

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

Minutes of Regular Meeting
(Regular Session)
December 13, 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

December 13, 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, December 13, 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), Joseph Roque (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 **December 13, 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 **November 21st, 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 **December 6th, 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 Joseph Roque.**

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 Barrera** that the Payment of Claims of: **December 13, 2023** be approved. The motion was carried by the following vote:

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

December 13, 2023
Regular Meeting

COMMUNICATION
RE: AREA IN NEED OF REDEVELOPMENT LETTER FROM WEST NEW YORK
PLANNING BOARD

BRUNO AND FERRARO
C O U N S E L O R S A T L A W

Robert A. Ferraro
John J. Bruno, Jr.*⁴
Ike R. Gavzy (1954-2011)

¹ Member NJ and PA Bar
² Member U.S. District Court
Southern, Eastern and Northern Districts of N.Y.
³ Certified Criminal Trial Attorney
⁴ Member NJ and NY Bar

301 Route 17 North • Suite 211 • Rutherford, NJ 07070
(201) 460-9494 • Fax (201) 460-0276
www.brunoferraro.com

Jonathan J. Bruno
John F. Latorocca
John W. Ferraro
Mark H. Ranges
Kenneth Ralph*

Edward J. De Fazio*
Of Counsel

December 13, 2023

Adelunny Plaza
Town Clerk
West New York, New Jersey

Re: Block 125 Lot 1; Block 126 Lot 28

Dear Ms. Plaza,

As attorney to the West New York Planning Board, I report that the Planning Board undertook an investigation of Block 125, Lot 1 and Block 126 Lot 28. The Board accepted the report of Heyer Gruel & Associates dated November 7, 2023, and in particular finds that the subject lots meet Criteria C & D of N.J. S. A. 40: 12A-5. Accordingly, the Planning Board finds that these lots constitute an area in need of redevelopment.

Very truly yours,

Robert A. Ferraro
Robert A. Ferraro

December 13, 2023
Regular Meeting

Consent Agenda:

It was regularly moved by **Mayor Sires**, seconded by **Commissioner Diaz** that the following Consent Agenda Items **Nos. R23-405 through R23-441 (excluding #R23-427 Re: Cancellation of Stale Dated Outstanding Checks, #R23-436 Re: Approving Transfers between Budget Appropriations, #R23-438 Re: Adopting a Cash Management Plan for the Town of West New York)** 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 #R23-405 through #R23-441, excluding #R23-427, #R23-436 and #R23-438 which required a separate vote.

RESOLUTION #R23-405

RE: ESTABLISHING RESTRICTED PARKING IN FRONT OF ONE (1) RESIDENCE FOR USE BY HANDICAPPED RESIDENT AS FOLLOWS: 412 52nd STREET, WEST NEW YORK (FRANCISCO L. ALVAREZ)

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

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

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Francisco L. Alvarez 412 52 nd Street West New York, NJ, 07093	North	Begin at a point, along the North side of 52 nd Street, walking West 164 feet from the North East crosswalk of 52 nd Street & Palisade Ave. Then 20 feet West there from.

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

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

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

December 13, 2023
Regular Meeting

Consent Agenda (Cont.):

RESOLUTION #R23-406
RE: APPOINTING NATALIE L. GOMEZ AS A MEMBER OF THE TOWN OF WEST
NEW YORK HOUSING AUTHORITY
(October 20, 2022 – October 19, 2027)

WHEREAS, Nereyda A. Reyes was appointed to serve as a member of the Town of West New York's Housing Authority for a five-year term between October 20, 2022 through October 19, 2027; and

WHEREAS, Nereyda A. Reyes has resigned from the position as a member of the Town of West New York Housing Authority, creating a vacancy for the remainder of her unexpired term;

WHEREAS, Natalie L. Gomez, residing at 6040 Boulevard East, Apt. 7, West New York, NJ 07093, is qualified and eligible for appointment to fill the vacancy created by Nereyda A. Reyes and serve as a member of the West New York Housing Authority for the remainder of the unexpired term, ending on October 19, 2027; and

WHEREAS, the Mayor and the Board of Commissioners of the Town of West New York seek to appoint Natalie L. Gomez, residing at 6040 Boulevard East, Apt. 7, West New York, NJ 07093 to fill the vacancy created by the resignation of Nereyda A. Reyes and serve as a member of the Town of West New York Housing Authority for the remainder of the unexpired five (5) year term expiring on October 19, 2027.

NOW THEREFORE, BE IT RESOLVED that the Mayor and the Board of Commissioners of the Town of West New York do hereby authorize the appointment of Natalie L. Gomez, residing at 6040 Boulevard East, Apt. 7, West New York, NJ 07093 to fill the vacancy created by the resignation of Nereyda A. Reyes and serve as a member of the Town of West New York Housing Authority for the remainder of the unexpired five (5) year term expiring on October 19, 2027.

RESOLUTION #R23-407
RE: AUTHORIZING THE APPOINTMENT OF BRADLEY MANSO TO THE HUDSON
REGIONAL HEALTH COMMISSION

WHEREAS, the Town of West New York is a member of the Hudson Regional Health Commission ("Commission"); and

WHEREAS, Maria Alvarez previously served as a member on the Hudson Regional Health Commission for a term which expired on September 1, 2023; and

WHEREAS, there is a vacancy on the Hudson Regional Health Commission due to the retirement of Maria Alvarez; and

WHEREAS, Bradley Manso, residing at 433 52nd Street, Apt. 5, West New York, NJ 07093, is qualified and capable to serve as a member of the Board of Commissioners for the Hudson Regional Health Commission; and

WHEREAS, the Town of West New York seeks to appoint Bradley Manso, residing at 433 52nd Street, Apt. 5, West New York, NJ 07093, to serve as a member of the Board of Commissioners for the Hudson Regional Health Commission on behalf of the Town of West New York.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Board of Commissioners for the Town of West New York, County of Hudson, State of New Jersey do hereby authorize the appointment of Bradley Manso, residing at 433 52nd Street, Apt. 5, West New York, NJ 07093, to serve as a member of the Board of Commissioners for the Hudson Regional Health Commission on behalf of the Town of West New York.

December 13, 2023
Regular Meeting

Consent Agenda (Cont.):

RESOLUTION #R23-408
RE: RE-APPOINTING ALAIN JOVER AS MEMBER OF THE
TOWN OF WEST NEW YORK ALCOHOLIC BEVERAGE CONTROL BOARD
(December 16, 2023 – December 15, 2026)

WHEREAS, the Town of West New York's (the "Town") Alcoholic Beverage Control Board ("ABC" Board) is comprised of three (3) members; and

WHEREAS, Alain Jover serves as a member on the ABC Board for the Town of West New York for a term expiring on December 16, 2023; and

WHEREAS, the Director of the Department of Public Affairs seeks to re-appoint Alain Jover to serve as a member of the Town of West New York ABC Board for a three (3) year term commencing on December 16, 2023 through December 15, 2026; and

WHEREAS, Alain Jover is qualified and eligible for re-appointment to serve as a member on the ABC Board for a three (3) year term commencing on December 16, 2023 through December 15, 2026.

NOW THEREFORE, BE IT RESOLVED that the Mayor and the Board of Commissioners of the Town of West New York do hereby authorize the re-appointment of Alain Jover to serve as a member of the Alcoholic Beverage Control Board for the Town of West New York for a three (3) year term commencing retroactively as of December 16, 2023 until December 15, 2026.

RESOLUTION #R23-409
RE: TO RE-APPOINT JOSE C. MUNOZ AS MEMBER OF THE NORTH HUDSON
REGIONAL FIRE AND RESCUE MANAGEMENT COMMITTEE
(January 1, 2024 – December 31, 2024)

WHEREAS, Jose C. Munoz was previously re-appointed to serve as a member of the North Hudson Regional Fire and Rescue Management Committee for a one (1) year term expiring on December 31, 2023; and

WHEREAS, Jose C. Munoz is qualified and eligible for re-appointment to serve as a member of the Management Committee of the North Hudson Regional Fire and Rescue for a one (1) year term effective beginning January 1, 2024 through December 31, 2024; and

WHEREAS, the Mayor and the Board of Commissioners of the Town of West New York seek to re-appoint Jose C. Munoz to serve as a member of the Management Committee of the North Hudson Regional Fire and Rescue for an additional one (1) year term effective as of January 1, 2024 until December 31, 2024.

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Board of Commissioners of the Town of West New York do hereby reappoint Jose C. Munoz to serve as a member of the Management Committee of the North Hudson Regional Fire and Rescue for an additional one (1) year term commencing beginning January 1, 2024 through December 31, 2024.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the North Hudson Regional Fire and Rescue and a copy shall be filed with the Office of the Town Clerk.

December 13, 2023
Regular Meeting

Consent Agenda (Cont.):

RESOLUTION #R23-410
RE: RE-APPOINTING AMIRZA HERNANDEZ TO THE TOWN OF WEST NEW
YORK LIBRARY BOARD
(Term: December 17, 2023 - December 16, 2028)

WHEREAS, Amirza Hernandez was appointed to serve as a member of the Town of West New York Library Board (“Library Board”) for a five (5) year term expiring on December 16, 2023; and

WHEREAS, Amirza Hernandez is qualified and eligible for re-appointment to serve as a member of the West New York Library Board for an additional five (5) year term between December 17, 2023 through December 16, 2028; and

WHEREAS, the Mayor and the Board of Commissioners seek to re-appoint Amirza Hernandez, residing at 6503 Hudson Avenue in West New York, New Jersey, to serve as a member of the West New York Library Board for a five (5) year term commencing on December 17, 2023 and ending on December 16, 2028.

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 re-appointment of Amirza Hernandez, residing at 6503 Hudson Avenue in West New York, New Jersey, to serve as a member of the West New York Library Board for a five (5) year term, commencing as of December 17, 2023 and expiring on December 16, 2028.

RESOLUTION #R23-411
RE: APPOINTING ELSA L. RODRIGUEZ TO THE TOWN OF WEST NEW YORK
LIBRARY BOARD 2022-2027

WHEREAS, the Mayor and the Board of Commissioners are responsible for the appointment of members to the Town of West New York Library Board (“Board”); and

WHEREAS, Barbara Viu was appointed as a member of the West New York Library Board for a five-year term that expired on January 16, 2022; and

WHEREAS, the Mayor and the Board of Commissioners are responsible for appointing a member to fill the vacancy existing on the West New York Library Board; and

WHEREAS, the Mayor and the Board of Commissioners seek to appoint Elsa L. Rodriguez, residing at 568-67th Street, Apt. 2, West New York, NJ 07093, to serve as a member of the West New York Library Board for a five (5) year term, to be retroactively effective beginning on January 17, 2022 and terminating on January 16, 2027.

NOW THEREFORE BE IT RESOLVED that the Mayor and the Board of Commissioners of the Town of West New York do hereby authorize the appointment of Elsa L. Rodriguez, residing at 568-67th Street, Apt. 2, West New York, NJ 07093, to fill the vacancy and serve as a member of the West New York Library Board for a retroactively effective five (5) year term, beginning on January 17, 2022 and terminating on January 16, 2027.

December 13, 2023
Regular Meeting

Consent Agenda (Cont.):

RESOLUTION #R23-412
RE: RE-APPOINTING KATHERINE CHAO AS MEMBER OF THE WEST NEW
YORK BOARD OF ADJUSTMENT
(TERM: 01/20/2024 - 01/19/2028)

WHEREAS, the Board of Commissioners is responsible for the appointment of members to the Town of West New York Zoning Board of Adjustment (“Board”), pursuant to N.J.S.A. 40:55D-69; and

WHEREAS, Katherine Chao was appointed to serve as member of the West New York Board of Adjustment for a four (4) year term expiring on January 20, 2024; and

WHEREAS, Katherine Chao is qualified and eligible for re-appointment to serve as a member of the West New York Zoning Board of Adjustment for a four (4) year term commencing January 20, 2024 and expiring January 19, 2028; and

WHEREAS, the Board of Commissioners seek to re-appoint Katherine Chao as member of the West New York Zoning Board of Adjustment for a four (4) year term commencing January 20, 2024 until January 19, 2028.

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, do hereby authorize as follows:

1. Katherine Chao residing at 588 65th Street, Apartment 2, West New York, New Jersey, is hereby re-appointed to serve as member of the Town of West New York Zoning Board of Adjustment for a four (4) year term, commencing January 20, 2024 through January 19, 2028.

RESOLUTION #R23-413
RE: TO RE-APPOINT AYLEN JOVER TO THE TOWN OF WEST NEW YORK RENT
CONTROL BOARD FOR 2024-2025
(January 21, 2024 – January 20, 2025)

WHEREAS, pursuant to Section 312-14 of the Code of the Town of West New York (the “Town”), the Town’s Board of Commissioners is responsible for the appointment of members to the West New York Rent Control Board; and

WHEREAS, Aylene Jover was appointed to serve as a member of the Town of West New York Rent Control Board for a one-year term which expires on January 20, 2024; and

WHEREAS, Aylene Jover is qualified and eligible for re-appointment to serve as a member of the Town of West New York Rent Control Board for a one-year term beginning on January 21, 2024 through January 20, 2025;

WHEREAS, the Mayor and the Board of Commissioners of the Town of West New York seek to re-appoint Aylene Jover to serve as a member on the Town of West New York Rent Control Board for a one-year term, beginning on January 21, 2024 through January 20, 2025.

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 as follows:

December 13, 2023
Regular Meeting

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

2. Aylen Jover is re-appointed to serve as a member of the Town of West New York Rent Control Board for a one (1) year term commencing as of January 21, 2024 and expiring on January 20, 2025.

BE IT FURTHER RESOLVED that a copy of this Resolution shall be forwarded to the West New York Rent Control Board.

RESOLUTION #R23-414
RE: TO RE-APPOINT BRIAN VELAZQUEZ, JOHNNY RODRIGUEZ, MARILEIDYS
BALDEO TO THE TOWN OF WEST NEW YORK RENT CONTROL BOARD FOR
2023-2024 (December 17, 2023 – December 16, 2024)

WHEREAS, pursuant to Section 312-14 of the Code of the Town of West New York (the “Town”), the Town’s Board of Commissioners is responsible for the appointment of members to the West New York Rent Control Board; and

WHEREAS, Brian Velazquez, Johnny Rodriguez, and Marileidys Baldeo were appointed to serve as members of the Town of West New York Rent Control Board for one-year terms which expire on December 16, 2023; and

WHEREAS, Brian Velazquez, Johnny Rodriguez and Marileidys Baldeo are qualified and eligible for re-appointment to serve as members of the Town of West New York Rent Control Board for one-year terms beginning on December 17, 2023 through December 16, 2024; and

WHEREAS, the Mayor and the Board of Commissioners of the Town of West New York seek to reappoint Brian Velazquez, Johnny Rodriguez and Marileidys Baldeo to serve as members on the Town of West New York Rent Control Board for one-year terms, beginning on December 17, 2023 through December 16, 2024.

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 as follows:

3. Brian Velazquez is reappointed to serve as a member of the Town of West New York Rent Control Board for a one (1) year term commencing as of December 17, 2023 and expiring on December 16, 2024; and
4. Johnny Rodriguez is reappointed to serve as a member of the Town of West New York Rent Control Board for a one (1) year term commencing as of December 17, 2023 and expiring on December 16, 2024; and
5. Marileidys Baldeo is reappointed to serve as a member of the Town of West New York Rent Control Board for a one (1) year term commencing as of December 17, 2023 and expiring on December 16, 2024.

BE IT FURTHER RESOLVED that a copy of this Resolution shall be forwarded to the West New York Rent Control Board.

December 13, 2023
Regular Meeting

Consent Agenda (Cont.):

RESOLUTION #R23-415

RE: RE-APPOINTING MICHAEL CALDERARA TO THE WEST NEW YORK BOARD OF ADJUSTMENT (TERM: 01/01/2024 to 12/31/2027)

WHEREAS, the Board of Commissioners is responsible for the appointment of members to the Town of West New York Zoning Board of Adjustment (“Board”), pursuant to N.J.S.A. 40:55D-69; and

WHEREAS, Michael Calderara term as member of the West New York Board of Adjustment expires on December 31, 2023; and

WHEREAS, Michael Calderara is qualified and eligible for re-appointment to serve as a member of the West New York Zoning Board of Adjustment for an additional four (4) year term beginning January 1, 2024 through December 31, 2027; and

WHEREAS, the Board of Commissioners seek to re-appoint Michael Calderara as member of the West New York Zoning Board of Adjustment for a four (4) year term beginning January 1, 2024 through December 31, 2027.

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, as follows:

6. Michael Calderara residing at 5508 Grant Place, Apartment 1, West New York, New Jersey, is re-appointed to serve as member of the Zoning Board of Adjustment for a four (4) year term, commencing on January 1, 2020 and expiring on December 31, 2023.

RESOLUTION #R23-416

RE: TO AUTHORIZE THE PURCHASE OF FIRST RESPONDER RESPIRATOR MASKS AND EQUIPMENT FOR THE TOWN OF WEST NEW YORK POLICE DEPARTMENT

WHEREAS, the Mayor and Board of Commissioners of the Town of West New York (“Town”) have determined that the Town requires first responder respirator masks and related equipment to be purchased for the Town of West New York Police Department; and

WHEREAS, pursuant to N.J.S.A. 40A:11-12, the Town may, without bidding, purchase the required first responder respirator masks and related equipment for the Town of West New York Police Department pursuant to NJ State Contract #17-FLEET-00732 with Atlantic Tactical; and

WHEREAS, Atlantic Tactical, located at 14 World’s Fair Drive, Somerset, NJ 08873, has provided the Town with a quote (SQ-80786235) for the purchase of the first responder respirator masks and related equipment required by the WNYPD, pursuant to NJ State Contract #17-FLEET-00732, valid between May 15, 2019 through May 13, 2024, in the amount of \$65,334.60; and

WHEREAS, the Mayor and Board of Commissioners of the Town of West New York have determined that it is in the best interest of the Town to authorize the purchase of the first responder respirator masks and related equipment from Atlantic Tactical as required by the WNYPD, pursuant to NJ State Contract #17-FLEET-00732, for a total purchase amount not to exceed \$65,334.60.

December 13, 2023
Regular Meeting

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

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 approve the purchase of the first responder respirator masks and related equipment from Atlantic Tactical for the Town of West New York Police Department, pursuant to NJ State Contract #17-FLEET-00732, for a total purchase amount not to exceed \$65,334.60.

BE IT FURTHER RESOLVED that the Temporary Purchasing Agent shall take all necessary steps to execute the documents to authorize this Purchase from Atlantic Tactical as set forth herein.

BE IT FURTHER RESOLVED that the Chief Financial Officer certifies that the necessary funds are available for this purchase from account numbers 01-201-22-762-020-99 and 13-286-56-102-000.

RESOLUTION #R23-417
RE: TO AMEND THE CONTRACT FOR SPECIAL PROJECTS ARCHITECT
SERVICES WITH CPA ARCHITECTURE, LLC FOR THE PERIOD ENDING
DECEMBER 31, 2023

WHEREAS, by prior Resolution #23-318, the Town of West New York ("Town") authorized a contract with CPA Architecture, LLC, located at 6401 Park Avenue, Suite 201, West New York, NJ 07093, for the provision of special project architect services for the period ending December 31, 2023, for a total amount to be determined on a per project basis; and

WHEREAS, the Town has determined that the contract for special project architect services with CPA Architecture, LLC must be increased due to additional services required by the Town through the end of the contract period on December 31, 2023, for an amended total contract amount not to exceed \$35,000.00; and

WHEREAS, the Certified Municipal Finance Officer recommends that the Town approve an amendment to the contract with CPA Architecture, LLC for special project architect services to authorize an increase for additional services required by the Town through the end of the contract period on December 31, 2023, for an amended total contract amount not to exceed \$35,000.00.

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 the CPA Architecture, LLC, located at 6401 Park Avenue, Suite 201, West New York, NJ 07093, for additional special project architect services required through the end of the contract period expiring on December 31, 2023, for an amended total contract amount not to exceed \$35,000.00.

BE IT FURTHER RESOLVED that the Mayor, the Business Administrator and/or the Town Clerk are hereby authorized to execute an amended contract with CPA Architecture, LLC 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 Chief Financial Officer certifies that the funds necessary for this contract are available in account 01-201-23-788-020-99.

December 13, 2023
Regular Meeting

Consent Agenda (Cont.):

RESOLUTION #R23-418

RE: AUTHORIZING CONTRACT FOR LIBRARY BOARD COUNSEL SERVICES TO THE LAW OFFICES OF MATEO PEREZ FOR 2024

WHEREAS, the Town West New York (“Town”) requires library board counsel services for the 2024 contract period; and

WHEREAS, the Town advertised via a Request for Proposals (“RFP”) using a fair and open process to procure a contract for library board counsel services for the period between January 1, 2024 and December 31, 2024; and

WHEREAS, the Town received a proposal submitted by the Law Offices of Mateo Perez, located at 4921 Bergenline Avenue, West New York, NJ 07093, for the provision of the required library board counsel services for the period between January 1, 2024 and December 31, 2024; and

WHEREAS, the Town evaluated the proposal and determined that the proposal provided by the Law Offices of Mateo Perez is legally sufficient and the required library board counsel services will be provided to the Town in a professional and cost-effective manner; and

WHEREAS, the Town seeks to award a contract for the provision of library board counsel services to The Law Offices of Mateo Perez, for the period between January 1, 2024 and December 31, 2024, pursuant to the rates set forth in the proposal, for a total contract amount not to exceed \$15,000.00.

NOW THEREFORE, BE IT RESOLVED that the Mayor and the Board of Commissioners of the Town of West New York do hereby authorize a contract with The Law Offices of Mateo Perez, located at 4921 Bergenline Avenue, West New York, NJ 07093, for the provision of library board counsel services for the period between January 1, 2024 and December 31, 2024, pursuant to the rates and amounts set forth in the proposal, for a total contract amount not to exceed \$15,000.00.

BE IT FURTHER RESOLVED that the Mayor and/or Municipal Administrator is hereby authorized to execute and deliver this contract on behalf of the Town, and the Municipal Clerk or Deputy Municipal Clerk is hereby authorized and directed to attest to the execution of this contract and to affix the corporate seal of the Town thereto.

BE IT FURTHER RESOLVED that the Chief Financial Officer certifies that the necessary funds are available for this Contract from account 01-201-33-840-020-99.

RESOLUTION #R23-419

RE: AUTHORIZING CONTRACT FOR REDEVELOPMENT COUNSEL SERVICES TO MCMANIMON, SCOTLAND & BAUMANN, LLC FOR 2024

WHEREAS, the Town of West New York (“Town”) sought proposals using a fair and open process, via a Request for Proposals (“RFP”) for the procurement of a contract for the provision of redevelopment counsel services for the 2024 contract period; and

WHEREAS, the Town received a proposal from McManimon, Scotland & Baumann, LLC, located at 75 Livingston Avenue, #201, Roseland, NJ 07068, for the provision of the required redevelopment counsel services for the period between January 1, 2024 and December 31, 2024; and

WHEREAS, the Town evaluated the proposal submitted by McManimon, Scotland & Baumann, LLC and determined it is legally sufficient and the firm will provide the services required by the Town in a professional and cost-effective manner for the 2024 period; and

December 13, 2023
Regular Meeting

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

WHEREAS, the Town seeks to award a contract for the provision of redevelopment counsel services to McManimon, Scotland & Baumann, LLC, at the rates set forth in the proposal, for a total contract amount not to exceed \$25,000.00, for the period between January 1, 2024 through December 31, 2024.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and the Board of Commissioners of the Town of West New York do hereby authorize the award of a contract to McManimon, Scotland & Baumann, LLC, located at 75 Livingston Avenue, #201, Roseland, NJ 07068, for the provision of redevelopment counsel services for the period between January 1, 2024 and December 31, 2024, pursuant to the rates set forth in the proposal, for a total annual contract amount not to exceed \$25,000.00.

BE IT FURTHER RESOLVED that the Mayor and/or Business Administrator is hereby authorized to execute and deliver this contract on behalf of the Town, and the Town Clerk is hereby authorized and directed to attest to the execution of this contract and to affix the corporate seal of the Town thereto.

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

BE IT FURTHER RESOLVED that the Chief Financial Officer certifies that the necessary funds are available for this payment from account 01-201-21-714-020-99.

RESOLUTION #R23-420
RE: APPROVING THE RELEASE OF A CASH BOND FOR THE PROPERTY
LOCATED AT 6105 PARK AVENUE LLC

WHEREAS, there is currently a cash maintenance bond in the amount of One Thousand One Hundred and Forty-Two and 10/100 dollars (\$1,142.10).

WHEREAS, there communications from the Board Engineer to release the cash maintenance bond in the amount of One Thousand One Hundred and Forty-Two and 10/100 dollars (\$1,142.10). as well as confirmations to release from the Planning Board and the Town of West New York Construction Official were made.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and the Board of Commissioners of the Town of West New York, County of Hudson hereby authorizes the release of the cash performance bond in the amount of One Thousand One Hundred and Forty-Two and 10/100 dollars (\$1,142.10).

BE IT FURTHER RESOLVED, that the Chief Financial Officer certifies that the necessary funds are available for the release of the cash in the amount of One Thousand One Hundred and Forty-Two and 10/100 dollars (\$1,142.10).

December 13, 2023
Regular Meeting

Consent Agenda (Cont.):

RESOLUTION #R23-421
RE: AWARDING CONTRACT TO CLARKE CATON HINTZ FOR SPECIAL
PROJECT ARCHITECT SERVICES FOR 2024

WHEREAS, the Town of West New York (“Town”) solicited proposals through a fair and open process, using a Request for Proposals, for the contract for special project architect services for the period expiring December 31, 2024; and

WHEREAS, the Town evaluated the proposals for special project architect services for 2024 and determined that Clarke, Caton, Hintz will provide the required services in a professional and cost-effective manner as required by the Town, for the period between January 1, 2024 and December 31, 2024; and

WHEREAS, the Town seeks to authorize a contract with Clarke, Caton, Hintz, located at 100 Barrack Street, Trenton, NJ 08608, for the provision of special project architect services, pursuant to the rates and amounts as set forth in the proposals, for the period beginning January 1, 2024 and ending December 31, 2024, for a total amount per contract to be determined on a per-project basis.

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 contracts with the following firm for the provision of special project architect services for the period commencing January 1, 2024 until December 31, 2024, for a total amount per contract to be determined on a per-project basis, pursuant to the rates and amounts as set forth in the proposals:

Clarke, Caton, Hintz
100 Barrack Street
Trenton, NJ 08608

BE IT FURTHER RESOLVED, the Town shall pay Clark Caton Hintz for these services in accordance with the billing rates/fee schedules set forth in the proposals on file in the Office of the Town Clerk for a total amount not to exceed \$395,000.00 for Clark Caton Hintz for the contract period between January 1, 2024 and December 31, 2024, pursuant to the terms and amounts set forth in their proposals for these services.

BE IT FURTHER RESOLVED that the Mayor, Business Administrator, and/or Deputy Business Administrator is and are authorized to take any steps necessary to execute the contracts with these firms for special project architect services for 2024 and to further effectuate the purposes as set forth in this Resolution.

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

December 13, 2023
Regular Meeting

Consent Agenda (Cont.):

RESOLUTION #R23-422
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	CHECK	PREMIUM
DECEMBER	BLK	LOT	QUAL	CERTIFICATE	AMOUNT	
EVOLVE BANK & TRUST	9	4	C0034	22-0023	\$1,031.31	\$4,200.00
ATCF II NEW JERSEY, LLC TAXSVC CUST	118	3		22-0211	\$0.00	\$121,100.00
CULLEN SCHAFFER	132	12.01		20-0365	\$11,180.70	\$3,500.00
EVOLVE BANK & TRUST	139	4		22-0235	\$13,228.93	\$72,200.00
EVOLVE BANK & TRUST	5	32	C0814	22-0013	\$828.71	\$6,900.00
LB-HONEY BADGER SBMUNI CUST	59	4		20-0199	\$675.43	\$0.00
PRO CAP 8 FBO FIRSTRUST BANK	41	20	C0002	21-0117	\$1,277.65	\$1,800.00
TLOA OF NJ LLC	19	48		21-0047	\$8,682.25	\$19,900.00
TRYSTONE CAPITAL ASSETS, LLC	62	1	C0003	22-0124	\$725.82	\$6,500.00
WSFS AS CUST FOR TOWER DB XII TRUST	168.01	8.01	C0306	22-0280	\$6,362.01	\$3,500.00
WSFS AS CUST FOR TOWER DB XII TRUST	168.01	1	C0244	22-0290	\$18,628.54	\$5,300.00
WSFS AS CUST FOR TOWER DB XII TRUST	168.01	8.03	C2046	22-0288	\$14,530.81	\$3,800.00
SUBTOTAL:					\$77,152.16	\$248,700.00
TOTAL:						\$325,852.16

RESOLUTION #R23-423
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:

December 13, 2023
Regular Meeting

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

NAME	BLOCK/LOT	AMOUNT	YEAR
6024 HUDSON AVE. WEST 9E WESLEY STREET SOUTH HACKENSACK, NJ 07606	47/9	\$50.46	2023
AVNI, IRIS A & ALON 223 RIVEREDGE RD. TENEFLY, NJ 07670	130/1.07	\$50.35	2023
KHATAB, AYMAN 15 67TH STREET, WNY, NJ 07093	2/7.02	\$50.26	2023
CARIOTO JOHN PAUL & 251 HALF MOON CT. WNY, NJ 07093	168.01/1/C0251	\$50.11	2023
BORSEN, ANDREW & MORGAN MANASSE 408 NEWBURGH COURT WNY, NJ 07093	168.01/1 C0408	\$70.33	2023
PEREZ MIGUEL & GRACIELA PEREZ 6036 TYLER PLACE WNY, NJ 07093	55/16	\$22.28	2023
TANG, KONGLIANG 124 67TH STREET, WNY, NJ 07093	6/13	\$221.41	2023
GAVRANCIC,BRANE 6516 BLVD. EAST APT 10A WNY, NJ 07093	5/32 C1001	\$736.90	2023
RAMIREZ, ANA R 6132 WASHINGTON ST. WNY, NJ 07093	149/12	\$50.17	2023
JARQUE GALADRIEL & FEDRICI JARQUE 14 65TH STREET, APT 9 WNY, NJ 07093	5/35 C0009	\$50.18	2023
NG, LOURDES &CHUNGMING 6137 ADAMS STREET, WNY, NJ 07093	1148/18	\$1,298.74	2023
	GRAND TOTAL	\$2,651.19	

December 13, 2023
Regular Meeting

Consent Agenda (Cont.):

RESOLUTION #R23-424

RE: APPLYING OVERPAYMENT TO REDEEM TAX SALE CERTIFICATE 22-0211

WHEREAS, the Tax Collector sold Tax Sale Certificate 22-0211 at a Tax Sale held on December 15, 2022 for property located at 560-66 55th Street A/K/A block 118 lot 3 to ATCF II New Jersey, LLC Tax Service Cust.; and

WHEREAS, there is credit in the amount of \$106,396.48 on the property and the taxpayer is requesting to use their credit to redeem Tax Sale Certificate 22-0211 in the amount of \$106,396.48.

BE IT RESOLVED, by the Mayor and Board of Commissioner of that the Town of West New York, that the Tax Collector is hereby authorized to use the credit to redeem Tax Sale Certificate 22-0211 and to adjust the Tax Record accordingly.

NAME	BLOCK/LOT	CERTIFICATE	AMOUNT
ATCF II NEW JERSEY LLC TAX SERVICE CUST PO BOX 69239 BALTIMORE, MD 21264-9239	118 /3	22-0211	\$106,396.48
		GRAND TOTAL	\$106,396.48

RESOLUTION #R23-425

**RE: TO RE-APPOINT MEMBERS TO THE HANDICAPPED PARKING REVIEW
COMMITTEE FOR 2023-2024**

WHEREAS, pursuant to §277-13 of the Town of West New York Municipal Code (“WNY Code”), the Town of West New York (the “Town”) has established a “Handicapped Parking Space Review Committee” comprised of four (4) members to review and make recommendations on all applications for handicapped parking space permits to the Police Director for the West New York Police Department; and

WHEREAS, WNY Code §277-13 further provides that the members of the “Handicapped Parking Space Review Committee” shall include a medical professional, the Business Administrator or his designee, and a Town of West New York Police Officer; and

WHEREAS, the Mayor and the Board of Commissioners are responsible for annually appointing eligible members to on the Handicap Parking Space Review Committee for the Town of West New York for a term of one (1) year; and

WHEREAS, the Town of West New York seeks to appoint the following members to serve on the Town of West New York’s “Handicapped Parking Space Review Committee” for the 2022-2023 term:

1. LT Jorge Ramos, WNYPD Officer
2. Annareilly McNair, Health Director
3. Rosemarie Suarez, Designee to the Town Administrator
4. Luis Baez, Town Administrator

December 13, 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 the appointment of the foregoing members to serve on the Town of West New York's "Handicapped Parking Space Review Committee" for the 2023-2024 term.

RESOLUTION #R23-426

RE: RE-APPOINTING TANIA FUENTES TO THE TOWN OF WEST NEW YORK HOUSING AUTHORITY (December 19, 2023 until December 18, 2028)

WHEREAS, the Board of Commissioners of the Town of West New York is responsible for the appointment of members to the Town of West New York Housing Authority (Housing Authority); and

WHEREAS, pursuant to N.J.S.A. 40A:12A-17, appointments of members shall be for five-year terms; and

WHEREAS, Tania Fuentes was previously appointed to serve for a five-year term expiring on December 18, 2023; and

WHEREAS, Tania Fuentes is qualified and eligible for re-appointment to serve as a member of the Town of West New York Housing Authority for a five (5) year term beginning December 19, 2023 until December 18, 2028; and

WHEREAS, the Board of Commissioners seeks to re-appoint Tania Fuentes as a member to the Housing Authority for a five (5) year term beginning December 19, 2023 until December 18, 2028.

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

1. Tania Fuentes, residing at 611 56th Street, West New York, is hereby re-appointed to serve as a member of the Housing Authority, for a five-year term, commencing as of December 19, 2023 and ending on December 18, 2028.

RESOLUTION #R23-428

RE: AWARDING CONTRACT FOR ABC ATTORNEY TO FLORIO KENNY RAVAL, LLP FOR 2024

WHEREAS, the Town of West New York (the "Town") advertised requests for proposals under a fair and open process for a contract for ABC Attorney for the 2024 contract period; and

WHEREAS, the Town of West New York received a proposal submitted Florio Kenny Raval, LLP, located at 125 Chubb Avenue, Suite 310-N, Lyndhurst, NJ 07071, for the contract for ABC Attorney services for the period beginning January 1, 2024 and expiring December 31, 2024; and

WHEREAS, the Town evaluated the proposal submitted by Florio Kenny Raval, LLP and determined that the proposal is legally sufficient and that the services required will be provided in a professional and cost-effective manner for the Town; and

WHEREAS, the Town seeks to award a contract for the provision of ABC Attorney services to Florio Kenny Raval, LLP, located at 125 Chubb Avenue, Suite 310-N, Lyndhurst, NJ 07071, pursuant to the rates and amounts set forth in the proposal, for the period between January 1, 2024 and December 31, 2024, for a total contract amount not to exceed \$25,000.00.

December 13, 2023
Regular Meeting

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

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Board of Commissioners of the Town of West New York do hereby authorize the award of a contract with Florio Kenny Raval, LLP, located at 125 Chubb Avenue, Suite 310-N, Lyndhurst, NJ 07071, for the provision of ABC Attorney services, pursuant to the rates and amounts as set forth in the proposal, for the period between January 1, 2024 and December 31, 2024, for a total contract amount not to exceed \$25,000.00.

BE IT FURTHER RESOLVED that the Mayor and/or Business Administrator is hereby authorized to execute and deliver this contract on behalf of the Town, and the Municipal Clerk or Deputy Municipal Clerk is hereby authorized and directed to attest to the execution of this contract and to affix the corporate seal of the Town thereto.

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

BE IT FURTHER RESOLVED that the Chief Financial Officer certifies that the necessary \$25,000.00 is available for this payment from account 01-201-20-714-020-99.

RESOLUTION #R23-429
RE: AWARDING CONTRACT FOR SPECIAL CONSTRUCTION CODE LITIGATION
COUNSEL TO FLORIO, KENNY, RAVAL, LLP FOR 2024

WHEREAS, the Town of West New York (Town”) solicited proposals, using a fair and open process, via advertisement of a Request for Proposals (“RFP”) to procure a contract for Special Construction Code Litigation Counsel services for the 2024 contract period; and

WHEREAS, the Town received a proposal submitted by Florio, Kenny, Raval LLP, located at 125 Chubb Avenue, Suite 310, Lyndhurst, NJ 07071 for the provision of Special Construction Code Litigation Counsel services as required by the Town for the period beginning January 1, 2024 through December 31, 2024; and

WHEREAS, the Town evaluated the proposal and determined that the proposal submitted by Florio, Kenny, Raval LLP is legally sufficient, and the required services will be provided to the Town in a cost-effective and professional manner; and

WHEREAS, the Town seeks to award a contract to Florio, Kenny, Raval LLP for the provision of Special Construction Code Litigation Counsel services to the Town of West New York, for a total contract amount not to exceed \$100,000.00, for the contract period beginning January 1, 2024 through December 31, 2024.

NOW THEREFORE, BE IT RESOLVED by the Mayor and the Board of Commissioners of the Town of West New York do hereby authorize the award of a contract to Florio, Kenny, Raval LLP, located at 125 Chubb Avenue, Suite 310, Lyndhurst, NJ 07071, for the provision of Special Construction Code Litigation Counsel services for the period between January 1, 2024 and December 31, 2024, pursuant to the rates set forth in the proposal, for a total contract amount not to exceed \$100,000.00.

December 13, 2023
Regular Meeting

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

BE IT FURTHER RESOLVED that the Mayor and/or Business Administrator is hereby authorized to execute and deliver this contract on behalf of the Town, and the Town Clerk is hereby authorized and directed to attest to the execution of this contract and to affix the corporate seal of the Town thereto.

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

BE IT FURTHER RESOLVED that the Chief Financial Officer certifies that the necessary funds for this contract are available from account 01-201-21-714-020-99.

RESOLUTION #R23-430
RE: AWARDING CONTRACT FOR SPECIAL COUNSEL SERVICES FOR FORECLOSURE MATTERS TO GREGG F. PASTER & ASSOCIATES FOR 2024

WHEREAS, the Town of West New York (Town") solicited proposals, using a fair and open process, via advertisement of a Request for Proposals ("RFP") for a contract for special counsel for foreclosure matters for the 2024 contract period; and

WHEREAS, the Town received a proposal submitted by Gregg F. Paster & Associates, for the provision of Special Counsel Services for Foreclosure Matters as required by the Town for the period beginning January 1, 2024 through December 31, 2024; and

WHEREAS, the Town evaluated the proposal submitted by Gregg F. Paster & Associates and determined it is legally sufficient; and the firm will provide the services required by the Town in a cost-effective and professional manner; and

WHEREAS, the Town seeks to award a contract for the provision of special counsel services for foreclosure matters to Gregg F. Paster & Associates for the period between January 1, 2024 and December 31, 2024, for a total amount not to exceed \$2,000.00 per foreclosure.

NOW THEREFORE, BE IT RESOLVED that the Mayor and the Board of Commissioners of the Town of West New York do hereby authorize a contract with Gregg F. Paster & Associates for the provision of special counsel services for foreclosure matters as required by the Town for the period between January 1, 2024 and December 31, 2024, pursuant to the rates and amounts set forth in the proposal, for a total amount not to exceed \$2,000.00 per foreclosure.

BE IT FURTHER RESOLVED that the Mayor and/or Municipal Administrator is hereby authorized to execute and deliver this contract on behalf of the Town, and the Municipal Clerk or Deputy Municipal Clerk is hereby authorized and directed to attest to the execution of this contract and to affix the corporate seal of the Town thereto.

BE IT FURTHER RESOLVED that the Chief Financial Officer's certification of funds shall be on file at the Town Clerk's Office and incorporated herein by reference.

December 13, 2023
Regular Meeting

Consent Agenda (Cont.):

RESOLUTION #R23-431

**RE: AWARDING CONTRACT FOR TENANT ADVOCACY ATTORNEY TO THE
LAW OFFICES OF CARMEN E. MENDIOLA FOR 2024**

WHEREAS, the Town of West New York (“Town”) solicited proposals using a fair and open process, via a Request for Proposals (“RFP”) for a contract for tenant advocacy attorney services for the 2024 contract period; and

WHEREAS, the Town received one (1) proposal submitted by the Law Offices of Carmen E. Mendiola, located at 286 First Street, Jersey City, New Jersey 07302, for the provision of tenant advocacy counsel services as required by the Town for the period through December 31, 2024; and

WHEREAS, the Town evaluated the proposal submitted by the Law Offices of Carmen E. Mendiola and determined it to be legally sufficient and that the required tenant advocacy attorney services will be provided to the Town in a professional and cost-effective manner; and

WHEREAS, the Town seeks to award a contract to Law Offices of Carmen E. Mendiola to provide the required tenant advocacy services to the Town, at the rates set forth in the proposal, for a total in the amount of \$10,000.00 per month, for a total annual contract amount not to exceed \$120,000.00, for the period between January 1, 2024 and December 31, 2024.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Board of Commissioners of the Town of West New York do hereby authorize the award of a contract with Law Offices of Carmen E. Mendiola, located at 286 First Street, Jersey City, NJ 07302, for tenant advocacy attorney services, for a total amount of \$10,000.00 per month, and total contract amount not to exceed \$120,000.00, for the period between January 1, 2024 and December 31, 2024.

BE IT FURTHER RESOLVED that the Mayor and/or Business Administrator are hereby authorized to execute and deliver this contract on behalf of the Town, and the Municipal Clerk is hereby authorized and directed to attest to the execution of this contract and to affix the corporate seal of the Town thereto.

BE IT FURTHER RESOLVED that notice of the Contract award 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 01-201-20-713-020-99.

RESOLUTION #R23-432

**RE: AWARDING CONTRACT WITH HARTMANN DOHERTY ROSA BERMAN &
BULBULIA, LLC FOR ZONING BOARD ATTORNEY FOR 2024**

WHEREAS, the Town West New York (“Town”) solicited proposals through a fair and open process, via a Request for Proposals (“RFP”) to procure a contract for Zoning Board of Adjustment counsel services for the remainder of the 2024 contract period; and

WHEREAS, the Town received a proposal submitted by Hartmann, Doherty, Rosa, Berman & Bulbulia, LLC for the provision of the required Zoning Board of Adjustment counsel services for the period ending December 31, 2024; and

WHEREAS, the Town evaluated the proposal submitted by Hartmann, Doherty, Rosa, Berman & Bulbulia, LLC, located at 433 Hackensack Ave, Suite 1002, Hackensack, NJ 07601, and determined that the proposal is legally-sufficient and the required Zoning Board of Adjustment counsel services will be provided in a professional and cost-effective manner for the 2024 period; and

December 13, 2023
Regular Meeting

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

WHEREAS, the Town seeks to award the contract for the provision of the required Zoning Board of Adjustment counsel services to Hartmann, Doherty, Rosa, Berman & Bulbulia, LLC, at the rates set forth in the proposal, for a total contract amount not to exceed \$20,000.00 for a term expiring on December 31, 2024.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and the Board of Commissioners of the Town of West New York do hereby award a contract to Hartmann, Doherty, Rosa, Berman & Bulbulia, LLC, located at 433 Hackensack Ave, Suite 1002, Hackensack, NJ 07601 for the provision of Zoning Board of Adjustment counsel services at the rates set forth in the proposal, for a total annual contract amount not to exceed \$20,000.00 excluding fees paid from escrow accounts from applicants to the Board of Adjustment, from January 1, 2024 through December 31, 2024.

BE IT FURTHER RESOLVED that the Mayor and/or Municipal Administrator are hereby authorized to execute and deliver this contract on behalf of the Town, and Town Clerk is hereby authorized and directed to attest to the execution of this contract and to affix the corporate seal of the Town thereto.

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

BE IT FURTHER RESOLVED that the Chief Financial Officer certifies that the necessary funds are available for the contract from account 01-201-20-721-020-99.

RESOLUTION #R23-433
RE: AWARDING CONTRACT FOR MUNICIPAL PLANNER SERVICES TO
COMMUNITY HOUSING & PLANNING ASSOCIATES, INC. FOR 2024

WHEREAS, the Town of West New York ("Town") requires the services of a Municipal Planner for the 2024 contract term; and

WHEREAS, the Town publicly advertised through a fair and open process, via a request for proposals ("RFP") to procure a contract for the required municipal planning services for the 2024 term; and

WHEREAS, the Town received proposals for the provision of municipal planning services as required by the Town for the period between January 1, 2024 and December 31, 2024; and

WHEREAS, Community Housing & Planning Associates, Inc., located at 60 Friend Terrace, Harrington Park, NJ 07640, submitted a proposal to the Town for the provision of the required municipal planner services, pursuant to the rates and amounts set forth in the proposal, for a total contract amount of \$16,500.00, for a one (1) year term, beginning on January 1, 2024 and ending on December 31, 2024; and

WHEREAS, the Town evaluated the proposal submitted by Community Housing & Planning Associates, Inc. and determined that the proposal is legally sufficient, and that the services required will be performed in a professional and cost-effective manner as required by the Town;

WHEREAS, Community Housing & Planning Associates, Inc., shall be paid pursuant to the rates and amounts as set forth in the proposal and any additional work shall be paid at a rate to be determined in consultation with the Municipal Administrator, the Mayor and Corporation Counsel, for a total contract amount not to exceed \$16,500.00 for the period between January 1, 2024 and December 31, 2024; and

December 13, 2023
Regular Meeting

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

WHEREAS, the Town seeks to award a contract to Community Housing & Planning Associates, Inc., to serve as the Municipal Planner for the Town of West New York for the term beginning on January 1, 2024 and ending on December 31, 2024, for a total annual contract amount not to exceed \$16,500.00.

NOW THEREFORE, BE IT RESOLVED that the Mayor and the Board of Commissioners of the Town of West New York do hereby authorize a contract to Community Housing & Planning Associates, Inc., located at 60 Friend Terrace, Harrington Park, NJ 07640 for Municipal Planner services, for the period between January 1, 2024 and December 31, 2024 for a total annual contract amount not to exceed \$16,500.00.

BE IT FURTHER RESOLVED that Community Housing & Planning Associates, Inc., shall be paid pursuant to the rates and amounts set forth in the proposal for municipal planner services for the 2024 contract term and all other work shall be paid at a rate determined in consultation with the Municipal Administrator, the Mayor and Corporation Counsel for the Town of West New York.

BE IT FURTHER RESOLVED that the Mayor and/or Municipal Administrator is hereby authorized to execute and deliver this contract on behalf of the Town, and the Town Clerk is hereby authorized and directed to attest to the execution of this contract and to affix the corporate seal of the Town thereto; and

BE IT FURTHER RESOLVED that the Chief Financial Officer certifies that sufficient funds are available for this contract in account number 01-201-20-721-020-99 (Planning Board OE).

RESOLUTION #R23-434
RE: APPOINTING FRANK GIOIA AS CHIEF JUDGE OF THE MUNICIPAL COURT
OF THE TOWN OF WEST NEW YORK

WHEREAS, pursuant to N.J.S.A. § 2B:12-4, the Mayor and the Board of Commissioners of the Town of West New York (the "Town") are responsible for the appointment of individuals to serve as municipal court judges for the Town of West New York; and

WHEREAS, the Town seeks to appoint Frank Gioia to serve as the Chief Judge of the Municipal Court of the Town of West New York for a three (3) year term beginning on January 1, 2024 and expiring December 31, 2026.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Board of Commissioners of the Town of West New York do hereby authorize the appointments of Frank Gioia to serve as the Chief Judge of the Municipal Court of the Town of West New York, for a three (3) year period commencing January 1, 2024 and expiring December 31, 2026.

BE IT FURTHER RESOLVED that the Mayor and Town Clerk are authorized to execute a contract with Frank Gioia to serve as Chief Judge of the Municipal Court of the Town of West New York.

December 13, 2023
Regular Meeting

Consent Agenda (Cont.):

RESOLUTION #R23-435

**RE: AUTHORIZING SETTLEMENT IN WORKERS' COMPENSATION MATTER,
ANTONIO RODRIGUEZ V. TOWN OF WEST NEW YORK**

WHEREAS, the Town of West New York ("Town") is a party involved in pending Division of Workers' Compensation matter entitled, Antonio Rodriguez v. Town of West New York (CRC-00314-003197); 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 Antonio Rodriguez v. Town of West New York (CRC-00314-003197) as recommended by Counsel for the Town of West New York.

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 #R23-437

**RE: APPROVING THE RELEASE OF PERFORMANCE BOND FOR THE PROPERTY
LOCATED AT 6116-6122 HARRISON PLACE BLOCK 51, LOT 11-15 BELONGING TO
HARRISON EQUITIES LLC**

WHEREAS, there is currently a Standby Letter of Credit Number: OD20002738 Performance Bond with the Town of West New York as beneficiary for the property in the amount of Sixty-Nine Thousand Nine Hundred Ninety-Three and 50/100 (\$69,993.50).

WHEREAS, there are approvals to release the Performance Bond issued by 6116-6122 Harrison Place in the amount of \$69,993.50.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and the Board of Commissioners of the Town of West New York, County of Hudson hereby authorizes the release of the Performance bond issued by 6116-6122 Harrison Place, in the amount of \$69,993.50.

RESOLUTION #R23-439

**RE: CONCERNING PAYMENT OF CLAIMS FOR WORKERS COMPENSATION AND
GENERAL LIABILITY FOR THE MONTH OF DECEMBER 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

December 13, 2023
Regular Meeting

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

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:	\$ 87,206.16
General Liability:	\$ 286,415.63

RESOLUTION #R23-440
RE: AUTHORIZING AMENDMENT TO SHARED SERVICES AGREEMENT
BETWEEN THE TOWN OF WEST NEW YORK AND THE WEST NEW YORK
BOARD OF EDUCATION FOR MAINTENANCE AND PREPARATION OF
RECREATIONAL AREAS FOR 2023-2024

WHEREAS, pursuant to N.J.S.A. 40A:65-1 et. seq., the Town of West New York (“Town”) entered into a shared service agreement with the West New York Board of Education (“WNYBOE”) for the purpose of maintenance and preparation of recreational areas; and

WHEREAS, the Town seeks to authorize an amendment to the Shared Services Agreement with the WNY Board of Education for the Maintenance of Fields and Parks for 2023-2024 to amend the property and facilities requirements.

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, do hereby authorize an amendment to the Shared Service Agreement between the Town of West New York and the West New York Board of Education for Maintenance and Preparation of Recreational Areas for 2023-2024.

BE IT FURTHER RESOLVED by the Mayor and the Board of Commissioners of the Town of West New York authorize the Town Clerk to take any additional steps necessary to effectuate the purposes set forth herein.

BE IT FURTHER RESOLVED that a copy of this Resolution and the shared services agreements listed above shall be provided to the Board of Education and the Division of Local Government Services.

December 13, 2023
Regular Meeting

Consent Agenda (Cont.):

RESOLUTION #R23-441

**RE: AUTHORIZING BLOCK 125, LOT 1 AND BLOCK 126, LOT 8 AS AREAS IN
NEED OF REDEVELOPMENT PURSUANT TO N.J.S.A 40:12A-5**

WHEREAS, the West New York Planning Board undertook an investigation of Block 125, Lot 1 and Block 126, Lot 28 in the Town of West New York (the “Town”) and determined that these lots meet the criteria required to constitute areas in need of redevelopment pursuant to N.J.S.A. 40:12A-5(C-D); and

WHEREAS, pursuant to N.J.S.A. 40A:12A-6, the Mayor and the Board of Commissioners of the Town of West New York seek to approve the recommendation of the West New York Planning Board and designate the subject lots as areas in need of redevelopment in accordance with N.J.S.A. 40:12A-5.

NOW THEREFORE, BE IT RESOLVED that the Mayor and the Board of Commissioners of the Town of West New York hereby approve the recommendation of the Town of West New York Planning Board and designate Block 125, Lot 1 and Block 126, Lot 28 in the Town of West New York as areas in need of redevelopment pursuant to N.J.S.A. 40:12A-5(C-D).

BE IT FURTHER RESOLVED that the redevelopment area determination by the Planning Board dated November 7, 2023 shall authorize the Town of West New York to use all those powers provided by the Legislature for use in a redevelopment area.

December 13, 2023
Regular Meeting

RESOLUTION #R23-427
RE: CANCELLATION OF STALE DATED OUTSTANDING CHECKS

WHEREAS, various Bank Reconciliations of the Town of West New York reflect stale dated Outstanding Checks which are six months old or greater; and

WHEREAS, it is desirous of the Chief Financial Officer to cancel Outstanding Checks which are six months old or greater; and

WHEREAS, the amounts being cancelled from each Bank Account shall be accounted for as a Miscellaneous Revenue in the corresponding Fund of the Town of West New York; and

WHEREAS, the lists that are attached to this resolution reflect the specific Check Numbers and Amounts;

NOW THEREFORE BE IT RESOLVED by the Mayor and Board of Commissioners, to cancel the old outstanding checks as recommended by the Chief Financial Officer;

Outstanding Check - Kearny Bank - Worker's Comp

Issue Date	Check #	DESCRIPTION/PAID TO	Amount
10/18/2022	22168	OCCUPATIONAL HEALTH CENTERS OF	15,255.51

Outstanding Check - Kearny Bank - Central Distribution

Issue Date	Check #	DESCRIPTION/PAID TO	Amount
7/13/2022	5413	CABLEVISION -OPTIMUM ONLINE	115.39
7/13/2022	5430	EUNMI LEE	50.00
9/7/2022	5890	BURGER KING CORPORATION	23.27
9/28/2022	6145	BENZEL BUSCH NEW JERSEY MOTOR VEHICLE	146.00
9/28/2022	6217	COMMISSION	60.00
9/28/2022	6305	YANEISY DIAZ	50.00
10/19/2022	6400	OMAR CALDERON	14.58
11/22/2022	6681	JUNIOR ALEXANDER MEJIA LAW ENFORCEMENT RISK MANAGEMENT	3.00
11/22/2022	6689	GROUP, INC. NEW JERSEY MOTOR VEHICLE	700.00
11/22/2022	6712	COMMISSION	120.00
12/14/2022	6912	ELVIS TABURA	2.00
12/16/2022	7080	ALTICE USA	3,222.44
1/25/2023	7195	BLANCA CRUZ	3.00
1/25/2023	7268	JONTE THIBODEAUX	75.00

December 13, 2023
Regular Meeting

Resolution (Cont.):

2/16/2023	7649	NJ Div. of Motor Vehicles	2.00
2/16/2023	7650	NJ Div. of Motor Vehicles	2.00
2/16/2023	7651	NJ Div. of Motor Vehicles	2.00
2/16/2023	7652	NJ Div. of Motor Vehicles	2.00
2/16/2023	7659	NJ Div. of Motor Vehicles	2.00
2/16/2023	7660	NJ Div. of Motor Vehicles	2.00
2/16/2023	7661	NJ Div. of Motor Vehicles	2.00
2/16/2023	7662	NJ Div. of Motor Vehicles	2.00
2/16/2023	7663	NJ Div. of Motor Vehicles	2.00
2/16/2023	7664	NJ Div. of Motor Vehicles	2.00
2/16/2023	7666	NJ Div. of Motor Vehicles	2.00
2/16/2023	7668	NJ Div. of Motor Vehicles	2.00
2/16/2023	7669	NJ Div. of Motor Vehicles	2.00

Outstanding Check – TD Bank – Payroll Net

Issue Date	Check #	DESCRIPTION/PAID TO	Amount
7/20/2022	71753	CARMEN R. ARENCIBIA	47.33
7/20/2022	71799	MAGDEVIS MILIAN	185.04
8/3/2022	72087	MAGDEVIS MILIAN	67.60
11/9/2022	73261	YAIKO RODRIGUEZ	70.31
6/7/2023	75524	NATALIA ESTRADA	44.69
6/21/2023	75702	MELANY PEREZ	124.49

It was regularly moved by **Commissioner Parkinson**, seconded by **Commissioner Arroyo**, 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

December 13, 2023
Regular Meeting

RESOLUTION #R23-436
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
01-201-22-762-010-11	Police Department - S&W	\$ 150,000.00	
01-201-22-762-020-99	Police Department – OE		\$ 100,000.00
01-201-20-708-020-99	Public Relations - OE		\$ 50,000.00
		\$ 150,000.00	\$ 150,000.00

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

RESOLUTION #R23-438
RE: ADOPTING A CASH MANAGEMENT PLAN FOR THE TOWN OF WEST NEW YORK

WHEREAS, N.J.S.A. 40A:5-14 provides for the Town of West New York to adopt a Cash Management Plan; and

WHEREAS, the Cash Management Plan shall be designated to assure to the extent practicable the investment of local funds in interest bearing accounts and may be modified from time to time in order to reflect changes in Federal or State law or regulations.

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. That the Town of West New York Cash Management Plan be continued for the year 2024, including the proposed amendments thereto proposed by the Certified Municipal Financial Officer.

December 13, 2023
Regular Meeting

Resolution (Cont.):

2024 CASH MANAGEMENT PLAN OF
THE TOWN OF WEST NEW YORK,
COUNTY OF HUDSON

I. STATEMENT OF PURPOSE.

This Cash Management Plan (the “Plan”) is prepared pursuant to the provisions of N.J.S.A. 40A:5-14 in order to set for the basis of deposits (“Deposits”) and investment (“Permitted Investments”) of certain public funds of the, pending the use of such funds for the intended purposes. The Plan is intended to assure that all public funds identified herein are deposited in interest bearing Deposits or otherwise invested in Permitted Investments hereinafter referred to. The intent of the Plan is to provide that the decisions made with regard to the Deposits and Permitted Investments will be done to insure the safety, liquidity (regarding its availability for the intended purposes), and the maximum investment return within such limits. The Plan is intended to ensure that any Deposit or Permitted Investment matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

II. DEFINITIONS

“Arbitrage” refers to the rules and regulations governing the issuance of bonds or notes and the reinvestment of the proceeds at a higher yield. These regulations are promulgated by the Internal Revenue Service, Regulation 1.103.

“Certificate of Eligibility” is the certification issued by the New Jersey Department of Banking and Insurance, Division of Banking that a Public Depository is eligible to act as a depository for public funds and qualifies as a participant in the New Jersey Governmental Unit Deposit Protection Act, “GUDPA”.

“GUDPA” (Governmental Unit Deposit Protection Act) requires a bank that accepts public funds to be a public depository. A “Public Depository” is defined as a state bank, a national bank, a savings bank or association which is located in the State of New Jersey, the deposits of which are insured by the Federal Deposit Insurance Corporation (“FDIC”), and which received or holds public funds on deposit. A local unit may make deposits in, or purchase certificates of deposit from banks which are located in New Jersey and which meet the requirements of the “GUDPA”. Public funds in excess of the “FDIC” insured amounts (\$250,000) are protected by “GUDPA”.

“FDIC” (Federal Deposit Insurance Corporation) is an independent US agency that protects against the loss of deposits in an FDIC-insured bank or savings association, in the event of its failure. The standard maximum deposit insurance amount of \$250,000 is in effect as of December 31, 2015.

“The New Jersey Cash Management Fund”, authorized pursuant to N.J.S.A. 52-18A-90.4 to establish, maintain and operate, with the approval of the State Investment Council and the State Treasurer, a common trust fund known as the State of New Jersey – Cash Management Fund (the “Fund”). The Fund is authorized to accept deposits from all Local Units of government. According to the enabling legislation, monies of Local Units deposited in the Fund must be invested in obligations and bonds that meet the investment requirements of the statute. These obligations include, among other things, evidences of indebtedness of U.S. corporations. These obligations are less secure than those permitted to Local Units under the Act. Thus, the Fund is riskier than direct investments in federal securities or GUDPA protected deposits by Local Units.

December 13, 2023
Regular Meeting

Resolution (Cont.):

III. IDENTIFICATION OF FUNDS AND ACCOUNTS TO BE COVERED BY THE PLAN

A) The Plan is intended to cover the deposit and/or investment of the following funds and/or accounts of the Town, currently open or anticipated to be opened during the year.

Kearny Bank
TD Bank
Freedom Bank

1. Current – Operating Account
2. Federal and State Grant Account
3. Payroll Net Account
4. Current Fund #2
5. Capital Account
6. Animal Control
7. Trust Other Account
8. 3RD Party Lien Redemption
9. Emergency Medical Services
10. POAA
11. Municipal Court General
12. Municipal Court Bail
13. Law Enforcement Trust
14. Federal Law Enforcement Trust
15. Police Outside Services
16. Holding Account
17. Master Account
18. DUI – Municipal Court Reimbursement
19. Tax Lien Premium
20. Community Development Block Grant (CDBG)
21. Workman’s Compensation
22. General liability
23. Green Acres Account
24. Tax Collector Account
25. Corona Virus Recovery Fund
26. Fire Prevention Credit Card
27. Parking Utility Capital Acct
28. Parking Utility Operation Acct
29. TPA Health Insurance
30. Central Distribution Account
31. Recreation Credit Card
32. Uniform Construction Code Credit Card
33. Housing Authority Loan

B) The Plan is not intended to cover the deposits and/or investments of the following funds and accounts of the Town.

1. Deposit, retainage, or amounts posted by way of bond, held by the Town for such things as faithful performance, if the Town would be required by law to pay back any interest earned to the provider of the deposit, except where the Town is required by law or court decision to invest the fund.
2. Amounts derived from the sale of bonds or notes, only to the extent that a specific written opinion of counsel states that the earning of (full) interest would result in the bonds or notes being classified as an arbitrage (not Federally Tax Exempt) issue pursuant to federal regulations. To the extent that some interest is allowable, it shall be deposited at the best obtainable rate.

December 13, 2023
Regular Meeting

Resolution (Cont.):

IV. DESIGNATION OF OFFICIALS OF THE TOWN OF WEST NEW YORK
AUTHORIZED TO MAKE DEPOSITS AND INVESTMENTS

The Chief Financial Officer/Treasurer of the Town, (the “Designated Official”) is hereby authorized and directed to deposit and/or invest the funds referred to in the Plan and shall thereafter be relieved of any liability for loss of such moneys due to insolvency or closing of any depository designated by, or the decrease in value of any investment authorized, by the Cash Management Plan.

V. DESIGNATION OF DEPOSITORIES

The following banks and financial institutions are hereby designated as Depositories for the deposit of all public funds referred to in the Plan (as authorized by Board of Commissioners resolution R23-387 on December 5, 2023), including any certificates of Deposit, which are not otherwise invested in “Permitted Investments” as provided for in this Plan.

Kearny Bank
TD Bank
Freedom Bank

VI. AUTHORIZED INVESTMENTS

Except as otherwise specifically provided for herein, the Designated Official is hereby authorized to invest the public funds covered by this Plan, to the extent not otherwise held in Deposits, in the following “Permitted Investments”

1. Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America. This includes instruments such as Treasury Bills, Notes and Bonds.
2. Government Money Market Mutual Funds that comply with N.J.S.A. 40A:5-15.1(e).
3. Any Obligations that a Federal Agency or a Federal Instrumentality has issued in accordance with an Act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided that such obligation bears a fixed rate of interest not dependent on any index or other external factor.
4. Bonds or other obligations of the Local Unit or bonds or other obligations of school districts of which the Local Unit is a part or within which the school district is located.
5. Bonds or other obligations, having a maturity date not more than 397 days from the date of purchase, approved by the Division of Investment of the Department of the Treasury for investment by Local Units.
6. Local Government Investment Pools, in compliance with the “Administrative Procedure Act”, P.L. 1968, c.410 (c.52:14B-1 et seq.).
7. Deposits with the State of New Jersey Cash Management Fund established pursuant to section 1 of P.L. 1977, c. 281 (C.52:18A-90.4).
8. Agreements for the repurchase of fully collateralized securities if:
 - a. The underlying securities are permitted investments pursuant to paragraphs “1” and “3” of this subsection a;
 - b. The custody of collateral is transferred to a third party;
 - c. The maturity of the agreement is not more than 30 days;
 - d. The underlying securities are purchased through a public depository as defined in section 1 of P.L. 1970, c. 236 (c.17:9-41); and
 - e. A master repurchase agreement providing for the custody and security of collateral is executed.

December 13, 2023
Regular Meeting

Resolution (Cont.):

There are no approved security broker/dealers. In the event that such a security broker/dealer should be approved during the year, the registered principal of said brokerage firm so approved shall be provided with and sign an acknowledgement that they have seen and reviewed the Cash Management Plan of the Town of West New York.

VII. SAFEKEEPING CUSTODY PAYMENT

To the extent that any Deposit or Permitted Investment involves a document or security which is not physically held by the Town of West New York, then such instrument or security shall be covered by all custodial agreements with an independent third party, which shall be a bank or financial institution in the State of New Jersey. Such institution shall provide for the designation of funds or the Permitted Investments or Deposits. Purchase of any Permitted Investments that involve securities shall be executed by a “delivery versus payment” method to ensure that such Permitted Investments are either received by the Town of West New York or by a third-party custodian prior to or upon the release of the Town of West New York funds.

VIII. REPORTING REQUIREMENTS

Will be established as necessary in conjunction with the Town’s Auditor, pursuant to the State of New Jersey requirements.

IX. TERM OF PLAN

This Plan shall be in effect from January 1, 2024 to December 31, 2024. Attached to this Plan is the resolution of the Governing Body of the Town of West New York approving this Plan for such period of time. The Plan may be amended from time to time. To the extent that any amendment is adopted by the Town of West New York, the Designated Official is directed to supply copies of the amendments to all of the parties who otherwise have received a copy of the originally approved Plan, which amendment shall be acknowledged in writing in the same manner as the original Plan was so acknowledged.

X. DESIGNATION OF DEPOSITORIES

All such depositories shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgement to the Designated Official referred to in Section IV above.

XI. MISCELLANEOUS

Any official involved with the selection of depositories, investments, broker/dealers shall disclose any material business or personal relationship to the Town of West New York’s Administrator and to the Local Finance Board as applicable.

Any official who, in the course of his or her duties, deposits or invests in accordance with this Plan shall be relieved of any liability for loss.

It was regularly moved by **Mayor Sires**, 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

December 13, 2023
Regular Meeting

Public Portion:

It was regularly moved by **Commissioner Arroyo** and seconded by **Commissioner Barrera**,
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

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

Mr. Bloomberg commended the Mayor and the Board of Commissioners for their E-Bike and electric scooter initiatives. He emphasized the importance of public safety and proposed installing bicycle racks in front of Town Hall and Library and recommended a bicycle lane on Palisade Ave, which would benefit individuals who want to commute to different Towns. Mr. Bloomberg urged that greater communication between the administration and the public over certain town-sponsored activities should take place often. He acknowledged the Town's parking challenges and praised the Town's efforts to provide additional parking through its various parking decks. Finally, he suggested that the administration look into modifying its zoning regulations to require new apartment complexes to include enough parking for its residents. Mayor Sires stated that the municipality is continuously looking for ways to improve and welcomes any input that is provided. Mr. Bloomberg thanked the Mayor and Board of Commissioners and wished them a great holiday season.

2. Vivian McCredie, 6008 Palisade Ave, West New York, NJ:

Ms. McCredie's family have resided in the town for almost a century. She acknowledged that handicapped parking has become a challenge in Town. She expressed her disappointment that her father, who is 75 years old and disabled has been waiting for approval for over five years. Mayor Sires indicated that over 2,000 people have requested a place on the handicapped list and explained that the Town has had various issues with disabled parking designations, including persons subleasing them. He advised her to call his office so that he could personally follow up.

3. Barbara Hernandez, 309-57th Street, West New York, NJ:

“Hello Joseph. It was a pleasure speaking to you today. I'm writing because I would appreciate if my concern could be brought up in tomorrow's zoom meeting (I am unable to attend). As we had discussed, I own 2 properties in WNY (309-57th and 561-59th) and sometimes my husband or myself need to go to the properties for different situations and or problems which occur at these properties. However, we are not residents in WNY and I believe it is completely unfair as taxpayers of properties in WNY to be required to pay for either a monthly \$50/visitor pass or even a \$60/annual business pass (which may not even cover the necessary hours needed). I believe either an ordinance should be created or one should be amended to allow for nonresident landlords who may need to visit the property in case of emergencies or just to make sure all is kept in orderly manner. Often, these emergencies can occur late into the night and even past midnight. It is insane to receive a nonresident summons of \$63 when we are parked in the vicinity to correct or resolve a problem at our properties. It is also a nuisance and a huge waste of time going to the machine to get a visitor pass when time may be of the essence and our (as well as a plumber's, electrician's ... etc.) immediate presence may be needed at the property. It is bad enough there is a problem with parking in WNY. I have suggested possibly waiving the fees with proper identification and proof of both outside residence and WNY property ownership.”

Note: Corporation Counsel read this public comment onto the record. Mayor Sires explained that parking is scarce in a Town with nearly 63,000 residents per square mile. He explained that for years, individuals had parked their cars in our town in order to commute to New York, which was unfair to town residents.

December 13, 2023
Regular Meeting

It was regularly moved by **Commissioner Diaz** and seconded by **Commissioner Barrera**, to **close the Public Portion of the meeting and Adjourn at 6:52 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: _____
Adelanny Plaza, RMC
Town Clerk