

**September 15, 2010**  
***Regular Meeting***

Minutes of a regular stated meeting of the Board of Commissioners of the Town of West New York, in the County of Hudson, State of New Jersey, held in the Court Chambers, Municipal Building on Wednesday, September 15, 2010 at 7:00 p.m. (6:00 p.m. Work Session).

Present: Commissioners Lange, Lopez, Riccardi, Rodriguez and Mayor Vega  
Absent: None  
Also Present: Town Attorney Daniel Horgan, Town Administrator Joseph McConnell, and Town Clerk Carmela Riccie

Meeting commenced at 7:00 p.m.

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

As presiding officer of this regularly scheduled meeting of the Board of Commissioners of the Town of West New York, held on **September 15, 2010 at 7:00 p.m.**, I do hereby publicly announce, and I direct that this announcement shall be placed in the minutes of this meeting, and that the Notice requirements provided for in the "Open Public Meetings Act" have been satisfied. Notice of this meeting was properly given by the Board of Commissioners in the Resolution dated and adopted on November 23, 2009. Said Resolution was transmitted by the Town Clerk to the Jersey Journal and the Bergen Record and publicly posted on the Municipal Bulletin Board, Town Hall, and filed with the Town Clerk.

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

**Note:** At the request of Mayor Vega, Town Clerk Carmela Riccie read aloud the titles of all items on the agenda.

**Minutes of Previous Meeting:**

It was regularly moved by Commissioner Riccardi, seconded by Commissioner Lopez, that the Minutes of Regular Meeting: 8/18/10 (Regular Session) be approved as recorded, was carried by the following vote:

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

**Claims: Dated 9/15/10 (Claims are available for public inspection in the Town Clerk's Office):**

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

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

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**Receipt of Financial Reports:**

**FINANCIAL REPORTS - MONTH OF AUGUST 2010**

1. From Construction Code Official Office, reporting the sum of \$41,180.00 collected for the month of August, 2010.
2. From Deputy Director Albert L. Bringa (Police Dept.) reporting the sum of \$1,800.00 collected for the month of August, 2010.
3. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$2,100.00 Special Licenses collected for the month of August, 2010.
4. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$495.00 for Marriage/death certificates collected for the month of August, 2010.
5. From Maria Alvarez, Registrar of Vital Statistics reporting the sum of \$72.20 for Dogs Licenses Issued for the month of August, 2010.
6. From Frederick J. Tomkins, Acting CFO (Revenue and Finance Department) reporting the sum of \$2,095,582.54 collected for the month August, 2010.
7. From Carmela Riccie, RMC, Town Clerk, reporting the sum of \$133.45 collected for the month of August, 2010.

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

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

**Bid Results**  
**Re: Supplementary Plumbing Services and Repair Contract**  
**(2<sup>nd</sup> occasion)**

**BID PROPOSAL FORMATION**

Proposal Receipt Date:       September 10, 2010               Budgeted Amount: \$  
Proposal Time:                10:00 a.m.                        Estimated Amount: \$  
Location for proposal:        Town Clerk's Office  
Proposal for:                  Supplementary Plumbing Services and Repair Contract  
                                      (2<sup>nd</sup> occasion)  
Department of:  
Personnel at Opening:        Town Clerk Carmela Riccie  
Remarks:                      Time to receive bids was closed at 10:10 a.m.

NO BIDS RECEIVED.

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**Proclamation**  
**Re: Honoring Memorial High School Class of 1960**

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, Memorial High School educates the public school children of the Town of West New York, offering opportunities for future academic and personal success; and

WHEREAS, Memorial High School's Class of 1960 will be celebrating its 50<sup>th</sup> class reunion on October 8, 2010 at the Double Tree Hotel in Fort Lee;

NOW, THEREFORE, I, Mayor Silverio A. Vega and the Board of Commissioners of the Town of West New York hereby congratulate the Memorial High School Class of 1960 and hereby express our best wishes and continued success.

**Note:** Mayor Vega jokingly stated, "Comm. Lange, that's not my Class. I didn't graduate in 1960."

**Proclamation**  
**Re: National Breast Cancer Awareness 2010**

WHEREAS, the Town of West New York values the health of its citizens and particularly supports the awareness of Breast Cancer, which affects the lives of its citizens and women all over the world; and

WHEREAS, in recognition of National Breast Cancer Awareness Month, the Town of West New York supports the "Tie a Ribbon for the Cure" Campaign, which is sponsored by the Hudson Perinatal Consortium in collaboration with the Susan G. Komen for the Cure, North Jersey Affiliate and the Hudson County Cancer Coalition; and

WHEREAS, the Town of West New York in conjunction with the aforementioned organizations, will promote awareness and education by displaying Pink Ribbons, which have become an internationally recognized symbol of courage, support and hope for a cure, at Town Hall and on surrounding trees for the month of October and by displaying educational materials concerning breast cancer;

NOW, THEREFORE, I, Mayor Silverio A. Vega, and the Board of Commissioners of the Town of West New York, do hereby proclaim the observance of the month of October as National Breast Cancer Awareness Month in the Town of West New York and fully support the "Tie a Ribbon for the Cure" Campaign.

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**Consent Agenda**

It was regularly moved by Commissioner Riccardi, seconded by Commissioner Lange that the following Consent Agenda Item Nos. R-1, R-2, R-3, R-4, R-5, R-6, R-7, R-8, R-9, R-10, R-11, R-12, R-13, and R-14 be adopted, was carried by the following vote:

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

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

**Resolution**

**Re: Establishing restricted parking in front of one**  
**(1) residence for use by handicapped resident as follows:**  
**410 – 66th Street, WNY (Mario Olivares)**

WHEREAS, the Town of West New York wishes to establish a restrictive parking space in front of one (1) residence of a handicapped person who has been issued vehicle identification card by the Division of Motor Vehicles; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York pursuant to N.J.S.A. 39:4-205 and N.J.S.A. 39:4-107.5 as follows:

	<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
1.	Mario Olivares 410 – 66 <sup>th</sup> Street West New York, NJ 07093	North	Begin at a point along North side of 66 <sup>th</sup> Street, 122 feet west from the northwest corner of 66 <sup>th</sup> Street and Palisade Avenue, then 22 ft. therefrom

No other person shall be permitted to park in this space; any person violating this Resolution shall be subject to the following penalties for violation of parking in a restrictive handicapped-parking zone.

1. First Offense- \$253.00
2. For each subsequent offense \$253.00 and up to 90 days of community service on such terms and in form as the court shall deem appropriate for any combination thereof (Ch 200L, 1989 effective November 29, 1989) and
3. In addition the violator shall bear full cost of towing, removal and storage of violator's vehicle (Ch 200L, 1989 effective November 29, 1989).

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

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**Consent Agenda (Cont.):**

**Resolution**

**Re: Establishing restricted parking in front of one**  
**(1) residence for use by handicapped resident as follows:**  
**107 – 66th Street, WNY (Biagio Cannata)**

WHEREAS, the Town of West New York wishes to establish a restrictive parking space in front of one (1) residence of a handicapped person who has been issued vehicle identification card by the Division of Motor Vehicles; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York pursuant to N.J.S.A. 39:4-205 and N.J.S.A. 39:4-107.5 as follows:

	<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
1.	Biagio Cannata 107 – 66 <sup>th</sup> Street West New York, NJ 07093	South	Begin at a point along South side of 66 <sup>th</sup> Street, 35 feet west from the southwest corner of 66 <sup>th</sup> Street and Park Avenue, then 22 ft. 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: Confirming Sale of Abandoned Vehicles held on Sept. 8, 2010**

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

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

WHEREAS, a Public Auction was held on September 8, 2010 in order to sell said automobiles in accordance with N.J.S.A. 40A:11-36; and

WHEREAS, the following high bids on vehicles were received:

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**Consent Agenda (Cont.):**

**Resolution (Cont.):**

Veh. #	Make & Model	Vin #	Purchased by	Amount
1	91 GMC Pick up Grn	1GTCS14E8M 25246 07	West Side Auto 1900 Tonnelle Ave. NB	\$372.00
2	96 GMC S15 Wagon Grn	1GKDT 13W9T 25489 01	West Side Auto 1900 Tonnelle Ave. NB	\$372.00
3	94 Buick Centra 4dr Jade	3G4AG 55M1RS6238 78	West Side Auto 1900 Tonnelle Ave. NB	\$372.00
4	92 Olds 4dr Grn	1G3HN 53L6N H3638 69	West Side Auto 1900 Tonnelle Ave. NB	\$372.00
5	00 Mistubishi Gal 4dr	4A3AA 46G1Y E1234 13	West Side Auto 1900 Tonnelle Ave. NB	\$372.00
6	93 Mercury Villager Grn	4M2DV11W0P DJ170 53	West Side Auto 1900 Tonnelle Ave. NB	\$372.00
7	84 Buick Skylark 4dr Blue	1G4AS 69P8E K5257 05	West Side Auto 1900 Tonnelle Ave. NB	\$372.00
8	97 Lexus ES3 4dr Sage	JT8BF 22G9V 00337 92	West Side Auto 1900 Tonnelle Ave. NB	\$372.00

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

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

Veh. #	Make & Model	Vin #	Purchased by	Amount
1	91 GMC Pick up Grn	1GTCS14E8M 25246 07	West Side Auto 1900 Tonnelle Ave. NB	\$372.00
2	96 GMC S15 Wagon Grn	1GKDT 13W9T 25489 01	West Side Auto 1900 Tonnelle Ave. NB	\$372.00
3	94 Buick Centra 4dr Jade	3G4AG 55M1RS6238 78	West Side Auto 1900 Tonnelle Ave. NB	\$372.00
4	92 Olds 4dr Grn	1G3HN 53L6N H3638 69	West Side Auto 1900 Tonnelle Ave. NB	\$372.00
5	00 Mistubishi Gal 4dr	4A3AA 46G1Y E1234 13	West Side Auto 1900 Tonnelle Ave. NB	\$372.00
6	93 Mercury Villager Grn	4M2DV11W0P DJ170 53	West Side Auto 1900 Tonnelle Ave. NB	\$372.00
7	84 Buick Skylark 4dr Blue	1G4AS 69P8E K5257 05	West Side Auto 1900 Tonnelle Ave. NB	\$372.00
8	97 Lexus ES3 4dr Sage	JT8BF 22G9V 00337 92	West Side Auto 1900 Tonnelle Ave. NB	\$372.00

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

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

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**Consent Agenda (Cont.):**

**Resolution (Cont.):**

5. The vehicles being abandoned vehicles, proceeds shall be disposed of in a manner consistent with applicable law for such a circumstance.

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

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

**RESOLUTION**  
**Re: BUDGET TRANSFERS**

BE IT RESOLVED THAT the proper officers and they are hereby authorized and instructed to make the following State Fiscal Year 2010 transfers from appropriations which have excess funds with the provisions of N.J.S.A. 40A:4-58:

	<u>From</u>	<u>To</u>
<u>Department of Public Affairs</u>		
Law Department – O & E	24,000.00	
Public Affairs – O & E		53,000.00
<u>Department of Revenue &amp; Finance</u>		
Treasurer's Office – O & E	29,000.00	_____
Total	<u>53,000.00</u>	<u>53,000.00</u>

**Resolution**  
**Re: Authorizing the Town Clerk to re-advertise**  
**to receive bids for "Supplementary Plumbing Services (3<sup>rd</sup> occasion)"**  
**on Thursday, October 14, 2010 at 10:00 a.m. in Town Clerk's Office**

Whereas, resolutions were adopted on July 21, 2010 and August 18, 2010 authorizing the Town Clerk to advertise to receive bids for the above named project on August 12, 2010 and September 10, 2010; and

Whereas, no bids were presented or received on said dates; and

Whereas, it is necessary to authorize the Town Clerk to re-advertise to receive bids for said project;

NOW, THEREFORE, BE IT RESOLVED that the Town Clerk be and she is hereby authorized and directed to re-advertise for the receiving of bids on Thursday, October 14, 2010 at 10:00 a.m. in the Town Clerk's Office for: "Supplementary Plumbing Services (3<sup>rd</sup> occasion)" for the Town of West New York in accordance with specifications on file in the Town Clerk's Office.

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**Consent Agenda (Cont.):**

**RESOLUTION**

**Re: Approval of Event/Parade Permit for “2010 Latin GRAMMY® Street Parties in the Town of West New York Event” by EVENTUS**

Whereas, Eventus Marketing Inc. of 5000 S 75<sup>th</sup> Avenue, Suite 400, Miami, FL 33155 (“EVENTUS”) has approached the Town in regards to the hosting of an event in relation to the 2010 Latin GRAMMY® event; and

Whereas, on September 3, 2010, did submit an event permit application for a community outreach event and cultural celebration for the use of Kennedy Boulevard East, between 54<sup>th</sup> Street and 60<sup>th</sup> Street from on September 26, 2009 through (“the Event”); and

Whereas, the Town is in contact with EVENTUS regarding the orderly preparations of the Event which will require that street closure from 11:59p.m. September 25, 2010 through 11:59p.m. September 26, 2010; and

Whereas, the Director of the Department of Public Works has recommended that the Board of Commissioners approve the permit application for the Event as not being detrimental to the public safety, health or welfare of the Community;

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

1. The above recitals are incorporated herein as if fully set forth at length herein.
2. The event permit application by EVENTUS for the Event is hereby approved.
3. EVENTUS shall fully cooperate with all appropriate Town officials to ensure that the Event is held in conformity with the requirements of public order.
4. The permit herein granted may be revoked by the Mayor and/or the Director of the Department of Public Works if in his or their opinion holding of the Event would be detrimental to the health, safety or welfare, of the citizens of the Town of West New York, or all conditions agreed upon as between the Town administration and EVENTUS are not met.
5. A Special Event is declared for the area of the Event, throughout the duration of the Event.
6. EVENTUS shall have no claim as against the Town or any Town official, employee or agent, in relation to the grant of this permit or the cancellation thereof, as provided herein.
7. A copy of this resolution shall be kept in the office of the Municipal Clerk for Public Inspection.

**RESOLUTION**

**Re: Authorization of Maser Consulting, PA to provide Engineering Services for Veterans Park Design and Bidding (\$145,000)**

WHEREAS, Maser Consulting, P.A. submitted a proposal to serve as Town Engineer, in response to a May 2010 Request for Qualifications for professional engineering services as may be required by the Town and was qualified to provide such services by the Board of Commissioners, pursuant to resolution dated June 16, 2010, in response to an advertisement for such responses to the Request for Qualifications

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

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**Consent Agenda (Cont.):**

**Resolution (Cont.):**

WHEREAS, the Board of Commissioners, by way of resolution of June 16, 2010, did approve the award of a Contract to Maser Consulting, P.A. to serve as Town Engineer for the period July 1, 2010 through June 20, 2010; and

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

**Engineering Services for Veterans Park Design and Bidding**

WHEREAS, Maser Consulting, P.A., as Town Engineer, has proposed to provide professional services for Design, Bidding, Construction Administration, Materials Testing and Grants Administration required, in the lump sum not to exceed amounts, in accordance with their proposal memo dated September 3, 2010 in the following lump sum amounts:

**Design & Bidding - \$145,000 (Lump Sum)**

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

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

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

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

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

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

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

1. The Mayor and/or the Director of the Department of Public Works or his or their designee be and they are hereby authorized to execute any document that may be necessary to enter into an agreement(s) with Maser Consulting, P.A. as Town Engineer to perform Engineering Support as detailed herein, to be rendered in accordance with the terms and conditions of the June 16, 2010, appointing resolution and the contract with Maser Consulting ("Contract") thereby resulting, to the extent he/they may deem the provision of such services by Maser Consulting, P.A., necessary, in a form satisfactory to the Town as evidenced by the Mayor and/or the Director of the Department of Public Works or his or their designee's signature thereon at the following amounts:

**Engineering Services for Veterans Park  
Design & Bidding - \$145,000**

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

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

4. The Chief Financial Officer's Certification that funds are available shall be on file at the Authority and made a part hereof.

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**Consent Agenda (Cont.):**

**RESOLUTION**  
**Re: Award of Web Design Consultant Services to:**  
**Alpha Dog Solutions**

WHEREAS, the Board of Commissioners of the Town of West New York, by prior resolution, authorized the use of competitive contracting in lieu of public bidding pursuant to N.J.S.A. 40A:11-4.1 for the procurement of Web Consulting Services; and

WHEREAS, the following competitive bids were received on June 23, 2010 for Web Consulting Services:

<u>Vendor</u>	<u>Base Bid</u>
Alpha Dog Solutions 335 Union Avenue Belleville, NJ 07109	\$20,340.00
Lastexit Associates, LLC 685 Bloomfield Avenue, Suite 204 Verona, NJ 07024	\$12,850.00

and

WHEREAS, the Competitive Bids received were evaluated by a project evaluation committee to be established and headed by the Municipal Administrator in accordance with N.J.S.A. 40A:11-4.1 et seq.; and

WHEREAS, the Review Team's recommends that the award be provided to Alpha Dog solutions for the reasons set out in their report; and

WHEREAS, the Review Team's Evaluation Report was posted on the Town's website prior to the adoption of this resolution and award; and

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

WHEREAS, the receipt of competitive proposals pursuant to N.J.S.A. 40A:11-4.1 et seq. is a fair and open process under the local unit pay to play law, N.J.S.A. 19:44A-20.4 et seq. and

WHEREAS, is below the Town's bid threshold; and

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

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

1. The above recitals are incorporated as if set forth at length herein.
2. The competitive bid of Alpha Dog Solutions for - "Web Consulting Services" in base sum of \$20,340 be and the same is hereby accepted.
3. All appropriate officials are hereby authorized and directed on behalf of the Town of West New York to make available to the public, to publish, to enter into a contract for same and to perform same and to receive performance, in accordance with the law and specifications providing for same.
4. The Chief Financial Officer's Certification that funds are available shall be on file at the Town and made a part hereof.

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**Consent Agenda (Cont.):**

**Resolution (Cont.):**

5. A notice of this award shall be published as may be required by law.
6. The Town Clerk shall forward a copy of this Resolution to the bidders on this project.

**RESOLUTION**

**RE: REFUNDS OF TAX LIEN REDEMPTIONS**

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

WHEREAS, the Collector of Taxes for the said Tax Sale Certificates has received the full amount for redemption pursuant to N.J.S.A. 54:5-60.

WHEREAS, the certificate has now been redeemed and the investor is entitled to a refund of said redemption amounts pursuant to N.J.S.A. 54:5-58.

NOW, THEREFORE, BE IT RESOLVED that said redemption amounts be paid to the investors in the following amounts, and the Collector of Taxes is hereby authorized to issue said refunds.

Name	Block/lot	Cert#	Amount
Pam Investors	38/19	10-074	\$730.14
Pam Investors	21/7	08-021	\$3,912.30
Pam Investors	21/7	09-031	\$1,103.62
Pam Investors	68/3.02	07-060	\$37,614.06
Pam Investors	5/20 C2001	10-007	\$1,383.47
Pam Investors	25/28	10-048	\$2,408.03
Virgo Management, LLC	168.01/7.06 C0531	10-278	\$2,938.11
Virgo Management, LLC	49/20 C002C	10-276	\$2,882.70
STRIB CI, LLC	168.01/7.06 C0435	10-276	\$723.99
STRIB CI, LLC	153/37	10-244	\$2,730.77
R. ROTHMAN	168.01/1.03 C0354	10-252	\$46,467.20
TOWER LIEN, LLC	79/20	10-143	\$18,216.82
HANS OR MAGGIE KASPERSETZ J/T WROS	97/1	97-129	\$11,452.60
PLYM PK. TAX SRVS.	31/7	09-049	\$18,985.09

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**Consent Agenda (Cont.):**

**Resolution (Cont.):**

EDISON TAX SERVICES, LLC	31/5	09-047	\$38,270.16
TOWER LIEN, LLC	127/11	10-212	\$17,247.89
		GRAND TOTAL:	\$207,065.95

**RESOLUTION**  
**RE: REFUNDS OF TAX LIEN PREMIUMS**

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

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

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

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

NAME	BLOCK/LOT	CERT.#	AMOUNT
Pam Investors	5/20 C2001	10-007	\$100.00
Virgo Management, LLC	168.01/7.06 C0531	10-278	\$2,100.00
Virgo Management, LLC	49/20 C002C	10-097	\$100.00
STRIB CI, LLC	168.01/7.06 C0435	10-276	\$900.00
STRIB CI, LLC	153/37	10-244	\$4,600.00
TOWER LIEN, LLC	79/20 127/11	10-143 10-212	\$15,000.00 \$11,900.00
EDISON TAX SERVICES, LLC	31/5	09-047	\$12,000.00
PLYM. PK. TAX SRVS.	31/7	09-049	\$19,000.00
		GRAND TOTAL:	\$ 65,700.00

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**Consent Agenda (Cont.):**

**RESOLUTION**  
**RE: HUDSON COUNTY BOARD OF TAXATION TAX APPEALS**

WHEREAS, the following property owners have appealed to the Hudson County Board of Taxation for a reduction in Tax Assessment levied upon their respective properties;

WHEREAS, the Hudson County Board of Taxation by their judgment has reduced the said assessments levied upon the said properties; and;

WHEREAS, said judgment of reduction in the Tax Assessment has caused an overpayment of taxes collected by the Town of West New York, relating to said respective properties.

NOW, THEREFORE BE IT RESOLVED that said overpayments of taxes be and the same are hereby to be paid and refunded to the said property owners in the following amounts:

NAME	BLOCK-LOT	AMOUNT	FY
Venino & Venino Atty for Mari-Mar LLC	48/2	\$1,488.62	2008
	GRAND TOTAL	\$1,488.62	

**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	SFY
Neumann, Richard W.	18/27	\$94.19	2010
Del Roro, Aramis & Amparo	153/41	\$1,774.96	2008
	GRAND TOTAL	\$1,869.15	

**RESOLUTION**  
**RE: STATE 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:

September 15, 2010

Regular Meeting

**Consent Agenda (Cont.):**

**Resolution (Cont.):**

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	SFY
Venino & Venino Atty for Mari Mar LLC	126/48	\$2051.05	2007
Venino & Venino Atty.for Mari Mar LLC	126/48	\$2,108.85	2008
	GRAND TOTAL	\$4,159.90	

**Resolution**

**Re: Re-Appointment of Maria Alvarez as  
Registrar of the Town of West New York**

Whereas, the term of Maria Alvarez as Registrar of the Town of West New York expired on February 28, 2010; and

Whereas, Maria Alvarez has continued to serve as Registrar of the Town of West New York since March 1, 2010, pursuant to N.J.S.A. 26:8-13; and

Whereas, the West New York Health Department did re-appoint Maria Alvarez as Registrar of Vital Statistics for the Town of West New York pursuant to N.J.S.A. 26:8-11, on September 15, 2010, as confirmed in correspondence from the Health Officer of the Town of West New York for the term commencing on March 1, 2010, and terminating on March 1, 2013; and

Whereas, Maria Alvarez has competently served the Town of West New York as Registrar of Vital Statistics and possesses the requisite competence, qualifications and experience to continue serve as Registrar of Vital Statistics for the Town of West New York; and

Whereas, the Board of Commissioners agrees that the re-appointment of Maria Alvarez is necessary for the efficient operation of the Town at this time;

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

1. The Board of Commissioners of the Town of West New York hereby ratifies the re-appointment of Maria Alvarez as Registrar of Vital Statistics by the West New York Department of Health on September 15, 2010, for the term commencing on March 1, 2010, and terminating on February 28, 2013.

2. A certified copy of this resolution, along with a copy of the re-appointment letter dated September 15, 2010, shall be forwarded to the New Jersey State Department of Health and Senior Services pursuant to N.J.S.A. 26:8-12.

3. All necessary municipal official be and are hereby authorized to take all other actions that may be necessary to effectuate the approval of the re-appointment by Maria Alvarez by the New Jersey State Department of Health and Senior Services, pursuant to N.J.S.A. 26:8-12, as provided by law.

4. A copy of this resolution shall be placed on file and made available for public inspection in the Office of the Municipal Clerk.

September 15, 2010  
Regular Meeting

**Bond Ordinance #17/10**

**AN ORDINANCE OF THE TOWN OF WEST NEW YORK, IN THE COUNTY OF HUDSON, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS FOR THE TOWN OF WEST NEW YORK AND APPROPRIATING \$2,700,000, THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$1,900,000 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWN OF WEST NEW YORK TO FINANCE THE SAME**

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

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

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

**Note:** Public hearing on this Ordinance took place on August 18, 2010.

**Ordinance #20/10**

**An Ordinance amending Chapter 80 of the Code of the Town of West New York (Police Department)**

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

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

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

**Notice**  
**Ordinance #20/10**

**An Ordinance amending Chapter 80 of the Code of the Town of West New York (Police Department)**

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 September 15, 2010 and ordered published, and will be further considered before final passage at a public hearing on October 20, 2010 at 7:00 p.m. at the Court Chambers, Municipal Building, West New York, New Jersey. A copy of this ordinance has been posted on the bulletin board upon which public notices are customarily posted on in the Town Hall of the Town of West New York, and a copy (at no charge) is available up to and including the time of such meeting to the members of the public of the Town who shall request such copies, at the Office of the Town Clerk in said Town Hall in West New York, New Jersey.

**Note:** Town Clerk Carmela Riccie read the foregoing Notice aloud.

September 15, 2010  
*Regular Meeting*

**Ordinance #21/10**

**An Ordinance amending Ordinance #8/10 and #19/10 entitled:  
“An Ordinance entitled 2010/2012 Salary Ordinance”**

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

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

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

**Notice  
Ordinance #21/10**

**An Ordinance amending Ordinance #8/10 and #19/10 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 September 15, 2010 and ordered published, and will be further considered before final passage at a public hearing on October 20, 2010 at 7:00 p.m. at the Court Chambers, Municipal Building, West New York, New Jersey. A copy of this ordinance has been posted on the bulletin board upon which public notices are customarily posted on in the Town Hall of the Town of West New York, and a copy (at no charge) is available up to and including the time of such meeting to the members of the public of the Town who shall request such copies, at the Office of the Town Clerk in said Town Hall in West New York, New Jersey.

**Note: Town Clerk Carmela Riccie read the foregoing Notice aloud.**

**Ordinance #22/10**

**An Ordinance establishing fees for the performance of  
Marriage and Civil Union Ceremonies**

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

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

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

**September 15, 2010**  
***Regular Meeting***

**Notice**  
**Ordinance #22/10**

**An Ordinance establishing fees for the performance of  
Marriage and Civil Union Ceremonies**

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 September 15, 2010 and ordered published, and will be further considered before final passage at a public hearing on October 20, 2010 at 7:00 p.m. at the Court Chambers, Municipal Building, West New York, New Jersey. A copy of this ordinance has been posted on the bulletin board upon which public notices are customarily posted on in the Town Hall of the Town of West New York, and a copy (at no charge) is available up to and including the time of such meeting to the members of the public of the Town who shall request such copies, at the Office of the Town Clerk in said Town Hall in West New York, New Jersey.

**Note:**      **Town Clerk Carmela Riccie read the foregoing Notice aloud.**

**Ordinance #23/10**

**An Ordinance amending Chapter 312 of the Code of the Town of West New York  
(Rent Control)**

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

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

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

**Notice**  
**Ordinance #23/10**

**An Ordinance amending Chapter 312 of the Code of the Town of West New York  
(Rent Control)**

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 September 15, 2010 and ordered published, and will be further considered before final passage at a public hearing on October 20, 2010 at 7:00 p.m. at the Court Chambers, Municipal Building, West New York, New Jersey. A copy of this ordinance has been posted on the bulletin board upon which public notices are customarily posted on in the Town Hall of the Town of West New York, and a copy (at no charge) is available up to and including the time of such meeting to the members of the public of the Town who shall request such copies, at the Office of the Town Clerk in said Town Hall in West New York, New Jersey.

**Note:**      **Town Clerk Carmela Riccie read the foregoing Notice aloud.**

September 15, 2010  
Regular Meeting

**Ordinance #24/10**

**An Ordinance adopting a Mandatory Attendance Policy for  
all Boards, Agencies, Authorities and Commissions of the  
Town of West New York pursuant to NJSA 40A:9-12**

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

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

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

**Notice**  
**Ordinance #24/10**

**An Ordinance adopting a Mandatory Attendance Policy for  
all Boards, Agencies, Authorities and Commissions of the  
Town of West New York pursuant to NJSA 40A:9-12**

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 September 15, 2010 and ordered published, and will be further considered before final passage at a public hearing on October 20, 2010 at 7:00 p.m. at the Court Chambers, Municipal Building, West New York, New Jersey. A copy of this ordinance has been posted on the bulletin board upon which public notices are customarily posted on in the Town Hall of the Town of West New York, and a copy (at no charge) is available up to and including the time of such meeting to the members of the public of the Town who shall request such copies, at the Office of the Town Clerk in said Town Hall in West New York, New Jersey.

**Note:** Town Clerk Carmela Riccie read the foregoing Notice aloud.

**Ordinance #25/10**

**An Ordinance concerning the use of Town Automobiles**

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

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

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

**September 15, 2010**  
***Regular Meeting***

**Notice**  
**Ordinance #25/10**

**An Ordinance concerning the use of Town Automobiles**

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 September 15, 2010 and ordered published, and will be further considered before final passage at a public hearing on October 20, 2010 at 7:00 p.m. at the Court Chambers, Municipal Building, West New York, New Jersey. A copy of this ordinance has been posted on the bulletin board upon which public notices are customarily posted on in the Town Hall of the Town of West New York, and a copy (at no charge) is available up to and including the time of such meeting to the members of the public of the Town who shall request such copies, at the Office of the Town Clerk in said Town Hall in West New York, New Jersey.

**Note:**      **Town Clerk Carmela Riccie read the foregoing Notice aloud.**

**Ordinance #26/10**

**An Ordinance concerning compliance with standards for  
ethical conduct by all employees of the Town of West New York**

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

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

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

**Notice**  
**Ordinance #26/10**

**An Ordinance concerning compliance with standards for  
ethical conduct by all employees 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 September 15, 2010 and ordered published, and will be further considered before final passage at a public hearing on October 20, 2010 at 7:00 p.m. at the Court Chambers, Municipal Building, West New York, New Jersey. A copy of this ordinance has been posted on the bulletin board upon which public notices are customarily posted on in the Town Hall of the Town of West New York, and a copy (at no charge) is available up to and including the time of such meeting to the members of the public of the Town who shall request such copies, at the Office of the Town Clerk in said Town Hall in West New York, New Jersey.

**Note:**      **Town Clerk Carmela Riccie read the foregoing Notice aloud.**

September 15, 2010  
*Regular Meeting*

**Note:** Mayor Vega announced that at this point, he intended to deviate from the agenda to honor special guests in the audience. The Mayor stated, “Many of you know, that year after year our Little League team wins many championships. I am proud of the way you play and behave. I wish to recognize the team who won last year sponsored by Comm. Lopez. Thank you, Commissioner, for making sure the team has a sponsor and jackets. This season the Little League team won the District and Sectional Championships and were one of four finalists. Earlier this summer, they met the Governor of N.J., played with great teams and represented West New York and made us proud.” The Mayor introduced Recreation Director Tim Nagurka and Victor Tapia, President of the WNY Little League. Mr. Tapia called each player up to receive his jacket.

Mayor Vega announced, “Now we will resume our agenda. As part of budget adoption process, the Town Administrator will give a presentation.”

Town Administrator McConnell read the following statement:

“It is with great pleasure that on behalf of the administrative team comprised of our auditor Gary Higgins, our acting CFO, Fred Tomkins and his associate John Mosca and myself that I submit for your consideration the Municipal Budget for the period July 1, 2010 to December 31, 2010. This is a “good news” document that is the culmination of two years of hard work and difficult decisions. Almost two years to the day I was appointed to the position of Municipal Administrator and became part of a team formed to provide direction to the governing body to solve what seemed to be an almost impossible financial situation. A plan was put in place that consisted of the most basic of all tools available to the Governing Body – Reduce Spending. It is with deep pride the we can report to the Mayor and Board of Commissioners that all past financial problems have been corrected by paying down all deferred charges that were inappropriately charged to future budget years and the workforce has been reduced to a level that I can say is the most efficient staffing this Town has seen in decades. Tonight you will find today a series of financial worksheets that provides a look at the financial inner workings of the Town. I would like to briefly highlight some facts in these worksheets. Page 2 of presentation 1 in your handout shows under the line “Operations” is a road map of where we have been through during those years. You will see that in 2008 the budget for operations was \$39.5 million. The real number should have been closer to what was appropriated in 2009 of \$46.2 million as there was no increases in staffing for that year and contractual and other expense costs were relatively constant. This is a factual and clear illustration of the deficit that was discovered in 2008. You will see the numbers projected for 2011 is approximately the same amount that was appropriated in 2008 after the cost cutting measures and staffing reductions were implemented. We have come full circle to where the Town was in 2008 but now with REAL numbers. Budget presentation 2 shows the revenue that has been realized through various sources over the course of the last 5 years. Please note that on an annualized basis the Town of West New York has reduced expenditures in this transition year budget by over 2 million dollars, on an annualized basis, and has made up the difference in the shortfall in state aid to our school district and increases for our share in support of the Hudson County government. This is a significant achievement and has meant a ZERO tax increase for West New York homeowners. To better illustrate how staffing reductions have hit the bottom line in the budget under consideration this evening, one must view budget presentation 3. Page 1 is the summary page which clearly indicates a \$2.3 million dollar reduction in line 1 marked salaries and wages between 2009 and 2010. As most other costs such as Regional fire service and health benefits are fixed costs, this is the only line where the Town can have a meaningful effect on lowering taxes. Hiring freezes, union agreement for the deferral of cost of living raises, Public Safety retirement payment initiatives and staffing

**September 15, 2010**  
*Regular Meeting*

**Town Administrator McConnell (cont.):**

reductions were the main ingredients in reducing our salary and wage line items. Presentation 4 is a detailed accounting of the effects of the reduction had on each individual account. You will see by your review nearly every department was surgically reduced using zero based budgeting techniques. Our main challenge at this juncture is to maintain the quality of services to the citizens of West New York that they have become accustomed to with fewer employees which will result in lower costs. The financial team and I stand willing to answer questions regarding the budget during this public hearing. Thank you

*(See Presentation handout attached hereto at end of minutes.)*

Mayor Vega thanked Mr. McConnell for his Presentation, and opened the hearing on the Budget to the Public.

**Public Hearing on Budget:**

No one wished to be heard.

Motion was made by Commissioner Riccardi, seconded by Commissioner Lopez to close the Hearing on the Budget, was carried by the following vote:

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

**Resolution**

**Re: Amendments to SFY 2010 Transition Year Budget**

WHEREAS, the local municipal budget for the transition year 2010 was introduced on the 18<sup>th</sup> day of August 2010, and

WHEREAS, it is desired to amend said approved budget,

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Town of West New York, County of Hudson, that the following amendments to the approved budget of 2010 be made:

ANTICIPATED REVENUES	<u>From</u>	<u>To</u>
1. Surplus Anticipated		\$300,000
5. Subtotal General Revenues (Items 1, 2, 3 and 4)	\$15,169,857	15,469,857
7. Total General Revenues	<u>\$31,879,894</u>	<u>32,179,894</u>
APPROPRIATIONS		
8. General Appropriations (D) Municipal Debt Service – Excluded from “CAPS”		
Payment of Bond Anticipation Notes and Capital Notes		\$100,000
Total Municipal Debt Service – Excluded from “CAPS”	\$2,321,490	2,421.490

**September 15, 2010**  
**Regular Meeting**

**Resolution (Cont.):**

(H-2) Total General Appropriations for Municipal Purposes Excluded from "CAPS"	\$9,109,490	9,209,490
(O) Total General Appropriations Excluded from "CAPS"	9,195,454	9,295,454
(L) Subtotal General Appropriations	30,579,894	30,679,894
(M) Reserve for Uncollected Taxes	1,300,000	1,500,000
9. Total General Appropriations	<u>\$31,879,894</u>	<u>\$32,179,894</u>

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of the Division of Local Government Services for certification of the Transition Year 2010 local municipal budget so amended.

It is hereby certified that this is a true copy of a resolution amending the budget, adopted by the Mayor and Board of Commissioners on the 15<sup>th</sup> day of September, 2010.

Note – Certified copies of this resolution can be obtained at the office of the Town Clerk at 428 60<sup>th</sup> Street, West New York, New Jersey.

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

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

**Resolution**  
**Re: Adoption of SFY 2010 Transition Year Budget including amendments**

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

- (a) 16,672,073.00 (Item 2 below) for municipal purposes and,
- (b) 37,964.00 (Item 3 below) for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation and,
- (c) 0.00 (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S.A. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.

**September 15, 2010**  
**Regular Meeting**

**Resolution (Cont.):**

RECORDED VOTE:

Ayes	Nays	Abstained
Commissioner Lange	None	None
Commissioner Lopez		
Commissioner Riccardi		
Commissioner Rodriguez		
Mayor Vega		
	Absent	
	None	

Summary of Revenues

1.	General Revenues	
	Surplus Anticipated	300,000.00
	Miscellaneous Revenues Anticipated	\$15,169,857.00
	Receipts from Delinquent Taxes	
2.	Amount to be raised by taxation for municipal purposes (Item 6(a), sheet 11)	16,672,073.00
3.	Amount to be raised by taxation for schools in Type I School Districts Only:	
	Item 6, Sheet 42	0.00
	Item 6(b), sheet 11 (N.J.S. 40A:4-14)	\$37,964.00
	Total amount to be raised by taxation for schools in Type I School Districts Only	\$37,964.00
4.	To be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR <u>SCHOOLS IN TYPE II</u> SCHOOL DISTRICTS ONLY:	
	Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	\$0.00
	Total Revenues	\$32,179,894.00

Summary of Appropriations

5.	General Appropriations Within "CAPS"	
	(a&b) Operations including contingent	\$19,766,740.00
	(e) Deferred Charges and Statutory Expenditures – Municipal	\$1,617,700.00
	(g) Cash Deficit	
	Excluded from "CAPS"	
	(a) Operations – Total operations excluded from "CAPS"	\$6,738,000.00
	(c) Capital Improvements	\$50,000.00
	(d) Municipal Debt Service	\$2,421,490.00
	(e) Deferred Charges – Municipal	
	(f) Judgments	
	(n) Transferred to Bd. of Education for use of local schools	
	(g) Cash Deficit	
	(k) For Local District School Purposes	\$85,964.00
	(m) Reserved for Uncollected Taxes	\$1,500,000.00
6.	School Appropriations – Type I School Districts only	
	Total Appropriations	\$32,179,894.00

**September 15, 2010**  
***Regular Meeting***

It was regularly moved by Commissioner Lange, seconded by Commissioner Riccardi, to **adopt the SFY 2010 Transition Year Budget including all amendments**, was carried by the following vote:

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

*(See Adopted Budget attached hereto at end of minutes.)*

**Note:** Mayor Vega complimented the Commissioners, Town Administrator McConnell and Auditor Gary Higgins for their efforts regarding this Budget.

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

**Mayor opened the Public Portion.**

**Public Portion:**

**1. Dr. Felix Roque, 5711 Jefferson Street, WNY:**

Dr. Roque stated that both he and his attorney were having difficulty verifying the documentation used by the governing body to justify Janet Passante's \$306,000.00 retirement package. Dr. Roque inquired "Where did you get the information and what did you verify?" Mayor Vega responded, "The items were reviewed by the Town Attorney and Town Administrator and voted upon by the entire Board of Commissioners." Dr. Roque requested Town Attorney to comment as to what documents he reviewed. Mayor Vega replied "I am the Chairperson of this meeting and conduct this meeting. All information has been given to you. If you want any other information, put it in writing and give it to the Town Clerk and you will get it. I have nothing else to say." Dr. Roque again inquired, "What kind of documentation and information did you review? Did she have a Supervisor?" Mayor Vega responded, "I have no issue with the information presented to this Board of Commissioners." Dr. Roque inquired "Is she still working as a consultant and being paid, yes or no?" Mayor Vega advised that she is volunteering her services.

**2. Dr. Count Wiley, 6010 Monroe Place, WNY:**

Dr. Wiley inquired about the hiring of Class II Special Law Enforcement Officers pursuant to Ordinance #20/10. Mayor Vega explained that there is a statewide mandate for municipal court security regarding metal detectors, etc. and that Police Director made these recommendations to have the proper security. Dr. Wiley inquired as to whether these officers will be used in the streets to which the Mayor responded "It does not extend outside the court." Dr. Wiley inquired about the qualifications of D.P.W. Supervisor William Parkinson. Mayor Vega advised that he is a town resident, qualified and certified by the State. Conversation ensued regarding his duties and whether he has training in asphalt, etc. and as to whether the other employees in D.P.W. Department receive training. Mayor Vega informed Dr. Wiley that the Town trains its employees regarding asphalt. Dr. Wiley inquired as to whether Mr. Parkinson has been "fired" from his position to which the Mayor responded, "No." Dr. Wiley inquired as to whether the Town employs enough persons to clean the streets as he commented that the streets are dirty. The Mayor answered, "Yes." (At this point, several persons were speaking at the same time and meeting was out of order.)

**September 15, 2010**  
***Regular Meeting***

**Public Portion (Cont.):**

**3. Donald Gribben, 6009 Hudson Avenue, WNY:**

Mr. Gribben pointed out the wording in Sections 4, 7 & 8 of Ordinance #20/10 are identical. Mayor Vega advised that prior to the public hearing on October 20, the Town Attorney will review it for any errors and make the necessary corrections, and that the Town Clerk supply him with a copy of same.

At 7:32 p.m. a motion was made by Commissioner Riccardi, seconded by Commissioner Lopez to close the public portion and adjourn the meeting was carried by the following vote:

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

\_\_\_\_\_  
Commissioner Gerald A. Lange, Jr.

\_\_\_\_\_  
Commissioner Michelle Fernandez Lopez

\_\_\_\_\_  
Commissioner Lawrence Riccardi

\_\_\_\_\_  
Commissioner Alberto Rodriguez

\_\_\_\_\_  
Mayor Silverio A. Vega  
Board of Commissioners

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