

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

***Minutes of Regular Meeting
(Regular Session)
November 21, 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 21, 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 Tuesday, November 21, 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), Tyara Conil (Town Clerk's Office)

Meeting commenced at 6:31 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 21, 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 **November 13th, 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 21, 2023** be approved. The motion was carried by the following vote:

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

November 21, 2023
Regular Meeting

Proclamation: (Honoring Circle Match)

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WEST NEW YORK, NEW JERSEY

TOWN of WEST NEW YORK
in the County of Hudson, State of New Jersey

Proclamation

WHEREAS, Mayor Albio Sires and the Board of Commissioners of the Town of West New York are pleased to honor and salute Circle Match, a highly esteemed organization of our West New York Community, for their success with guiding the students at Memorial High School; and,

WHEREAS, Almost five years ago, Circle Match was launched with a mission to target students who are disconnected from the college-going process. Since then, the organization has provided students with various resources such as advisor-led peer cohorts, interview preparation, personalized college application strategy, and more; and,

WHEREAS, Unlike other non-profit college advising programs, Circle Match focuses on community efforts to assist the students in need which they in turn pay it forward. After completing the program, the students join the Circle Match team to advise the new group of students, ensuring that each advisor understands the situation of the students; and,

WHEREAS, Since 2019, Circle Match has served over 80 students from Memorial High School and other surrounding schools. The advisement has led to most of the students being admitted to Ivy League Colleges, top 25 universities, and being named Questbridge & College Prep Scholars Program finalists.

NOW, THEREFORE, BE IT RESOLVED by Mayor Albio Sires and the Board of Commissioners of the Town of West New York, that the citizens of the Town of West New York express their warmest appreciation and gratitude to Circle Match and extend their sincere congratulations for all their success and best wishes on all your future endeavors.

Presented on the 21st Day of November 2023 at the Board of Commissioners Meeting of the
Town of West New York

ATTEST: 

Adelinnny Plaza, RMC
Town Clerk



Albio Sires
Mayor

UTING IN U.S.A.

Note: Mayor Sires commended Circle Match for helping and preparing the students of West New York for college.

November 21, 2023
Regular Meeting

Consent Agenda:

It was regularly moved by **Commissioner Barrera**, seconded by **Commissioner Arroyo** that the following Consent Agenda Items **Nos. R23-346 through R23-360** 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 #R23-346 through #R23-360.

RESOLUTION #R23-346
RE: CONCERNING PAYMENT OF CLAIMS FOR WORKERS COMPENSATION AND
GENERAL LIABILITY FOR THE MONTH OF NOVEMBER 2023

WHEREAS the Town of West New York has claims for bills to be paid under workers compensation and general liability; and

WHEREAS the Town of West New York is self-insured and participates with other communities in the Public Entity Joint Insurance Fund; and

WHEREAS the PE JIF, and Claims Administrator and the Town Administrator have reviewed all claims and recommend payment, and

WHEREAS the Chief Financial Officer has certified that funds are available for payment of these claims in account 21-75012 for Workers Compensation claims and account 21-75022 for General Liability claims, and

WHEREAS, the Board of Commissioners must approve payment of these claims; and

NOW THEREFORE, BE IT RESOLVED that the Mayor and Commissioners of the Town of West New York do hereby approve of the payment of the following claims:

Workers Compensation: \$ 189,368.10
General Liability: \$ 40,430.62

RESOLUTION #R23-347
RE: SUPPORTING AND AUTHORIZING SUBMISSION OF AN APPLICATION TO
THE NEW JERSEY DEPARTMENT OF TRANSPORTATION'S SAFE ROUTES TO
SCHOOL PROGRAM FOR THE "WEST NEW YORK SCHOOL TRANSPORTATION
SAFETY PROJECT"

WHEREAS, the Town of West New York ("Town") and the West New York Board of Education have collaborated to develop a project that will improve routes on public roads that provide access to school facilities; and

WHEREAS, the Town is applying to the New Jersey Department of Transportation's Safe Routes to School Program for funding to address unsafe intersections and sidewalks in the areas surrounding: Public School #2, Public School #5 and the West New York Middle School within the Town; and

WHEREAS, the project will help to continue and improve the promotion and encouragement of pedestrian and bicycle access and safety for school children and residents in the areas surrounding the aforementioned schools; and

November 21, 2023
Regular Meeting

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

WHEREAS, maintenance of the facility, once constructed, will be assumed by the Town with the exception of (1) local ordinances that places maintenance responsibility with each individual property owner, and (2) those crosswalks on State or County Highways; and

WHEREAS, the Town will assign its Municipal Administrator, Deputy Municipal Administrator and/or Special Projects Coordinator to serve as the responsible charge for the project.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Board of Commissioners of the Town of West New York that it hereby supports and authorizes the submission of electronic grant application titled “SRS-2024-WNY School Transportation Safety-00098” to the Safe Routes to School Program within the State of New Jersey Department of Transportation and authorizes the Municipal Administrator, Deputy Municipal Administrator, Mayor, and Municipal Clerk to execute any and all documents necessary and related to the submission of said grant application or grant agreement.

RESOLUTION #R23-348
RE: ESTABLISHING PUBLIC COMMISSION MEETING DATES FOR THE
TOWN OF WEST NEW YORK FOR THE 2024 CALENDAR YEAR

WHEREAS, Chapter 231 Laws of 1975 known as "The Open Public Meeting Law" effective January 19, 1976 was enacted so as to insure the right of all citizens to have advance notice of and to attend all meetings of public bodies at which any business effecting the public is discussed or acted upon; and,

WHEREAS, all meetings of all public bodies wherein formal action, decision or discussion relating to the public business may take place, are required to be publicly announced and scheduled, with adequate posting and advance notice of the time, date, location and to the extent known, the purpose of the agenda of each meeting.

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, as follows:

- 1. All Boards, Commissions, Authorities, Bodies of other entities of the Town of West New York coming within the scope and intent of said statute shall comply with same, according to the terms thereof.
- 2. The following are designated as meetings of the Mayor and Board of Commissioners of the Town of West New York, New Jersey at which public business may be formally discussed, decided or acted upon.
- 3. This Resolution will be advertised in accordance with the law.

YEAR 2024			
<u>Date</u>	<u>Work Session</u> <u>Time</u>	<u>Meeting</u> <u>Time</u>	<u>Purpose/Agenda</u>
January 4 (Thursday)		6:30PM	Any and all Public Business
January 17 (Wednesday)		6:30PM	Any and all Public Business
February 7 (Wednesday)		6:30PM	Any and all Public Business
February 21 (Wednesday)		6:30PM	Any and all Public Business
March 6 (Wednesday)		6:30PM	Any and all Public Business
March 20 (Wednesday)		6:30PM	Any and all Public Business
April 3 (Wednesday)		6:30PM	Any and all Public Business
April 17 (Wednesday)		6:30PM	Any and all Public Business
May 1 (Wednesday)		6:30PM	Any and all Public Business
May 15 (Wednesday)		6:30PM	Any and all Public Business
June 5 (Wednesday)		6:30PM	Any and all Public Business
June 19 (Wednesday)		6:30PM	Any and all Public Business

November 21, 2023
Regular Meeting

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

July 3 (Wednesday)	6:30PM	Any and all Public Business
July 17 (Wednesday)	6:30PM	Any and all Public Business
August 7 (Wednesday)	6:30PM	Any and all Public Business
August 21 (Wednesday)	6:30PM	Any and all Public Business
September 4 (Wednesday)	6:30PM	Any and all Public Business
September 18 (Wednesday)	6:30PM	Any and all Public Business
October 2 (Wednesday)	6:30PM	Any and all Public Business
October 16 (Wednesday)	6:30PM	Any and all Public Business
November 6 (Wednesday)	6:30PM	Any and all Public Business
November 19 (Tuesday)	6:30PM	Any and all Public Business
December 4 (Wednesday)	6:30PM	Any and all Public Business
December 18 (Wednesday)	6:30PM	Any and all Public Business

Location for Meetings:

All Regular Session Meetings herein scheduled shall be held as remote public meetings, without a physical meeting taking place, unless and until either: this annual notice is revised; and/or Adequate and Electronic Notice or other lawful notice is provided that a meeting or meeting(s) herein scheduled will take place either physically or both physically and remotely. Any physical meeting of the Mayor and Board of Commissioners will be held at:
Municipal Building (Court Chambers located on Second Floor) 428 – 60th Street, WNY, NJ 07093 or, should the Court Chambers be unavailable or the need for a larger space be required, at Albio Sires Elementary School – PS #4, 6300 Palisade Avenue, West New York, NJ 07093.

Notice of a meeting taking place physically or both physically and remotely will be posted at least seven (7) days in advance on the Town’s website at <http://www.westnewyorknj.org/> with the appropriate location of the meeting.

Remote Meeting Instructions

Instructions for accessing, participating in the public hearing and making public comment are as follows (or as may amended and superseded by instructions posted on the Town’s website, <http://www.westnewyorknj.org/>, for a particular meeting posted at least seven (7) days in advance of regular meeting):

Please note, members of the public are strongly advised to submit questions prior to the meeting via email to Adelinnny Plaza, RMC at townclerk@westnewyorknj.org on any matter before the board to allow for any member of the public who may want to participate to do so prior and during the course of the meeting at least forty-eight hours prior to a regularly scheduled meeting, except that if the 48th hour before a meeting falls on a legal holiday. Participants opting to call in may participate and must raise their hand during the public session portion by pressing star nine (*9). Once recognized by the host, the participant will be allowed to speak for five minutes. Participants will be asked to provide their name and address for the record. As with physical meetings, participants are also directed to follow any additional instructions that may be given during a remote meeting.

Adelinnny Plaza, RMC, Town Clerk

BY ORDER OF THE MAYOR AND
BOARD OF COMMISSIONERS OF
THE TOWN OF WEST NEW YORK

RESOLUTION #R23-349
RE: AMENDING RESOLUTION #R23-162 PUBLIC COMMISSION MEETING DATES
FOR THE TOWN OF WEST NEW YORK FOR THE 2023 CALENDAR YEAR

WHEREAS, Chapter 231 Laws of 1975 known as "The Open Public Meeting Law" effective January 19, 1976 was enacted so as to insure the right of all citizens to have advance notice of and to attend all meetings of public bodies at which any business effecting the public is discussed or acted upon; and,

November 21, 2023
Regular Meeting

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

WHEREAS, all meetings of all public bodies wherein formal action, decision or discussion relating to the public business may take place, are required to be publicly announced and scheduled, with adequate posting and advance notice of the time, date, location and to the extent known, the purpose of the agenda of each meeting.

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, as follows:

- 4. All Boards, Commissions, Authorities, Bodies of other entities of the Town of West New York coming within the scope and intent of said statute shall comply with same, according to the terms thereof.
- 5. The following are designated as meetings of the Mayor and Board of Commissioners of the Town of West New York, New Jersey at which public business may be formally discussed, decided or acted upon.
- 6. This Resolution will be advertised in accordance with the law.

YEAR 2023			
<u>Date</u>	<u>Work Session</u> <u>Time</u>	<u>Meeting</u> <u>Time</u>	<u>Purpose/Agenda</u>
December 5 (Tuesday)	6:00PM	6:30PM	Any and all Public Business
December 13 (Wednesday)	6:00PM	6:30PM	Any and all Public Business

Location for Meetings:
All Regular Session Meetings herein scheduled shall be held as remote public meetings, without a physical meeting taking place, unless and until either: this annual notice is revised; and/or Adequate and Electronic Notice or other lawful notice is provided that a meeting or meeting(s) herein scheduled will take place either physically or both physically and remotely. Any physical meeting of the Mayor and Board of Commissioners will be held at:

Municipal Building (Court Chambers located on Second Floor) 428 – 60th Street, WNY, NJ 07093 or, should the Court Chambers be unavailable or the need for a larger space be required, at Albio Sires Elementary School – PS #4, 6300 Palisade Avenue, West New York, NJ 07093.

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Please note, members of the public are strongly advised to submit questions prior to the meeting via email to Adelinn Plaza, RMC at townclerk@westnewyorknj.org on any matter before the board to allow for any member of the public who may want to participate to do so prior and during the course of the meeting at least forty-eight hours prior to a regularly scheduled meeting, except that if the 48th hour before a meeting falls on a legal holiday. Participants opting to call in may participate and must raise their hand during the public session portion by pressing star nine (*9). Once recognized by the host, the participant will be allowed to speak for three (3) minutes. Participants will be asked to provide their name and address for the record. As with physical meetings, participants are also directed to follow any additional instructions that may be given during a remote meeting.

Adelinn Plaza, RMC, Town Clerk

BY ORDER OF THE MAYOR AND
BOARD OF COMMISSIONERS OF
THE TOWN OF WEST NEW YORK

November 21, 2023
Regular Meeting

Consent Agenda (Cont.):

RESOLUTION #R23-350
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	REDEMPTIO N	PREMIUM
NOVEMBER 2ND MEETING						
DEFINED CAPITAL, LLC	168.01	8.03	C0430	21-0406	\$3,793.03	\$2,100.00
EVOLVE BANK & TRUST	120	38		22-0214	\$1,826.32	\$12,700.00
EVOLVE BANK & TRUST	38	9	C0034	22-0080	\$2,046.22	\$8,500.00
FIG CUST FIGNJ19LLC & SEC PTY	63	13		20-0207	\$478.52	\$1,500.00
FIG CUST FIGNJ19LLC & SEC PTY	74	4	C0025	20-0236	\$3,211.63	\$1,700.00
PAM INVESTORS	59	4		17-0126	\$2,671.30	\$100.00
PRO CAP 8 FBO FIRSTRUST BANK	62	1	C0008	21-0157	\$513.67	\$1,500.00
PRO CAP 8 FBO FIRSTRUST BANK	72	4		22-0137		\$11,000.00
SUBTOTAL:					\$14,540.69	\$39,100.00
TOTAL:					\$53,640.69	

RESOLUTION #R23-351
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
ROSA MARMOL 569 53 RD ST UNIT 212 WEST NEW YORK, NJ 07093	110/5/C0212	\$21.05	2021

Regular Meeting

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

GUANG CHAO ZHENG 302 MIDLAND COURT WEST NEW YORK, NJ 07093	168.01/1/C0302	\$4315.00	2023
DANNY CHEN & YU KAN TZU 5808 WASHIGTON ST #310 WEST NEW YORK, NJ 07093	130/5.01/C0310	\$352.68	2023
GARIPPA, JENNIFER 2500 BISCAYNE BLVD. UNIT 1201 MIAMI, FL 33137	168.01/8.01 C0110	\$1,145.33	2023
GRAND TOTAL:		\$5,834.06	

RESOLUTION #R23-352
RE: AUTHORIZING HUDSON COUNTY 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 in the Town of West New York (“Town”); and

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, relating to said respective properties.

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

<u>NAME</u>	<u>BLOCK-LOT</u>	<u>AMOUNT</u>	<u>YEAR</u>
TIMOTHY MIDDLETON ATTY. FOR LEE RICHARD	168.01/8.03 C0125	\$1,617.01	2023
ROBERT SPIOTT ATTY. FOR FOR HIPOLITO & ELLA	168.01/8.03 C0221	\$1,921.92	2023
	GRAND TOTAL	\$3,538.93	

November 21, 2023
Regular Meeting

Consent Agenda (Cont.):

RESOLUTION #R23-353
RE: APPLYING OVERPAYMENT TO REDEEM TAX SALE CERTIFICATE 22-0137

WHEREAS, the Tax Collector sold Tax Sale Certificate 22-0137 at a Tax Sale held on December 15, 2022 for property located at 5406 Park Avenue A/K/A block 72 lot 4 to PRO CAP 8 FBO FIRSTTRUST BANK; and

WHEREAS, there is credit in the amount of \$9,804.00 on the property and the taxpayer is requesting to use their credit to redeem Tax Sale Certificate 22-0137 in the amount of \$7,133.82 and apply the remaining credit in the amount of \$2,670.18 to the 2024 taxes.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Board of Commissioners that the Tax Collector is hereby authorized to use the credit to redeem Tax Sale Certificate 22-0137 and to adjust the Tax Record accordingly.

NAME	BLOCK/LOT	CERTIFICATE	AMOUNT
PRO CAP 8 FBO FIRSTTRUST BANK	72/4	22-0137	\$7,133.82

GRAND TOTAL \$7,133.82

RESOLUTION #R23-354
**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 (2 nd Occasion)	December 8, 2023 at 10:00 a.m.
Architectural Services for Special Projects (2 nd Occasion)	December 8, 2023 at 10:30 a.m.
Conflict Counsel – Planning Board (3 rd Occasion)	December 8, 2023 at 10:45 a.m.
Conflict Counsel – Zoning Board (3 rd Occasion)	December 8, 2023 at 11:00 a.m.
Library Board Attorney (3 rd Occasion)	December 8, 2023 at 11:15 a.m.
Municipal Planner Services (3 rd Occasion)	December 8, 2023 at 11:30 a.m.
Pilot Audit (3 rd Occasion)	December 8, 2023 at 11:45 a.m.
Redevelopment Counsel (3 rd Occasion)	December 8, 2023 at 12:00 p.m.
Special Construction Code Litigation Counsel (3 rd Occasion)	December 8, 2023 at 12:15 p.m.
Special Counsel - Foreclosure Services (2 nd Occasion)	December 8, 2023 at 2:00 p.m.
Tenant Advocacy Attorney (3 rd Occasion)	December 8, 2023 at 2:15 p.m.
Zoning Board Attorney (3 rd Occasion)	December 8, 2023 at 2:30 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;
November 21, 2023

Regular Meeting

Consent Agenda (Cont.):

Resolution (Cont.):

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 #R23-355

**RE: AUTHORIZING THE PURCHASE OF THREE (3) 2024 FORD INTERCEPTOR
AWD UTILITY VEHICLES FOR THE TOWN OF WEST NEW YORK POLICE
DEPARTMENT**

WHEREAS, the Town of West New York ("Town") seeks to purchase three (3) 2024 Ford Interceptor Utility vehicles for the Town of West New York Police Department; and

WHEREAS, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), the Town may, by resolution and without advertising for bids, purchase certain goods or services through an approved State of New Jersey Cooperative Purchasing Program Contract entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, Winner Ford, located at 250 Haddonfield-Berlin Road, Cherry Hill, NJ 08034-3591, provided the Town with a quote for the purchase of three (3) 2024 Ford Interceptor Utility vehicles pursuant to NJ State Contract #20-FLEET-01189, in the amount of \$46,227.40 per vehicle, for a total purchase amount not to exceed \$138,682.20.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Board of Commissioners of the Town of West New York do hereby authorize the purchase of three (3) 2024 Ford Interceptor Utility vehicles from Winner Ford, located at 250 Haddonfield-Berlin Road, Cherry Hill, NJ 08034-3591, pursuant to NJ State Contract #20-FLEET-01189, for the amount of \$46,227.40 per vehicle, for a total purchase amount not to exceed \$138,682.20.

BE IT FURTHER RESOLVED that the Mayor, the Town Clerk and/or the Temporary Qualified Purchasing Agent shall be authorized to take all necessary steps to execute the documents to effectuate the purposes set forth herein.

BE IT FURTHER RESOLVED that the Chief Financial Officer certifies that funds are available for this purchase in account 13-286-56-103-000.

November 21, 2023
Regular Meeting

Consent Agenda (Cont.):

RESOLUTION #R23-356

RE: AUTHORIZING THE PURCHASE OF ONE (1) 2024 FORD EDGE SE 4WD SPORT UTILITY VEHICLE FROM HERTRICH FLEET SERVICES, INC.

WHEREAS, the Town of West New York ("Town") seeks to purchase a 2024 Ford Edge SE 4WD Sport Utility Vehicle for the Town of West New York Police Department; and

WHEREAS, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), the Town may, by resolution and without advertising for bids, purchase certain goods or services through an approved State of New Jersey Cooperative Purchasing Program Contract entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, Hertrich Fleet Services, Inc., located at 1427 Bay Road, Milford, DE 19963, provided the Town with a quote to purchase a 2024 Ford Edge SE 4WD Sport Utility Vehicle pursuant to NJ State Contract #209-FLEET-01387 (T2007), for a total in the amount of \$35,956.00.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Board of Commissioners of the Town of West New York do hereby authorize the purchase of one (1) 2024 Ford Edge SE 4WD Sport Utility Vehicle from Hertrich Fleet Services, Inc., located at 1427 Bay Road, Milford, DE 19963, pursuant to NJ State Contract #209-FLEET-01387 (T2007), for a total purchase amount not to exceed \$35,956.00.

BE IT FURTHER RESOLVED that the Mayor, the Town Clerk and/or the Temporary Qualified Purchasing Agent shall be authorized to take all necessary steps to execute the documents to effectuate the purposes set forth herein.

BE IT FURTHER RESOLVED that the Chief Financial Officer certifies that funds are available for this purchase in account 13-286-56-103-000.

RESOLUTION #R23-357

RE: AUTHORIZING CONTRACT WITH PLANET TECHNOLOGIES, INC., LLC. FOR E-MAIL HOSTING/MANAGEMENT SERVICES

WHEREAS, the Town of West New York ("Town") presently receives e-mail hosting/management services from Planet Technologies, Inc.; and

WHEREAS, the Town of West New York solicited quotations for the required e-mail hosting/management services; and

WHEREAS, Planet Technologies, Inc. submitted a proposal (Quote #: Q-02132) to continue providing the Town with the required e-mail hosting/management services, pursuant to the rates and amounts set forth in the quote, for a total annual contract amount not to exceed amount of \$17,825.28; and

WHEREAS, the Town seeks to award a contract to Planet Technologies, Inc., pursuant to a non-fair and open process as provided by N.J.S.A. 40A:11-6.1, for the provision of e-mail hosting/management services for a total annual contract amount not to exceed \$17,825.28; and

WHEREAS, Planet Technologies, Inc. has completed and submitted a Business Disclosure Certification which certifies that it has not made any reportable contributions to a political or candidate committee in the Town of West New York in the previous one year, and that the contract will prohibit it from making any reportable contributions through the term of the contract per N.J.S.A. 19:44A-20.8.

November 21, 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, County of Hudson, State of New Jersey, do hereby authorize a contract with Planet Technologies, Inc., LLC, located at 20400 Observation Drive, Suite 107 Germantown, MD 20876, for the provision of e-mail hosting/management services for a total annual contract amount not to exceed \$17,825.28 pursuant to the rates and amounts set forth in the proposal; and

BE IT FURTHER RESOLVED, the term of this contract shall be for a one (1) year period and may include a one-year renewal option at the discretion of the Town and in accordance with New Jersey Local Public Contracts Law.

BE IT FURTHER RESOLVED that the Mayor and/or Town Administrator are hereby authorized to take any necessary steps to execute a contract with Planet Technologies, Inc. for the provision of e-mail hosting/management services as required by the Town and to further effectuate the purposes set forth in this Resolution.

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.

RESOLUTION #R23-358
RE: REAPPOINTING ALAIN GOMEZ AS THE CLASS II MEMBER OF THE TOWN
OF WEST NEW YORK PLANNING BOARD
(October 20, 2023- October 19, 2024)

WHEREAS, the Mayor is responsible for the appointment of Class II members to serve on the Town of West New York Planning Board; and

WHEREAS, Alain Gomez is qualified and eligible for reappointment to serve as the Class II member of the West New York Planning Board; and

WHEREAS, the Mayor seeks to appoint, and the Board of Commissioners concurs with the reappointment of, Alain Gomez to serve as the Class II member of the West New York Planning Board, pursuant to N.J.S.A. 40:55D-23, for a one (1) year term retroactively effective as of October 20, 2023 and expiring on October 19, 2024.

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

1. Alain Gomez is hereby reappointed to serve as a Class II member of the Planning Board for a one-year term commencing October 20, 2023 and expiring October 19, 2024.

RESOLUTION #R23-359
RE: APPOINTING ISRAEL FUENTES TO SERVE AS CLASS IV MEMBER OF THE
TOWN OF WEST NEW YORK PLANNING BOARD FOR 2022-2026

WHEREAS, the Mayor is responsible for the appointment of Class IV members of the Town of West New York Planning Board; and

WHEREAS, Ignacio Amaro was appointed to serve as a Class IV member of the West New York Planning Board which expires on June 16, 2026; and

November 21, 2023
Regular Meeting

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

WHEREAS, Ignacio Amaro is no longer able to serve as a Class IV member on the West New York Planning Board and there is a vacancy for the remainder of his unexpired term expiring on June 16, 2026; and

WHEREAS, Israel Fuentes, residing at 120 58th Street, West New York, NJ 07093, is qualified and eligible for appointment to serve as a Class IV member of the Town of West New York Planning Board for the remainder of Ignacio Amaro's unexpired term which ends on June 16, 2026; and

WHEREAS, the Mayor seeks to reappoint, and the Board of Commissioners consents to the appointment of Israel Fuentes to fill the vacancy created by Ignacio Amaro to serve as a Class IV member of the West New York Planning Board for the remainder of his unexpired four-year term ending on June 16, 2026.

NOW, THEREFORE, BE IT RESOLVED by the Mayor, with the concurrence of the Board of Commissioners of the Town of West New York, County of Hudson, State of New Jersey, do hereby authorize the appointment of Israel Fuentes, residing at 120 58th Street, West New York, NJ 07093, to fill the vacancy created by Ignacio Amaro, to serve as a Class IV member of the Planning Board for the remainder of the unexpired four-year term between June 17, 2022 and June 16, 2026.

RESOLUTION #R23-360

RE: AUTHORIZING THE APPOINTMENT OF ANGIE GUTIERREZ CUELLAR AS A CLASS IV MEMBER TO THE TOWN OF WEST NEW YORK PLANNING BOARD

WHEREAS, pursuant to N.J.S.A. 40:55D-23 the Mayor of the Town of West New York appoints Class IV members to the Town of West New York Planning Board; and

WHEREAS, Ismail Muhammad Dalia was appointed to serve as a Class IV member of the West New York Planning Board for a four (4) year term expiring on December 30, 2026; and

WHEREAS, a vacancy exists because Ismail Muhammad Dalia is no longer available to serve as a Class IV member of the Planning Board; and

WHEREAS, Angie Gutierrez Cuellar, residing at 6111 Park Avenue, Apartment 3A, West New York, NJ 07093, is qualified and eligible for appointment to fill the vacancy in the position as a Class IV member of the West New York Planning Board for the remainder of Ismail Muhammed Dalia's unexpired four-year term, ending on December 30, 2026; and

WHEREAS, the Mayor of the Town of West New York now seeks to appoint Angie Gutierrez Cuellar, residing at 6111 Park Avenue, Apartment 3A, West New York, NJ 07093, to fill the vacancy created by Ismail Muhammed Dalia and serve as a Class IV member of the West New York Planning Board for the remainder of her unexpired four (4) year term, which began on December 31, 2022 and expires on December 30, 2026.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Board of Commissioners of the Town of West New York, County of Hudson, State of New Jersey, do hereby authorize the appointment of Angie Gutierrez Cuellar, residing at 6111 Park Avenue, Apartment 3A, West New York, NJ 07093, to fill the vacancy created by Ismail Muhammed Dalia as a Class IV member of the West New York Planning Board for the remainder of the unexpired four (4) year term, between December 31, 2022 and December 30, 2026.

November 21, 2023
Regular Meeting

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 **Commissioner Diaz**, seconded by **Commissioner Parkinson**, to **open the public hearing** on this Ordinance. The motion was carried by the following vote:

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

It was regularly moved by **Commissioner Parkinson**, seconded by **Commissioner Barrera**, to **close the public hearing and adopt** this Ordinance. The motion was carried by the following vote:

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

Note: Mayor Sires announced that this is federal funding that he secured for the Town while in Congress before becoming Mayor in West New York.

Public Portion:

It was regularly moved by **Mayor Sires** and seconded by **Commissioner Diaz**, **To open Public Portion of meeting at 6:37 p.m.** The motion was carried by the following vote:

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

Note: Town Administrator Luis Baez acknowledged Mayor Sires, the Board of Commissioners, and the West New York Police Department for their collaborative efforts in partnering with the Make-A-Wish Foundation to grant 6-year-old Sorianny Vasquez's wish to spend a day as a police officer.

1. Michael Sanchez, 320 58th Street, West New York, NJ:

Mr. Sanchez greeted the governing body and introduced himself as a Middle School teacher. He thanked the Mayor and Board of Commissioners for all of their support and ongoing commitment to give back to the students and contribution to West New York's youth. The Mayor and Board of Commissioners congratulated Mr. Sanchez.

November 21, 2023
Regular Meeting

Public Portion (Cont.):

It was regularly moved by **Commissioner Parkinson** and seconded by **Commissioner Diaz**, to **close the Public Portion of the meeting and Adjourn at 6:41 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