

April 21, 2010
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 21, 2010 at 7:00 p.m. (6:00 p.m. Work Session).

Present: Commissioners Lange, Lopez, Rodriguez and Mayor Vega
Absent: Commissioner Riccardi
Also Present: Town Attorney Daniel Horgan, Town Administrator Joseph McConnell, and Town Clerk Carmela Riccie

Meeting commenced at 7:00 p.m.

At the request of Mayor Vega, 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 21, 2010 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 November 23, 2009. 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: At the request of Mayor Vega, Town Clerk Carmela Riccie read aloud the titles of all items on the agenda.

Minutes of Previous Meeting:

It was regularly moved by Commissioner Lopez, seconded by Commissioner Rodriguez, that the Minutes of Regular Meeting: 3/17/10 (Work and Regular Sessions) be approved as recorded, was carried by the following vote:

YEAS - Commissioners Lange, Lopez, Rodriguez, and Mayor Vega
NAYS - None
ABSENT - Commissioner Riccardi

Claims: Dated 4/21/10 (Claims are available for public inspection in the Town Clerk's Office):

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

YEAS - Commissioners Lange, Lopez, Rodriguez, and Mayor Vega
NAYS - None
ABSENT - Commissioner Riccardi

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Receipt of Financial Reports:

FINANCIAL REPORTS - MONTH OF MARCH 2010

1. From Construction Code Official Office, reporting the sum of \$37,518.00 collected for the month of March, 2010.
2. From Deputy Director Albert L. Bringa (Police Dept.) reporting the sum of \$8,154.50 collected for the month of March, 2010.
3. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$1,165.00 Special Licenses collected for the month of March, 2010.
4. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$719.00 for Marriage/death certificates collected for the month of March, 2010.
5. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$1,210.00 for Dogs Licenses Issued for the month of March, 2010.
6. From Frederick J. Tomkins, Acting CFO (Revenue and Finance Department) reporting the sum of \$3,088,704.60 collected for the month March, 2010.
7. From Carmela Riccie, RMC, Town Clerk, reporting the sum of \$112.50 collected for the month of March, 2010.

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

YEAS - Commissioners Lange, Lopez, Rodriguez, and Mayor Vega
NAYS - None
ABSENT - Commissioner Riccardi

RFQ Results

Re: Alternate Municipal Court Public Defender (2nd occasion)

RFQ PROPOSAL FORMATION

Proposal Receipt Date: April 15, 2010
Proposal Time: 10:00 a.m.
Location for proposal: Town Clerk's Office
Proposal for: Alternate Public Defender (2nd occasion)
Personnel at Opening: Town Clerk Carmela Riccie
Remarks: Time to receive RFQs was closed at 10:05 a.m.

NO RFQs RECEIVED.

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RFQ Results
Re: Alternate Municipal Prosecutor (2nd occasion)

RFQ PROPOSAL FORMATION

Proposal Receipt Date: April 15, 2010

Proposal Time: 10:30 a.m.

Location for proposal: Town Clerk's Office

Proposal for: Alternate Municipal Prosecutor (2nd occasion)

Personnel at Opening: Town Clerk Carmela Riccie

Remarks: Time to receive RFQs was closed at 10:35 a.m.
NO RFQs RECEIVED.

RFQ Results
Re: Municipal Court Prosecutor (2nd occasion)

RFQ PROPOSAL FORMATION

Proposal Receipt Date: April 15, 2010

Proposal Time: 11:00 a.m.

Location for proposal: Town Clerk's Office

Proposal for: Municipal Court Prosecutor (2nd occasion)

Personnel at Opening: Town Clerk Carmela Riccie and Cosmo Cirillo

Remarks: Time to receive RFQs was closed at 11:05 a.m.

RESPONDER #1 (Name) Maurice Giro, Esq.
(Address) 921 Bergen Avenue (Suite 525), Jersey City, NJ 07306

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Bid Results
Re: Printing Services (2nd occasion)

BID PROPOSAL FORMATION

Proposal Receipt Date: April 16, 2010 Budgeted Amount: \$
Proposal Time: 10:00 a.m. Estimated Amount: \$
Location for proposal: Town Clerk's Office
Proposal for: Printing Services for the Town of West New York
Department of:
Personnel at Opening: Town Clerk Carmela Riccie and Cosmo A. Cirillo
Remarks: Time to receive bids was closed at 10:05 a.m.
Reserved decision pending review by law department.

BIDDER #1	(Name)	Royal Printing Service	Total cost: \$161,714.25
	(Address)	441 – 51st Street West New York, NJ 07093	(See bid proposal attached with unit prices)
		Bid Bond: X	Check:

It was regularly moved by Commissioner Lange, seconded by Commissioner Rodriguez 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-11, R-12, R-13, R-14, R-15, R-16, R-17, R-18, R-19, R-20, R-21, R-22, R-23, R-24, R-25, R-26, R-27, R-28, R-29 and R-30 be adopted, was carried by the following vote:

YEAS	- Commissioners Lange, Lopez, Rodriguez, and Mayor Vega
NAYS	- None
ABSENT	- Commissioner Riccardi

Note: At the request of Mayor Vega, Town Clerk Riccie read the titles and item numbers included on the Consent Agenda.

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Consent Agenda

RESOLUTION
RE: REQUESTING APPROVAL OF AN ITEM OF REVENUE AND APPROPRIATION
PER NJS 40A:4-87 FOR
2010 PUBLIC HEALTH PRIORITY FUNDING GRANT

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Town of West New York, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the fiscal year 2010 in the sum of \$56,434 which is now available from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated
With Prior Written Consent of the Director of the
Division of Local Government Services:

State and Federal Revenues Off-set with

Appropriations:

2010 Public Health Priority Funding Grant

in the amount of \$56,434

BE IT FURTHER RESOLVED that the like sum of \$56,434 is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS

State and Federal Programs Off-Set by
Revenues:

2010 Public Health Priority Funding Grant

Other Expenses

BE IT FURTHER RESOLVED, that the above is the result of funds from the State of NJ Department of Health and Senior Services in the amount of \$56,434.

Resolution
Re: Annual Report of Audit for year ended 6/30/09

Whereas, NJSA 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

Whereas, The Annual Report of Audit for the year ended June 30, 2009 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to NJSA 40A:5-6, and a copy has been received by each member of the governing body, and

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

Whereas, the R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs, and

Whereas, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled: "Comments and Recommendations"; and

Whereas, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations", as evidenced by the group affidavit form of the governing body attached hereto; and

Whereas, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

Whereas, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

Whereas, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office".

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Town of West New York hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

RESOLUTION
RE: REQUESTING APPROVAL OF AN ITEM OF REVENUE
AND APPROPRIATION PER NJS 40A:4-87 FOR
2007 RECYCLING TONNAGE GRANT

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Town of West New York, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget

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

of the fiscal year 2010 in the sum of \$29,464.53 which is now available from:

Miscellaneous Revenues:
 Special Items of General Revenue Anticipated
 With Prior Written Consent of the Director of the
 Division of Local Government Services:
 State and Federal Revenues Off-set with
 Appropriations:
 2007 Recycling Tonnage Grant

in the amount of \$29,464.53

BE IT FURTHER RESOLVED that the like sum of \$29,464.53 is hereby appropriated under the caption of:

General Appropriations:
 (b) Operations Excluded from CAPS
 State and Federal Programs Off-Set by
 Revenues:
 2007 Recycling Tonnage Grant
 Other Expenses

BE IT FURTHER RESOLVED, that the above is the result of funds from the State of New Jersey Solid Waste Administration in the amount of \$29,464.53.

RESOLUTION
RE: REQUESTING APPROVAL OF AN ITEM OF REVENUE AND APPROPRIATION
PER NJS 40A:4-87 FOR
2010 MUNICIPAL ALLIANCE GRANT

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW THEREFORE, BE IT RESOLVED, that the Council of the Town of West New York, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the fiscal year 2010 in the sum of \$47,452 which is now available from:

Miscellaneous Revenues:
 Special Items of General Revenue Anticipated
 With Prior Written Consent of the Director of the
 Division of Local Government Services:
 State and Federal Revenues Off-set with
 Appropriations:
 Municipal Alliance

Pursuant to the provision of the statute, and

BE IT FURTHER RESOLVED that the like sum of \$47,452 is hereby appropriated under the caption of

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

General Appropriations:

- (c) Operations Excluded from CAPS
State and Federal Programs Off-Set by
Revenues:
Municipal Alliance

and,

BE IT FURTHER RESOLVED that the sum of \$11,863 representing the amount required for the municipality's share of the aforementioned undertaking or improvement appears in the budget of the fiscal year 2010 under the caption Matching Funds for Grants and is hereby appropriated under the caption of

General Appropriations:

- (d) Operations Excluded from CAPS:
Matching Funds for Grants

and,

BE IT FURTHER RESOLVED, that the above is the result of funds from the County of Hudson, Department of Health and Human Services, in the amount of \$47,452.

RESOLUTION
RE: REQUESTING APPROVAL OF AN ITEM OF REVENUE AND APPROPRIATION
PER NJS 40A:4-87 FOR
2010 NJ STATE COUNCIL ON THE ARTS PARTNERSHIP GRANT

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Town of West New York, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the fiscal year 2010 in the sum of \$2,839 which is now available from:

Miscellaneous Revenues:

- Special Items of General Revenue Anticipated
With Prior Written Consent of the Director of the
Division of Local Government Services:

- State and Federal Revenues Off-set with
Appropriations:

- 2010 NJ State Council on the Arts Partnership Grant

in the amount of \$2,839

BE IT FURTHER RESOLVED that the like sum of \$2,839 is hereby appropriated under the caption of:

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

General Appropriations:

- (e) Operations Excluded from CAPS
- State and Federal Programs Off-Set by Revenues:
 - 2010 NJ State Council on the Arts Partnership Grant
 - Other Expenses

BE IT FURTHER RESOLVED, that the above is the result of funds from the County of Hudson in the amount of \$2,839.

Resolution
Re: Authorizing Application to New Jersey Division of Highway Traffic Safety
For 2010 Highway Safety Grant
("Walk Safe West New York-Pedestrian Safety Education /Enforcement Initiative")

Whereas, the State of New Jersey, Division of Highway Traffic Safety has issued applications for the their 2010 Pedestrian Safety Program Grant, and

Whereas, the Division of Highway Safety has notified that awards to successful applicants (from \$10,000.00 to \$25,000.00) can be used for overtime for the WNY Police Department and for the purchase of pedestrian safety educational materials for the "Walk Safe West New York Education/Enforcement Initiative".

Now, therefore be it resolved that the Town of West New York is hereby authorized to make application for and accept said funding if awarded, and

Be it further resolved, that the Mayor, Chief Financial Officer and Police Director be hereby authorized to execute the grant application documents.

Resolution
Re: Authorizing Submission of a Grant Application for FY - 2010
State of New Jersey- Department of Law and Public Safety
Division of Criminal Justice
SAFE AND SECURE COMMUNITIES PROGRAM

Whereas, the State of New Jersey, Division of Criminal Justice is accepting applications for the 2010 Safe and Secure Communities Program, and

Whereas, the Town of West New York has been notified that it is eligible to apply for \$60,000, to continue funding of personnel in law enforcement, and

Whereas, the project is a joint effort between the Department of Law & Public Safety and the Town of West New York, and

Whereas, the Town of West New York wishes to apply for a project under the Safe and Secure Communities Program, and

Now, therefore be it resolved that the Commissioners of the Town of West New York hereby authorize the submission of an application under the Safe and Secure Communities Program, and

Be It Further Resolved, that the Mayor is hereby authorized to execute said application on behalf of the Town of West New York.

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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 14, 2010 at 10:30 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 14, 2010 at 10:30 a.m. in Town Clerk's Office in accordance with specifications on file in the Town Clerk's Office.

Resolution

**Re: Authorizing the Town Clerk to advertise
to receive bids for "Plumbing Services"
on Friday, May 14, 2010 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 on Friday, May 14, 2010 at 10:00 a.m. in the Town Clerk's Office for: "Plumbing Services" for the Town of West New York in accordance with specifications on file in the Town Clerk's Office.

Amending Resolution

Re: UEZ Litter Clean Up Phase III

Whereas, the Board of Commissioners of the Town of West New York adopted a resolution on March 17, 2010 authorizing request for funds for UEZ Litter Clean Up Phase III for Fiscal year 2010; and

Whereas, UEZ Coordinator Oscar Miqueli has been advised by the State to amend the amounts requested due to a change in Clean Up personnel;

Whereas, the Town of West New York seeks to amend its request for funding in the amount of \$242,193.00 for UEZ Litter Clean Up Phase III; and

Whereas, such program is beneficial to the interests of the citizens of the Town of West New York;

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the County of Hudson as follows:

1. The Mayor and/or Business Administrator are hereby authorized to request up to a total of \$242,193.00 for UEZ Litter Clean Up Phase III for Fiscal Year 2010, as may be required, taking into account the UEZ share of \$239,180.00 and the \$3,013.00 municipal match for materials and supplies.
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: Refunds of 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
PLYM. PK. TAX SRVS.	16/47	09-023	\$2,949.88
	68/13	09-092	\$1,146.30
PAM INVESTORS	105/3	09-145	\$1,966.35
	168.01/1.07	09-235	\$1,054.31
	C0290		
ISAAC MORADI	101/4	08-091	\$683.98
MOORING TAX ASSET GROUP, LLC	45/20	09-070	\$13,756.00
	107/12	08-094	\$2,002.45
		GRAND TOTAL	\$23,559.27

RESOLUTION
Re: Refunds of Tax Lien Premiums

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

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

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

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

NAME	BLOCK/LOT	CERT. #	AMOUNT
PLYM PK. TAX SRVS.	16/47	09-023	\$400.00
	68/13	09-092	\$600.00
PAM INVESTORS	105/3	09-145	\$100.00
	168.01/1.07 C0290	09-235	\$100.00

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

MOORING TAX ASSET	45/20	09-070	\$5,100.00
		GRAND TOTAL	\$6,300.00

Resolution
Re: Refunds of Overpayment of Taxes

WHEREAS, taxes with request 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	SFY
Kayl, Jeffery R. & Yuriko S. Anderson	168.01/7.05 C0503	\$629.47 (svc)	2009
		\$1,519.14 (svc)	2010
Robert Longo	168.01/7.06 C0533	\$115.92	2010
LUGO, ERIE JR. &	168.01/8.01 C0107	\$64.40	2010
		\$1,568.74 (svc)	2010
Bank of America	79/21.01 C0001	\$976.71	2010
	168.01/1.01 C0395	\$2,699.92	2009
Burroughs, Karin	38/9 C023E	\$418.60	2010
Wells Fargo Home Mortgage	168.01/1.04 C0339	\$296.25	2010
		\$3,327.60 (svc)	2010
Chase Home Finance, LLC	26/12 C0005	\$3,079.76 (added)	2009
	GRAND TOTAL	\$14,696.51	

RESOLUTION
Re: Hudson County Board of Taxation 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.

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

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	FY
Nashel & Nashel Trust Account	34/4	\$692.70	2010
Marlene Caride Atty for 444 62 ND Street Corp.	34/42	\$1,731.75	2010
		Grand total	\$2,424.45

RESOLUTION
Re: Tax Corrections for Various Properties

WHEREAS, there are overpayments on the fiscal 2008 and fiscal 2009 Tax bill totaling \$524.39 on property located at 22 Avenue At Port Imperial also known as block 168.01 lot 7.05 C0303

WHEREAS, there are overpayments on the 2nd quarter 2009 Pilot Tax Pilot bill IN THE AMOUNT OF \$78.93 on property located at 427 Newburgh Court also known as block 168.01 lot 1.35 C0427;and

WHEREAS, the homeowners want the overpayments to be moved to credit their credit their Fiscal year 2010 taxes.

THEREFORE, the Tax Collector is hereby authorized to move the said to credit Fiscal year 2010 taxes.

RESOLUTION
Re: Adjustment of Tax Records (Various Properties)

WHEREAS, check in the amount of \$11,445.97 was previously forwarded from Dovenmuehle Mortgage, Inc. for payment of the 1st quarter 2010 tax bill for the listed properties; and

WHEREAS, a check in the amount of \$105.14 was previously forwarded from Elizabeth Bigger for payment of the 4th quarter 2009 tax bill for property located at 22 Avenue at Port Imperial a/k/a block 168.01 lot 7.05 C0507;

WHEREAS, the said checks were lost in the Tax Office and since the grace period has expired it is necessary to accept payment without interest.

Now, Therefore, Be It Resolved, that the Tax Collector is hereby authorized to adjust the tax records accordingly and waived any interest as a result of this error.

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

BLOCK/LOT	ADDRESS
168.01/7.05 C0507	22 Avenue at Port Imperial
40/18	6127 – Park Avenue
40/19	6125 –Park Avenue
40/20	6123 – Park Avenue
7/12.01	340 67 th Street
7/12.02	338 67 th Street

Resolution
Re: Authorizing the Town Clerk to advertise
to receive bids for "Centennial Field Drainage Improvements"
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 in the Town Clerk's Office for: "Centennial Field Drainage Improvements" in accordance with specifications on file in the Town Clerk's Office.

RESOLUTION
Authorizing Town Engineer Maser Consulting to Provide
Design, Grant Administration and Construction Administration of
2010 Road Program

WHEREAS, Maser Consulting, P.A. submitted a proposal to serve as Town Engineer in response to a May, 2009 Request for Qualifications for professional engineering services as may be required by the Town and was qualified to provide such services by the Board of Commissioners, pursuant to Resolution dated May 20, 2009; and

WHEREAS, the Commissioner of the Department of Public Works has duly appointed Maser Consulting, P.A., as Town Engineer; and

WHEREAS, the Board of Commissioner by way of Resolution of August 6, 2009, did approve the award of a Contract to Maser Consulting, P.A. to serve as Town Engineer for the period July 1, 2009 through June 30, 2010; and

WHEREAS, the Town is in need of engineering services related to the following projects:

- Design, Grant Administration and Construction Administration of 2010 Road Program

WHEREAS, Maser Consulting, P.A., as Town Engineer, has proposed to provide such services in an amount not to exceed \$108,000 (in a March 11, 2010 ("Proposal")) as follows:

Design and Bidding	\$34,200
Construction Administration, Materials Testing and Grants Administration	\$73,800

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

and

WHEREAS, Maser Consulting, as the Town Engineer is qualified to perform the work as set forth in the Proposal, and

WHEREAS, it is necessary for the efficient operation of the Town of West New York that the work as set out in the Proposal be accomplished; and

WHEREAS, N.J.S.A. 40A:11-1, et seq. provides that a contract for professional engineering services may be awarded without competitive bidding as a “professional service”; and

WHEREAS, N.J.S.A. 40A:9-140 permits a municipality to provide for the compensation of services provided by a municipal engineer fixed fee or at an hourly rate and based upon actual time and expenses for services rendered; and

WHEREAS, this award is made pursuant to a fair and open process, adopted by the Board of Commissioners pursuant to N.J.S.A. 19:44A-20.5 et seq.; 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 at 2010 Budget – Department of Transportation Funds.

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

1. The Mayor and/or the Director of the Department of Public Works or his or their designee be and they are hereby authorized to execute any document that may be necessary to enter into an agreement(s) with Maser Consulting, P.A. as Town Engineer to perform Design, Grant Administration and Construction Administration of 2010 Road Program, to be rendered in accordance with the terms of the Proposal, the terms and conditions of the August 6, 2009 appointing resolution and the terms of the contract with Maser Consulting for the period July 1, 2008- June 30, 2010 (“Contract,”), in a form satisfactory to the Town as evidenced by the Mayor and/or the Director of the Department of Public Works or his or their designee’s signature thereon, for Design and Bidding and Construction Administration, Materials Testing and Grants Administration related to the 2010 Road Program.

2. Maser Consulting shall be paid a lump sum for such services in accordance with the terms of the Contract and the Proposal as follows:

Design and Bidding	\$34,200
Construction Administration, Materials Testing and Grants Administration	\$73,800

3. Notice of this award shall be published as may be required by law.

4. A copy of this resolution and agreement(s) permitted under this Resolution once executed between the Town and the Town Engineer for the Project shall be kept and maintained on file with the office of the Municipal Clerk and available for public inspection.

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Consent Agenda (Cont.):

RESOLUTION
Authorizing Town Engineer Maser Consulting for
Design of Town Hall HVAC Energy Efficiency Improvements

WHEREAS, Maser Consulting, P.A. submitted a proposal to serve as Town Engineer in response to a May, 2009 Request for Qualifications (advertised in a newspaper) for professional engineering services as may be required by the Town and was qualified to provide such services by the Board of Commissioners, pursuant to Resolution dated May 20, 2009; and

WHEREAS, the Commissioner of the Department of Public Works has duly appointed Maser Consulting, P.A., as Town Engineer; and

WHEREAS, the Board of Commissioner by way of Resolution of August 6, 2009, did approve the award of a Contract to Maser Consulting, P.A. to serve as Town Engineer for the period July 1, 2009 through June 30, 2010; and

WHEREAS, the Town is in need of engineering services related to the following projects:

- Design of Town Hall HVAC Energy Efficiency Improvements

WHEREAS, Maser Consulting, P.A., as Town Engineer, has proposed to provides such services in an amount not to exceed \$25,000 on March 11, 2010 (“Proposal”); and

WHEREAS, Maser Consulting, as the Town Engineer is qualified to perform the work as set forth in the Proposal, and

WHEREAS, it is necessary for the efficient operation of the Town of West New York that the work as set out in the Proposal be accomplished; and

WHEREAS, N.J.S.A. 40A:11-1, et seq. provides that a contract for professional engineering services may be awarded without competitive bidding as a “professional service”; and

WHEREAS, N.J.S.A. 40A:9-140 permits a municipality to provide for the compensation of services provided by a municipal engineer fixed fee or at an hourly rate and based upon actual time and expenses for services rendered; and

WHEREAS, this award is made pursuant to a fair and open process, adopted by the Board of Commissioners pursuant to N.J.S.A. 19:44A-20.5 et seq.; 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 at Energy Efficiency Community Block Grant.

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

1. The Mayor and/or the Director of the Department of Public Works or his or their designee be and they are hereby authorized to execute any document that may be necessary to enter into an agreement(s) with Maser Consulting, P.A. as Town Engineer to perform Design of Town Hall HVAC Energy Efficiency Improvements, to be rendered in accordance with the terms of the Proposal, the terms and conditions of the August 6, 2009 appointing resolution and the terms of the contract with Maser Consulting for the period July 1, 2009- June 30, 2010(“Contract”), to the extent he/they may deem the provision of such services by Maser

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

Consulting, P.A., necessary, in a form satisfactory to the Town as evidenced by the Mayor and/or the Director of the Department of Public Works or his or their designee's signature thereon for Consulting for Design of Town Hall HVAC Energy Efficiency Improvements.

2. Maser Consulting shall be paid a lump sum \$ \$25,000 for such services in accordance with the terms of the Contract and Proposal.
3. Notice of this award shall be published as may be required by law.
4. A copy of this resolution and agreement(s) permitted under this Resolution once executed between the Town and the Town Engineer for the Project shall be kept and maintained on file with the office of the Municipal Clerk and available for public inspection.

RESOLUTION
Re: Qualification of Various Legal Professionals

WHEREAS, the Town of West New York has followed the fair and open process under the New Jersey Unit Pay-To-Play Law, N.J.S.A. 19:44A-20.5 *et seq.* for receiving Requests for Qualifications; and

WHEREAS, the Town of West New York issued a Request for Qualifications for the following professional legal services through advertisement on the Town's website:

Municipal Court Prosecutor

in accordance with the requirements of N.J.S.A. 19:44A-20.4, *et. seq.*, in March 2010 for the provision of such legal services; and

WHEREAS, the Town of West New York received and opened Statements of Qualifications for those positions on April 15, 2010; and

WHEREAS, pursuant to the Request for Qualifications, the Town's received Statements of Qualifications from the following for such services as follows:

Municipal Court Prosecutor
Christian, Giro, & Tadros, LLP

WHEREAS, pursuant to the Request for Qualifications, the Town's staff and consultants have conducted a review of the responses received and recommends that the firms listed below be deemed qualified to provide legal services based on the Statements of Qualifications received, as follows:

Municipal Court Prosecutor
Christian, Giro, & Tadros, LLP

NOW, THEREFORE, BE IT RESOLVED, Mayor and Board of Commissioners of the Town of West New York, County of Hudson, State of New Jersey, that the following firms be and are hereby qualified to render professional legal services on behalf of the Town of West New York for the next year as herein described:

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

Interim Municipal Court Prosecutor
Christian, Giro, & Tadros, LLP

BE IT FURTHER RESOLVED that the Mayor and his designee are hereby authorized to transmit formal or informal requests for proposals to any of the above qualified firms, as necessary, for the performance of professional legal services, as qualified, that may be required by the Town, up through June 30, 2010.

RESOLUTION

Re: Authorizing Municipal Administrator to oversee the management of Town's Information Management Systems

WHEREAS, N.J.S.A. 40A:9-136 provides that the Board of Commissioners may create the office of municipal administrator and delegate to him all or a portion of the executive responsibilities of the municipality; and

WHEREAS, the position of Municipal Administrator was created by Ordinance No. 1938; and

WHEREAS, pursuant to Ordinance No. 1938 the Municipal Administrator shall administer the business affairs of the Town of West New York and shall have such administrative powers and perform such duties other than those required by law to be exercised by the governing body itself or by another officer, board or body; and

WHEREAS, the Board of Commissioners is of the opinion that among those administrative powers properly exercised by the Municipal Administrator include the oversight of the Town's information technology systems; and

WHEREAS, such oversight would be of benefit to 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, County of Hudson, as follows:

1. The Municipal Administrator of the Town of West New York is hereby authorized to oversee all of the Town's and the Town's departments' information technology systems and to possess all powers necessary and proper to the exercise of such oversight.
2. A copy of this resolution shall be kept on file for public inspection in the office of the Municipal Clerk.

RESOLUTION

Re: Provisional appointment of Joseph McConnell as Purchasing Agent of the Town of West New York

WHEREAS, N.J.S.A. 40A:9-136 provides that the Board of Commissioners may create the office of municipal administrator and delegate to him all or a portion of the executive responsibilities of the municipality; and

WHEREAS, the position of Municipal Administrator was created by Ordinance No. 1938; and

WHEREAS, pursuant to Ordinance No. 1938 the Municipal Administrator shall administer the

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Consent Agenda (Cont.):

Resolution (Cont.):

business affairs of the Town of West New York and shall have such administrative powers and perform such duties other than those required by law to be exercised by the governing body itself or by another officer, board or body; and

WHEREAS, the Town is currently without a permanent purchasing agent; and

WHEREAS, the Municipal Administrator has over 40-years experience in the municipal and county government; and

WHEREAS, oversight of the purchasing function by the Municipal Administrator would be of benefit to 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, County of Hudson, as follows:

1. The Municipal Administrator of the Town of West New York is hereby authorized to oversee all of the Town's and the Town's purchasing requirements and processes is appointed as provisional Purchasing Agent.
2. A copy of this resolution shall be kept on file for public inspection in the office of the Municipal Clerk.

Awarding Resolution

Re: Printing Services for the Town of West New York
to: Royal Printing Service

WHEREAS, bids were received on 4/16/2010 for Printing for various departments in the Town of West New York; and

WHEREAS, The following bid for the open-ended contract for Printing Services for the Town of West New York was received: Royal Printing Services, 441 51st Street, West New York, New Jersey, 07093, in the maximum amount of \$161,714.25

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 Authority's budget and that such funds have been appropriated at 2010 Budget Various O.E. Line Items.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York, New Jersey, that the bid of Royal Printing Services, 441 51st Street, West New York, NJ 07093 on the bid "Printing Services for the Town of West New York" contract in the sum of Open End Contract, bid in the maximum amount of \$161,714.25 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;

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

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

BE IT FURTHER RESOLVED that the Chief Financial Officer's Certification that funds are available shall be on file at the Town and made a part hereof.

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

RESOLUTION
Professional Services Contract with Campbell Ortiz, LLC for the
Provision of Professional Services – Municipal Court
Public Defender (Term: 4/22/10 – 12/31/10)

WHEREAS, N.J.S.A. 40A:11-1 et seq. (Local Public Contracts Law) provides that contracts for professional services may be entered by the governing body without advertising for bids; and

WHEREAS, Wilfredo Ortiz has sufficient experience in the provision of Professional Legal Services – Municipal Court Public Defender; and

WHEREAS, Campbell Ortiz, LLC has submitted a Statement of Qualifications to serve as Municipal Court Public Defender, in response a publicly advertised Request for Qualifications for the provision of legal services – Municipal Court Public Defender, on or before April 15, 2010; and

WHEREAS, on the basis of the review of the Statement of Qualifications submitted by Campbell Ortiz, LLC, the Board of Commissioners deemed Wilfredo Ortiz, qualified to provide legal services to the Town as Municipal Court Public Defender in March 2010; and

WHEREAS, the Board of Commissioners of the Town of West New York are desirous of awarding a contract for the compensation of Wilfredo Ortiz, as Municipal Court Public Defender; and

WHEREAS, the Commissioners, have determined, on the basis of the foregoing, that it is necessary for the efficient operation of the Town to retain Wilfredo Ortiz, to provide Professional Legal Services – Municipal Court Public Defender, pursuant to the terms of the draft form of agreement attached hereto; and

WHEREAS, this award was made without competitive bids; and

WHEREAS, the award of a contract to Wilfredo Ortiz for the provision of Professional Legal Services – Municipal Court Public Defender is a result of a fair and open process, adopted by the Board of Commissioners pursuant to N.J.S.A. 19:44A-20.5 et seq. through a publicly advertised Request for Qualifications; and

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

1. A contract between the Town of West New York and Campbell Ortiz, LLC for services provided from April 22, 2010 through June 30, 2010 is hereby ratified and approved.
2. The Mayor shall be and is hereby authorized to execute an agreement in the form hereto attached, by and between the Town and Campbell Ortiz, LLC, for the services of Wilfredo Ortiz, as

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

Municipal Court Public Defender, in substantially the form advertised in the Request for Qualifications for Municipal Court Public Defender.

3. This contract is awarded without competitive bidding as a professional service in accordance with the aforesaid statutes.

4. The initial hourly rate for services under this contract shall not exceed \$150.00 per hour and the initial authorization of this contract shall not exceed \$17,150 for the period April 22, 2010 through December 31, 2010.

5. This contract is awarded as a result of a Fair and Open Procedure adopted by the municipality in order to comply with the Pay to Play Law (P.L. 2004 Chapter 19 as amended by P.L. 2005, Chapter 51) N.J.S.A. 19:44-20.5 et seq.

6. Notice of this award shall be published as may be required by law.

7. Copy of this Resolution, and a copy of the contract for upon execution by the Town, shall be placed on file and made available for public inspection in the Office of the Municipal Clerk.

Resolution

Re: Establishing restricted parking in front of one
(1) residence for use by handicapped resident as follows:
6014 Monroe Place, WNY (Ahmad Kanan)

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>
1.	Ahmad Kanan 6014 Monroe Place West New York, NJ 07093	East	Begin at a point along east side of Monroe Place, 175 ft north from the northeast corner of 60 th Street and Monroe Place intersection, then 22 ft. north therefrom

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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Regular Meeting

Consent Agenda (Cont.):

Resolution
Re: Appointing a Safety Delegate and Alternate Safety Delegate

Be it resolved by the Mayor and Board of Commissioners of the Town of West New York, New Jersey, that the following individuals be appointed to serve as representatives to the New Jersey Municipal Self Insurers' Joint Insurance Fund:

Safety Delegate: William Parkinson
Alternate Safety Delegate: P.O. Louis Rivera

Be it further resolved that a certified copy of this resolution be forwarded to the administrators of the New Jersey Municipal Self Insurers' Joint Insurance Fund, the Safety Delegate and the Alternate Safety Delegate.

RESOLUTION
Re: Approval of Professional Services Agreement for the Provision of Legal Services –
Municipal Prosecutor, with Christian, Giro & Tadros, LLP
(April 24, 2010 – December 31, 2010)

WHEREAS, Charles M. D'Amico, Esq., the current Municipal Court Prosecutor has been appointed, by resolution by the Board of Commissioners to the position of Municipal Court Judge of the West New York Municipal Court as of March 31, 2010; and

WHEREAS, N.J.S.A. 2B:25-4 requires that "[e]ach municipal court in this State shall have at least one Municipal Prosecutor appointed by the governing body of the municipality"; and

WHEREAS, Maurice Giro, Esq., a member of the firm of Christian, Giro & Tadros, LLP has served as Municipal Court Public Defender since 2007 and Prosecutor since April 2010 and has sufficient experience in the manner and method of municipal prosecutions; and

WHEREAS, the Mayor and Town Attorney do recommend to this board that the Maurice Giro, Esq., the current Municipal Court Public Defender be appointed as Municipal Court Prosecutor until a successor is qualified and appointed, on the basis that Maurice Giro, Esq., has sufficient experience in the manner and method of municipal prosecutions in the Municipal Court of the Town of West New York; and

WHEREAS, the Commissioners, have determined, on the basis of the foregoing, that it is necessary for the efficient operation of the Town to retain the services of Maurice Giro, Esq., to serve as Municipal Prosecutor and enter into a contract with Christian, Giro & Tadros, LLP, to provide for the compensation for the services of Maurice Giro, Esq. commencing on March 1, 2010, contingent on Mr. Giro's resignation as Municipal Court Public Defender; and

WHEREAS, N.J.S.A. 40A:11-1, et seq. provides that a contract for professional legal services may be awarded without competitive bidding as a "professional service"; and

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

1. The above recitals are incorporated herein.
2. A contract between the Town of West New York and Christian, Giro & Tadros, LLP for services provided from April 22, 2010 until the appointment of a successor, or June 30, 2010, whichever is earlier, is hereby ratified and approved.

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Regular Meeting

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

3. Maurice Giro, Esq., of the firm of Christian, Giro & Tadros, LLP, be and is hereby appointed and authorized to serve as Municipal Prosecutor for the Town of West New York, effective as of April 22, 2010.

4. The Mayor shall be and is hereby authorized to execute an agreement, by and between the Town and the firm of Christian, Giro & Tadros, LLP, for the services of Maurice Giro, Esq., as Municipal Prosecutor, in a form satisfactory to the Town as evidenced by the Mayor's signature thereon, in essentially the form advertised in the Request for Qualifications, at an hourly rate not to exceed \$150.00 and in total amount not to exceed \$49,500.00.

5. The initial authorization of this contract shall not exceed \$49,500.00 for the period April 22, 2010 – December 31, 2010.

6. A notice of this award shall be published as may be required by law.

7. A copy of this resolution, and a copy of the contract for upon execution by the Town, shall be placed on file and made available for public inspection in the Office of the Municipal Clerk.

Amending Resolution
Re: No Parking Loading Zone – Royal Printing
441 – 51st Street

Whereas, on 8/15/84 the Board of Commissioners of the Town of West New York approved a resolution granting a No Parking Loading Zone for Royal Printing located at 441 – 51st Street, West New York, NJ; and

Whereas, on 2/19/97, 3/19/97 and 6/21/00 the Board of Commissioners approved resolutions extending the hours and location of said loading zone; and

Whereas, there now exists a need to extend said loading zone.

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 the “No Parking-Loading Zone” be and same is hereby extended, at the said location, more particularly described hereafter, during business hours from 7:00 a.m. to 6:00 p.m. (Monday to Friday), 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 FROM A POINT ALONG THE SOUTH SIDE OF
51ST STREET, 86 FEET EAST FROM THE SE CORNER OF
51ST STREET AND BERGENLINE AVENUE, THEN 120 FEET
EAST THEREFROM, WHICH INCLUDES WITHIN IT EXISTING
DRIVEWAYS

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

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Regular Meeting

Consent Agenda (Cont.):

Resolution
Re: Endorsing an Urban Enterprise Zone Assistance
Fund Project for the Fiscal Year 2011 Administrative Budget

Whereas, the Town of West New York has been designated as an Urban Enterprise Zone municipality by the New Jersey Urban Enterprise Zone Authority; and

Whereas, the West New York Urban Enterprise Zone Department was created by the Town of West New York to implement and supervise the administration and projects of the Urban Enterprise Zone; and

Whereas, the New Jersey Urban Enterprise Zone Assistance Fund is to be utilized to assist qualified municipalities in undertaking public improvements and upgrading eligible municipal services in the Zone; and

Whereas, the Mayor and Board of Commissioners of the Town of West New York have reviewed the proposed Fiscal Year 2011 Administrative Budget in the amount of \$171,442.00; and

Whereas, the Board of Commissioners find that there has been adequate consideration and public comment on the proposed budget and that said budget meets the criteria consistent with the West New York UEZ Strategic Plan and UEZ Project Policy Statement;

Now Therefore, Be It Resolved by the Mayor and Board of Commissioners of the Town of West New York that the budget application is hereby endorsed; and

Be it further resolved that a certified copy of this resolution be forwarded to the New Jersey Urban Enterprise Zone Board of Directors

Resolution
Re: Establishing restricted parking in front of one
(1) residence for use by handicapped resident as follows:
560 – 57th Street, WNY (Luisa Caldevilla)

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>
1.	Luisa Caldevilla 560 – 57 th Street West New York, NJ 07093	North	Begin at a point along north side of 57 th Street, 186 ft from the north east corner of 57 th Street and Jackson Street intersection, then 22 ft. east therefrom

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

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Regular Meeting

Consent Agenda (Cont.):

Resolution (Cont.):

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.

Ordinance #4/10

**An Ordinance repealing Chapter 245 of the Code of the
Town of West New York entitled: Loitering**

Note: At the request of Mayor Vega, Town Clerk Riccie read the title of the foregoing Ordinance aloud.

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

No one wished to be heard.

Since no one wished to be heard, it was regularly moved by Commissioner Lange, seconded by Commissioner Lopez, to adopt the foregoing Ordinance, was carried by the following vote:

YEAS - Commissioners Lange, Lopez, Rodriguez, and Mayor Vega
NAYS - None
ABSENT - Commissioner Riccardi

April 21, 2010
Regular Meeting

Ordinance #5/10

An Ordinance establishing fee for Elevator Subcode Enforcement

Note: At the request of Mayor Vega, Town Clerk Riccie read the title of the foregoing Ordinance aloud.

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

No one wished to be heard.

Since no one wished to be heard, it was regularly moved by Commissioner Lange, seconded by Commissioner Rodriguez, to adopt the foregoing Ordinance, was carried by the following vote:

YEAS - Commissioners Lange, Lopez, Rodriguez, and Mayor Vega
NAYS - None
ABSENT - Commissioner Riccardi

Ordinance #6/10

**An Ordinance repealing Ordinance #2066 entitled:
“An Ordinance establishing restricted parking in front of
one (1) residence for use by a handicapped resident”
(221 -67th Street, WNY)**

Note: At the request of Mayor Vega, Town Clerk Riccie read the title of the foregoing Ordinance aloud.

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

No one wished to be heard.

Since no one wished to be heard, it was regularly moved by Commissioner Lange, seconded by Commissioner Rodriguez, to adopt the foregoing Ordinance, was carried by the following vote:

YEAS - Commissioners Lange, Lopez, Rodriguez, and Mayor Vega
NAYS - None
ABSENT - Commissioner Riccardi

Ordinance #7/10

**An Ordinance repealing Ordinance #2026 entitled:
“An Ordinance establishing restricted parking in front of
one (1) residence for use by a handicapped resident”
(104 – 62nd Street, WNY)**

Note: At the request of Mayor Vega, Town Clerk Riccie read the title of the foregoing Ordinance aloud.

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

No one wished to be heard.

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Since no one wished to be heard, it was regularly moved by Commissioner Lange, seconded by Commissioner Rodriguez, to adopt the foregoing Ordinance, was carried by the following vote:

YEAS - Commissioners Lange, Lopez, Rodriguez, and Mayor Vega
NAYS - None
ABSENT - Commissioner Riccardi

Ordinance #8/10

An Ordinance entitled 2010/2012 Salary Ordinance

Note: At the request of Mayor Vega, Town Clerk Riccie read the title of the foregoing Ordinance aloud.

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

No one wished to be heard.

Since no one wished to be heard, it was regularly moved by Commissioner Lange, seconded by Commissioner Lopez, to adopt the foregoing Ordinance, was carried by the following vote:

YEAS - Commissioners Lange, Lopez, Rodriguez, and Mayor Vega
NAYS - None
ABSENT - Commissioner Riccardi

Ordinance #9/10

**An Ordinance amending and supplementing Chapter 414
(Zoning Ordinance)**

Note: At the request of Mayor Vega, Town Clerk Riccie read the title of the foregoing Ordinance aloud.

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

YEAS - Commissioners Lange, Lopez, Rodriguez and Mayor Vega
NAYS - None
ABSENT - Commissioner Riccardi

April 21, 2010
Regular Meeting

Notice
Ordinance #9/10

An Ordinance amending and supplementing Chapter 414
(Zoning Ordinance)

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 21, 2010 and ordered published, and will be further considered before final passage at a public hearing on May 19, 2010 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 Riccie read the foregoing Notice aloud.

Note: Mayor Vega inquired as to whether there is any other business to which Town Clerk responded "Not to my knowledge".

Mayor opened the Public Portion.

Public Portion:

No one wished to be heard.

At 7:10 p.m., a motion was made by Commissioner Lange, seconded by Commissioner Lopez to close the public portion and adjourn the meeting, was carried by the following vote:

YEAS - Commissioners Lange, Lopez, Riccardi, Rodriguez, and Mayor Vega
NAYS - None
ABSENT - None

Commissioner Gerald A. Lange, Jr.

Commissioner Michelle Fernandez Lopez

ABSENT

Commissioner Lawrence Riccardi

Commissioner Alberto Rodriguez

Mayor Silverio A. Vega
Board of Commissioners

Attest: _____
Carmela Riccie, RMC
Town Clerk