Mayor Roque called for a hearing thereon.

No one wished to be heard.

It was regularly moved by Mayor Roque, seconded by Commissioner Vargas, to adopt the foregoing Ordinance, was carried by the following vote:

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque
NAYS - None
ABSENT - None

April 18, 2012
Regular Meeting

Ordinance #7/12

**An Ordinance amending Chapter 352 of the Code of the
Town of West New York Regarding Loading Zones**

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

The foregoing Ordinance having been presented according to law, Mayor Roque called for a hearing thereon.

The following person wished to be heard:

1. Vipul Parekh, 6507 Hudson Avenue, WNY:

Mr. Parekh suggested that between the hours of 7:00-10:00 a.m., all stores be permitted to utilize Bergenline Avenue as a loading zone. Mayor Roque recommended that Police Director Indri, who was present in the audience, meet with Mr. Parekh after the meeting to discuss his recommendation.

2. Herminio Colindres, 5801 Palisade Avenue (Apt. 2), WNY:

Mr. Colindres advised that he is a coach for the Recreation Soccer Team and that there should be a traffic light installed on River Road near the firehouse to allow children to safely cross from the soccer field. Mayor Roque indicated that River Road is a County road. Town Attorney Garcia advised him that he should discuss this issue during the public portion of the meeting in that the hearing regarding Ordinance #7/12 was in progress. He agreed to do so.

It was regularly moved by Commissioner Rodriguez, seconded by Mayor Roque, to adopt the foregoing Ordinance, was carried by the following vote:

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque
NAYS - None
ABSENT - None

Ordinance #8/12

**An Ordinance amending Chapter 352 of the Code of the
Town of West New York regarding Streets and Sewers**

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

The foregoing Ordinance having been presented according to law, Mayor Roque called for a hearing thereon.

No one wished to be heard.

It was regularly moved by Mayor Roque, seconded by Commissioner Rodriguez, to adopt the foregoing Ordinance, was carried by the following vote:

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque
NAYS - None
ABSENT - None

April 18, 2012
Regular Meeting

Ordinance #9/12

**An Ordinance amending Chapter 31 of the Code of the Town of West New York
regarding Emergency Medical Services**

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

The foregoing Ordinance having been presented according to law, Mayor Roque called for a hearing thereon.

The following person wished to be heard:

1. **Herminio Colindres, 5801 Palisade Avenue (Apt. 2), WNY:**
Mr. Colindres advised that he is an EMT for Hoboken and inquired as to whether the \$500 pronouncement fee is for DOA (Death on Arrival) or births. Mayor Roque responded "D.O.A."

It was regularly moved by Commissioner Vargas, seconded by Commissioner Rodriguez, to adopt the foregoing Ordinance, was carried by the following vote:

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque
NAYS - None
ABSENT - None

Ordinance #10/12

**An Ordinance amending Chapter 312 of the Code of the
Town of West New York entitled "Rent Control"**

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

The foregoing Ordinance having been presented according to law, Mayor Roque called for a hearing thereon.

No one wished to be heard.

It was regularly moved by Mayor Roque, seconded by Commissioner Vargas, to adopt the foregoing Ordinance, was carried by the following vote:

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque
NAYS - None
ABSENT - None

Ordinance #11/12

**An Ordinance authorizing installation of Stop Signs at the following intersections:
Hudson Avenue at 58th Street and 61st Street at Jefferson Street**

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

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

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque
NAYS - None
ABSENT - None

April 18, 2012
Regular Meeting

Notice
Ordinance #11/12

**An Ordinance authorizing installation of Stop Signs at the following intersections:
Hudson Avenue at 58th Street and 61st Street at Jefferson Street**

The foregoing Ordinance was adopted on first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey on April 18, 2012 and ordered published, and will be further considered before final passage at a public hearing on May 16, 2012 at 7:00 p.m. at the Court Chambers, Municipal Building, West New York, New Jersey. 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, New Jersey.

Note: Town Clerk Carmela Riccio read the foregoing Notice aloud.

Ordinance #12/12

**An Ordinance amending Ordinance #2/12 entitled:
“An Ordinance declaring certain offenses by or against persons
who do not meet the legal age for consumption of alcoholic
beverages under the laws of the State of New Jersey as unlawful”**

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

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

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque
NAYS - None
ABSENT - None

Notice
Ordinance #12/12

**An Ordinance amending Ordinance #2/12 entitled:
“An Ordinance declaring certain offenses by or against persons
who do not meet the legal age for consumption of alcoholic
beverages under the laws of the State of New Jersey as unlawful”**

The foregoing Ordinance was adopted on first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey on April 18, 2012 and ordered published, and will be further considered before final passage at a public hearing on May 16, 2012 at 7:00 p.m. at the Court Chambers, Municipal Building, West New York, New Jersey. 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, New Jersey.

Note: Town Clerk Carmela Riccio read the foregoing Notice aloud.

April 18, 2012
Regular Meeting

Ordinance #13/12

**An Ordinance amending Chapter 36 of the Code of the
Town of West New York regarding Ethics and Training**

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

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

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque
NAYS - None
ABSENT - None

Notice
Ordinance #13/12

**An Ordinance amending Chapter 36 of the Code of the
Town of West New York regarding Ethics and Training**

The foregoing Ordinance was adopted on first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey on April 18, 2012 and ordered published, and will be further considered before final passage at a public hearing on May 16, 2012 at 7:00 p.m. at the Court Chambers, Municipal Building, West New York, New Jersey. 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, New Jersey.

Note: Town Clerk Carmela Riccio read the foregoing Notice aloud.

Ordinance #14/12

**An Ordinance approving Financial Agreements with
6035 Park Ave. Urban Renewal, LLC**

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

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

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque
NAYS - None
ABSENT - None

April 18, 2012
Regular Meeting

Notice
Ordinance #14/12

**An Ordinance approving Financial Agreements with
6035 Park Ave. Urban Renewal, LLC**

The foregoing Ordinance was adopted on first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey on April 18, 2012 and ordered published, and will be further considered before final passage at a public hearing on May 16, 2012 at 7:00 p.m. at the Court Chambers, Municipal Building, West New York, New Jersey. 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, New Jersey.

Note: Town Clerk Carmela Riccio read the foregoing Notice aloud.

Motion was made by Mayor Roque, seconded by Commissioner Rodriguez, **to open the Hearing on the Amendments to the Budget**, was carried by the following vote:

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque
NAYS - None
ABSENT - None

No one wished to be heard.

Motion was made by Commissioner Rodriguez seconded by Mayor Roque, **to close the Hearing on the Amendments to the Budget**, was carried by the following vote:

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque
NAYS - None
ABSENT - None

Resolution

Re: Adoption of Amendments to Calendar Year 2012 Budget

WHEREAS, the Budget for the year 2012 was approved on the 15th of February 2012, and

WHEREAS, the public hearing on said budget has been held as advertised, and

WHEREAS, it is desired to amend said approved budget.

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Town of West New York, County of Hudson, that the following amendments to the approved budget of 2012 be made:

April 18, 2012
Regular Meeting

Resolution (Cont.):

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April 18, 2012
Regular Meeting

It was regularly moved by Commissioner Vargas, seconded by Commissioner Rodriguez to adopt the foregoing Resolution was carried by the following vote:

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque
NAYS - None
ABSENT - None

Resolution
Re: Adoption of Calendar Year 2012 Budget with Amendments

BE IT RESOLVED by the Board of Commissioners of the Town of West New York, County of Hudson that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) 31,645,000 (Item 2 below) for municipal purposes and,
- (b) 112,500 (Item 3 below) for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation and,
- (c) 0.00 (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S.A. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) 0.00 (Item 43 Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e) 820,497 (Item 5 below) Minimum Library Tax

Summary of Revenues

1.	General Revenues	
	Surplus Anticipated	\$5,034,194
	Miscellaneous Revenues Anticipated	\$31,801,841
	Receipts from Delinquent Taxes	\$506,601
2.	Amount to be raised by taxation for municipal purposes	
	\$31,645,000 (item 6(a), sheet 11)	
3.	Amount to be raised by taxation for schools in Type I School Districts	
	Only:	
	Item 6, Sheet 42	0.00

Item 6(b), sheet 11 (N.J.S. 40A:4-14)	\$112,500
Total amount to be raised by taxation for schools in Type I School Districts Only	\$112,500

4. To be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:

Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	\$0.00
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April 18, 2012
Regular Meeting

Resolution (Cont.):

5.	Amount to be raised by taxation minimum library levy	\$820,497
	Total Revenues	\$69,920.633
	Summary of Appropriations	
5.	General Appropriations Within "CAPS"	
	(a&b) Operations including contingent	\$40,373,275
	(e) Deferred Charges and Statutory Expenditures – Municipal	\$4,596,836
	(g) Cash Deficit	\$0.00
	Excluded from "CAPS"	
	(a) Operations – Total operations excluded from "CAPS"	\$14,379,194
	(c) Capital Improvements	\$50,000
	(d) Municipal Debt Service	\$7,632,127
	(e) Deferred Charges – Municipal	\$55,000
	(f) Judgments	\$0.00
	(n) Transferred to Bd. of Education for use of local schools	\$0.00
	(g) Cash Deficit	\$0.00
	(k) For Local District School Purposes	\$112,250
	(m) Reserved for Uncollected Taxes	\$2,721,951
6.	School Appropriations – Type I School Districts only	\$0.00
	Total Appropriations	\$69,920,633

It was regularly moved by Commissioner Vargas, seconded by Commissioner Rodriguez, to **adopt the Calendar Year 2012 Budget as amended**, was carried by the following vote:

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque
 NAYS - None
 ABSENT - None

Note: Town Clerk Carmela Riccio read totals aloud.

(See Adopted Budget with amendments attached hereto at the end of minutes.)

April 18, 2012
Regular Meeting

Mayor opened the Public Portion. He advised that each person will have only five (5) minutes to speak as it is getting late.

Public Portion:

1. Herminio Colindres, 5801 Palisade Avenue (#2), WNY:

Mr. Colindres previously discussed the issue of installing a traffic light near soccer field. (See page 23) He advised that last winter, trees fell on the fence at the soccer field, which damage has not been repaired. Comm. Frias advised that she had not been aware of that, but would have same repaired as soon as possible. Mr. Colindres commented that months ago he reported it to David Rivera. David Rivera, who was also present, advised that he had relayed the information to the Town Administrator. Mayor Roque remarked that if more police protection is required, it would be provided. Mr. Colindres expressed his concern for the safety of the children and thanked the governing body for their attention.

2. Pillar Almenara, 412 – 56th Street, WNY:

Ms. Almenara spoke in Spanish. Comm. Frias translated on her behalf. Ms. Almenara needs assistance with garbage removal i.e. furniture. She advised that she is a superintendent for several buildings and that she has contacted the D.P.W. Dept. to pick up the furniture on several occasions to no avail. She commented that she cannot control the tenants from placing furniture out during the wrong time of day and that “Mr. Miguel” has threatened to issue summonses. Comm. Wiley advised that he would resolve the matter and that he intended to distribute literature to everyone indicating the times, etc. for placing garbage on sidewalk. He also intends to send one of his employees door to door with instructions. He made an appointment to meet with her on Friday at 10:00 a.m. in his office. She commented that people need ample time to be educated.

3. Arcides Sanchez, 400 – 52nd St. (Apt. 5D), WNY:

Mr. Sanchez spoke in Spanish. Town Attorney Garcia translated on his behalf. He had photos of Fillmore Park on his cell phone depicting damage to the park. He recommended hiring part-time students to patrol the parks. He is concerned about young children being injured by the older children playing soccer. Comm. Vargas advised that renovations are being planned for this park. Mr. Sanchez commented that the trees planted by the prior Administration are being destroyed. Comm. Vargas advised that he would help him.

4. Lara Hicks, 6701 Blvd. East, (#D7), WNY:

She thanked the governing body for having the tires removed at the 67th & Blvd. East site (Exxon Station) but complained that there are piles of dirt and trash still existing. She presented five (5) large photos of the area in question. She further commented about the proposed 12 story development and the future revision to the Master Plan. Town Attorney Garcia advised her that the Zoning Board is an independent board who will make those decisions and that she should present her arguments/objections to it. Mr. Garcia further advised that the governing body members are not permitted to deal with those issues. She complained that the area along the cliff is dirty. Mayor Roque advised her that the area to which she is referring is Guttenberg and her complaints should be directed to the Mayor of Guttenberg.

5. Ron Scheurle, 6119 Tyler Place, WNY:

Mr. Scheurle referred to two (2) unnamed former town employees who had been laid off

and not rehired but that other persons have been hired in their place. Town Attorney Garcia advised that personnel matters cannot be discussed in public but that those individuals can pursue this through the Union and other legal channels. Mr. Garcia requested that he meet with him sometime next week to discuss in detail.

April 18, 2012
Regular Meeting

Public Portion (Cont.):

6. Vilma Reyes, 546 – 61st Street, WNY:

Ms. Reyes requested implementation of use of helmets for skateboarders, etc. Mayor agreed with the necessity to use helmets to prevent brain injuries, etc. Town Attorney Garcia advised that there are State Statutes mandating use of helmets and that it is an issue of enforcement. Mayor Roque provided State Statute NJSA 39:4-10-1. Ms. Reyes thanked the Mayor for all improvements made to date and commented that the streets are cleaner. Mayor Roque commented that the credit should be given to his Commissioners.

It was regularly moved by Mayor Roque, seconded by Commissioner Rodriguez, to close the public portion and adjourn the meeting at 8:14 p.m., was carried by the following vote:

YEAS - Commissioners Frias, Rodriguez, Vargas, Wiley and Mayor Roque
NAYS - None
ABSENT - None

Commissioner FiorD'Aliza Frias

Commissioner Caridad Rodriguez

Commissioner Ruben Vargas

Commissioner Count J. Wiley

Mayor Felix E. Roque
Board of Commissioners

Attest: _____
Carmela Riccio, RMC Town Clerk