

June 15, 2011
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, June 15, 2011 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 Julio Morejon, Assistant Town Attorney Joseph DeMarco, Town Administrator Joseph McConnell, and Town Clerk Carmela Riccie

Meeting commenced at 7:35 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 June 15, 2011 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 May 17, 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: 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 Commissioner Rodriguez seconded by Commissioner Vargas, that the Minutes of Regular Meeting: 5/25/11 (Regular and Work 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 6/15/11 (Claims are available for public inspection in the Town Clerk's Office):

It was regularly moved by Commissioner Rodriguez, seconded by Commissioner Frias 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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Receipt of Financial Reports:

FINANCIAL REPORTS - MONTH OF MAY 2011

1. From Construction Code Official Office, reporting the sum of \$84,226.00 collected for the month of May 2011.
- . From Captain Donald Gribben (Police Dept.) reporting the sum of \$3,040.00 collected for the month of May 2011.
3. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$6,625.00 Special Licenses collected for the month of May 2011.
4. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$731.00 for Marriage/death certificates collected for the month of May 2011.
5. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$374.00 for Dogs Licenses Issued for the month of May 2011.
6. From Frederick J. Tomkins, Acting CFO (Revenue and Finance Department) reporting the sum of \$10,181,048.32 collected for the month May 2011.
7. From Carmela Riccio, RMC, Town Clerk, reporting the sum of \$50.00 collected for the month of May 2011.

It was regularly moved by Commissioner Vargas, seconded by Commissioner Rodriguez, that the financial reports 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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RFQ Results
Re: ABC Prosecutor

RFQ PROPOSAL FORMATION

Proposal Receipt Date: June 14, 2011
Proposal Time: 10:00 a.m.
Location for proposal: Town Clerk's Office
Proposal for: ABC Prosecutor
Personnel at Opening: Cosmo Cirillo and Jennie DelRio
Remarks: Time to receive RFQS was closed at 10:05 a.m.
Reserved decision pending review by review committee.
NO RFQ'S RECEIVED

RFQ Results
Re: Assistant Town Attorney

RFQ PROPOSAL FORMATION

Proposal Receipt Date: June 14, 2011
Proposal Time: 10:30 a.m.
Location for proposal: Town Clerk's Office
Proposal for: Assistant Town Attorney
Personnel at Opening: Cosmo A. Cirillo and Jennie DelRio
Remarks: Time to receive RFQS was closed at 10:35 a.m.
Reserved decision pending review by review committee.

RESPONDER #1 (Name) Law Offices of Bhalla & Cho, LLC
(Address) 333 Washington Street, Suite 203
Jersey City, NJ 07302

June 15, 2011
Regular Meeting

RFQ Results
Re: Rent Control Board Attorney

RFQ PROPOSAL FORMATION

Proposal Receipt Date: June 14, 2011

Proposal Time: 11:00 a.m.

Location for proposal: Town Clerk's Office

Proposal for: Rent Control Board Attorney

Personnel at Opening: Cosmo A. Cirillo and Jennie DelRio

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

RESPONDER #1 (Name) Dario Yacker Suarez & Albert, LLC
(Address) 1590 Anderson Avenue
Fort Lee, NJ 07024

RESPONDER #2 (Name) Law Office of Bhalla & Cho, LLC
(Address) 333 Washington Street, Suite 203
Jersey City, NJ 07302

RFQ Results
Re: Legal Liability Counsel

RFQ PROPOSAL FORMATION

Proposal Receipt Date: June 14, 2011

Proposal Time: 11:30 a.m.

Location for proposal: Town Clerk's Office

Proposal for: Legal/Liability Counsel

Personnel at Opening: Cosmo Cirillo and Jennie DelRio

Remarks: Time to receive RFQS was closed at 11:35 a.m.
Reserved decision pending review by review committee.

RESPONDER #1 (Name) Law Offices of Bhalla & Cho, LLC
(Address) 333 Washington Street, Suite 203
Jersey City, NJ 07302

RESPONDER #2 (Name) Mariniello & Mariniello
(Address) 265 Columbia Avenue
Fort Lee, NJ 07024

RESPONDER #3 (Name) Florio & Kenny, L.L.P
(Address) 5 Marine View Plaza
P.O. Box 771
Hoboken, NJ 07030

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RFQ Results
Re: Tenants Advocacy Attorney

RFQ PROPOSAL FORMATION

Proposal Receipt Date: June 14, 2011

Proposal Time: 2:00pm

Location for proposal: Town Clerk's Office

Proposal for: Tenants Advocacy Attorney

Personnel at Opening: Cosmo Cirillo and Jennie DelRio

Remarks: Time to receive RFQS was closed at 2:05 p.m.
Reserved decision pending review by review committee.

RESPONDER #1 (Name) Law Offices of Bhalla & Cho, LLC
(Address) 333 Washington Street, Suite 203
Jersey City, NJ 07302

RESPONDER #2 (Name) Dario Yacker Suarez & Albert, LLC
(Address) 314-48th Street
Union City, NJ 07087

RESPONDER #3 (Name) Mariniello & Mariniello
(Address) 265 Columbia Avenue
Fort Lee, NJ 07024

June 15, 2011
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Communication
Re: Letter of Appointment of Silvio Acosta as
Class I Designee Member of the WNY Planning Board



Office of the Mayor

426 60th Street
West New York, NJ 07093
(201) 295-5100

Dr. Felix E. Roque
Mayor

June 15, 2011

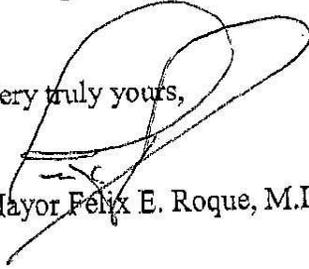
Mr. Silvio Acosta
6104 Bergenline Avenue
West New York, NJ 07093

Re: Designation of Silvio Acosta as Class I Designee Member of the WNY Planning Board

Dear Mr. Acosta:

You are hereby appointed to the position of Class I Designee Member of the West New York Planning Board of the Town of West New York, effective June 15, 2011. The Planning Board performs an important function for the Town and its public.

Very truly yours,


Mayor Felix E. Roque, M.D.

FER/bas

cc: Town Attorney Julio Morejon
Town Clerk Carmela Riccio

RECEIVED
2011 JUN 16 A 11:5
TOWN OF WEST NEW YORK
PLANNING BOARD

June 15, 2011
Regular Meeting

Proclamation
Re: Honoring Rafael Ibarra Roque

Whereas, May 20 marks the 109th anniversary of the Cuban Independence from the Spanish Colonization;

Whereas, it is necessary to remember a an individual such as Rafael Ibarra Roque who represents the dignity of the Cuban people in their just fight for human rights, liberty and democracy within their country; and

Whereas, Rafael Ibarra Roque was incarcerated for 18 years out of the 20 years that he was sentenced to, and is currently being held in Combinado del Este, a prison in Havana, Cuba because of alleged disrespect toward Castro's Regime, and his patriotic behavior against the Communist system. He has been mistreated physically and psychologically and subjected to intimidating interrogations and humiliation; and

Now, Therefore, I, Mayor Felix E. Roque, and the Board of Commissioners of the Town of West New York, on behalf of the residents of the municipality do proclaim today, May 27, 2011, Rafael Ibarra Roque as a hero in the fight for the freedom of Cuba.

Proclamation
Re: Honoring David Wagner

Whereas, the Mayor and Board of Commissioners of the Town of West New York being ever so mindful of the contributions of the townspeople of the Town of West New York and recognizing their duties and obligations to honor all individuals on behalf of the townspeople of the Town of West New York

Whereas, David Wagner was a lifelong resident of the Town of West New York;

Whereas, David Wagner attended Our Lady of Grace School in Fairview, NJ where he mentored the youth of the parish and served as guitar instructor; and

Whereas, David Wagner went on to attend Hudson Catholic High School in Jersey City, NJ where he became an active member of their Drama Club; and

Whereas, David Wagner, in addition to serving his schools, he also volunteered his time mentoring young people in families with special needs; and

Whereas, the Mayor and Board of Commissioners of the Town of West New York wish to honor the memory of David Wagner, who passed away at the tender age of fifteen (15), for his selfless service to others throughout his life;

Now, Therefore, I, Mayor Felix E. Roque and the Board of Commissioners of the Town of West New York hereby honor the memory of David Wagner for all he did to positively impact the lives of others.

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Proclamation
Re: Honoring Maria Cainas

Whereas, the Mayor and Board of Commissioners of the Town of West New York being ever so mindful of the contributions of the townspeople of the Town of West New York and recognizing their duties and obligations to honor all individuals on behalf of the townspeople of the Town of West New York.

Whereas, Maria Cainas has worked for the Town of West New York serving the public for over fourteen (14) years;

Whereas, Maria Cainas has gone above and beyond the call of duty in order to assist members of the public through her employment with the Town of West New York; and

Whereas, the Mayor and Board of Commissioners of the Town of West New York wish to honor and recognize Maria Cainas for her outstanding work ethic and desire to help others;

Now, Therefore, I, Mayor Felix E. Roque and the Board of Commissioners of the Town of West New York hereby honor and recognize Maria Cainas for all she has done to serve the public on behalf of this great Town.

Note: **Town Clerk Carmela Riccie read the foregoing Proclamation aloud and presented it to Maria Cainas. Mayor Roque thanked Mrs. Cainas and advised her to “keep up the good work”.**

Note: **The Mayor advised and encouraged the audience members to contact the Town Attorney if they are interested in applying to be volunteer members of the Town’s various Boards. He stated “It is in your best interest to get involved.”**

Proclamation
Re: Honoring Ann Marie Hughes

Whereas, the Mayor and Board of Commissioners of the Town of West New York being ever so mindful of the contributions of the townspeople of the Town of West New York and recognizing their duties and obligations to honor all individuals on behalf of the townspeople of the Town of West New York

Whereas, Ann Marie Hughes has worked for the Town of West New York serving the public for over twenty (20) years;

Whereas, Ann Marie Hughes has gone above and beyond the call of duty in order to assist members of the public through her employment with the Town of West New York; and

Whereas, the Mayor and Board of Commissioners of the Town of West New York wish to honor and recognize Ann Marie Hughes for her outstanding work ethic and desire to help others;

Now, Therefore, I, Mayor Felix E. Roque and the Board of Commissioners of the Town of West New York hereby honor and recognize Ann Marie Hughes for all she has done to serve the public on behalf of this great Town.

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Consent Agenda

It was regularly moved by Commissioner Wiley, seconded by Commissioner Rodriguez that the following Consent Agenda Item Nos. R-1, R-2, R-3, R-4, R-5, R-6, 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, R-30, R-31, R-32, R-33, R-34, R-35, R-36, R-37, R-38, R-39, R-40, R-41, R-42, R-43, R-44, R-45, and R-47 be adopted, was carried by the following vote:

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

Note: **At the request of Mayor Roque, Town Clerk Carmela Riccio read the titles and item numbers included on the Consent Agenda. Resolutions #R-7 and #R-46 were removed from agenda during Work Session.**

RESOLUTION

RE: APPLICATION FOR 2012 MUNICIPAL ALLIANCE GRANT (\$47,452.00)

WHEREAS, the Mayor and Commissioners of the Town of West New York, County of Hudson, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and,

WHEREAS, the Mayor and Commissioners further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Mayor and Commissioners has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Hudson;

NOW, THEREFORE, BE IT RESOLVED by the Town of West New York, County of Hudson, State of New Jersey hereby recognizes the following:

1. The Mayor and Commissioners does hereby authorize submission of an application for the West New York Municipal Alliance grant for the calendar year 2012 in the amount of \$47,452.
2. The Mayor and Commissioners acknowledges the terms and conditions for administering the West New York Municipal Alliance grant, including the administrative compliance and audit requirements.

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Consent Agenda (Cont.):

Resolution

Re: Transferring Senior Citizens and Nutritional Programs from the Department of Public Affairs to the Department of Revenue & Finance

Whereas, Senior Citizens and Nutritional Programs has been located in the Department of Public Affairs by virtue of Resolution adopted at Reorganization Meeting of May 17, 2011; and

Whereas, it is in the best interest of the Town of West New York that Senior Citizens and Nutritional Programs be transferred to the Department of Revenue & Finance;

Now, therefore, be it resolved by the Mayor and Board of Commissioners of the Town of West New York that Senior Citizens and Nutritional Programs be transferred from the Department of Public Affairs to the Department of Revenue & Finance to be effective immediately upon adoption of this Resolution.

RESOLUTION

Re: Approval of Various Interlocal Agreements with the West New York Board of Education (School Year 2011-2012)

WHEREAS, the West New York Board of Education, a non-profit organization, has requested that the Town of West New York enter into Interlocal Service Agreements for the following:

Agreement	Reimbursement Amount
Maintenance and Preparation of Recreational Area	\$189,100.00
Reimbursement of Costs for Police Officers for the Purposes of School Security	\$28.00 per hour Not to exceed \$515,568
Reimbursement of Costs for Police Supervisor for The Purposes of School Security	\$31.00 per hour Not to exceed \$50,000
Use of Town Recreational Facilities	\$627,584.00
Maintenance and Use of Hudson Hall and Refuse Removal from Board Facilities	\$195,416.00 & \$150,000
Reimbursement of Costs for Fuel	\$44,200.00

WHEREAS, the Town has requested that the Board of Education enter into an Interlocal Service Agreements for the following:

Agreement	Cost
Use of Board of Ed. Facilities for Recreation Dept.	\$1.00 (annually, for the period July 1, 2011 through June 30, 2012)

WHEREAS, the Board of Education has already approved such agreements and filed them with the office of the Municipal Clerk;

WHEREAS, it is in the best interest of the Town of West New York to enter into said agreements; and

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

WHEREAS, N.J.S.A. 40A:65-4 et seq. allows the Town and the Board of Education to enter into said Interlocal Service Agreement for the costs of such services;

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

1. The Town Administrator be and he is hereby authorized to enter into Interlocal Service Agreements for the aforementioned services in substantially the form filed with the office of the municipal Clerk, in a form satisfactory to the Town as evidenced by the Municipal Administrator's signature thereon for the following services and amounts:

Agreement	Reimbursement Amount (To the Town)
Maintenance and Preparation of Recreational Area	\$189,100.00
Reimbursement of Costs for Police Officers for the Purposes of School Security	\$28.00 per hour Not to exceed \$515,568
Reimbursement of Costs for Police Supervisor for the Purposes of School Security	\$31.00 per hour Not to exceed \$50,000
Use of Town Recreational Facilities	\$627,584.00
Maintenance and Use of Hudson Hall and Refuse Removal from Board Facilities	\$195,416.00 & \$150,000
Reimbursement of Costs for Fuel	\$44,200.00

Agreement	Cost (by the Town)
Use of Board of Ed. Facilities for Recreation Dept.	\$1.00 (annually, for the period July 1, 2011 through June 30, 2012)

2. The Town Administrator be and he is hereby authorized to execute any and all documents and to take any and all necessary action to complete and realize the intent and purpose of this resolution.

3. A copy of this Resolution and the Interlocal Service Agreements once executed shall remain on file in the office of the Municipal Clerk for public inspection.

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Consent Agenda (Cont.):

Resolution
Re: Refund of Deposit Pursuant
to Ordinance #4/96 (Filming Permit)

WHEREAS, Ordinance No. 4/96 entitled "Permit to Film or Photograph on Public Lands" requires a deposit of \$1,000.00 to be deposited with the Town Clerk's Office; and

WHEREAS, said \$1,000.00 deposit was deposited with the Town Clerk's Office for filming on 4/26/11; and

WHEREAS, said Ordinance has been complied with;

NOW, THEREFORE, BE IT RESOLVED that the governing body of the Town of West New York hereby authorizes the Revenue & Finance Department to refund said \$1,000.00 deposit to: The Tenafly Film Company, Inc., c/o Executive Director Eric Weber, 1930 Broadway (#23B), New York, NY 10023.

RESOLUTION
Re: Rejecting Bids for Landscaping Services

WHEREAS, on prior occasion, upon advertisement and pursuant to specifications, the Town solicited bid proposals to Landscaping Services; and

WHEREAS, the following bid proposals were received by the Town on May 13, 2011 for Landscaping Services:

Pat Scanlan Landscaping Inc. Cost: \$ 93,420.00
P.O. Box 1136
New City, NY 10956

Andy Matt Inc. Cost: \$477,795.00
P.O. Box 461
Wharton, NJ 07885

Ascape Landscape & Const. Cost: \$158,460.00
634 Route 303
Blauvelt, NY 10913

WHEREAS, the Contracts Documents and Bid Specifications constituting Landscape Services, provide that the Town as the contracting unit, reserves the right to reject any and all bids; and

WHEREAS, the Town's Engineer, and Town Administrator have reviewed the bid proposal submitted by all bidders and have recommended that said bid proposal be rejected as exceeding the Town's estimate and budget for the Landscape Services pursuant to N.J.S.A. 40A:11-13.2(a) and (b); and

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

1. All bids received for the Landscaping Services are rejected as exceeding the Town's estimate and budget for the Landscape Services pursuant to N.J.S.A. 40A:11-13.2(a) and (b).

2. That the bid security of all unsuccessful bidders shall be returned in accordance with N.J.S.A. 40A:11-1, et seq.

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Consent Agenda (Cont.):

Resolution

Re: Establishing restricted parking in front of one
(1) residence for use by handicapped resident as follows:
113-63rd Street (Vilma Grimaldi)

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>
Vilma Grimaldi 527-54 th Street West New York, NJ	West	Begin at a point along the South side of 63rd St. 148 Ft. West from the Southwest corner of (63 rd St. & Park Ave.) then 22 feet South 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.

Resolution

Re: Establishing restricted parking in front of one
(1) residence for use by handicapped resident as follows:
6048 Tyler Place (Armando Diaz)

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>
Armando Diaz 6048 Tyler Place West New York, NJ	East	Begin at a point along the east side of Tyler Place 87.5 ft. south from the south east corner of 61 st St. & Tyler Place. Then 20 ft. south 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

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

3. In addition the violator shall bear full cost of towing, removal and storage of violator's vehicle (Ch 200L, 1989 effective November 29, 1989).

This resolution shall take effect immediately and the Director of Public Safety shall post the appropriate marking and/or sign at said place.

Resolution
Re: Appointment of Mayor Felix E. Roque as a
Member of the North Hudson Sewerage Authority

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

1. The following person be appointed as a member of the North Hudson Sewerage Authority for the term as set forth below:

<u>Name and Address</u>	<u>Term:</u>
Mayor Felix E. Roque 5711 Jefferson Street West New York, NJ 07093	6/15/2011 – 1/31/2015

Resolution
Re: Re-appointing Harold Schroeder as a member
of the North Hudson Sewerage Authority

BE IT RESOLVED by the Board of Commissioners of the Town of West New York that Harold Schroeder, 123 – 66th Street, West New York, NJ be and he is hereby retroactively re-appointed as a member of the North Hudson Sewerage Authority for the following term: 2/1/2011 to 1/31/2016.

Resolution
Re: Appointment of Julio C. Garcia as a member of the
Alcoholic Beverage Control Board of the Town of West New York
(Term: 6/16/11-6/15/13)

Be it resolved by the Mayor and Board of Commissioners of the Town of West New York that Julio C. Garcia, 5520 Kennedy Boulevard, West New York, NJ be and he is hereby appointed as a member of the A.B.C. Board. (Term: 6/16/11-6/15/13).

Resolution
Re: Appointment of Joan A. Palazzo as a member of the
Alcoholic Beverage Control Board of the Town of West New York
(Term: 6/16/11-6/15/14)

Be it resolved by the Mayor and Board of Commissioners of the Town of West New York that Joan A. Palazzo, 6050 Boulevard East, Unit 18B, West New York, NJ be and he is hereby appointed as a member of the A.B.C. Board. (Term: 6/16/11-6/15/14).

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Consent Agenda (Cont.):

Resolution
Re: State Court Tax Appeals

WHEREAS, the following property owners have appealed to the Tax Court of New Jersey for a reduction in the Tax Assessment levied upon their properties:

WHEREAS, the Tax Court of New Jersey by their judgment has reduced the said assessments levied upon the said properties; and;

WHEREAS, said judgment of reduction in the Tax Assessment has caused an overpayment of taxes collected by the Town of West New York, relating to said properties, and whereas the Municipality has paid the below amounts:

NOW, THEREFORE, BE IT RESOLVED that said payment of taxes be and the same are hereby affirmed to the property owners in the following amounts for the years noted pursuant to N.J.S.A. 54:3-21 & 54:3-27.2.

NAME	BLOCK-LOT	AMOUNT	YEAR
Richard De Angelis Atty. for AF & J Realty	158/9	\$706.55	2009
		\$891.41	2010
Richard De Angelis Atty. for AF & J Realty	158/10	\$706.55	2009
		\$891.41	2010
Richard De Angelis Atty. for AF & J Realty	158/11	\$706.55	2009
		\$891.41	2010
Richard De Angelis Atty. for AF & J Realty	158/15	\$34,198.60	2009
		\$32,885.86	2010
Richard De Angelis Atty. for AF & J Realty	159/15	\$6,019.56	2009
	159/15	\$5,572.90	2010
Gary D. Gordon Atty. for 55 & Madison LLC	112/4	\$1,967.00	2008
	112/5	\$4,027.50	2008
Nashel & Nashel Trust Account For Joseph Giambona et al	154/17	\$2,529.00	2008
		\$3117.15	2009
	Grand Total	\$95,111.45	

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.

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

Name	Block/lot	Cert#	Amount
VIRGO MANAGEMENT, LLC	51/6.02	10-099	\$15,765.68
CARRIER SERVICES	28/28	09-046	\$402.27
PAM INVESTORS	141/25.01	08-129	\$15,199.98
US BANK CUST FOR PRO CAPITAL I, LLC	74/4 C003A	10-138	\$5,415.10
	GRAND TOTAL		\$36,783.03

Resolution
Re: Refunds of Overpayment of Taxes

WHEREAS, taxes with respect to the following properties have been inadvertently overpaid in the amounts hereafter stated, and;

WHEREAS, it is necessary to make appropriate refunds for such overpayments;
NOW, THEREFORE BE IT RESOLVED that the following refunds be made with respect to the designated properties and the Collector of Taxes be and she is hereby authorized to adjust her records accordingly.

NAME	BLOCK/LOT	AMOUNT	YEAR
BAC TAX SERVICES CORP.	39/10.01 C003B	\$75.39	2010
BIN LIN & WENCHAO ZHU	168.01/7.05 C0221	\$188.55	2007
		\$564.97 (SVC)	2007
		\$1354.63 (SVC)	2010
MONTEAGUDU, LAZARO	51/6.02	\$1534.56	2011
WHELAN, DONALD G & M. LOTIS MANIEGRO	25/28 C000B	\$2200.00	2010
	GRAND TOTAL	\$5,918.10	

RESOLUTIONS
RE: SENIOR CITIZENS AND VETERANS TAX DEDUCTIONS

WHEREAS, the listed taxpayers named below are Senior Citizens or Veterans and have applied for and given sufficient evidence to receive a deduction from the 2011 pursuant to N.J.S.A 54:4-8.40

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

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Consent Agenda (Cont.):

Resolution (Cont.):

Block	Lot	Name	Address	Exempt	Amount
5	25 C0007	Alves,Alexander	23-66 th St	Senior	\$250.00
19	30 C003d	Tulay A Kandas	6405 Blvd East	Senior	\$250.00
38	3	Alvin G Krooks	6010 Blvd East	Veteran	\$250.00
67	36	Maria J Oliva	428-59 th Street	Senior	\$250.00
38	1 c015J	Pedro Puig	6040 Blvd East	Senior	\$250.00

RESOLUTION
TOWN OF WEST NEW YORK
RESOLUTION AUTHORIZING SETTLEMENT
OF THE AUF D’H FM LTD C/O HENCAR HOLD, LLC, V. TOWN OF
WEST NEW YORK
BLOCK 125, LOT 7
TAX COURT OF NEW JERSEY
DOCKET NOS. 006953-2009 AND 104827-2010

WHEREAS, the Auf D’H FM Ltd c/o Hencar Hold, LLC, is the owner/taxpayer of property located at 5801-03 Bergenline Avenue, identified as Block 125, Lot 7, on the Tax Assessment Map for the Town of West New York, who filed appeals against the Town of West New York, with the Tax Court of New Jersey, for tax years 2009 and 2010, under Docket Numbers 006953-2009 and 014827-2010; and

WHEREAS, the Town has completed full discovery and conducted extensive negotiations with plaintiff’s attorney; and

WHEREAS, the Town Tax Assessor, Sal Bonaccorsi, and Assistant Tax Assessor, Michael Jaeger, have reviewed the above settlement proposals and have agreed to same and have joined in with the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, in recommending to the governing body that the settlements are fair and equitable.

NOW, THEREFORE, BE IT RESOLVED that the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, be and is hereby authorized to enter into Stipulations of Settlement (attached hereto) agreeing to settle the tax appeals filed by the Auf D’H FM Ltd c/o Hencar Hold, pertaining to the above-captioned matters; and

BE IT FURTHER RESOLVED that a true copy of this Resolution be forwarded to the Tax Assessor, to Chasan Leyner & Lamparello, PC, Town Assistant Counsel, and the Town Tax Collector; and

RESOLUTION
TOWN OF WEST NEW YORK
RESOLUTION AUTHORIZING SETTLEMENT
OF BONG JIN SA V. TOWN OF WEST NEW YORK
BLOCK 39, LOT 2
TAX COURT OF NEW JERSEY
DOCKET NOS. 013241-2009 AND 015819-2010

WHEREAS, Bong Jin Sa, is the owner/taxpayer of property located at 6012 Park Avenue, identified as Block 39, Lot 2, on the Tax Assessment Map for the Town of West New York, who filed appeals against the Town of West New York, with the Tax Court of New Jersey, for tax years 2009 and 2010, under Docket Numbers 013241-2009 and 015819-2010; and

June 15, 2011
Regular Meeting

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

WHEREAS, the Town has completed full discovery and conducted extensive negotiations with plaintiff's attorney; and

WHEREAS, the Town Tax Assessor, Sal Bonaccorsi, and Assistant Tax Assessor, Michael Jaeger, have reviewed the above settlement proposals and have agreed to same and have joined in with the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, in recommending to the governing body that the settlements are fair and equitable.

NOW, THEREFORE, BE IT RESOLVED that the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, be and is hereby authorized to enter into a Stipulation of Settlement (attached hereto) agreeing to settle the tax appeal filed by Bong Jin Sa, pertaining to the above-captioned matters; and

BE IT FURTHER RESOLVED that a true copy of this Resolution be forwarded to the Tax Assessor, to Chasan Leyner & Lamparello, PC, Town Assistant Counsel, and the Town Tax Collector; and

RESOLUTION
TOWN OF WEST NEW YORK
RESOLUTION AUTHORIZING SETTLEMENT
OF CIVIC TOWER, LLC V. TOWN OF
WEST NEW YORK
BLOCK 81, LOT 11
TAX COURT OF NEW JERSEY
DOCKET NOS. 009326-2008; 006548-2009; 001185-2010

WHEREAS, Civic Tower, LLC, is the owner/taxpayer of property located at 312 55th Street, identified as Block 81, Lot 11, on the Tax Assessment Map for the Town of West New York, who filed appeals against the Town of West New York, with the Tax Court of New Jersey, for tax years 2008, 2009, and 2010, under Docket Numbers 009326-2008; 006548-2009; and 001185-2010; and

WHEREAS, the Town has completed full discovery and conducted extensive negotiations with plaintiff's attorney; and

WHEREAS, the Town Tax Assessor, Sal Bonaccorsi, and Assistant Tax Assessor, Michael Jaeger, have reviewed the above settlement proposals and have agreed to same and have joined in with the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, in recommending to the governing body that the settlements are fair and equitable.

NOW, THEREFORE, BE IT RESOLVED that the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, be and is hereby authorized to enter into Stipulations of Settlement (attached hereto) agreeing to settle the tax appeals filed by Civic Tower, LLC, pertaining to the above-captioned matters; and

BE IT FURTHER RESOLVED that a true copy of this Resolution be forwarded to the Tax Assessor, to Chasan Leyner & Lamparello, PC, Town Assistant Counsel, and the Town Tax Collector; and

June 15, 2011
Regular Meeting

Consent Agenda (Cont.):

RESOLUTION
TOWN OF WEST NEW YORK
RESOLUTION AUTHORIZING SETTLEMENT
OF COVIELLO FAMILY L.P., V. TOWN OF WEST NEW YORK
BLOCK 94, LOT 1
TAX COURT OF NEW JERSEY
DOCKET NOS. 014239-2009

WHEREAS, Coviello Family L.P., is the owner/taxpayer of property located at 5300 Bergenline Avenue, identified as Block 94, Lot 1, on the Tax Assessment Map for the Town of West New York, who filed appeals against the Town of West New York, with the Tax Court of New Jersey, for tax year 2009, under Docket Number 014239-2009; and

WHEREAS, the Town has completed full discovery and conducted extensive negotiations with plaintiff's attorney; and

WHEREAS, the Town Tax Assessor, Sal Bonaccorsi, and Assistant Tax Assessor, Michael Jaeger, have reviewed the above settlement proposals and have agreed to same and have joined in with the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, in recommending to the governing body that the settlement is fair and equitable.

NOW, THEREFORE, BE IT RESOLVED that the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, be and is hereby authorized to enter into a Stipulation of Settlement (attached hereto) agreeing to settle the tax appeal filed by Coviello Family, L.P., pertaining to the above-captioned matter; and

BE IT FURTHER RESOLVED that a true copy of this Resolution be forwarded to the Tax Assessor, to Chasan Leyner & Lamparello, PC, Town Assistant Counsel, and the Town Tax Collector; and

RESOLUTION
TOWN OF WEST NEW YORK
RESOLUTION AUTHORIZING SETTLEMENT
OF GOLDEN PEAK SPE LLC V. TOWN OF WEST NEW YORK
BLOCK 94, LOT 11
TAX COURT OF NEW JERSEY
DOCKET NOS. 014224-2009 AND 013081-2010

WHEREAS, Golden Peak SPE LLC, is the owner/taxpayer of property located at 409-19 54th Street, identified as Block 94, Lot 11, on the Tax Assessment Map for the Town of West New York, who filed appeals against the Town of West New York, with the Tax Court of New Jersey, for tax years 2009 and 2010, under Docket Numbers 014224-2009 and 013081-2010; and

WHEREAS, the Town has completed full discovery and conducted extensive negotiations with plaintiff's attorney; and

WHEREAS, the Town Tax Assessor, Sal Bonaccorsi, and Assistant Tax Assessor, Michael Jaeger, have reviewed the above settlement proposals and have agreed to same and have joined in with the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, in recommending to the governing body that the settlements are fair and equitable.

June 15, 2011
Regular Meeting

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

NOW, THEREFORE, BE IT RESOLVED that the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, be and is hereby authorized to enter into a Stipulation of Settlement (attached hereto) agreeing to settle the tax appeal filed by Golden Peak SPE LLC, pertaining to the above-captioned matters; and

BE IT FURTHER RESOLVED that a true copy of this Resolution be forwarded to the Tax Assessor, to Chasan Leyner & Lamparello, PC, Town Assistant Counsel, and the Town Tax Collector; and

RESOLUTION
TOWN OF WEST NEW YORK
RESOLUTION AUTHORIZING SETTLEMENT
OF GOLDEN PEAK SPE LLC V. TOWN OF WEST NEW YORK
BLOCK 54 LOT 37
TAX COURT OF NEW JERSEY
DOCKET NOS.014226-2009 AND 013089-2010

WHEREAS, Golden Peak SPE LLC, is the owner/taxpayer of property located at 6000-06 Palisade Avenue, identified as Block 54, Lot 37, on the Tax Assessment Map for the Town of West New York, who filed appeals against the Town of West New York, with the Tax Court of New Jersey, for tax years 2009 and 2010, under Docket Numbers 014226-2009 and 013089-2010; and

WHEREAS, the Town has completed full discovery and conducted extensive negotiations with plaintiff's attorney; and

WHEREAS, the Town Tax Assessor, Sal Bonaccorsi, and Assistant Tax Assessor, Michael Jaeger, have reviewed the above settlement proposals and have agreed to same and have joined in with the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, in recommending to the governing body that the settlements are fair and equitable.

NOW, THEREFORE, BE IT RESOLVED that the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, be and is hereby authorized to enter into a Stipulation of Settlement (attached hereto) agreeing to settle the tax appeal filed by Golden Peak SPE LLC, pertaining to the above-captioned matters; and

BE IT FURTHER RESOLVED that a true copy of this Resolution be forwarded to the Tax Assessor, to Chasan Leyner & Lamparello, PC, Town Assistant Counsel, and the Town Tax Collector; and

RESOLUTION
TOWN OF WEST NEW YORK
RESOLUTION AUTHORIZING SETTLEMENT
OF GOLDEN PEAK SPE LLC V. TOWN OF WEST NEW YORK
BLOCK 59, LOT 1
TAX COURT OF NEW JERSEY
DOCKET NOS. 014232-2009 AND 013085-2010

WHEREAS, Golden Peak SPE LLC, is the owner/taxpayer of property located at 5908 Buchanan Place a/k/a 119 60th Street, identified as Block 59, Lot 1, on the Tax Assessment Map for the Town of West New York, who filed appeals against the Town of West New York, with the Tax Court of New Jersey, for tax years 2009 and 2010, under Docket Numbers 014232-2009 and 013085-2010; and

June 15, 2011
Regular Meeting

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

WHEREAS, the Town has completed full discovery and conducted extensive negotiations with plaintiff's attorney; and

WHEREAS, the Town Tax Assessor, Sal Bonaccorsi, and Assistant Tax Assessor, Michael Jaeger, have reviewed the above settlement proposals and have agreed to same and have joined in with the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, in recommending to the governing body that the settlements are fair and equitable.

NOW, THEREFORE, BE IT RESOLVED that the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, be and is hereby authorized to enter into a Stipulation of Settlement (attached hereto) agreeing to settle the tax appeal filed by Golden Peak SPE LLC, pertaining to the above-captioned matters; and

BE IT FURTHER RESOLVED that a true copy of this Resolution be forwarded to the Tax Assessor, to Chasan Leyner & Lamparello, PC, Town Assistant Counsel, and the Town Tax Collector; and

RESOLUTION
TOWN OF WEST NEW YORK
RESOLUTION AUTHORIZING SETTLEMENT
OF GOLDEN PEAK SPE LLC V. TOWN OF WEST NEW YORK
BLOCK , 98 LOT 3
TAX COURT OF NEW JERSEY
DOCKET NOS. 014230-2009 AND 013095-2010

WHEREAS, Golden Peak SPE LLC, is the owner/taxpayer of property located at 5110-14 Bergenline Avenue, identified as Block 98, Lot 3, on the Tax Assessment Map for the Town of West New York, who filed appeals against the Town of West New York, with the Tax Court of New Jersey, for tax years 2009 and 2010, under Docket Numbers 014230-2009 and 013095-2010; and

WHEREAS, the Town has completed full discovery and conducted extensive negotiations with plaintiff's attorney; and

WHEREAS, the Town Tax Assessor, Sal Bonaccorsi, and Assistant Tax Assessor, Michael Jaeger, have reviewed the above settlement proposals and have agreed to same and have joined in with the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, in recommending to the governing body that the settlements are fair and equitable.

NOW, THEREFORE, BE IT RESOLVED that the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, be and is hereby authorized to enter into a Stipulation of Settlement (attached hereto) agreeing to settle the tax appeal filed by Golden Peak SPE LLC, pertaining to the above-captioned matters; and

BE IT FURTHER RESOLVED that a true copy of this Resolution be forwarded to the Tax Assessor, to Chasan Leyner & Lamparello, PC, Town Assistant Counsel, and the Town Tax Collector; and

June 15, 2011
Regular Meeting

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

RESOLUTION
TOWN OF WEST NEW YORK
RESOLUTION AUTHORIZING SETTLEMENT
OF GOLDEN PEAK SPE LLC V. TOWN OF WEST NEW YORK
BLOCK 47, LOT 4
TAX COURT OF NEW JERSEY
DOCKET NOS. 014235-2009 AND 013092-2010

WHEREAS, Golden Peak SPE LLC, is the owner/taxpayer of property located at 6000-06 Hudson Avenue, identified as Block 47, Lot 4, on the Tax Assessment Map for the Town of West New York, who filed appeals against the Town of West New York, with the Tax Court of New Jersey, for tax years 2009 and 2010, under Docket Numbers 014235-2009 and 013092-2010; and

WHEREAS, the Town has completed full discovery and conducted extensive negotiations with plaintiff's attorney; and

WHEREAS, the Town Tax Assessor, Sal Bonaccorsi, and Assistant Tax Assessor, Michael Jaeger, have reviewed the above settlement proposals and have agreed to same and have joined in with the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, in recommending to the governing body that the settlements are fair and equitable.

NOW, THEREFORE, BE IT RESOLVED that the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, be and is hereby authorized to enter into a Stipulation of Settlement (attached hereto) agreeing to settle the tax appeal filed by Golden Peak SPE LLC, pertaining to the above-captioned matters; and

BE IT FURTHER RESOLVED that a true copy of this Resolution be forwarded to the Tax Assessor, to Chasan Leyner & Lamparello, PC, Town Assistant Counsel, and the Town Tax Collector; and

RESOLUTION
TOWN OF WEST NEW YORK
RESOLUTION AUTHORIZING SETTLEMENT
OF GOLDEN PEAK SPE LLC V. TOWN OF WEST NEW YORK
BLOCK 93, LOT 1
TAX COURT OF NEW JERSEY
DOCKET NOS. 014221-2009 AND 001307-2010

WHEREAS, Golden Peak SPE LLC, is the owner/taxpayer of property located at 5300-06 Palisade Avenue, identified as Block 93, Lot 1, on the Tax Assessment Map for the Town of West New York, who filed appeals against the Town of West New York, with the Tax Court of New Jersey, for tax years 2009 and 2010, under Docket Numbers 014221-2009 and 001307-2010; and

WHEREAS, the Town has completed full discovery and conducted extensive negotiations with plaintiff's attorney; and

WHEREAS, the Town Tax Assessor, Sal Bonaccorsi, and Assistant Tax Assessor, Michael Jaeger, have reviewed the above settlement proposals and have agreed to same and have joined in with the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, in recommending to the governing body that the settlements are fair and equitable.

June 15, 2011
Regular Meeting

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

NOW, THEREFORE, BE IT RESOLVED that the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, be and is hereby authorized to enter into a Stipulation of Settlement (attached hereto) agreeing to settle the tax appeal filed by Golden Peak SPE LLC, pertaining to the above-captioned matters; and

BE IT FURTHER RESOLVED that a true copy of this Resolution be forwarded to the Tax Assessor, to Chasan Leyner & Lamparello, PC, Town Assistant Counsel, and the Town Tax Collector; and

RESOLUTION
TOWN OF WEST NEW YORK
RESOLUTION AUTHORIZING SETTLEMENT
OF HPJKP, LLC, VS. TOWN OF WEST NEW YORK
BLOCK 21, LOT 1.03
TAX COURT OF NEW JERSEY
DOCKET NOS. 012884-2009 AND 015206-2010

WHEREAS, HPJKP, LLC, is the owner/taxpayer of property located at 6204 Park Avenue, identified as Block 21, Lot 1.03, on the Tax Assessment Map for the Town of West New York, who filed appeals against the Town of West New York, with the Tax Court of New Jersey, for tax years 2009 and 2010, under Docket Numbers 012884-2009 and 015206-2010; and

WHEREAS, the Town has completed full discovery and conducted extensive negotiations with plaintiff's attorney; and

WHEREAS, the Town Tax Assessor, Sal Bonaccorsi, and Assistant Tax Assessor, Michael Jaeger, have reviewed the above settlement proposals and have agreed to same and have joined in with the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, in recommending to the governing body that the settlements are fair and equitable.

NOW, THEREFORE, BE IT RESOLVED that the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, be and is hereby authorized to enter into Stipulations of Settlement (attached hereto) agreeing to settle the tax appeals filed by HPJKP, LLC, pertaining to the above-captioned matters; and

BE IT FURTHER RESOLVED that a true copy of this Resolution be forwarded to the Tax Assessor, to Chasan Leyner & Lamparello, PC, Town Assistant Counsel, and the Town Tax Collector; and

RESOLUTION
TOWN OF WEST NEW YORK
RESOLUTION AUTHORIZING SETTLEMENT
OF YOLANDA PEREZ, V. TOWN OF WEST NEW YORK
BLOCK 21, LOT 1.03
TAX COURT OF NEW JERSEY
DOCKET NOS. 009347-2008

WHEREAS, Yolanda Perez, is the owner/taxpayer of property located at 6204 Park Avenue, identified as Block 21, Lot 1.03, on the Tax Assessment Map for the Town of West New York, who filed appeals against the Town of West New York, with the Tax Court of New Jersey, for tax year 2008, under Docket Number 009347-2008; and

WHEREAS, the Town has completed full discovery and conducted extensive negotiations with plaintiff's attorney; and

June 15, 2011
Regular Meeting

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

WHEREAS, the Town Tax Assessor, Sal Bonaccorsi, and Assistant Tax Assessor, Michael Jaeger, have reviewed the above settlement proposals and have agreed to same and have joined in with the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, in recommending to the governing body that the settlement is fair and equitable.

NOW, THEREFORE, BE IT RESOLVED that the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, be and is hereby authorized to enter into a Stipulation of Settlement (attached hereto) agreeing to settle the tax appeal filed by Yolanda Perez, pertaining to the above-captioned matter; and

BE IT FURTHER RESOLVED that a true copy of this Resolution be forwarded to the Tax Assessor, to Chasan Leyner & Lamparello, PC, Town Assistant Counsel, and the Town Tax Collector; and

RESOLUTION
TOWN OF WEST NEW YORK
RESOLUTION AUTHORIZING SETTLEMENT
OF GULCO & COMPANY V. TOWN OF WEST NEW YORK
BLOCK 52, LOT 10
TAX COURT OF NEW JERSEY
DOCKET NOS. 013146-2009

WHEREAS, Gulco & Company, is the owner/taxpayer of property located at 445-47 62nd Street, identified as Block 52, Lot 10, on the Tax Assessment Map for the Town of West New York, who filed appeals against the Town of West New York, with the Tax Court of New Jersey, for tax year 2009, under Docket Number 013146-2009; and

WHEREAS, the Town has completed full discovery and conducted extensive negotiations with plaintiff's attorney; and

WHEREAS, the Town Tax Assessor, Sal Bonaccorsi, and Assistant Tax Assessor, Michael Jaeger, have reviewed the above settlement proposals and have agreed to same and have joined in with the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, in recommending to the governing body that the settlement is fair and equitable.

NOW, THEREFORE, BE IT RESOLVED that the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, be and is hereby authorized to enter into a Stipulation of Settlement (attached hereto) agreeing to settle the tax appeal filed by Gulco & Company, pertaining to the above-captioned matter; and

BE IT FURTHER RESOLVED that a true copy of this Resolution be forwarded to the Tax Assessor, to Chasan Leyner & Lamparello, PC, Town Assistant Counsel, and the Town Tax Collector; and

June 15, 2011
Regular Meeting

Consent Agenda (Cont.):

RESOLUTION
TOWN OF WEST NEW YORK
RESOLUTION AUTHORIZING SETTLEMENT
OF 6001 REALTY ASSOC. LLC V. TOWN OF WEST NEW YORK
BLOCK 39, LOT 14
TAX COURT OF NEW JERSEY
DOCKET NOS. 011407-2009 and 001172-2010

WHEREAS, 6001 Realty Assoc. LLC is the owner/taxpayer of property located at 6001 Boulevard East identified as Block 39, Lot 14, on the Tax Assessment Map for the Town of West New York, who filed appeals against the Town of West New York, with the Tax Court of New Jersey, for tax years 2009 and 2010, under Docket Numbers 011407-2009 and 001172-2010; and

WHEREAS, the Town has completed full discovery and conducted extensive negotiations with plaintiff's attorney; and

WHEREAS, the Town Tax Assessor, Sal Bonaccorsi, and Assistant Tax Assessor, Michael Jaeger, have reviewed the above settlement proposals and have agreed to same and have joined in with the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, in recommending to the governing body that the settlement is fair and equitable.

NOW, THEREFORE, BE IT RESOLVED that the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, be and is hereby authorized to enter into a Stipulation of Settlement (attached hereto) agreeing to settle the tax appeal filed by 6001 Realty Assoc. LLC, pertaining to the above-captioned matter; and

BE IT FURTHER RESOLVED that a true copy of this Resolution be forwarded to the Tax Assessor, to Chasan Leyner & Lamparello, PC, Town Assistant Counsel, and the Town Tax Collector; and

RESOLUTION
TOWN OF WEST NEW YORK
RESOLUTION AUTHORIZING SETTLEMENT
OF RIO VISTA HOLDINGS, LLC V. TOWN OF WEST NEW YORK
BLOCK 20, LOT 35
TAX COURT OF NEW JERSEY
DOCKET NOS. 013151-2009 and 015682-2010

WHEREAS, Rio Vista Holdings, LLC is the owner/taxpayer of property located at 6313 Boulevard East identified as Block 20, Lot 35, on the Tax Assessment Map for the Town of West New York, who filed appeals against the Town of West New York, with the Tax Court of New Jersey, for tax years 2009 and 2010, under Docket Numbers 013151-2009 and 015682-2010; and

WHEREAS, the Town has completed full discovery and conducted extensive negotiations with plaintiff's attorney; and

WHEREAS, the Town Tax Assessor, Sal Bonaccorsi, and Assistant Tax Assessor, Michael Jaeger, have reviewed the above settlement proposals and have agreed to same and have joined in with the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, in recommending to the governing body that the settlement is fair and equitable.

NOW, THEREFORE, BE IT RESOLVED that the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, be and is hereby authorized to enter into a Stipulation of Settlement (attached hereto) agreeing to settle the tax appeal filed by Rio Vista Holdings, LLC, pertaining to the above-captioned matter; and

June 15, 2011
Regular Meeting

Consent Agenda (Cont.):

Resolution (Cont.):

BE IT FURTHER RESOLVED that a true copy of this Resolution be forwarded to the Tax Assessor, to Chasan Leyner & Lamparello, PC, Town Assistant Counsel, and the Town Tax Collector; and

RESOLUTION
TOWN OF WEST NEW YORK
RESOLUTION AUTHORIZING SETTLEMENT
OF KERRIGAN GROUP V. TOWN OF WEST NEW YORK
BLOCK 139, LOT 14
TAX COURT OF NEW JERSEY
DOCKET NOS. 013152-2009 and 015666-2010

WHEREAS, Kerrigan Group is the owner/taxpayer of property located at 6153 Bergenline Avenue identified as Block 139, Lot 14, on the Tax Assessment Map for the Town of West New York, who filed appeals against the Town of West New York, with the Tax Court of New Jersey, for tax years 2009 and 2010, under Docket Numbers 013152-2009 and 015666-2010; and

WHEREAS, the Town has completed full discovery and conducted extensive negotiations with plaintiff's attorney; and

WHEREAS, the Town Tax Assessor, Sal Bonaccorsi, and Assistant Tax Assessor, Michael Jaeger, have reviewed the above settlement proposals and have agreed to same and have joined in with the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, in recommending to the governing body that the settlement is fair and equitable.

NOW, THEREFORE, BE IT RESOLVED that the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, be and is hereby authorized to enter into a Stipulation of Settlement (attached hereto) agreeing to settle the tax appeal filed by Kerrigan Group, pertaining to the above-captioned matter; and

BE IT FURTHER RESOLVED that a true copy of this Resolution be forwarded to the Tax Assessor, to Chasan Leyner & Lamparello, PC, Town Assistant Counsel, and the Town Tax Collector; and

RESOLUTION
TOWN OF WEST NEW YORK
RESOLUTION AUTHORIZING SETTLEMENT
OF J&A GROUP ASSOC. LLC V. TOWN OF WEST NEW YORK
BLOCK 139, LOT 16
TAX COURT OF NEW JERSEY
DOCKET NOS. 013162-2009 and 015675-2010

WHEREAS, J&A Group Assoc. LLC, is the owner/taxpayer of property located at 6161 Bergenline Avenue, identified as Block 139, Lot 16, on the Tax Assessment Map for the Town of West New York, who filed appeals against the Town of West New York, with the Tax Court of New Jersey, for tax years 2009 and 2010, under Docket Number 013162-2009 and 015675-2010; and

WHEREAS, the Town has completed full discovery and conducted extensive negotiations with plaintiff's attorney; and

WHEREAS, the Town Tax Assessor, Sal Bonaccorsi, and Assistant Tax Assessor, Michael Jaeger, have reviewed the above settlement proposals and have agreed to same and have joined in with the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, in recommending to the governing body that the settlement is fair and equitable.

June 15, 2011
Regular Meeting

Consent Agenda (Cont.):

Resolution (Cont.):

NOW, THEREFORE, BE IT RESOLVED that the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, be and is hereby authorized to enter into a Stipulation of Settlement (attached hereto) agreeing to settle the tax appeal filed by J&A Group Assoc. LLC, pertaining to the above-captioned matter; and

BE IT FURTHER RESOLVED that a true copy of this Resolution be forwarded to the Tax Assessor, to Chasan Leyner & Lamparello, PC, Town Assistant Counsel, and the Town Tax Collector; and

RESOLUTION
TOWN OF WEST NEW YORK
RESOLUTION AUTHORIZING SETTLEMENT
OF 6220 PARK AVENUE CORP. V. TOWN OF WEST NEW YORK
BLOCK 139, LOT 15
TAX COURT OF NEW JERSEY
DOCKET NOS. 013155-2009 and 015677-2010

WHEREAS, 6220 Park Avenue Corp., is the owner/taxpayer of property located at 6155 Bergenline Avenue, identified as Block 139, Lot 15, on the Tax Assessment Map for the Town of West New York, who filed appeals against the Town of West New York, with the Tax Court of New Jersey, for tax years 2009 and 2010, under Docket Number 013155-2009 and 015677-2010; and

WHEREAS, the Town has completed full discovery and conducted extensive negotiations with plaintiff's attorney; and

WHEREAS, the Town Tax Assessor, Sal Bonaccorsi, and Assistant Tax Assessor, Michael Jaeger, have reviewed the above settlement proposals and have agreed to same and have joined in with the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, in recommending to the governing body that the settlement is fair and equitable.

NOW, THEREFORE, BE IT RESOLVED that the Town Assistant Counsel, Chasan Leyner & Lamparello, PC, be and is hereby authorized to enter into a Stipulation of Settlement (attached hereto) agreeing to settle the tax appeal filed by 6220 Park Avenue Corp., pertaining to the above-captioned matter; and

BE IT FURTHER RESOLVED that a true copy of this Resolution be forwarded to the Tax Assessor, to Chasan Leyner & Lamparello, PC, Town Assistant Counsel, and the Town Tax Collector; and

NOTE: STIPULATIONS OF SETTLEMENT REGARDING ALL TAX RESOLUTIONS ARE ATTACHED TO END OF MINUTES.

RESOLUTION
Appointment of Commissioner Caridad Rodriguez as
Class III Member of the Planning Board (Term: 6/16/11-5/17/12)

WHEREAS, Caridad Rodriguez is a current member of the Board of Commissioners; and

WHEREAS, the Board of Commissioners may appoint a member of said board to serve as a Class III member of the Planning Board; and

WHEREAS, the previous term for the incumbent Class III member, Alberto Rodriguez, expired on or before May 17, 2011; and

WHEREAS; Commissioner Caridad Rodriguez is available to complete the required term;

June 15, 2011
Regular Meeting

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

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

1. Commissioner Caridad Rodriguez is appointed to serve as Class III Member of the Planning Board of the Town of West New York, to serve for the term of 6/16/2011-5/17/2012.
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: Appointing Clara Brito-Herrera as a Class IV Member of the WNY Planning Board to fill the unexpired term of Ercides Aguasvivas (Term expires on 1/16/15)

WHEREAS, a vacancy exists on the Planning Board due to the unexpired term of Ercides Aguasvivas; such term expiring on January 16, 2015;

WHEREAS, Clara Brito-Herrera is a resident of the Town of West New York;

WHEREAS, Clara Brito-Herrera is available to serve on the West New York Planning Board;

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. Clara Brito-Herrera is appointed to serve as a Class IV member of the West New York Planning Board for a term commencing on June 15, 2011 and expiring on January 16, 2015.
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 Alain Gomez as a Class IV Member of the Planning Board (Term: 6/15/11-1/16/12)

BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York that Alain Gomez of 5701 Boulevard East, Apt. 21I, West New York, NJ be and is hereby appointed as a Class IV Member of the Planning Board of the Town of West New York. Said term shall commence on June 15, 2011 and shall expire on January 16, 2012.

Resolution

Re: Appointment of Elaine Waksman as a Class IV Member of the Planning Board (Term: 6/15/11-6/14/15)

BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York that Elaine Waksman of 20 Ave at Port Imperial, Apt. 510, West New York, NJ be and is hereby appointed as a Class IV Member of the Planning Board of the Town of West New York. Said term shall commence on June 15, 2011 and shall expire on June 14, 2015.

June 15, 2011
Regular Meeting

Consent Agenda (Cont.):

RESOLUTION

**Re: 2011 Road Program Phase II – Authorizing Execution of
Incidental Modification to Project Scope/Limits**

WHEREAS, on prior occasion, upon advertisement and pursuant to specifications, the Town solicited bid proposals for 2011 Road Program Phase II, pursuant to and in accordance with the specifications for the contract for the 2011 Road Program Phase II; and

WHEREAS, by way of prior resolution the Town selected AJM Contractors, Inc., 300 Kuller Road, Clifton NJ, on the bid for "2011 Road Program - Phase II" for Base Bid A and B and Alternate 2 for a total of \$440,350.00; and

WHEREAS, PSE&G is performing utility work and repaving on a portion of 60th Street which was included in the original NJDOT-funded portion of the project as awarded, thereby requiring a modification of the project limits; and

WHEREAS, the Town Engineer has recommended revised project limits on 60th Street to be from JFK Boulevard East to Buchanan Place, thus extending one block beyond the original limits of Park Avenue; and

WHEREAS, the paving limits will be in the westbound lane only where full width paving was previously proposed; and

WHEREAS, NJDOT requires the Town Engineer and Town Clerk to execute an "Incidental Modification to Project Scope/Limits" form to reflect the revised limits; and

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

1. The Town Engineer and Town Clerk are hereby authorized to execute the "Incidental Modification to Project Scope/Limits" form.

Resolution

**Re: Approving the School Tax Levy for 2011
Town of West New York - County of Hudson**

WHEREAS, the Board of Education of the Town of West New York has approved and adopted its Budget for the 2011-2012 School Year ,and

WHEREAS, it is required for the Governing Body of the Town of West New York to certify the amount of Taxes to be raised for school purposes for 2011 in accordance with NJS 40A:4-14, and

WHEREAS, the total Tax Levy for 2011 as certified in the (A4F-Form A) Certificate and Report of School Taxes reflects \$14,369,214.,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Board of Commissioners of the Town of West New York that the School Tax Levy is accepted and approved in accordance with NJS 40A:4-14 in the amount of \$14,369,214.

BE IT FURTHER RESOLVED that two certified copies of this Resolution be filed with the State of New Jersey, Division of Local Government Services.

June 15, 2011
Regular Meeting

Consent Agenda (Cont.):

Resolution

**Re: Authorizing the Town Administrator to execute a
Stop Loss Agreement with Horizon BCBS of NJ**

Whereas, it is necessary to extend the medical coverage of the Town of West New York for catastrophic coverage of healthcare which will expire on June 30, 2011; and

Whereas, it is in the best interest of the Town to enter into such an agreement as recommended by insurance broker of record, Brown & Brown;

Now, therefore, be it resolved by the Mayor and Board of Commissioners of the Town of West New York that the Town Administrator is hereby authorized to execute the attached Stop Loss Agreement with Horizon BCBS of NJ for the aforesaid purpose for the term 7/1/11 – 6/30/12.

Resolution

**Re: Authorizing the Town Administrator to execute an Agreement
With BAS Cobra Control Services, Inc. to administrate COBRA payments**

Whereas, it is necessary to enter into an Agreement for the administration services of COBRA payments to persons no longer employed by the Town who have opted for COBRA coverage; and

Whereas, it is in the best interest of the Town to enter into such an agreement as recommended by insurance broker of record, Brown & Brown;

Now, therefore, be it resolved by the Mayor and Board of Commissioners of the Town of West New York that the Town Administrator is hereby authorized to execute the attached COBRA Agreement with BAS Cobra Control Services, Inc. for the aforesaid purpose for the term 7/1/11 – 6/30/12.

Resolution

Re: Extending Request for Qualifications to June 24, 2011

WHEREAS, the Town Clerk for the Town of West New York, has advertised for Request for Qualifications (“RFQs”) for certain professional services, including ABC Prosecutor, Assistant Town Attorney, Rent Control Attorney, Legal Liability Attorney, and Tenant Advocacy originally returnable on June 14, 2011, and

WHEREAS, the need exists to extend the time to answer such RFQs in order to broaden the scope of responses and the number of responses,

BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York that the Request for Qualifications for ABC Prosecutor, Assistant Town Attorney, Rent Control Attorney, Legal Liability Attorney, and Tenant Advocacy originally returnable on June 14, 2011, on the times set forth in the original Request for Qualifications published by the Town of West New York, is extended so that the same shall be returnable on June 24, 2011, at 2:30 PM.

June 15, 2011
Regular Meeting

Consent Agenda (Cont.):

RESOLUTION

**Re: Authorizing Town Attorney to investigate past policy
regarding payment of terminal pay, etc.**

WHEREAS, the payment of terminal pay, pension benefits, payment of sick days and vacations are presently the subject of scrutiny both on a State and Municipal basis; and

WHEREAS, the Town of West New York criteria for the payment of these benefits seems based not on policy nor contracts and seemingly are not based upon a foundation of facts and record keeping, but rather upon the will of the Governing Body; and

WHEREAS, such policy needs to be examined and substantive criteria set forth,

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Town of West New York that the Town Attorney is authorized and directed to investigate and determine the past policy and the determination of payments made to officials and employees who have left the employ of the Town for the purpose of making recommendations to the Governing Body or the establishment of policy and procedure; and be it

FURTHER RESOLVED that the Town Attorney is authorized and directed to use Special Counsel/Litigation Counsel in his discretion to lead such investigation; and be it

FURTHER RESOLVED that all officials and employees of the Town of West New York are hereby directed to cooperate fully in such investigation; and be it

FURTHER RESOLVED that if such investigation reveals infractions of terminal leave policies or payments to officials, the Town Attorney is authorized and directed to take such steps to reimburse the Town for any such inappropriate payments.

RESOLUTION

**Re: Authorizing Town Attorney to use Special Counsel/Litigation Counsel
to investigate Dept. of Public Works policy regarding refuse removal**

WHEREAS, the Department of Public Works is entrusted with certain duties included but not limited to maintaining the streets and other public areas of the Town of West New York, free of debris and in a constant state of repair; and

WHEREAS, the Town of West New York is not responsible for the removal of commercial refuse in the Town of West New York;

WHEREAS, such policy concerning the disposal of refuse needs to be examined and substantive criteria set forth,

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Town of West New York that the Town Attorney is authorized and directed to investigate and determine the policy of the Department of Public Works, as the same pertains to refuse removal, and the determination for the purpose of making recommendations to the Governing Body or the establishment of policy and procedure; and be it

FURTHER RESOLVED that the Town Attorney is authorized and directed to use Special Counsel/Litigation Counsel in his discretion to lead such investigation; and be it

FURTHER RESOLVED that all officials and employees of the Town of West New York are hereby directed to cooperate fully in such investigation; and be it

June 15, 2011
Regular Meeting

Consent Agenda (Cont.):

Resolution (Cont.):

FURTHER RESOLVED that if such investigation reveals infractions of the Department of Public Works policy concerning refuse removal, the Town Attorney is authorized and directed to take such steps to reimburse the Town for any such inappropriate payments.

Resolution

Re: Forensic Auditing Services

WHEREAS, there exists a need to retain the services of a Certified Public Accountant to assist the Board of Commissioners with a forensic audit in the Town of West New York, and

WHEREAS, said services are recognized as “professional services” as same shall be rendered by persons authorized by law to practice a recognized profession, whose practice is regulated by law, and the performance of which services requires knowledge of an advance type in a field of learning acquired by a prolonged formal course of specialized instruction and study, pursuant to and in accordance with N.J.S.A. 40A:11-2 (6); and

WHEREAS, the Town is empowered by law to appoint and employ professionals, technical advisors and experts as the Town may determine to be necessary for its efficient operation; and

WHEREAS, the Town wishes to retain the services of Carr, Daley, Sullivan & Weir, P.C., 220 South Orange Avenue, Livingston, New Jersey 07039 to prepare such audit; and

WHEREAS, the Borough is desirous of awarding a contract for the preparation of a forensic audit to Carr, Daley, Sullivan & Weir, P.C. in accordance with the procedures mandated under the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, N.J.S.A. 40A:11-1 et seq. requires that the resolution awarding contracts for “professional services” without competitive bidding and the agreement between the parties must be available for public inspection; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this purpose; and

WHEREAS, the award by the Town of a contract to Carr, Daley, Sullivan & Weir, P.C. for the preparation of a forensic audit is in the best interests of the Town and the implementation of this contract is necessary for the efficient operation of the Town,

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

1. That Carr, Daley, Sullivan & Weir, PC shall be and is hereby appointed to perform professional forensic auditing services on behalf of the Town, and to prepare a report of their findings and recommendations.
2. That Carr, Daley, Sullivan & Weir, P.C. are specifically placed on notice that it will be required to comply with the Affirmative Action regulations of P.L. 1975 c 127.
3. That a notice of the contract award shall be published in accordance with the requirements of N.J.S.A. 40A:11-1 et seq.
4. That the Town Clerk is authorized and directed, in accordance with the provisions of N.J.S.A. 40A:11-5(1) (a) (1), to cause this Resolution for the award of the contract to be filed and available for inspection at the offices of the Town.
5. The initial authorization for the cost of this contract shall not exceed \$17,500.00.

June 15, 2011
Regular Meeting

Ordinance #5/11

An Ordinance expanding the membership of the Board of Education

Note: At the request of Mayor Roque, 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.

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

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

Ordinance #6/11

**Re: An Ordinance repealing Ordinance #1775 entitled:
“An Ordinance establishing restricted parking in front of one
(1) residence for use by handicapped resident”
(322 – 65th Street, WNY – Henry Mahnkopf)**

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

Notice
Ordinance #6/11

**An Ordinance repealing Ordinance #1775 entitled:
“An Ordinance establishing restricted parking in front of one
(1) residence for use by handicapped resident”
(322 – 65th Street, WNY – Henry Mahnkopf)**

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 June 15, 2011 and ordered published, and will be further considered before final passage at a public hearing on July 20, 2011 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.

June 15, 2011
Regular Meeting

Ordinance #7/11

Re: An Ordinance approving a five (5) year Tax Exemption for Multiple Dwelling Residential Rental Project constructed by 323-329 56th Street, LLC pursuant to the provisions of the five (5) year exemption and abatement Law, NJSA 40A:21-1 et. seq., and Section 7 of Ordinance 11/07 An Ordinance entitled five year Tax Abatement Ordinance

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

It was regularly moved by Commissioner Rodriguez, seconded by Commissioner Vargas 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 #7/11

Re: An Ordinance approving a five (5) year Tax Exemption for Multiple Dwelling Residential Rental Project constructed by 323-329 56th Street, LLC pursuant to the provisions of the five (5) year exemption and abatement Law, NJSA 40A:21-1 et. seq., and Section 7 of Ordinance 11/07 An Ordinance entitled five year Tax Abatement 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 June 15, 2011 and ordered published, and will be further considered before final passage at a public hearing on July 20, 2011 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 #8/11

Re: An Ordinance approving a five (5) year Tax Exemption for Multiple Dwelling Condominium Project constructed by Altman Property Investment, LLC pursuant to the provisions of the five (5) year exemption and abatement Law, NJSA 40A:21-1 et. seq., and Section 7 of Ordinance 11/07 An Ordinance entitled five year Tax Abatement Ordinance

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

June 15, 2011
Regular Meeting

Notice
Ordinance #8/11

Re: An Ordinance approving a five (5) year Tax Exemption for Multiple Dwelling Condominium Project constructed by Altman Property Investment, LLC pursuant to the provisions of the five (5) year exemption and abatement Law, NJSA 40A:21-1 et. seq., and Section 7 of Ordinance 11/07 An Ordinance entitled five year Tax Abatement 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 June 15, 2011 and ordered published, and will be further considered before final passage at a public hearing on July 20, 2011 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 Riccie read the foregoing Notice aloud.

Ordinance #9/11

**Re: An Ordinance amending Ordinance #8/10 entitled:
“An Ordinance entitled 2010-2012 Salary Ordinance**

Note: Town Clerk Carmela Riccie 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 #9/11

**Re: An Ordinance amending Ordinance #8/10 entitled:
“An Ordinance entitled 2010-2012 Salary 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 June 15, 2011 and ordered published, and will be further considered before final passage at a public hearing on July 20, 2011 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 Riccie read the foregoing Notice aloud.

June 15, 2011
Regular Meeting

Ordinance #10/11

**Re: An Ordinance amending Ordinance #9/03 entitled:
“An Ordinance creating the position of Deputy Mayor of the Town of West New York”**

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

It was regularly moved by Commissioner Rodriguez, seconded by Commissioner Wiley 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 #10/11

**Re: An Ordinance amending Ordinance #9/3 entitled:
“An Ordinance creating the position of Deputy Mayor of the Town of West New York”**

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 June 15, 2011 and ordered published, and will be further considered before final passage at a public hearing on July 20, 2011 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.

Note: Mayor Roque made an announcement to the C.W.A. Union members present in the audience that the current Administration intends to have a forensic accounting performed of the Town's finances. He advised that as a physician, before he performs surgery he wants to know everything about the patient, and as the Mayor he wants to know what the Town's problems are before he makes any financial decisions. He further advised that he is “trying to cut the fat”, but that he knows the salary increases at issue are “well deserved”. He requested that the C.W.A. give him a six (6) month opportunity to see what can be done. He advised that cell phones have already been eliminated. He acknowledged the presence of C.W.A. representative Nicholas Lordo and advised him if he wished to make a presentation he could do so at this time.

Mr. Lordo indicated that he was present to represent the employees and members of C.W.A. Local 1045. He presented a letter to the Town Clerk and the members of the Governing Body and proceeded to read said letter aloud. (see letter attached to end of minutes). Mayor Roque thanked him and commented “The prior Administration was very unfair not to allow us the time to consider this”. The Mayor requested a six (6) month deferral, and commented that the proposed salary increases were “very well deserved”. He commented that the prior Administration was “reckless in spending” and “we are trying to survive and make sure that this patient doesn't die on me”. Mr. Lordo replied “I understand your plight but it is not my decision to make; it is the decision of the membership”.

June 15, 2011
Regular Meeting

Mayor opened the Public Portion.

Public Portion:

1. Angel Barquin, 432 – 58th Street, WNY:

Mr. Barquin commented that he is “honored to be part of this Town”. He inquired as to whether any persons have been hired who do not reside in West New York. He inquired about results of forensic audit. Mayor Roque advised him that “governing takes time” and that the Resolution was adopted tonight which starts the process. Mr. Barquin inquired as to whether a lot of accounting problems have been discovered thus far. The Mayor advised him that prior cell phone usage cost \$6,000.00, which has been eliminated, and that several town vehicles which were used by former Mayor/Commissioners have been donated to the Police Department for its use. He further advised that the Police Captains assigned to run the Police Dept. are “doing a great job and moral has improved”, that he is conscious of taxpayers’ money, and that the current Governing Body members do not have town vehicles, cell phones or collecting a salary. Mr. Barquin commented “That is a good sign of transparency”. Mr. Barquin again inquired about non-residents being hired. The Mayor advised that any persons being hired are being hired at “30-50% lower than prior salaries”.

Mr. Barquin inquired as to whether the title of Assistant to the D.P.W. Superintendent was created to which the Mayor responded “Nothing has been done at this time”. Comm. Wiley joined conversation and advised that a lot of people had been laid off from the D.P.W. Dept. in the past and that those positions are civil service positions. He further advised that North Bergen D.P.W. Dept. only has 40 employees, that efficiency and lowering salaries is important and that moral is improving. Comm. Wiley advised that he has hired only one (1) person, a Confidential Secretary/Aid, and that no other persons have been hired in his department. He requested that he be informed of any problems pertaining to his department and that once contacted, he would take care of same. He pointed out that the new Administration has only been in office for one (1) month but that they are dedicated and need time to resolve the problems. Mayor Roque informed Mr. Barquin that he can always call him if need be and stated “You are my friend and will always be my friend”. Mr. Barquin commented that more persons need to be hired in Parks Dept. and he commended a Town Parks Dept. employee, who resides on 58th Street, for “doing an excellent job and having good manners”. Mayor Roque requested that he provide the employee’s name so that the Town could recognize his performance. Mr. Barquin that he notices the streets are getting cleaner and that all residents must participate in keeping the streets clean. Comm. Wiley advised that the Town intends to enforce recycling regulations by issuing summonses, and that the new Administration has other plans for reducing taxes.

2. Matthew Cheng, 6124 Madison Street, WNY:

Mr. Cheng referred to the recent RFQ request for Public Relations Services and commented that in the past the Town spent \$50,000 per year, which services are unnecessary. Mayor Roque replied “\$70,000”. Mr. Cheng reiterated that these services are unnecessary and urged the governing body not to fill this position. Mr. Cheng requested that recycling regulations be posted on Town’s website as he contacted the D.P.W. Dept. and no one could assist him. Comm. Wiley commented that the prior Administration did not do recycling and that a lot of money has been lost by virtue of same. He further advised that he is working on this matter, but requested that Mr. Cheng be patient. Comm. Wiley advised that warnings will be issue first prior to summonses being issued.

3. Rogelia Zarruk, 6500 Bergenline Avenue, WNY:

Ms. Zarruk advised that she is the owner of a children’s school located at 6500 Bergenline Avenue and that she would like speed bumps installed and a loading zone, which had been removed when street was repaved.

June 15, 2011
Regular Meeting

Public Portion (Cont.):

4. Clara Brito-Herrera, 6312 Jackson Street, WNY:

Ms. Brito-Herrera thanked the governing body for appointing her as a member to the Planning Board, and stated "It's nice to be back. It is a pleasure and an honor." She also thanked them for extending the membership of the Board of Education and stated "You are a firm believer in education and will appoint people who are responsible and understand the needs of the children. The Town is dying and we need to bring it back." Mayor Roque replied "I am not appointing friends but educated people who will do the right thing for our children. I am impressed with the DARE Program at your school."

5. Juan Dominguez, 5311 Palisade Avenue, WNY:

Mr. Dominguez congratulated the governing body for "first steps being taken" and commented that they are "taking the right path to guide this town". Mr. Dominguez advised that speed bumps need to be installed on 50th Street between Palisade Avenue and Bergenline Avenue as cars are speeding to get through the traffic light on Bergenline. Mayor Roque advised that he should obtain a list of persons being affected and supply him with same as installation of speed bumps must be justifiable due to cost. Comm. Wiley advised that "cutouts" are inexpensive and slow down the cars. Capt. Gribben, who was in the audience, advised that radar also deters speeders.

6. Osvaldo Gonzalez, 6600 Boulevard East, WNY:

Mr. Gonzalez congratulated the new governing body members and advised that the dog park must be addressed. Mayor Roque commented that the residents have been dealing with promises from the prior Administration for nine (9) months, and that money had been allocated but the amount of the project is excessive. Comm. Wiley advised that \$300,000 was bonded but that the first contractor was not qualified. Town Attorney Morejon reiterated that the matter was in litigation. Asst. Town Attorney DeMarco joined conversation to advise that the matter is currently scheduled for June 29th at which time it will hopefully be resolved. He further advised that the Judge ruled on which is the appropriate bidder, but there are loose ends which need to be addressed. Mayor and Comm. Wiley both commented about the need for a doggie park and that there should be some type of covering for the dog owners when weather is inclement.

Note: At 8:25 p.m., Mayor Roque advised that the Public Portion of the meeting was ended, and that the governing body would take a five (5) minute recess and that upon resumption of meeting, the governing body intended to go into Executive Session.

It was regularly moved by Commissioner Rodriguez, seconded by Commissioner Vargas, **to take a recess at 8:25 p.m.**, was carried by the following vote:

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

It was regularly moved by Commissioner Rodriguez, seconded by Commissioner Frias, **to reconvene meeting at 8:46 p.m.**, was carried by the following vote:

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

June 15, 2011
Regular Meeting

RESOLUTION
RE: AUTHORIZING CLOSURE OF EXECUTIVE SESSION
PURSUANT TO N.J.S.A. 10:4-12(b)

BE IT RESOLVED by the Board of Commissioners of the Town of West New York, County of Hudson, State of New Jersey, that the Board of Commissioners hereby declares this executive session closed to the public for discussion of N.J.S.A. 10:4-12(b)(7) the discussion of pending or threatened litigation or contract negotiations regarding Baines vs. Town of West New York; and

BE IT FURTHER RESOLVED that the minutes of this closed session shall be available to the public as per N.J.S.A. 10:4-13(a) at such time as the matter necessitating the discussion of pending or threatened litigation or contract negotiation have been resolved, to the extent disclosure is not prohibited by other 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, Wiley, Vargas and Mayor Roque
NAYS - None
ABSENT - None

Note: At this point, governing body went into Executive Session.

Motion was made by Commissioner Rodriguez, seconded by Comm. Frias, to **reconvene** regular meeting at 9:35 p.m., was carried by the following vote:

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

It was regularly moved by Commissioner Rodriguez, seconded by Commissioner Frias, to **adjourn** the meeting at 9:35 p.m., was carried by the following vote:

YEAS - Commissioners Frias, Rodriguez, Wiley, Vargas 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