

***Town of West New York
Hudson County, New Jersey***

***Minutes of Regular Meeting
(Regular Session)
November 1, 2023***

***Commissioner Marcos A. Arroyo
Commissioner Victor M. Barrera
Commissioner Marielka A. Diaz
Commissioner Adam W. Parkinson
Mayor Albio Sires
Board of Commissioners***

***ATTEST: ADELINNY PLAZA, RMC
TOWN CLERK***

November 1, 2023
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 via Teleconference, on Wednesday, November 1, 2023 at 6:30 P.M. (No Work Session):

Present: Commissioners Arroyo, Barrera, Diaz, Parkinson, and Mayor Sires
Absent: None
Also Present: Town Administrator Luis Baez, Deputy Town Administrator Jonathan Castaneda, and Angelo Auteri, Esq. (Scarinci Hollenbeck), and Tyara Conil (Town Clerk’s Office)

Meeting commenced at 6:30 P.M.

Corporation Counsel Angelo Auteri, Esq. made the following announcement:

As Corporation Counsel of this **Regular Meeting** of the Board of Commissioners of the Town of West New York, held on **November 1, 2023 at 6:30 P.M (No Work Session)**, 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 **June 28, 2023**. 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. Notice of this meeting by the **October 24th, 2023** Sunshine Notice was transmitted to the aforementioned newspapers, posted on the municipal bulletin board in Town Hall, and on the Town Website.

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

Note: Minutes were taken and transcribed by Corporation Counsel Angelo Auteri, Esq. and Tyara Conil.

Payment of Claims: (Claims are available for public inspection in the Town Clerk’s Office)

It was regularly moved by **Mayor Sires**, seconded by **Commissioner Diaz** that the Payment of Claims of: **November 1, 2023** be approved. The motion was carried by the following vote:

AYES - Commissioners Arroyo, Barrera, Diaz, Parkinson, and Mayor Sires
NAYS - None
ABSENT - None

Note: Commissioner Diaz abstained on Purchase Order #40425, #40683 and #40690.
Commissioner Barrera abstained on Purchase Order #40753, #40754, #40755, #40758 and #40759.

November 1, 2023
Regular Meeting

Consent Agenda:

It was regularly moved by **Commissioner Diaz**, seconded by **Commissioner Barrera** that the following Consent Agenda Items Nos. **R23-320 through R23-345 (excluding #R23-327 Re: Regarding Review of the 2023 Best Practices Inventory, #R23-328 Re: Authorizing the Insertion in Budget of Special Item of Revenue and Appropriation – Chapter 159 2024 Enhancing Local Public Health Infrastructure Grant, #R23-329 Re: Authorizing the Insertion in Budget of Special Item of Revenue and Appropriation – Chapter 159 2022 Justice Assistance Grant, #R23-330 Re: Authorizing the Insertion in Budget of Special Item of Revenue and Appropriation – Chapter 159 Recreation Opportunities for Individuals with Disabilities (ROID) Grant, #R23-331 Re: Authorizing the Insertion in Budget of Special Item of Revenue and Appropriation – Chapter 159 Strengthening Local Public Health Capacity Program 2024 Grant, #R23-332 Re: Authorizing the Insertion in Budget of Special Item of Revenue and Appropriation – Chapter 159 FY 2023 Justice Assistance Grant, #R23-333 Re: Authorizing the Insertion in Budget of Special Item of Revenue and Appropriation – Chapter 159 2023 Drive Sober or Get Pulled Over Statewide Labor Day Crackdown, #R23-334 Re: Authorizing the Insertion in Budget of Special Item of Revenue and Appropriation – Chapter 159 2022 Bullet Proof Vest Federal Grant, #R23-341 Re: Capital Budget Amendment, #R23-342 Re: Approving Transfers between Budget Appropriations)** be adopted. The motion was carried by the following vote:

AYES - Commissioners Arroyo, Barrera, Diaz, Parkinson, and Mayor Sires
NAYS - None
ABSENT - None

Note: Corporation Counsel Angelo Auteri, Esq. announced that the consent agenda would include items #R23-320 through #R23-340, excluding #R23-327, #R23-328, #R23-329, #R23-330, #R23-331, #R23-332, #R23-333, #R23-334, #R23-341 and #R23-342, which require a separate votes.

RESOLUTION #R23-320
RE: AUTHORIZING REFUND OF TAX OVERPAYMENTS

WHEREAS, taxes with respect to the following properties have been inadvertently overpaid to the Town of West New York (“Town”) in the amounts hereafter stated; and

WHEREAS, it is necessary to make appropriate refunds for such overpayments.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Board of Commissioners of the Town of West New York, County of Hudson, and State of New Jersey that the following refunds be issued by the Department of Revenue and Finance with respect to the designated property and the Collector of Taxes be and is hereby authorized to adjust the records accordingly and to include the reimbursement of any applicable interest as a result of these overpayments:

NAME	BLOCK/LOT	AMOUNT	YEAR
ALINA L FONTEBOA & MIRTHA 6114 HIGHLAND PL APT 1H WEST NEW YORK, NJ 07093	35/13/C0018	\$154.35	2022/2023
DMITRIY SHEYKMAN & STHEPHANIE TSO 22 AVE AT PORT IMPERIAL APT# 504 WEST NEW YORK, NJ 07093	168.01/7.05/C0504	\$706.90	2023
CORELOGIC 3001 HACKBERRY ROAD, IRVING, TX 75063-0156	168.01/8.03/C0221	\$1,921.92	2023
GRAND TOTAL:		\$2,783.17	

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Consent Agenda (Cont.):

RESOLUTION #R23-321
RE: AUTHORIZING REFUND OF TAX LIEN REDEMPTIONS AND TAX LIEN PREMIUMS

WHEREAS, the investors named below have previously purchased Tax Sale Certificates from the Town of West New York; and

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

WHEREAS, the Certificates have now been redeemed and the investor is entitled to a refund of said redemption amounts and premium amounts pursuant to N.J.S.A. 54:5-33 and N.J.S.A. 54:5-33; and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Board of Commissioners of the Town of West New York, County of Hudson, State of New Jersey, that the below listed redemption and premium amounts be paid to the investors in the following amounts, and the Department of Revenue and Finance is hereby authorized to issue said refunds:

LIEN HOLDER				TAX	REDEMPTION	PREMIUM
NOVEMBER	BLK	LOT	QUAL	CERTIFICATE		
EVOLVE BANK & TRUST	35	13	C0023	22-0068	\$1,405.12	\$6,900.00
EVOLVE BANK & TRUST	44	7	C0006	22-0096	\$933.46	\$3,500.00
FIG 20, LLC FBO SEC PTY	6	17		22-0018	\$5,682.59	\$9,500.00
GLIA GROUP LLC	155	15.01		21-0337	\$4,353.11	\$2,100.00
PRO CAP 8 FBO FIRSTRUST BANK	81	3	C0035	20-0250	\$2,128.24	\$1,300.00
PRO CAP 8 FBO FIRSTRUST BANK	168.01	7.08	C0516	22-0270	\$15,716.22	
YING WEN	48	11		22-0103	\$5,522.04	\$15,800.00
SUBTOTAL:					\$35,740.78	\$39,100.00
TOTAL:					\$74,840.78	

RESOLUTION #R23-322
RE: AUTHORIZING SETTLEMENT IN WORKERS' COMPENSATION MATTER, ANDRES ARIAS V. WEST NEW YORK

WHEREAS, the Town of West New York (“Town”) is a party involved in pending Division of Workers' Compensation matter entitled, *Andres Arias v. Town of West New York* (CRC-00314-0002423); and

WHEREAS, Counsel for the Town of West New York has presented a proposed settlement in this matter; and

WHEREAS, Plaintiff and/or Plaintiff’s authorized representative has agreed to accept the aforementioned settlement.

NOW THEREFORE, BE IT RESOLVED that the Mayor and the Board of Commissioners of the Town of West New York, County of Hudson, State of New Jersey do hereby authorize the settlement of the workers’ compensation matter, entitled *Andres Arias v. Town of West New York* (CRC-00314-0002423) as recommended by Counsel for the Town of West New York.

Regular Meeting

Consent Agenda (Cont.):

Resolution (Cont.):

BE IT FURTHER RESOLVED that the Mayor and the Board of Commissioners of the Town of West New York authorize the Town's third-party administrator to make the settlement payment as set forth pursuant to the terms of the settlement agreement within the time period prescribed by law.

BE IT FURTHER RESOLVED that Plaintiff has provided or shall provide to Counsel for the Town of West New York a satisfactory release, closing documents and/or other appropriate documentation.

RESOLUTION #R23-323

RE: AUTHORIZING THE EXECUTION OF FY 2023 COMMUNITY PROJECT FUNDING GRANT AGREEMENT NO. B-23-CP-NJ-1027 BETWEEN THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND THE TOWN OF WEST NEW YORK FOR THE PIER 93 PARK PROJECT

WHEREAS, the U.S. Department of Housing and Urban Development (“HUD”) has made grant funding available pursuant to the authority of the Consolidated Appropriations Act, 2023 (Public Law 117-103) for “Economic Development Initiative” and “Community Project Funding” grant awards for FY 2023; and

WHEREAS, HUD has awarded a FY 2023 Community Project Funding Grant (Grant Number B-23-CP-NJ-1027) to the Town of West New York (the “Town”) in the amount of \$2,750,000.00 for the Pier 93 Park Project pursuant to the Consolidated Appropriations Act, 2023 (Public Law 117-103 and the Explanatory Statement for Division L of that Act, which was printed in the Senate section of the Congressional Record on December 20, 2022; and

WHEREAS, the Mayor and the Board of Commissioners of the Town of West New York seek to authorize the execution of the FY 2023 Community Project Funding Grant Agreement No. B-23-CP-NJ-1027 between the Department of Housing and Urban Development and the Town of West New York for grant funds in the amount of \$2,750,000.00 to be awarded to the Town to be utilized for the Pier 93 Park Project, for the Period of Performance expiring on the Budget Period end date on August 31, 2031.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and the Board of Commissioners of the Town of West New York do hereby authorize the execution of the FY 2023 Community Project Funding Grant Agreement No. B-23-CP-NJ-1027 between the Department of Housing and Urban Development and the Town of West New York for grant funds in the amount of \$2,750,000.00 to be awarded to the Town to be utilized for the Pier 93 Park Project.

BE IT FURTHER RESOLVED that the Town of West New York agrees to accept the grant funding in the amount of \$2,750,000.00 and agrees to comply with all terms and conditions as set forth in the Grant Agreement with the Department of Housing and Urban Development.

BE IT FURTHER RESOLVED that the Mayor, the Municipal Administrator, the Town Clerk, and the Chief Municipal Finance Officer are hereby authorized to execute and attest to any and all documents required to authorize the Town to accept the grant funds awarded pursuant to this program and to further effectuate the purposes set forth in this Resolution.

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Consent Agenda (Cont.):

RESOLUTION #R23-324

**RE: AUTHORIZING THE WEST NEW YORK PARKING UTILITY TO SUSPEND ALL
METERED PARKING REGULATIONS FOR THE TOWN OF WEST NEW YORK
FROM DECEMBER 1, 2023 THROUGH JANUARY 3, 2024**

WHEREAS, the Town of West New York (“Town”) seeks to encourage consumers and residents to shop and eat in all the businesses and food establishments located throughout the Town during the holiday season; and

WHEREAS, in an effort to promote the businesses and eateries in the Town, the West New York Parking Services Utility seeks to suspend metered parking regulations for the 2023 holiday season.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York, County of Hudson, State of New Jersey, authorizes the West New York Parking Services Utility to suspend all metered parking regulations from December 1, 2023 through January 3, 2024.

BE IT FURTHER RESOLVED that the suspension of parking regulations does not apply to non-metered deck parking lots and garages.

BE IT FURTHER RESOLVED that the Mayor, Town Administrator and/or Town Clerk are authorized to take such other and further steps necessary to effectuate the purposes of this Resolution.

RESOLUTION #R23-325

**RE: APPROVING CHANGE ORDER NO. 4 AND PAY CERTIFICATE NO. 7
SUBMITTED BY 4-CLEAN-UP, INC. FOR THE BROADWAY & 62ND STREET &
VARIOUS STREETS – 2020 IMPROVEMENTS PROJECT**

WHEREAS, the Town of West New York (“the Town”) entered into a contract with 4 Clean Up Inc. (“Contractor”) for Broadway & 62nd Street & Various Streets – 2020 Improvements (“the Contract”) for an original total contract amount not to exceed \$1,027,737.50; and

WHEREAS, by prior Change Order No. 1, the Town authorized an increase in the amount of \$154,654.33 to the total contract amount for the Broadway & 62nd Street & Various Streets – 2020 Improvements project; and

WHEREAS, by prior Change Order No. 2, the Town authorized an increase in the amount of \$23,612.12 to the total contract amount for the Broadway & 62nd Street & Various Streets – 2020 Improvements project; and

WHEREAS, by prior Change Order No. 3, the Town authorized an increase in the amount of \$24,560.30 to the total contract amount for the Broadway & 62nd Street & Various Streets – 2020 Improvements project; and

WHEREAS, 4 Clean Up, Inc. now submits Change Order No. 4 for a decrease in the amount of \$15,279.25 to the total contract amount for the Broadway & 62nd Street & Various Streets – 2020 Improvements project, for an amended total contract amount not to exceed \$1,215,285.00 (after Change Order No. 4); and

WHEREAS, 4 Clean Up now submits Pay Certificate Number 7 in the amount of \$16,465.70; and

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

WHEREAS, Remington & Vernick Engineers (“RVE”), the firm overseeing this project on behalf of the Town, has submitted Change Order No. 4 and Pay Certificate No. 7 for approval and has recommended approval of same.

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

1. The above recitals are incorporated herein.
2. Change Order Number 4 for a decrease in the amount of \$15,279.25 for the Broadway & 62nd Street & Various Streets – 2020 Improvements project, for an amended total contract amount not to exceed \$1,215,285.00 (after Change Order No. 4) is approved.
3. Pay Certificate Number 7 to 4 Clean Up, Inc. for the Broadway & 62nd Street & Various Streets – 2020 Improvements Project in the amount of \$16,465.70 is hereby approved.
4. Chief Financial Officer certifies that sufficient funds are available for this contract in account number 04-215-55-925-006.

RESOLUTION #R23-326
RE: AUTHORIZING THE INSTITUTION OF TAX FORECLOSURE

WHEREAS, the Tax Collector has prepared a tax foreclosure list and has certified the same to the governing body; and

WHEREAS, it is the desire of the governing body to institute tax foreclosure proceedings against the property which are set forth on Schedule “A” attached hereto; and

WHEREAS, it is not only in the best interest of the municipality to institute said proceedings, but also is a duty of the governing body; and

WHEREAS, the institution of said proceeding will result in revenue to the Municipality either by a redemption of the subject property or their foreclosure and resale by the municipality.

NOW, THEREFORE, BE IT RESOLVED by the governing body, as follows:

1. That the governing body does hereby authorize the institution of a tax foreclosure proceedings in regard to the property set forth on Schedule “A” attached hereto.
2. That a certified copy of this resolution be forwarded to the Tax Collector and Municipal Attorney.

ADDRESS

BLOCK/LOT

6301 MADISON STREET
REAR

152/25

FORECLOSURE LIST									
SCHEDULE #	BLOCK / LOT	ADDRESS	CERTIFICATE #	DATE OF SALE	BOOK/PAGE	CERTIFICATE AMOUNT	SUBSEQUENTS	TOTAL TO REDEEM	NAME OF OWNER
1	152 / 25	6301 R MADISON ST	11-0347	31-Dec-11	18934 / 1004	\$10,425.58	\$205,990.79	\$216,416.37	SHANDARK GOLDSTAR INT'L

November 1, 2023

Regular Meeting

Consent Agenda (Cont.):

RESOLUTION #R23-335

**RE: AUTHORIZING INCREASE TO CONTRACT WITH BRUNO ASSOCIATES, INC.
FOR GRANT CONSULTANT AND PROJECT MANAGEMENT SERVICES FOR THE
ENHANCING LOCAL PUBLIC HEALTH INFRASTRUCTURE GRANT AND THE 2024
STRENGTHENING LOCAL PUBLIC HEALTH CAPACITY GRANT PROGRAM**

WHEREAS, by prior Resolution, the Town of West New York (“Town”) authorized a contract with Bruno Associates, Inc., located at 1373 Broad Street, Suite 203B, Clifton, New Jersey 07013, for the provision of State and County Grant Consultant services for the period commencing on January 1, 2023 and ending on December 31, 2023, for a total annual contract amount not to exceed \$50,000.00; and

WHEREAS, the Town seeks to authorize an increase in the amount of \$1,000.00 per month, to the contract for grant consultant and project management services with Bruno Associates, Inc. for the Enhancing Local Public Health Infrastructure Grant, for a total increase in the amount of \$6,000.00, for an amended total contract amount not to exceed \$56,000.00 through the end of the contract period expiring December 31, 2023; and

WHEREAS, the Town additionally seeks to authorize an increase in the amount of \$1,209.00 per month, to the contract for grant consultant and project management services with Bruno Associates, Inc. for the 2024 Strengthening Local Public Health Capacity Grant Program, for a total increase in the amount of \$7,254.00, for an amended total contract amount not to exceed \$63,254.00 through the end of the contract period expiring on December 31, 2023.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and the Board of Commissioners of the Town of West New York hereby authorize an increase in the amount \$13,254.00 to the contract with Bruno Associates, Inc. for the provision grant consultant and project management services for the Enhancing Local Public Health Infrastructure Grant and the 2024 Strengthening Local Public Health Capacity Grant Program, for an amended total annual contract amount not to exceed \$63,254.00, for the contract period expiring on December 31, 2023.

BE IT FURTHER RESOLVED that the Mayor and/or Town Administrator are hereby authorized to take any necessary steps to authorize the increase to the contract with Bruno Associates, Inc. and to further effectuate the purposes as set forth herein.

BE IT FURTHER RESOLVED, that notice of this Contract increase shall be published and maintained in the Office of the Town Clerk.

BE IT FURTHER RESOLVED that the Chief Financial Officer certifies that the funds necessary for this contract are available from account 02-213-40-750-001.

RESOLUTION #R23-336

**RE: TO AMEND CONTRACT FOR PUBLIC RELATIONS SERVICES WITH VISION
MEDIA MARKETING, INC. FOR REMAINDER OF 2023**

WHEREAS, the Town of West New York (the “Town”) awarded a contract to Vision Media Marketing, Inc., with offices located at 854 8th Street, Secaucus, New Jersey 07094, for Public Relations Services from January 1, 2023 until December 31, 2023, for a total contract amount not to exceed \$48,000.00; and

WHEREAS, the Town has determined that the total not to exceed amount for this contract must be increased by \$45,000.00 to cover the cost of unforeseen circumstances and additional services required throughout the end of the contract term; and

WHEREAS, the Town seeks to authorize an increase in the amount of \$45,000.00 to the total not to exceed amount for the Town’s contract with Vision Media Marketing, Inc. for an amended total contract amount of \$93,000.00 to cover the cost of additional Public Relations Services required through the end of the contract term expiring on December 31, 2023.

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Consent Agenda (Cont.):

Resolution (Cont.):

NOW THEREFORE, BE IT RESOLVED that the Mayor and the Board of Commissioners of the Town of West New York do hereby authorize an increase in the amount of \$45,000.00 to the contract with Vision Media Marketing, Inc. for the provision of Public Relations Services required through the end of the contract term expiring on December 31, 2023, for an amended total contract amount not to exceed \$93,000.00.

BE IT FURTHER RESOLVED that the Mayor, the Town Administrator, and the Town Clerk are authorized to take any steps necessary to execute an amended contract for Public Relations Services as set forth herein.

BE IT FURTHER RESOLVED that the Chief Financial Officer certifies that the necessary funds are available for this increase from account 01-201-30-830-020-99.

RESOLUTION #R23-337

RE: AUTHORIZING PAYMENT FOR WATER MAIN INSTALLATION AND REPLACEMENT SERVICES FOR THE 57TH STREET PARKING GARAGE PROJECT

WHEREAS, the Town of West New York (the “Town”) has determined that water main replacements and installation services are required for the 57th Street Parking Garage Project prior to the official opening date of the 57th Street Parking Garage on December 28, 2023; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5(1)(f), a municipality may authorize a contract for the rendering of any service by a public utility, which is subject to the jurisdiction of the Board of Public Utilities, without publicly advertising for the receipt of bids; and

WHEREAS, Veolia, located at 461 From Road, Suite 400, Paramus, NJ 07652, has provided the Town with a proposal for the installation of two isolation valves on 57th Street, in the amount of \$27,901.50 (amount inclusive of 10% contingency) in accordance with N.J.S.A. 40A:11-5(1)(f); and

WHEREAS, Veolia has additionally provided the Town with a proposal for the temporary bypass installation at 57th Street in the Town of West New York, in the amount of \$75,405.00 (amount inclusive of 10% contingency) in accordance with N.J.S.A. 40A:11-5(1)(f); and

WHEREAS, the total amount of the proposal submitted by Veolia for the installation of the isolation valves and the temporary bypass for the water main replacement project on 57th Street, spanning from Bergenline Avenue to the 57th Street Parking Garage, is \$103,306.50; and

WHEREAS, the Town seeks to authorize the proposal submitted by Veolia for the provision of the required water main replacement and installation services prior to the official opening date for the 57th Street Parking Garage Project on December 28, 2023, for a total amount not to exceed \$103,306.50.

NOW THEREFORE, BE IT RESOLVED that the Mayor and the Board of Commissioners hereby authorize payment for the water main replacements and installation services with Veolia, located at 461 From Road, Suite 400, Paramus, NJ 07652 pursuant to N.J.S.A. 40A:11-5(1)(f), for the provision of the required water main replacement and installation services prior to the official opening date for the 57th Street Parking Garage Project on December 28, 2023, for a total amount not to exceed \$103,306.50.

BE IT FURTHER RESOLVED that the Mayor, the Town Clerk and/or the Town Administrator are authorized to execute any documents necessary to effectuate the purposes as set forth herein.

BE IT FURTHER RESOLVED that the Chief Financial Officer certifies that funds are available for this contract in account 06-215-55-902-001.

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Consent Agenda (Cont.):

RESOLUTION #R23-338

RE: AUTHORIZING THE EXECUTION OF FY 2022 COMMUNITY PROJECT FUNDING GRANT AGREEMENT NO. B-22-CP-NJ-0599 BETWEEN THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND THE TOWN OF WEST NEW YORK

WHEREAS, the U.S. Department of Housing and Urban Development (“HUD”) has made grant funding available pursuant to the authority of the Consolidated Appropriations Act, 2022 (Public Law 117-103) for “Economic Development Initiative” and “Community Project Funding” grant awards for FY 2022; and

WHEREAS, HUD has awarded a FY 2022 Community Project Funding Grant (Grant No. B-22-CP-NJ-0599) to the Town of West New York (the “Town”) in the amount of \$2,250,000.00 pursuant to the Consolidated Appropriations Act, 2022 (Public Law 117-103) and the Explanatory Statement for Division L of that Act, which was printed in the Senate section of the Congressional Record on March 9, 2022; and

WHEREAS, the Mayor and the Board of Commissioners of the Town of West New York seek to authorize the execution of the FY 2022 Community Project Funding Grant Agreement No. B-22-CP-NJ-0599 between the Department of Housing and Urban Development and the Town of West New York for grant funds in the amount of \$2,250,000.00 to be awarded to the Town, for the Period of Performance expiring on the Budget Period end date on August 31, 2030.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and the Board of Commissioners of the Town of West New York do hereby authorize the execution of the FY 2022 Community Project Funding Grant Agreement (Grant No. B-22-CP-NJ-0599) between the Department of Housing and Urban Development and the Town of West New York for grant funds in the amount of \$2,250,000.00 to be awarded to the Town of the West New York.

BE IT FURTHER RESOLVED that the Town of West New York agrees to accept the grant funding in the amount of \$2,250,000.00 and agrees to comply with all terms and conditions as set forth in the Grant Agreement with the Department of Housing and Urban Development.

BE IT FURTHER RESOLVED that the Mayor, the Municipal Administrator, the Town Clerk, and the Chief Municipal Finance Officer are hereby authorized to execute and attest to any and all documents required to authorize the Town to accept the grant funds awarded pursuant to this program and to further effectuate the purposes set forth in this Resolution.

RESOLUTION #R23-339

RE: AUTHORIZING THE TOWN OF WEST NEW YORK TO SEEK FAIR AND OPEN PROCESS IN COMPLIANCE WITH THE PAY TO PLAY STATUTES FOR THE RETENTION OF RFP’S FOR VARIOUS SERVICES FOR THE YEAR 2024

WHEREAS, N.J.S.A. 19:44A-20.4 et seq. mandates a municipality to comply with Pay to Play requirements; and

WHEREAS, the Mayor and Commissioners of the Town of West New York (“Town”) wish to receive and consider proposals for services as may be needed by the Town, including but not limited to legal/professional services as follows:

ABC Attorney	November 15, 2023 at 10:00 a.m.
Conflict Counsel – Planning Board (2 nd Occasion)	November 15, 2023 at 10:15 a.m.
Conflict Counsel – Zoning Board (2 nd Occasion)	November 15, 2023 at 10:30 a.m.
Land Use Consultant (2 nd Occasion)	November 15, 2023 at 10:45 a.m.
Library Board Attorney (2 nd Occasion)	November 15, 2023 at 11:15 a.m.
Municipal Planner Services (2 nd Occasion)	November 15, 2023 at 11:30 a.m.
Pilot Audit (2 nd Occasion)	November 15, 2023 at 11:45 a.m.
Public Relations Services (2 nd Occasion)	November 15, 2023 at 12:00 p.m.
Redevelopment Counsel (2 nd Occasion)	November 15, 2023 at 12:15 p.m.
Special Construction Code Litigation Counsel (2 nd Occasion)	November 15, 2023 at 2:00 p.m.
Special Hearing Officer (2 nd Occasion)	November 15, 2023 at 2:15 p.m.
Special Project Planner (2 nd Occasion)	November 15, 2023 at 2:30 p.m.

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Consent Agenda (Cont.):

Resolution (Cont.):

Special Counsel - Foreclosure Services
Tenant Advocacy Attorney (2nd Occasion)
Zoning Board Attorney (2nd Occasion)

November 15, 2023 at 2:45 p.m.
November 15, 2023 at 3:00 p.m.
November 15, 2023 at 3:15 p.m.

WHEREAS, the Town has previously committed itself to utilizing a Fair and Open Process for the solicitation and review of proposals and qualifications for legal/professional services.

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

1. The aforesaid recitals are incorporated herein as though fully set forth at length;
2. The Town Clerk is authorized and directed to publish and advertise a Request for Proposals for the various legal/professional services as may be needed by the Town, for each separate board or entity requiring separate legal/professional services, including but not limited to the services referenced above.
3. Such Request for Proposals (s) shall be published and advertised in accordance with a Fair and Open Process at least ten (10) days in advance, of the opening of the responses to the Requests for Proposals received such opening to take place on or before the next regularly scheduled meeting of the Mayor and Council, on or before which time all Statements of Proposals must be submitted by interested parties, for consideration by the Review Committee herein established; and
4. The Procurement Committee, and Town Attorney all in an advisory capacity, will review all Statements of Proposals and to make recommendations to the Mayor and Board of Commissioners of the Town of West New York prior to its next regularly scheduled meeting.

RESOLUTION #R23-340

**RE: AUTHORIZING THE USE OF COMPETITIVE CONTRACTING FOR
“GRANT CONSULTANT – FEDERAL”**

WHEREAS, the Town of West New York (the “Town”) requires Grant Consultant Services - Federal; and

WHEREAS, pursuant to N.J.S.A. 40A:11-4.1, the Town may utilize competitive contracting for the procurement of Consultant; and

WHEREAS, the Town seeks to initiate competitive contracting for the procurement of Grant Consultant Services - Federal

NOW THEREFORE, BE IT RESOLVED, that the Mayor and the Board of Commissioners for the Town of West New York hereby authorize the use of competitive contracting for the procurement of Grant Consultant Services - Federal.

BE IT FURTHER RESOLVED that the Mayor and Board of Commissioners of the Town of West New York do hereby authorize the advertisement of the RFP for Grant Consultant Services - Federal;

BE IT FURTHER RESOLVED that the deadline for the submission of RFPs to the Office of the Town Clerk will be on Tuesday, November 28, 2023 at 11:00 a.m.

November 1, 2023

Regular Meeting

Consent Agenda (Cont.):

RESOLUTION #R23-343

RE: AUTHORIZING MERCHANT PROCESSING AGREEMENT WITH CLOVER NETWORK INC. FOR PAYMENT PROCESSING FOR THE TOWN OF WEST NEW YORK RECREATION DEPARTMENT

WHEREAS, the Town of West New York (the “Town”) requires merchant payment processing software and related services for the Town of West New York Recreation Department; and

WHEREAS, the Town received a proposal submitted by Clover Network, Inc. for the provision of the required merchant payment processing software and services as required by the Town of West New York Recreation Department for a one (1) year contract term, for a total annual contract amount not to exceed \$17,000.00; and

WHEREAS, the Mayor and the Board of Commissioners of the Town of West New York seek to authorize the merchant processing agreement with Clover Network, Inc. for the provision of payment processing services as required by the Town for the Recreation Department, for a one (1) year contract term, for a total annual contract amount not to exceed \$17,000.00.

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Town of West New York, County of Hudson, State of New Jersey do hereby authorize the merchant processing agreement with Clover Network, Inc. for the provision of payment processing services as required by the Town for the Recreation Department, for a one (1) year contract period, for a total annual contract amount not to exceed \$17,000.00.

BE IT FURTHER RESOLVED that the Mayor, the Municipal Administrator, and the Town Clerk are authorized to take any necessary steps to execute a contract with Clover Network Inc. for the provision of payment processing services and to further effectuate the purposes as set forth in this Resolution.

BE IT FURTHER RESOLVED that the Chief Financial Officer certifies that sufficient funds are available for this contract in account number 01-201-20-715-020-99.

RESOLUTION #R23-344

RE: TO AMEND THE CONTRACT FOR AUDITING AND ACCOUNTING SERVICES WITH PKF O’CONNOR DAVIES, LLP FOR PERIOD ENDING DECEMBER 31, 2023

WHEREAS, by prior Resolution #R22-378, the Town of West New York (“Town”) authorized a contract with PKF O’Connor Davies, LLP, for the provision of auditing and accounting services for the period ending December 31, 2023, for a total contract amount not to exceed \$145,000.00; and

WHEREAS, the Town has determined that the contract for auditing and accounting services with PKF O’Connor Davies, LLP must be increased by \$40,000.00 due to additional services required in connection with ARPA funding and bond ordinances through the end of the contract period on December 31, 2023, for an amended total contract amount not to exceed \$185,000.00; and

WHEREAS, the Certified Municipal Finance Officer recommends that the Town approve an increase in the amount of \$40,000.00 to the contract for the provision of auditing and accounting services as required by the Town of West New York with PKF O’Connor Davies, LLP for the period ending December 31, 2023, for an amended total contract amount not to exceed \$185,000.00.

November 1, 2023

Regular Meeting

Consent Agenda (Cont.):

Resolution (Cont.):

NOW THEREFORE, BE IT RESOLVED that the Mayor and the Board of Commissioners of the Town of West New York do hereby authorize an increase to the contract with PKF O'Connor Davies, LLP in the amount of \$40,000.00 for additional auditing and accounting services required through the end of the contract period expiring on December 31, 2023, for an amended total annual contract amount not to exceed \$185,000.00.

BE IT FURTHER RESOLVED that the Mayor, the Business Administrator and/or the Town Clerk are hereby authorized to execute an amended contract with PKF O'Connor Davies, LLP and to take any further steps or execute any additional documents necessary to effectuate the award of the contract as set forth herein.

BE IT FURTHER RESOLVED that notice of this Contract amendment shall be published and maintained in the Office of the Clerk.

BE IT FURTHER RESOLVED, that the Mayor and Commissioners of the Town of West New York pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Finance Officer. No minimum purchase is guaranteed.

RESOLUTION #R23-345

**RE: APPROVING RELEASE OF MAINTENANCE BOND FOR DEVELOPMENT
PROJECT AT 6105 PARK AVENUE, WEST NEW YORK, NEW JERSEY 07093
BLOCK 40, LOT 27**

WHEREAS, the Town of West New York (the "Town") required a maintenance guarantee to be furnished until the improvements in connection with the development project at 6105 Park Avenue, West New York, NJ 07093 (Block 40, Lot 27) were satisfactorily completed; and

WHEREAS, Jinco, Inc., with offices located at 267 Julianne Terrace, Secaucus, NJ 07094, ("Developer") is the developer for the project at 6105 Park Avenue, West New York, NJ 07093 (Block 40, Lot 27), and has made an application to the Town for the release of the maintenance guarantee in the amount of \$1,142.10 furnished in connection with that development project; and

WHEREAS, the Town Engineer for the project, Remington & Vernick Engineers ("RVE"), has reviewed the application and recommends the release of the maintenance guarantee to the Developer furnished for the project in the amount of \$1,142.10.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Board of Commissioners of the Town of West New York, do hereby approve the release of the maintenance bond/guarantee in the amount of \$1,142.10 posted by the Developer for the project at 6105 Park Avenue, West New York, NJ 07093 (Block 40, Lot 27).

BE IT FURTHER RESOLVED that the Mayor, the Town Administrator, and the Town Clerk are hereby authorized to take any necessary steps to release the maintenance bond in connection with 6105 Park Avenue, West New York, NJ 07093 (Block 40, Lot 20).

BE IT FURTHER RESOLVED that a copy of this Resolution shall be provided to:

1. Jinco, Inc. (Applicant/Developer)
2. Construction Code Official for the Town of West New York
3. Chief Municipal Finance Officer

November 1, 2023

Regular Meeting

RESOLUTION #R23-327

RE: REGARDING REVIEW OF THE 2023 BEST PRACTICES INVENTORY

WHEREAS, the Chief Municipal Financial Officer, Municipal Administrator, and Deputy Municipal Administrator of the Town of West New York (“Town”) have completed the Town’s annual Best Practices Inventory for 2023; and

WHEREAS, the Board of Commissioners has reviewed and discussed the completed Best Practices Inventory at its meeting of November 1, 2023; and,

WHEREAS, the Town Clerk will immediately certify that the governing body has discussed the Inventory as prepared by the Town’s Chief Financial Officer, Municipal Administrator, and Deputy Municipal Administrator.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York, that the Town Clerk, Municipal Administrator, Deputy Municipal Administrator, and/or Chief Municipal Finance Officer is and are hereby authorized to certify to the Division of Local Government Services that the 2023 Best Practices Inventory was discussed at the public meeting of November 1, 2023.

It was regularly moved by **Commissioner Parkinson**, seconded by **Mayor Sires**, to **adopt the foregoing Resolution**. The motion was carried by the following vote:

AYES	- Commissioners Arroyo, Barrera, Diaz, Parkinson, and Mayor Sires
NAYS	- None
ABSENT	- None

RESOLUTION #R23-328

RE: AUTHORIZING THE INSERTION IN BUDGET OF SPECIAL ITEM OF REVENUE AND APPROPRIATION – CHAPTER 159 2024 ENHANCING LOCAL PUBLIC HEALTH INFRASTRUCTURE GRANT

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of Local Government Services may approve insertion of any Special Item of Revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

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

WHEREAS, the Town of West New York has been awarded an additional \$468,283.00 from
NEW JERSEY ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS and wishes to include this amount as a revenue item.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Board of Commissioners of the Town of West New York, hereby requests the Director of the Division of Local Government Services to approve insertion of an item of revenue in the budget of the year 2023 in the sum of an additional \$468,283.00 which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services: Public and Private Revenues Offset with Appropriations:

2024 ENHANCING LOCAL PUBLIC HEALTH INFRASTRUCTURE GRANT

BE IT FURTHER RESOLVED that a like sum of \$468,283.00 be and is hereby appropriated under the caption of:

November 1, 2023

Regular Meeting

Resolution (Cont.):

General Appropriations

(a) Operations Excluded from "CAPS"

Public and Private Offset by Revenues:

2024 ENHANCING LOCAL PUBLIC HEALTH INFRASTRUCTURE GRANT

BE IT FURTHER RESOLVED, that the Town Certified Municipal Finance Officer shall provide an electronic certified copy of this resolution to the Director of Local Government Services for approval.

It was regularly moved by **Mayor Sires**, seconded by **Commissioner Diaz**, to **adopt the foregoing Resolution**. The motion was carried by the following vote:

AYES - Commissioners Arroyo, Barrera, Diaz, Parkinson, and Mayor Sires

NAYS - None

ABSENT - None

RESOLUTION #R23-329

**RE: AUTHORIZING THE INSERTION IN BUDGET OF SPECIAL ITEM OF
REVENUE AND APPROPRIATION – CHAPTER 159 2022 JUSTICE ASSISTANCE
GRANT**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of Local Government Services may approve insertion of any Special Item of Revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

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

WHEREAS, the Town of West New York has been awarded an additional \$16,984.00 from BUREAU JUSTICE ASSISTANCE and wishes to include this amount as a revenue item.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Board of Commissioners of the Town of West New York, hereby requests the Director of the Division of Local Government Services to approve insertion of an item of revenue in the budget of the year 2023 in the sum of an additional \$16,984.00 which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services: Public and Private Revenues Offset with Appropriations:

2022 JUSTICE ASSISTANCE GRANT

BE IT FURTHER RESOLVED that a like sum of \$16,984.00 be and is hereby appropriated under the caption of:

General Appropriations

(a) Operations Excluded from "CAPS"

Public and Private Offset by Revenues:

2022 JUSTICE ASSISTANCE GRANT

BE IT FURTHER RESOLVED, that the Town Certified Municipal Finance Officer shall provide an electronic certified copy of this resolution to the Director of Local Government Services for approval.

November 1, 2023

Regular Meeting

Resolution (Cont.):

It was regularly moved by **Mayor Sires**, seconded by **Commissioner Diaz**, to **adopt the foregoing Resolution**. The motion was carried by the following vote:

AYES	- Commissioners Arroyo, Barrera, Diaz, Parkinson, and Mayor Sires
NAYS	- None
ABSENT	- None

RESOLUTION #R23-330

**RE: AUTHORIZING THE INSERTION IN BUDGET OF SPECIAL ITEM OF
REVENUE AND APPROPRIATION – CHAPTER 159 RECREATION
OPPORTUNITIES FOR INDIVIDUALS WITH DISABILITIES (ROID) GRANT**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of Local Government Services may approve insertion of any Special Item of Revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

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

WHEREAS, the Town of West New York has been awarded an additional \$10,000.00 from NJ STATE DEPT OF COMMUNITY AFFAIRS and wishes to include this amount as a revenue item.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Board of Commissioners of the Town of West New York, hereby requests the Director of the Division of Local Government Services to approve insertion of an item of revenue in the budget of the year 2023 in the sum of an additional \$10,000.00 which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services: Public and Private Revenues Offset with Appropriations:

RECREATION OPPORTUNITIES FOR INDIVIDUALS WITH DISABILITIES GRANT

BE IT FURTHER RESOLVED that a like sum of \$10,000.00 be and is hereby appropriated under the caption of:

General Appropriations

(a) Operations Excluded from “CAPS”

Public and Private Offset by Revenues:

RECREATION OPPORTUNITIES FOR INDIVIDUALS WITH DISABILITIES GRANT

BE IT FURTHER RESOLVED, that the Town Certified Municipal Finance Officer shall provide an electronic certified copy of this resolution to the Director of Local Government Services for approval.

It was regularly moved by **Commissioner Diaz**, seconded by **Commissioner Parkinson**, to **adopt the foregoing Resolution**. The motion was carried by the following vote:

AYES	- Commissioners Arroyo, Barrera, Diaz, Parkinson, and Mayor Sires
NAYS	- None
ABSENT	- None

November 1, 2023

Regular Meeting

RESOLUTION #R23-331

**RE: AUTHORIZING THE INSERTION IN BUDGET OF SPECIAL ITEM OF
REVENUE AND APPROPRIATION – CHAPTER 159 STRENGTHENING LOCAL
PUBLIC HEALTH CAPACITY PROGRAM 2024 GRANT**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of Local Government Services may approve insertion of any Special Item of Revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

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

WHEREAS, the Town of West New York has been awarded an additional \$406,046.00 from STATE OF NEW JERSEY, DEPARTMENT OF HEALTH and wishes to include this amount as a revenue item.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Board of Commissioners of the Town of West New York, hereby requests the Director of the Division of Local Government Services to approve insertion of an item of revenue in the budget of the year 2023 in the sum of an additional \$406,046.00 which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services: Public and Private Revenues Offset with Appropriations:

STRENGTHENING LOCAL PUBLIC HEALTH CAPACITY PROGRAM 2024 GRANT

BE IT FURTHER RESOLVED that a like sum of \$406,046.00 be and is hereby appropriated under the caption of:

General Appropriations

(a) Operations Excluded from “CAPS”

Public and Private Offset by Revenues:

**STRENGTHENING LOCAL PUBLIC HEALTH CAPACITY PROGRAM 2024
GRANT**

BE IT FURTHER RESOLVED, that the Town Certified Municipal Finance Officer shall provide an electronic certified copy of this resolution to the Director of Local Government Services for approval.

It was regularly moved by **Commissioner Parkinson**, seconded by **Commissioner Barrera**, to **adopt the foregoing Resolution**. The motion was carried by the following vote:

AYES	- Commissioners Arroyo, Barrera, Diaz, Parkinson, and Mayor Sires
NAYS	- None
ABSENT	- None

RESOLUTION #R23-332

**RE: AUTHORIZING THE INSERTION IN BUDGET OF SPECIAL ITEM OF
REVENUE AND APPROPRIATION – CHAPTER 159 FY 2023 JUSTICE ASSISTANCE
GRANT**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of Local Government Services may approve insertion of any Special Item of Revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

November 1, 2023

Regular Meeting

Resolution (Cont.):

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

WHEREAS, the Town of West New York has been awarded an additional \$19,166.00 from BUREAU JUSTICE ASSISTANCE and wishes to include this amount as a revenue item.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Board of Commissioners of the Town of West New York, hereby requests the Director of the Division of Local Government Services to approve insertion of an item of revenue in the budget of the year 2023 in the sum of an additional \$19,166.00 which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services: Public and Private Revenues Offset with Appropriations:

FY 2023 JUSTICE ASSISTANCE GRANT

BE IT FURTHER RESOLVED that a like sum of \$19,166.00 be and is hereby appropriated under the caption of:

General Appropriations

(a)Operations Excluded from “CAPS”

Public and Private Offset by Revenues:

FY 2023 JUSTICE ASSISTANCE GRANT

BE IT FURTHER RESOLVED, that the Town Certified Municipal Finance Officer shall provide an electronic certified copy of this resolution to the Director of Local Government Services for approval.

It was regularly moved by **Commissioner Barrera**, seconded by **Commissioner Diaz**, to **adopt the foregoing Resolution**. The motion was carried by the following vote:

AYES - Commissioners Arroyo, Barrera, Diaz, Parkinson, and Mayor Sires

NAYS - None

ABSENT - None

RESOLUTION #R23-333

RE: AUTHORIZING THE INSERTION IN BUDGET OF SPECIAL ITEM OF REVENUE AND APPROPRIATION – CHAPTER 159 2023 DRIVE SOBER OR GET PULLED OVER STATEWIDE LABOR DAY CRACKDOWN

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of Local Government Services may approve insertion of any Special Item of Revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

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

WHEREAS, the Town of West New York has been awarded an additional \$7,000.00 from 2023 Drive Sober or Get Pulled Over Statewide Labor Day Crackdown and wishes to include this amount as a revenue item.

November 1, 2023
Regular Meeting

Resolution (Cont.):

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Board of Commissioners of the Town of West New York, hereby requests the Director of the Division of Local Government Services to approve insertion of an item of revenue in the budget of the year 2023 in the sum of an additional \$7,000.00 which is now available as a revenue from:

Miscellaneous Revenues:
Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services: Public and Private Revenues Offset with Appropriations:

2023 Drive Sober or Get Pulled Over Statewide Labor Day Crackdown

BE IT FURTHER RESOLVED that a like sum of \$7,000.00 be and is hereby appropriated under the caption of:

General Appropriations
(a) Operations Excluded from “CAPS”
Public and Private Offset by Revenues:

2023 Drive Sober or Get Pulled Over Statewide Labor Day Crackdown

BE IT FURTHER RESOLVED, that the Town Certified Municipal Finance Officer shall provide an electronic certified copy of this resolution to the Director of Local Government Services for approval.

It was regularly moved by **Mayor Sires**, seconded by **Commissioner Diaz**, to **adopt the foregoing Resolution**. The motion was carried by the following vote:

AYES	- Commissioners Arroyo, Barrera, Diaz, Parkinson, and Mayor Sires
NAYS	- None
ABSENT	- None

RESOLUTION #R23-334
RE: AUTHORIZING THE INSERTION IN BUDGET OF SPECIAL ITEM OF
REVENUE AND APPROPRIATION – CHAPTER 159 2022 BULLET PROOF VEST
FEDERAL GRANT

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of Local Government Services may approve insertion of any Special Item of Revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

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

WHEREAS, the Town of West New York has been awarded an additional \$7,840.80 from 2022 BULLET PROOF VEST FEDERAL GRANT and wishes to include this amount as a revenue item.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Board of Commissioners of the Town of West New York, hereby requests the Director of the Division of Local Government Services to approve insertion of an item of revenue in the budget of the year 2023 in the sum of an additional \$7,840.80 which is now available as a revenue from:

Miscellaneous Revenues:
Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services: Public and Private Revenues Offset with Appropriations:

2022 BULLET PROOF VEST FEDERAL GRANT

November 1, 2023
Regular Meeting

Resolution (Cont.):

BE IT FURTHER RESOLVED that a like sum of \$7,840.80 be and is hereby appropriated under the caption of:

General Appropriations
(a)Operations Excluded from “CAPS”
Public and Private Offset by Revenues:
2022 BULLET PROOF VEST FEDERAL GRANT

BE IT FURTHER RESOLVED, that the Town Certified Municipal Finance Officer shall provide an electronic certified copy of this resolution to the Director of Local Government Services for approval.

It was regularly moved by **Mayor Sires**, seconded by **Commissioner Barrera**, to **adopt the foregoing Resolution**. The motion was carried by the following vote:

AYES	- Commissioners Arroyo, Barrera, Diaz, Parkinson, and Mayor Sires
NAYS	- None
ABSENT	- None

November 1, 2023
Regular Meeting
TOWN OF WEST NEW YORK
COUNTY OF HUDSON, STATE OF NEW JERSEY

RESOLUTION #R23-341
RE: CAPITAL BUDGET AMENDMENT

Whereas, the local capital budget for the year 2023 was adopted on the 19th day of July, 2023; and,

Whereas, it is desired to amend said adopted capital budget section,

Now, Therefore Be It Resolved, by the Governing Body of the Town of West New York, County of Hudson
that the following amendment(s) to the adopted capital budget be made:

RECORDED VOTE
(Insert last names)

(Commissioner Arroyo
(Commissioner Barrera
AYES (Commissioner Diaz
(Commissioner Parkinson
(Mayor Sires

(
(
(
(
(

ABSTAIN (
(
ABSENT (
(

FROM
CAPITAL BUDGET (Current Year Action)
2023

1 PROJECT	2 PROJECT NUMBER	3 ESTIMATED TOTAL COST	4 AMOUNTS RESERVED IN PRIOR YEARS	PLANNED FUNDING SERVICES FOR CURRENT YEAR 2023					6 TO BE FUNDED IN FUTURE YEARS
				5a 2023 Budget Appropriations	5b Improvement Fund	5c Capital Surplus	5d Grants in Aid and Other Funds	5e Debt Authorized	
TOTAL ALL PROJECTS		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

6 YEAR CAPITAL PROGRAM 2023 - 2028
Anticipated PROJECT Schedule and Funding Requirement

1 PROJECT	2 PROJECT NUMBER	3 ESTIMATED TOTAL COST	4 ESTIMATED COMPLETION TIME	5 FUNDING AMOUNTS PER YEAR					
				Budget Year 2023	2024	2025	2026	2027	2028
TOTALS ALL PROJECTS		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

November 1, 2023
Regular Meeting

Resolution (Cont.):

-2-

6 YEAR CAPITAL PROGRAM 2023 - 2028

SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

1 PROJECT	2 Estimated TOTAL COST	3 Budget Appropriations		4 Capital Improvement Fund	5 Capital Surplus	6 Grants in Aid And Other Funds	7 BONDS AND NOTES			
		Current Year 2023	Future Years				General	Self Liquidating	Assessment	School
TOTAL ALL PROJECTS	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

TO
CAPITAL BUDGET (Current Year Action)
2023

1 PROJECT		2 Project Number	3 Estimated Total Cost	4 Amounts Reserved in Prior Years	5a 2023 Budget Appropriations	PLANNED FUNDING SERVICES FOR CURRENT YEAR 2023				
						5b Capital Improvement Fund	5c Capital Surplus	5d Grants in Aid and Other Funds	5e Debt Authorized	6 To Be Funded in Future Years
General Improvement:										
Capital Improvement - Pier 93 Park			\$ 5,000,000					5,000,000		
TOTALS ALL PROJECTS			\$ 5,000,000	\$ -	\$ -	\$ -	\$ -	\$ 5,000,000	\$ -	\$ -

November 1, 2023
Regular Meeting

Resolution (Cont.):

-3-

6 YEAR CAPITAL PROGRAM 2023- 2028
Anticipated PROJECT Schedule and Funding Requirement

1 PROJECT		2 PROJECT NUMBER	3 ESTIMATED TOTAL COST	ESTIMATED COMPLETION TIME	5 FUNDING AMOUNTS PER YEAR					
					Budget Year 2023	2024	2025	2026	2027	2028
General Improvement:										
Capital Improvement - Pier 93 Park			\$ 5,000,000		\$ 5,000,000					
TOTALS ALL PROJECTS			\$ 5,000,000		\$ 5,000,000	\$ -	\$ -	\$ -	\$ -	\$ -

6 YEAR CAPITAL PROGRAM 2023 - 2028
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

1 PROJECT	2 Estimated TOTAL COST	3 Budget Appropriations		4 Capital Improvement Fund	5 Capital Surplus	6 Grants in Aid and Other Funds	7 BONDS AND NOTES			
		Current Year 2023	Future Years				General	Self Liquidating	Assessment	School
General Improvement:										
Capital Improvement - Pier 93 Park	\$ 5,000,000					5,000,000				
TOTALS ALL PROJECTS	\$ 5,000,000	\$ -	\$ -	\$ -	\$ -	\$ 5,000,000	\$ -	\$ -	\$ -	\$ -

Adopted: November 1, 2023

November 1, 2023
Regular Meeting

Resolution (Cont.):

It was regularly moved by **Commissioner Barrera**, seconded by **Commissioner Diaz**, to **adopt the foregoing Resolution**. The motion was carried by the following vote:

AYES	- Commissioners Arroyo, Barrera, Diaz, Parkinson, and Mayor Sires
NAYS	- None
ABSENT	- None

RESOLUTION #R23-342
RE: APPROVING TRANSFERS BETWEEN BUDGET APPROPRIATIONS

WHEREAS, there exist certain budget expenditures with funds available in excess of the amounts approved in the 2023 Budget of the Town of West New York; and

WHEREAS, N.J.S.A. 40A:4-58 permits the transfer of such funds during the last two months of the fiscal year.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York, County of Hudson, State of New Jersey that the following transfers be made within the 2023 Municipal Budget:

Account Number	Description	Transfer from	Transfer to
01-201-24-793-020-99	Light & Power Miscellaneous	\$300,000.00	
01-201-24-701-010-11	Director Parks & Pub. Prop. - S&W	\$50,000.00	
01-201-23-787-020-99	Garbage & Trash - OE	\$400,000.00	
01-201-23-781-010-11	Streets & Sewers - S&W	\$120,000.00	
01-201-23-781-020-99	Streets & Sewers - OE	\$150,000.00	
01-201-22-702-010-11	Town Clerk's Office - S&W	\$10,000.00	
01-201-21-752-010-11	Purchasing Agent - S&W	\$75,000.00	
01-201-21-746-010-11	Collection of Taxes - S&W	\$75,000.00	
01-201-21-742-020-99	Treasurer's Office - OE	\$75,000.00	
01-201-21-714-020-99	Law Department - OE	\$200,000.00	
01-201-21-706-020-99	Board of Health - OE	\$40,000.00	
01-201-20-713-020-99	Tenant Relations - OE	\$75,000.00	
01-201-20-709-010-11	Rent Control Board - S&W	\$70,000.00	
01-201-20-701-020-99	Dir. of Public Affairs - OE	\$20,000.00	
01-201-20-712-010-11	Housing Inspection - S&W	\$30,000.00	
01-201-21-748-020-99	GROUP INSURANCE	\$404,000.00	
01-201-23-788-020-99	Engineering Serv. & Costs -Miscellaneous	\$100,000.00	
01-201-24-792-020-99	Building Department - OE	\$100,000.00	
01-201-30-830-020-99	Municipal Court - OE	\$30,000.00	
01-201-33-835-020-99	Public Defender - OE	\$20,000.00	
01-201-21-742-050-99	Auditor Services	\$25,000.00	
01-201-24-795-020-99	Fuel Miscellaneous	\$26,000.00	
01-201-25-800-010-11	Uniform Construction Code - S&W	\$20,000.00	
01-201-24-707-020-99	Prosecutor - OE	\$30,000.00	
01-201-22-789-010-11	School Crossing Guards - S&W	\$70,000.00	
01-201-20-701-010-11	Dir. of Public Affairs - S&W		\$12,000.00
01-201-20-708-020-99	Public Relations - OE		\$23,000.00
01-201-20-715-010-11	Supervised Play Activity - S&W		\$315,000.00
01-201-20-715-020-99	Supervised Play Activity - OE		\$367,000.00
01-201-21-710-010-11	Vital Statistics - S&W		\$16,000.00
01-201-21-719-010-11	Benefits Department - S&W		\$16,000.00
01-201-21-744-010-11	Assessment of Taxes - S&W		\$23,000.00

November 1, 2023
Regular Meeting

Resolution (Cont.):

01-201-21-791-010-11	Celebration of Public Events - S&W		\$23,000.00
01-201-22-701-010-11	Director of Public Safety - S&W		\$75,000.00
01-201-22-701-020-99	Director of Public Safety - OE		\$20,000.00
01-201-22-762-010-11	Police Department - S&W		\$1,060,000.00
01-201-22-762-020-99	Police Department - OE		\$130,000.00
01-201-24-717-010-11	Senior Citizens - S&W		\$30,000.00
01-201-24-790-010-11	Division of Parks - S&W		\$300,000.00
01-201-24-790-020-99	Division of Parks - OE		\$15,000.00
01-201-29-826-020-99	Contribution to Social Security		\$85,000.00
01-201-29-827-020-99	Adjustments to PERS		\$5,000.00
	Current Fund Total	<u>\$2,515,000.00</u>	<u>\$2,515,000.00</u>
05-201-55-502-020-99	Parking Utility Other Expenses	\$85,000.00	
05-201-55-541-020-99	Parking Utility Social Security System		\$5,000.00
05-201-55-522-020-99	Parking Utility Pay Bond Interest		\$20,000.00
05-201-55-523-020-99	Parking Utility Pay of Interest on Notes		\$60,000.00
	Subtotal Parking Utility Fund	<u>\$85,000.00</u>	<u>\$85,000.00</u>

It was regularly moved by **Mayor Sires**, seconded by **Commissioner Diaz**, to **adopt the foregoing Resolution**. The motion was carried by the following vote:

AYES - Commissioners Arroyo, Barrera, Diaz, Parkinson, and Mayor Sires
NAYS - None
ABSENT - None

ORDINANCE #18/23

AN ORDINANCE OF THE TOWN OF WEST NEW YORK, IN THE COUNTY OF HUDSON, NEW JERSEY, APPROPRIATING \$5,000,000 FOR THE PIER 93 PARK PROJECT IN AND FOR THE TOWN OF WEST NEW YORK

Note: Corporation Counsel Angelo Auteri, Esq. read the title of the foregoing Ordinance aloud.

It was regularly moved by **Mayor Sires**, seconded by **Commissioner Barrera**, to **Adopt the introduction** of the foregoing Ordinance. The motion was carried by the following vote:

AYES - Commissioners Arroyo, Barrera, Diaz, Parkinson, and Mayor Sires
NAYS - None
ABSENT - None

November 1, 2023
Regular Meeting

Ordinance (Cont.):

NOTICE
ORDINANCE #18/23

AN ORDINANCE OF THE TOWN OF WEST NEW YORK, IN THE COUNTY OF HUDSON, NEW JERSEY, APPROPRIATING \$5,000,000 FOR THE PIER 93 PARK PROJECT IN AND FOR THE TOWN OF WEST NEW YORK

Note: Corporation Counsel Angelo Auteri, Esq. read notice of the foregoing Ordinance aloud.

The foregoing Ordinance was adopted for first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey, on **November 1, 2023** and ordered published, for consideration before final passage at a public hearing on **November 21, 2023 at 6:30 p.m.** held remotely or in person. Instructions regarding attendance and participation in the meeting will be posted on the Town’s website: <http://www.westnewyorknj.org/> . 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, N.J.

Public Portion:

It was regularly moved by **Commissioner Barrera** and seconded by **Commissioner Diaz**,
To open Public Portion of meeting at 6:42 p.m. The motion was carried by the following vote:

AYES	- Commissioners Arroyo, Barrera, Diaz, Parkinson, and Mayor Sires
NAYS	- None
ABSENT	- None

1. Mark Bloomberg, 24 63rd Street, West New York, NJ:

Mr. Bloomberg discussed parking and the transition to online parking permits and wanted to know which Commissioner oversees the Parking Utility. He inquired about the Town’s long-term solutions for parking and how the current administration differs from the previous. Mr. Bloomberg asked to be directed to the person who is overseeing the Pier 93 Project to go over ideas and recommendations. Mayor Sires addressed all of Mr. Bloomberg's concerns and indicated that he was able obtain \$5,000,000 in federal funding for the Town. Mayor Sires expresses his desire to create a park with access to the waterfront accessible to the public as well as establishing an overpass to allow pedestrians to cross over to Port Imperial Boulevard. Mayor Sires also informs Mr. Bloomberg that he can provide any parking recommendations, adding that the 57th Street parking garage is expected to be opened by Christmas.

November 1, 2023
Regular Meeting

Public Portion (Cont.):

It was regularly moved by **Commissioner Parkinson** and seconded by **Mayor Sires, to close the Public Portion of the meeting and Adjourn at 6:51 p.m.** The motion was carried by the following vote:

AYES - Commissioners Arroyo, Barrera, Diaz, Parkinson, and Mayor Sires
NAYS - None
ABSENT - None

Commissioner Marcos A. Arroyo

Commissioner Victor M. Barrera

Commissioner Marielka A. Diaz

Commissioner Adam W. Parkinson

Mayor Albio Sires
Board of Commissioners

Attest: _____
Adelinny Plaza, RMC
Town Clerk