

**May 30, 2012**  
***Special Meeting***

PLEASE TAKE NOTICE that a Special Meeting will be held by the Board of Commissioners of the Town of West New York, New Jersey, on **Wednesday, May 30, 2012 at 9:00 a.m. (No Work Session)** in the Mayor's Conference Room, Municipal Building, 428 – 60<sup>th</sup> Street, West New York, New Jersey, for the purpose of considering the following business:

1. Resolution – Re: Rescinding Award of Contract for Summer Food Service Program to Karson Foods and Awarding the Contract to Nu Way Concessionaries
2. Resolution – Re: Rescinding Award of Contract for Public Information Services to Strategic Media Group and Awarding the Contract to Latin Eagles Strategy Group

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

"ACTION MAY OR MAY NOT BE TAKEN ON THE FOREGOING"

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

Commissioner FiorD'Aliza Frias  
Commissioner Caridad Rodriguez  
Commissioner Ruben Vargas  
Commissioner Count J. Wiley  
Mayor Felix E. Roque  
Board of Commissioners

Attest: Carmela Riccie, RMC  
Town Clerk

Present: Commissioners Frias, Rodriguez, Vargas  
Absent: Commissioner Wiley, Mayor Roque  
Also Present: Asst. Town Attorney Joseph DeMarco and  
Town Clerk Carmela Riccie

Meeting commenced at 9:06 a.m.

At the request of Commissioner Rodriguez, Town Clerk Carmela Riccie made the following announcement:

As presiding officer of this meeting I do hereby certify that the requirements of the Open Public Meetings Act pertaining to this meeting scheduled to be held this: Wednesday, May 30, 2012 at 9:00 a.m. (No Work Session) in the Mayor's Conference Room, Municipal Building have been satisfied by the delivery of the 48 hour notice to each of the newspapers circulating in the Town of West New York (The Jersey Journal and the Bergen Record); by posting in the Municipal Building on the Municipal Bulletin Board; and by filing with the Clerk of the Municipality with copies to all persons desiring the same.

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

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**Resolution**

**Re: Rescinding Award of Contract for Summer Food Service Program to  
Karson Foods and Awarding the Contract to Nu Way Concessionaries**

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 Summer Food Service Program, pursuant to and in accordance to the contract for Summer Food Service; and

WHEREAS, on May 11, 2012, the Town did receive the following bids on the contract for the Summer Food Service Program:

Company	Amount
Karson Foods 3409 Rose Ave. Ocean, NJ 07712	\$77,597.52 Lunch \$17,078.88 Snack \$94,676.40 Total
Nu Way Concessionaries 339-345 Bergen Ave. Kearny, NJ 07032	\$76,854.96 Lunch \$21,905.52 Snack \$98,760.48 Total
Revolution Foods 800 Dowd Ave. Elizabeth, NJ 07201	\$98,289.20 Lunch \$28,959.84 Snack \$127,249.04 Total

WHEREAS, the Board of Commissioners previously passed a Resolution awarding the contract for the Summer Food Service Program to Karson Foods; and

WHEREAS, after further review and in consultation with the state it was determined that Karson Foods' bid submission contained deficiencies that disqualify them from receiving the contract; and

WHEREAS, as a result of the disqualification Nu Way Concessionaries is hereby declared the lowest responsible bidder; 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 Nu Way Concessionaries 339-345 Bergen Ave. Kearny, NJ 07032, on the bid for the Summer Food Service Program in the amount of \$98,760.48 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 the Summer Food Service Program with Nu Way Concessionaries.

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**(Resolution cont.)**

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.

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

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

**Resolution**

**Re: Rescinding Award of Contract for Public Information Services to Strategic Media Group and Awarding the Contract Latin Eagles Strategy Group**

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 et seq. for receiving Requests for Qualifications; and

WHEREAS, the Town of West New York issued a Request for Qualifications for Public Information Services in accordance with the requirements of N.J.S.A. 19:44A-20, et. seq., for the provision of Public Information Services and consulting; and

WHEREAS, the Town of West New York received and opened Qualifications for Public Information Services on May 15, 2012; and

WHEREAS, pursuant to the Request for Qualifications, the Town's received statements of qualifications from the following firms:

1. Strategic Media Group  
285 West Side Ave Jersey City NJ 07305
2. Latin Eagles Strategy Group  
598 Clifton Ave. Newark NJ 07104;
3. Bruno Associates  
1373 Broad St. suite 304  
Clifton, NJ 07013

WHEREAS, pursuant to a resolution the Board of Commissioners previously authorized Strategic Media Group to provide Public Information Services; and

WHEREAS, the Town and Strategic Media Group are unable to enter into an agreement and the Town still requires Public information services; and

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**(Resolution cont.)**

WHEREAS, the Town's Review Team conducted a review of the responses received and recommends that the firms listed below be deemed qualified to provide Public Information Services and consulting:

Latin Eagles Strategy Group  
598 Clifton Ave. Newark NJ 07104

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 Public Information Services and consulting on behalf of the Town of West New York for the next year:

Latin Eagles Strategy Group  
598 Clifton Ave. Newark NJ 07104

BE IT FURTHER RESOLVED all appropriate municipal officials are hereby authorized to transmit formal or informal requests for proposals to any of the above qualified firms, as necessary, for the performance of grant writing and administration services and consulting that may be required by the Town, during the next year.

BE IT FURTHER RESOLVED as follows:

1. The above recitals are incorporated as if fully set forth herein.
2. Latin Eagles Strategy Group shall be and is hereby retained by the Town to provide public information services and consulting to the Town, without further approval of the Board of Commissioners.
3. The Mayor shall be and is hereby authorized to execute an agreement by and among the Town and Latin Eagles Strategy Group memorializing the scope of services to be performed and the compensation to be paid therefore, in the form acceptable to the Mayor, and satisfactory to the Town as evidenced by the Mayor's signature for web design, consulting, setup, programming, and training for the term of a six months to expire on December 31, 2012 in an amount not to exceed \$25,000.
4. This contract is awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5.
5. The Chief Financial Officer's Certification that funds are available shall be on file at the Authority and made a part hereof.
6. This award 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.
7. A copy of this resolution and the agreement detailing the terms of the retention of Latin Eagles Strategy Group for the provision of Public Information Services shall be placed on file and made available for public inspection in the Office of the Municipal Clerk, upon execution by the Town.
8. A notice of this contract award shall be published in the form prescribed by law.

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

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

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**Note:** Asst. Town Attorney DeMarco advised that the Town and Strategic Media could not agree on a contract and that Latin Eagles Strategy Group had also submitted a proposal, which the Town Administrator selected to replace Strategic Media.

**Comm. Rodriguez opened the Public Portion.**

**Public Portion:**

**No one wished to be heard.**

It was regularly moved by Commissioner Rodriguez, seconded by Commissioner Frias, **to close public portion and adjourn** the meeting at 9:08 a.m., was carried by the following vote:

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

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Commissioner FiorD'Aliza Frias

\_\_\_\_\_  
Commissioner Caridad Rodriguez

\_\_\_\_\_  
Commissioner Ruben Vargas

**ABSENT**

\_\_\_\_\_  
Commissioner Count J. Wiley

**ABSENT**

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

Attest: \_\_\_\_\_  
Carmela Riccie, RMC Town Clerk