

**October 6, 2010**  
***Special Meeting***

PLEASE TAKE NOTICE that a Special Meeting will be held by the Board of Commissioners of the Town of West New York, New Jersey, on Wednesday, October 6, 2010 at 12:00 noon (NO WORK SESSION), in the Mayor's Conference Room, Municipal Building, West New York, New Jersey, for the purpose of considering the following business:

1. RESOLUTION – Re: Authorizing Settlement of Personnel Matter in Regards to Daniel Principe
2. INTRODUCTION OF AMENDED ORDINANCE #23/10 An Ordinance amending Chapter 312 of the Code of the Town of West New York (Rent Control)

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

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

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

Commissioner Gerald Lange, Jr.  
Commissioner Michelle Fernandez Lopez  
Commissioner Lawrence Riccardi  
Commissioner Alberto Rodriguez  
Mayor Silverio A. Vega  
Board of Commissioners

Attest: Cosmo A. Cirillo  
Deputy Town Clerk

Present: Commissioners Lange, Lopez, Riccardi, Rodriguez and Mayor Vega  
Absent: None  
Also Present: Town Attorney Daniel Horgan and Deputy Town Clerk Cosmo A. Cirillo

Meeting commenced at 12:00 noon.

At the request of Mayor Vega, Deputy Town Clerk Cosmo A. Cirillo made the following announcement:

As presiding officer of this meeting I do hereby certify that the requirements of the Open Public Meetings Act pertaining to this meeting scheduled to be held this: Wednesday, October 6, 2010 at 12:00 noon (No Work Session) in the Mayor's Conference Room, Municipal Building have been satisfied by the delivery of the 48 hour notice to each of the newspapers circulating in the Town of West New York (The Jersey Journal and the Bergen Record); by posting in the Municipal Building on the Municipal Bulletin Board; and by filing with the Clerk of the Municipality with copies to all persons desiring the same.

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



**October 6, 2010**  
**Special Meeting**

**Consent Agenda**

It was regularly moved by Commissioner Riccardi, seconded by Commissioner Lopez that the following Consent Agenda Item Nos. R-1 and R-2 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, Deputy Town Clerk Cosmo A. Cirillo read the titles and item numbers included on the Consent Agenda. With regard to Resolution R-1 (Settlement of Personnel Matter – Daniel Principe), Mayor Vega explained that Commissioner Riccardi, Dir. Albert Bringa and Town Attorney Horgan have worked out a settlement agreement with Daniel Principe that will allow Mr. Principe to receive a disability pension. With regard to Resolution R-2 (Awarding Resolution for Decorative Banners), Mayor Vega explained that these are banners that will be placed throughout the Town and requested Commissioner Rodriguez to provide a sample of the banners to each of the Commissioners.**

**Resolution**

**Re: Authorizing Settlement of Personnel Matter in Regards to Daniel Principe**

WHEREAS, two proposed agreements finally settling a personnel grievance matter (previously the subject of an agreement approved by prior resolution of July 18, 2007) and all ancillary issues arising therefrom, between the Town of West New York and Daniel Principe (“Proposed Agreements”), have been reviewed by the Board of Commissioners in closed session; and

WHEREAS, the Board of Commissioners having reviewed the Proposed Agreements conclude that such Proposed Agreements are in the best interests of the Town and necessary for the efficient operation of the Town; and

WHEREAS, the Terms of the Proposed Agreements constitute confidential personnel records, not otherwise considered public records subject to disclosure under the Open Public Records Act, N.J.S.A. 47:1A-1 et seq.; and

WHEREAS, the Proposed Agreement call for the Town to pay certain moneys as consideration (including the remainder of the \$14,345.08 payment approved in 2007( and a final additional payment of \$17,500;

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

1. The aforesaid recitals are incorporated herein as though fully set forth at length;
2. The Board of Commissioners hereby approved the above referenced Proposed Agreements.
3. The Mayor and Town Clerk are hereby authorized to execute such documents and agreements as may be necessary to pay the consideration due to Daniel Principe as per the terms of the Proposed Agreement, (a maximum of \$17,500) when due thereunder, without need of further action by the Board of Commissioners, including the remainder of the prior approved payment of \$14,345.08, in substantially the form attached hereto as evidenced by the Mayor’s signature thereon.
4. In accordance with N.J.S.A. 47:1A-1 et seq. the terms of the Agreements, will be kept confidential and not disclosed to any non-party, as such record constitutes a confidential personnel record.
5. A copy of this resolution shall be placed on file and made available for public inspection in the Office of the Municipal Clerk, but the Agreements themselves shall be kept on file only in the personnel file of Mr. Principe.

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**Consent Agenda (Cont.):**

**Awarding Resolution**  
**Re: Decorative Banners For The Town Of West New York**  
**To: Downtown Graphics Network**

WHEREAS, bids were received on October 5, 2010 for Decorative Banners for the Town of West New York; and

WHEREAS, the following equal bids for the contract for Decorative Banners for the Town of West New York were received:

Downtown Graphics Network - \$29,973.75

WHEREAS, whereas the Commissioner of Public Works has reviewed the bids submission, and has recommended that the award of Decorative Banners for the Town of West New York be given to Downtown Graphics Network, as a responsive and responsible bidder; and

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

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

WHEREAS, on the basis of the foregoing it is the opinion of the Board of Commissioners that the award of the contract for Decorative Banners for the Town of West New York be given to Downtown Graphics Network; and

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

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York, New Jersey, that the bid of Downtown Graphics Network 1409 South Fulton Street, Salisbury, NC 28144 on the bid "Decorative Banners for the Town of West New York" in the amount of \$29,973.75 be and the same is hereby accepted.

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

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

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

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

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**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, Deputy Town Clerk Cosmo A. Cirillo read the title of the foregoing Ordinance aloud.

It was regularly moved by Commissioner Riccardi seconded by Commissioner Lange to adopt the re-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**  
**Re-Introduction of 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 October 6, 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:** Deputy Town Clerk Cosmo A. Cirillo read the foregoing Notice aloud.  
This Ordinance was initially introduced on September 15, 2010 and is being re-introduced with amendments.

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**Mayor Vega opened the Public Portion.**

**Public Portion:**

**No one wished to be heard.**

It was regularly moved by Commissioner Riccardi, seconded by Commissioner Lopez, to close the public portion and adjourn the meeting at 12:06 p.m., was carried by the following vote:

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

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

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Commissioner Michelle Fernandez Lopez

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Commissioner Lawrence Riccardi

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Commissioner Alberto Rodriguez

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Mayor Silverio A. Vega  
Board of Commissioners

Attest: \_\_\_\_\_  
Cosmo A. Cirillo  
Deputy Town Clerk