

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

Minutes of Regular Meeting
(Regular Session)
March 6, 2024

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

March 6, 2024
Regular Meeting

Minutes of a regular stated meeting of the Board of Commissioners of the Town of West New York, in the County of Hudson, State of New Jersey, held via Teleconference, on **Wednesday, March 6, 2024 at 6:30 P.M. (No Work Session)**:

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

Meeting commenced at 6:30 P.M.

Town Clerk Adelinnny Plaza made the following announcement:

As Presiding Officer of this **Regular Meeting** of the Board of Commissioners of the Town of West New York, held on **March 6, 2024 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 **February 28th, 2024** 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 Town Clerk Adelinnny Plaza and Tyara Conil.

RESOLUTION #R24-090

RE: TO AUTHORIZE AMENDMENT TO GRANT AGREEMENT BETWEEN THE TOWN OF WEST NEW YORK AND THE STATE OF NEW JERSEY BY AND FOR THE DEPARTMENT OF ENVIRONMENTAL PROTECTION

GRANT IDENTIFIER: AQ11-091

GOVERNING BODY RESOLUTION

WHEREAS, by prior Resolution, the governing body of the Town of West New York (Grantee's name) authorized the Town of West New York (the "Town") to apply for a grant from the State of New Jersey in the amount of approximately \$1,920,198.00, to fund the following project: the purchase of two (2) electric shuttle buses and two (2) electric garbage truck to replace, by way of decommissioning, of two (2) diesel shuttle buses and two (2) diesel garbage trucks; and

WHEREAS, the governing body of the Town of West New York seeks to authorize an amendment to the Grant Agreement between the Town of West New York and the State of New Jersey Department of Environmental Protection to authorize an increase the amount of grant funding awarded to the Town from \$1,920,198.00, to an amended grant amount of \$2,086,887.57, for the purchase of two (2) electric shuttle buses and two (2) electric garbage trucks to replace, by decommissioning, two (2) diesel shuttle buses and two (2) diesel garbage trucks.

NOW THEREFORE, BE IT RESOLVED that the governing body of the Town of West New York does hereby authorize the Town Administrator to execute an amendment to the Grant Agreement with the State of New Jersey to increase the grant funding awarded to the Town of West New York for an amended total in the amount of \$2,086,887.57 for the DEP Equipment Modernization Program RGGI Project.

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Resolution (Cont.):

BE IT FURTHER RESOLVED that the Board of Commissioners authorizes and hereby agrees to match 0% of the Total Project amount, in compliance with the match requirements of the agreement. The availability of the match for such purposes, whether cash, services, or property, is hereby certified. 0% of the match will be made up of in-kind services (if allowed by grant program requirements and the agreement.)

BE IT FURTHER RESOLVED that the Grantee agrees to comply with all applicable Federal, State, and municipal laws, rules, and regulations in its performance of the agreement.

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

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

Minutes of Previous Meetings:

It was regularly moved by **Commissioner Parkinson**, seconded by **Commissioner Barrera** that the Minutes of Regular Meeting: **February 21, 2024 (Regular Meeting)** be approved. The motion was carried by the following vote:

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

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

It was regularly moved by **Commissioner Barrera**, seconded by **Commissioner Parkinson** that the Payment of Claims of: **March 6, 2024** be approved. The motion was carried by the following vote:

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

March 6, 2024
Regular Meeting

Consent Agenda:

It was regularly moved by **Commissioner Arroyo**, seconded by **Commissioner Diaz** that the following Consent Agenda Items **Nos. R24-067 through R24-091 (excluding #R24-086 Re: Approving Transfers between Budget Appropriations, #R24-089 Re: Authorizing Emergency Temporary Appropriations for the Year 2024, #R24-090 Re: To Authorize Amendment to Grant Agreement Between the Town of West New York and the State of New Jersey by and for the Department of Environmental Protection)** be adopted. The motion was carried by the following vote:

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

RESOLUTION #R24-067

RE: AUTHORIZING CONTRACT WITH BEN SHAFFER RECREATION INC. FOR PLAYGROUND REPLACEMENT AT DONNELLY MEMORIAL PARK

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

WHEREAS, Ben Shaffer Recreation Inc. has provided the Town with a proposal to complete the playground replacement project at Donnelly Memorial Park pursuant to Bergen County Cooperative Pricing Systems Contract #CK04-Bergen and #11-BeCCP, for a total amount not to exceed \$722,171.03; and

WHEREAS, the Mayor and the Board of Commissioners for the Town of West New York have determined that it is in the interest of the Town to authorize a contract with Ben Shaffer Recreation Inc. for the playground replacement at Donnelly Memorial Park, as set forth in the attached proposal pursuant to Bergen County Cooperative Pricing Systems Contract #CK04-Bergen and #11-BeCCP, for a total amount not to exceed \$722,171.03; and,

WHEREAS, the Purchasing Agent and the Town Architect for the Town of West New York has reviewed the proposal and/or quote and have recommended the Town moves forward with this proposal.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Commissioners of the Town of West New York, County of Hudson, State of New Jersey authorize a contract with Ben Shaffer Recreation Inc. for the playground replacement at Donnelly Memorial Park, as set forth in the attached proposal pursuant to Bergen County Cooperative Pricing Systems Contract #CK04-Bergen and #11-BeCCP, for a total amount not to exceed \$722,171.03.

BE IT FURTHER RESOLVED that the Mayor, Municipal Administrator, Deputy Municipal Administrator, and/or Purchasing Agent shall take all necessary steps to execute the documents to authorize a Contract with Ben Shaffer Recreation Inc. as set forth herein.

BE IT FURTHER RESOLVED that to the extent a certification of funds is necessary, the Certified Municipal Financial Officer shall file a certification in the office of the clerk.

RESOLUTION #R24-068

RE: AUTHORIZING CONTRACT WITH BEN SHAFFER RECREATION INC. FOR PLAYGROUND REPLACEMENT AT VERRAZANO PARK

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

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Consent Agenda (Cont.):

Resolution (Cont.):

WHEREAS, Ben Shaffer Recreation Inc. has provided the Town with a proposal to complete the playground replacement project at Verrazano Park pursuant to Bergen County Cooperative Pricing Systems Contract #CK04-Bergen and #11-BeCCP, for a total amount not to exceed \$238,331.76; and

WHEREAS, the Mayor and the Board of Commissioners for the Town of West New York have determined that it is in the interest of the Town to authorize a contract with Ben Shaffer Recreation Inc. for the playground replacement at Verrazano Park, as set forth in the attached proposal pursuant to Bergen County Cooperative Pricing Systems Contract #CK04-Bergen and #11-BeCCP, for a total amount not to exceed \$238,331.76; and,

WHEREAS, the Purchasing Agent and the Town Architect for the Town of West New York has reviewed the proposal and/or quote and have recommended the Town moves forward with this proposal.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Commissioners of the Town of West New York, County of Hudson, State of New Jersey authorize a contract with Ben Shaffer Recreation Inc. for the playground replacement at Verrazano Park, as set forth in the attached proposal pursuant to Bergen County Cooperative Pricing Systems Contract #CK04-Bergen and #11-BeCCP, for a total amount not to exceed \$238,331.76.

BE IT FURTHER RESOLVED that the Mayor, Municipal Administrator, Deputy Municipal Administrator, and/or Purchasing Agent shall take all necessary steps to execute the documents to authorize a Contract with Ben Shaffer Recreation Inc. as set forth herein.

BE IT FURTHER RESOLVED that to the extent a certification of funds is necessary, the Certified Municipal Financial Officer shall file a certification in the office of the clerk.

RESOLUTION #R24-069

RE: AUTHORIZING SETTLEMENT IN W. & S. MOTORS, INC. V. NORTH HUDSON SEWERAGE AUTHORITY AND THE TOWN OF WEST NEW YORK, DOCKET NO.: HUD-F-00378-21

WHEREAS, the Town of West New York is a party to a third-party action in the Superior Court of New Jersey, Chancery Division matter entitled, *W. & S. Motors v. North Hudson Sewerage Authority and the Town of West New York* (Docket No. HUD-F-00378-21); and,

WHEREAS, pursuant to the Settlement Agreement and Release attached hereto as Exhibit A, North Hudson Sewerage Authority is fully indemnifying the Town of West New York (the "Town") and as such, the Town will not be responsible for any payment in connection with same; and,

WHEREAS, Counsel for the Town of West New York has reviewed the Settlement Agreement and Release attached hereto as Exhibit A and incorporated herein by reference, to resolve all claims in connection with the above-referenced matter; and,

WHEREAS, Plaintiff 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 agreement and release in connection with the Superior Court of New Jersey, Hudson County, Chancery Division matter entitled, *W. & S. Motors v. North Hudson Sewerage Authority and the Town of West New York* (Docket No. HUD-F-00378-21).

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

BE IT FURTHER RESOLVED that the Mayor and the Board of Commissioners of the Town of West New York authorize the Town's carrier, Municipal Administrator, and Deputy Municipal Administrator to take any steps necessary to execute the Settlement Agreement and Release attached hereto as Exhibit A and to further effectuate the purposes set forth in this Resolution.

BE IT FURTHER RESOLVED that the Plaintiff and/or Plaintiff's authorized representative has provided or shall provide a satisfactory release and/or any other appropriate documentation to Counsel for the Town of West New York.

RESOLUTION #R24-070
RE: AUTHORIZING SUBMISSION OF AN APPLICATION TO THE COUNTY OF HUDSON FOR FUNDING UNDER THE 2024 OPEN SPACE, RECREATION, AND HISTORIC PRESERVATION TRUST FUND FOR FILLMORE PARK IMPROVEMENT PROJECT

WHEREAS, the Hudson County Open Space, Recreation, and Historic Preservation Trust Fund ("County Trust Fund"), provides matching grants to municipal governments and to nonprofit organizations who are sponsored by their local municipality for assistance in the development or redevelopment of park improvements; and,

WHEREAS, the Town of West New York desires to further the public interest by obtaining a matching grant of approximately \$500,000.00 from the County Trust Fund to facilitate the Fillmore Park Improvement Project; and,

WHEREAS, the Mayor and Board of Commissioners has reviewed the County Trust Fund Program Statement, and the Trust Fund Park Improvement application and instructions and desires to make an application for such a matching grant and provide application information and furnish such documents as may be required; and,

WHEREAS, the County of Hudson shall determine whether the application is complete and in conformance with the scope and intent of the County Trust Fund; and,

WHEREAS, the applicant is willing to use the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Hudson for the above-named project and ensure its completion on or about the project contract expiration date.

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

1. That it is hereby authorized to submit the above completed project application to the County by the deadline of May 31, 2024 as established by the County; and,
2. That, in the event of a County Trust Fund award that may be less than the grant amount requested above, the Town of West New York has, or will secure, the balance of funding necessary to complete the project, or modify the project as necessary; and,
3. That the Town of West New York is committed to providing a match for the project in the amount of at least \$500,000.00; and,
4. That only those park improvements identified and approved in the project application, its Trust Fund contract, or other documentation will be considered eligible for reimbursement.
5. That the Town of West New York agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and,
6. That the Mayor, Municipal Administrator, and Deputy Municipal Administrator be and are hereby authorized to take any necessary steps in order to effectuate this resolution.
7. That this resolution shall take effect immediately.

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Consent Agenda (Cont.):

RESOLUTION #R24-071

RE: REPEALING RESOLUTION ADOPTED ON APRIL 20TH, 2011 FOR RESTRICTED PARKING FOR HANDICAPPED RESIDENT AT 6600 BROADWAY, WEST NEW YORK (MARGARITA ANDALUZ)

WHEREAS, the governing body of the Town of West New York adopted a Resolution establishing restricted parking for use by a handicapped resident; and

WHEREAS, the handicapped person involved has either died or moved since the implementation of the above-mentioned resolution;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York that the above resolution is hereby repealed:

6600 Broadway, West New York
(Margarita Andaluz)

BE IT FURTHER RESOLVED that the Department of Public Safety is directed to remove all signage for the spaces as directed by this resolution.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon passage.

RESOLUTION #R24-072

RE: REPEALING RESOLUTION ADOPTED ON DECEMBER 13TH, 2023 FOR RESTRICTED PARKING FOR HANDICAPPED RESIDENT AT 412 52ND STREET, WEST NEW YORK (FRANCISCO L. ALVAREZ)

WHEREAS, the governing body of the Town of West New York adopted a Resolution establishing restricted parking for use by a handicapped resident; and

WHEREAS, the handicapped person involved has either died or moved since the implementation of the above-mentioned resolution;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York that the above resolution is hereby repealed:

412 52nd Street, West New York
(Francisco L. Alvarez)

BE IT FURTHER RESOLVED that the Department of Public Safety is directed to remove all signage for the spaces as directed by this resolution.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon passage.

RESOLUTION #R24-073

RE: REPEALING RESOLUTION ADOPTED ON NOVEMBER 23RD, 2015 FOR RESTRICTED PARKING FOR HANDICAPPED RESIDENT AT 6415 DEWEY AVE. #1, WEST NEW YORK (ADA SANCHEZ)

WHEREAS, the governing body of the Town of West New York adopted a Resolution establishing restricted parking for use by a handicapped resident; and

WHEREAS, the handicapped person involved has either died or moved since the implementation of the above-mentioned resolution;

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

NOW, THEREFORE BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York that the above resolution is hereby repealed:

6415 Dewey Ave. #1, West New York
(Ada Sanchez)

BE IT FURTHER RESOLVED that the Department of Public Safety is directed to remove all signage for the spaces as directed by this resolution.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon passage.

RESOLUTION #R24-074
RE: REPEALING RESOLUTION ADOPTED ON NOVEMBER 23rd, 2009 FOR
RESTRICTED PARKING FOR HANDICAPPED RESIDENT AT 6025 HARRISON
PLACE, WEST NEW YORK (LUIS E. VANEGAS-GUEVARA)

WHEREAS, the governing body of the Town of West New York adopted a Resolution establishing restricted parking for use by a handicapped resident; and

WHEREAS, the handicapped person involved has either died or moved since the implementation of the above-mentioned resolution;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York that the above resolution is hereby repealed:

6025 Harrison Place, West New York
(Luis E. Vanegas-Guevara)

BE IT FURTHER RESOLVED that the Department of Public Safety is directed to remove all signage for the spaces as directed by this resolution.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon passage.

RESOLUTION #R24-075
RE: AMENDING #R24-066 APPROVING THE RELEASE OF PERFORMANCE BOND
FOR THE PROPERTY LOCATED AT 6114-6118 JEFFERSON STREET, BLOCK 148,
LOTS 5 & 6

WHEREAS, the Town of West New York (the "Town") required a performance bond to be furnished in the amount of \$60,268.80 by the developer with the Town as the beneficiary, until the project is satisfactorily completed at 6114-6118 Jefferson Street, Block 148, Lots 5&6, West New York, NJ; and

WHEREAS, 6110-6114 Jefferson Ave LLC is the developer for the project at 6114-6118 Jefferson Street, Block 148, Lots 5&6, West New York, NJ, and has made an application to the Town for the release of the performance bond in the amount of \$60,268.80 furnished in connection with that development project; and

WHEREAS, the Town Engineer and/or the Qualified Purchasing Agent for the project has reviewed the application and recommends the release of the performance bond in the amount of \$60,268.80 and the remaining escrow funds in the amount of \$161.32; and

WHEREAS, the Town has received a two-year Maintenance Bond in the amount of Six Thousand Nine Hundred Ten Dollars 20/100 (\$6,910.20) on the property located at 6114-6118 Jefferson Street, Block 148, Lots 5&6 for a period of two years.

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

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 bonds issued by 6110-6114 Jefferson Ave LLC, in the amount of \$60,268.80, and the remaining escrow funds in the amount of \$161.32.

BE IT FURTHER RESOLVED that the Mayor, the Town Administrator, and the Town Clerk are hereby authorized to take any necessary steps to release the performance bond in the amount of \$60,268.80 to the developer 6110-6114 Jefferson Ave LLC in connection with 6114-6118 Jefferson Street, Block 148, Lots 5&6, West New York, NJ 07093 and the remaining escrow funds in the amount of \$161.32.

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

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

1. 6110-6114 Jefferson Ave LLC (Applicant/Developer)
2. Construction Code Official for the Town of West New York
3. Chief Municipal Finance Officer

RESOLUTION #R24-076
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:

<u>NAME</u>	<u>BLOCK/LOT</u>	<u>AMOUNT</u>	<u>YEAR</u>
CHRISTINE PALENSCAR STEURER 26 AVENUE AT PORT IMPERIAL APT#215 WEST NEW YORK, NJ 07093	168.01/ 8.03/ C0215	\$5,964.54	2023
CORELOGIC 3001 HACKBERRY RD IRVING, TX 75063	47/8	\$4,257.13	2024
TOTAL:		\$10, 221.67	

RESOLUTION #R24-077
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

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

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

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

LIEN HOLDER				TAX	REDEMPTION	PREMIUM
MARCH 6 MEETING	BLK	LOT	QUAL	CERTIFICATE		
BALA PARTNERS LLC	79	24		23-0281	\$ 2,523.33	\$ 5,800.00
CHRISTIANA T C/F CE1/FIRSTRUST	20	14		23-0085	\$ 209.72	\$ 3,800.00
CHRISTIANA T C/F CE1/FIRSTRUST	120	16		23-0408	\$ 21,179.23	\$ 7,400.00
FIG CUST FIGNJ19LLC & SEC PTY	31	29		21-0081	\$ 10,990.92	\$ 2,100.00
LB-HONEY BADGER SBMUNI CUST	9	4	C0056	23-0037	\$ 2,847.61	\$ 100.00
LB-HONEY BADGER SBMUNI CUST	5	32	C0308	23-0013	\$ 3,630.87	\$ 1,800.00
PAM INVESTORS	9	4	C0056	12-0050	\$ 26,743.24	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	12	1		23-0046	\$ 344.76	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	25	23		23-00110	\$ 2,745.15	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	36	12		23-0142	\$ 609.69	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	96	29		23-0352	\$ 1,746.10	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	168.01	1	C0271	23-0414	\$ 5,803.97	\$ 500.00
PRO CAP 8 FBO FIRSTRUST BANK	130	2	C0205	23-0431	\$ 982.18	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	130	2	C0304	23-0433	\$ 1,514.29	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	154	20		23-0508	\$ 1,749.04	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	168.01	7.08	C0711	23-0544	\$ 4,133.72	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	168.01	1	C0279	23-0569	\$ 2,927.44	\$ -
SLS 1 LLC	19	30	C0101	23-0073	\$ 3,784.92	\$ 2,200.00
WSFS AS CUST LVTLOPS/FIRSTRUST	35	1	C0041	23-0134	\$ 2,532.21	\$ 700.00
WSFS CUST TOWER DBXII	168.01	7.05	C0406	22-0258	\$ 8,297.60	\$ 3,700.00
WSFS CUST TOWER DBXIII	40	5		23-0161	\$ 3,587.39	\$ 1,200.00
WSFS CUST TOWER DBXIII	168.01	7.08	C1208	23-0549	\$ 7,710.74	\$ 100.00
WSFS CUST TOWER DBXIII	168.01	1	C0385	23-0573	\$ 4,687.01	\$ 100.00
SUBTOTAL:					\$ 121,281.13	\$ 29,500.00
TOTAL:					\$	150,781.13

RESOLUTION #R24-078
RE: AMENDING #R24-049 REFUND OF TAX OVERPAYMENT

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:

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

NAME	BLOCK/LOT	AMOUNT	YEAR
6425 HUDSON AVE LLC 5219 BOULEVARD EAST WEST NEW YORK, NJ 07093	30/9	\$500.23	2023
TOTAL:		\$500.23	

RESOLUTION #R24-079
RE: AMENDING #R24-052 AUTHORIZING REFUND OF TAX LIEN REDEMPTIONS
AND TAX LIEN PREMIUMS

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

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

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

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

LIEN HOLDER				TAX	REDEMPTION	PREMIUM
FEBRUARY 21 MEETING	BLK	LOT	QUAL	CERTIFICATE		
WSFS AS CUST TOWER DBXIII	168.01	7.08	C0511	23-0542	\$3,179.36	\$100.00

RESOLUTION #R24-080
RE: TO AUTHORIZE PURCHASE OF PARKING MANAGEMENT SYSTEM
CONNECTIVITY SOFTWARE WITH INTEGRATED TECHNICAL SYSTEMS, INC.
FOR 51ST STREET PARKING GARAGE PAY STATION UNITS

WHEREAS, the Town of West New York (the “Town”) requires parking management system and connectivity software to be purchased for the Parking Pay Station Units for the 51st Street Parking Garage in the Town of West New York; and

WHEREAS, N.J.S.A. 52:34-6.2 (b) allows the Town of West New York to use a nationally recognized and accepted cooperative purchasing agreement to purchase items and services; and

WHEREAS, Sourcewell, is a State of Minnesota local government unit and service cooperative purchasing system that is nationally recognized in accordance with N.J.S.A. 52:34-6.2(b); and

WHEREAS, Sourcewell complies with the requirements concerning cooperative pricing systems within the State of New Jersey and thus, the Town is authorized to participate in this cooperative purchasing program; and

WHEREAS, Sourcewell National Purchasing Cooperative System awarded a contract to T2 Systems, Inc. for Parking Management System and related Equipment, Supplies and Accessories (Contract #080321-TSI) valid until October 7, 2025; and

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

WHEREAS, Integrated Technical Systems, Inc. is an authorized reseller of T2 Systems, Inc. products, software, and other equipment and accessories and is authorized to sell the Parking Management System and Connectivity Software for the LUKE II Parking Pay Stations, pursuant to the Sourcewell Cooperative Contract with T2 Systems, Inc. (Contract #080321-TSI), valid until October 7, 2025; and

WHEREAS, Integrated Technical Systems, Inc. has provided the Town with a proposal for the purchase of the required Parking Management System and Connectivity Software for the LUKE II Parking Pay Stations at the 51st Street Parking Garage in the amount of \$60,000.00; and

WHEREAS, the Mayor and the Board of Commissioners of the Town of West New York seek to authorize the purchase of the required Parking Management System and Connectivity Software for the LUKE II Parking Pay Stations purchased for the 51st Street Parking Garage in the Town of West New York for a total amount not to exceed \$60,000.00.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York do hereby authorize the Town of West New York to purchase the required Parking Management System and Connectivity Software from Integrated Technical Systems, Inc., as an authorized reseller of T2 Systems, Inc. products and related software, pursuant to Sourcewell Cooperative Contract #080321-TSI with T2 Systems, Inc., for a total amount not to exceed \$60,000.00.

BE IT FURTHER RESOLVED that the Mayor, Town Administrator and the Town Clerk are hereby authorized to execute any necessary steps to authorize the purchase from Integrated Technical Systems, Inc. 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 #R24-081

RE: TO APPROVE THE PURCHASE OF PARKING METERS AND RELATED SERVICES FROM IPS GROUP, INC. THROUGH NATIONAL COOPERATIVE PURCHASING ALLIANCE COOPERATIVE PURCHASING SYSTEM

WHEREAS, the Town of West New York (“Town”) seeks to purchase parking meters and related services from IPS Group, Inc. (“IPS”) through the National Cooperative Purchasing Alliance Co-Op Purchasing System (“NCPA”); and

WHEREAS, pursuant to N.J.S.A. 52:34-6.2 (b), the Town is authorized to use a nationally recognized and accepted cooperative purchasing programs for the purchase of goods and services; and

WHEREAS, the Mayor and the Board of Commissioners have approved the Town’s participation in the National Cooperative Purchasing Alliance Co-Op Purchasing System (“NCPA”); and

WHEREAS, IPS Group, Inc. (“IPS”), located at 7737 Kenamar Court, San Diego, California, 92121, was awarded an NCPA contract under NCPA #05-36 Lead Agency 14 ESC, (“NCPA Contract 05-36”) for parking meter and technology services, effective between August 1, 2019 to July 31, 2023; and

March 6, 2024
Regular Meeting

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

WHEREAS, NCPA Contract #05-36 with IPS Group, Inc. for parking meter and technology services was extended through November 30, 2024; and

WHEREAS, the NCPA complies with all of the requirements of the State of New Jersey concerning nationally recognized and accepted cooperative pricing programs and therefore the Town of West New York can participate in this cooperative purchasing group; and

WHEREAS, the Town received a proposal from IPS, pursuant to NCPA Contract #05-36, for the purchase of the required parking meters and technology services in the amount of \$95,000.00; and

WHEREAS, the Town otherwise seeks to authorize the purchase of the required parking meter payment and technology related services from IPS Group, Inc. pursuant to NCPA Contract #05-36, extended through November 30, 2024, by way of a non-fair and open process, as understood under the provisions of N.J.S.A. 19:44A-20.8, for a total amount not to exceed \$95,000.00; and

WHEREAS, IPS 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.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Board of Commissioners of the Town of West New York, County of Hudson and State of New Jersey, do hereby authorize the Town of West New York to purchase parking meters and related services from IPS, pursuant to NCPA Contract #05-36, for an amount not to exceed amount of \$95,000.00, extended through November 30, 2024.

BE IT FURTHER RESOLVED that the Mayor and/or Town Administrator are hereby authorized to execute all documents and any additional steps necessary to effectuate the purchase of the required parking meters and related services from IPS as set forth herein.

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 #R24-082
RE: TO AUTHORIZE CONTRACT TO PURCHASE ATHLETIC, PHYSICAL
EDUCATION SUPPLIES AND TEAM UNIFORMS THROUGH COOPERATIVE
PURCHASING PROGRAM FOR 2024

WHEREAS, the Town of West New York requires athletic, physical education supplies, and uniforms to be utilized in the Town's activities and programs; and

WHEREAS, pursuant to N.J.S.A. §52:34-6.2(b) and N.J.S.A. 40A:11-11, the Town may, without bidding, utilize nationally recognized and accepted cooperative purchasing systems/agreements to purchase required goods and services, including the Omnia Partners Cooperative Program; and

WHEREAS, the Omnia Partners Cooperative Purchasing Program complies with all requirements provided by the State of New Jersey for cooperative pricing systems and the Board of Commissioners have approved the Town's participation in this cooperative purchasing system; and

March 6, 2024
Regular Meeting

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

WHEREAS, the Town is authorized to purchase the required athletic, physical education supplies and uniforms from BSN Sports, LLC, located at P.O. Box 7726, Dallas, Texas, 75209-0726 pursuant to Omnia Partners Cooperative Purchasing System Contract #R201101, valid until September 30, 2024; and

WHEREAS, the Mayor and the Board of Commissioners have determined that it is in the Town's best interest to authorize a contract to purchase the required athletic, physical education supplies, and uniforms from BSN Sports, LLC under Omnia Cooperative Contract #201101, for a total contract amount not to exceed \$150,000.00; and

WHEREAS, the Town seeks to authorize a contract for the purchase of athletic, physical education supplies, and uniforms from BSN Sports, LLC by way of a non-fair and open process as provided by N.J.S.A. 19:44A-20.8, for a total contract amount not to exceed \$150,000.00, as needed, through September 30, 2024; and

WHEREAS, BSN Sports, LLC has completed and submitted the required Pay-to-Play forms for the Town to authorize a contract to purchase athletic, physical education supplies, and uniforms, for a total amount not to exceed \$150,000.00.

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 a contract to purchase athletic, physical education supplies, and uniforms from BSN Sports, LLC pursuant to Omnia Cooperative Contract #201101, valid through September 30, 2024, for a total contract amount not to exceed \$150,000.00, as needed by the Town.

BE IT FURTHER RESOLVED that the Mayor, the Temporary Qualified Purchasing Agent, and the Town Clerk are authorized to take all steps necessary to execute a contract for the Town to purchase the required athletic, physical education supplies, and uniforms from BSN Sports, LLC and to effectuate the purposes set forth herein.

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 #R24-083

RE: AUTHORIZING PARKING MANAGEMENT SERVICES AGREEMENT WITH PARKMOBILE, LLC PURSUANT TO NATIONAL COOPERATIVE PURCHASING ALLIANCE PURCHASING SYSTEM CONTRACT #05-50 FOR 2024

WHEREAS, the Town of West New York ("Town") seeks to enter into a parking services agreement for the Town through the National Cooperative Purchasing Alliance co-op program purchasing system ("NCPA") Contract #05-50 with Parkmobile, LLC ("Parkmobile") for Integrated Parking Management System Services; and

WHEREAS, N.J.S.A. 52:34-6.2 (b) authorizes the Town to utilize nationally recognized and accepted cooperative purchasing agreements to procure items and services; and

WHEREAS, the Mayor and the Board of Commissioners have approved the Town's participation in the NCPA; and

WHEREAS, Parkmobile, LLC, located at 1100 Spring Street NW, Suite 200, Atlanta, Georgia 30309, was awarded a contract for Integrated Parking Management System services pursuant to the National Cooperative Purchasing Alliance Purchasing System (NCPA Contract #05-50), valid through December 31, 2024; and

March 6, 2024
Regular Meeting

Consent Agenda (Cont.):

Resolution (Cont.):

WHEREAS, the NCPA complies with all of the requirements of the State of New Jersey concerning cooperative purchasing systems for the purchase of goods and services; and

WHEREAS, the Town seeks to authorize a contract with Parkmobile, LLC pursuant to NCPA Contract #05-50, for the provision of Integrated Parking Management System services, for the 2024 contract term, for a total contract amount not to exceed \$100,000.00; and

WHEREAS, Parkmobile, LLC 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.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Board of Commissioners of the Town of West New York, County of Hudson and State of New Jersey, do hereby authorize a contract with Parkmobile, LLC for the provision of Integrated Parking Management System services as required by the Town, pursuant to the National Cooperative Purchasing Alliance Purchasing System (NCPA Contract #05-50), for a total contract amount not to exceed \$100,000.00 for 2024.

BE IT FURTHER RESOLVED that the Mayor and/or Town Administrator are hereby authorized to execute a contract with Parkmobile, LLC for Integrated Parking Management System services and to further effectuate the purposes as 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 #R24-084

**RE: AUTHORIZING THE PURCHASE OF TIMECARD AND WORKFORCE
MANAGEMENT SYSTEMS AND RELATED PRODUCTS AND SERVICES
PURSUANT TO THE OMNIA PARTNERS COOPERATIVE PURCHASING SYSTEM
CONTRACTS WITH KRONOS, INC.**

WHEREAS, the Town West New York seeks to purchase timecard and workforce management systems and related products, services, and solutions for 2024; and

WHEREAS, N.J.S.A. 52:34-6.2 (b) allows the Town of West New York to use a nationally recognized and accepted cooperative purchasing agreement to purchase items; and

WHEREAS, the Board of Commissioners has approved the Town of West New York to participate in the Omnia Partners Cooperative Purchasing Program; and

WHEREAS, the Omnia Partners Cooperative Purchasing Program complies with all of the requirements of the State of New Jersey concerning cooperative pricing and therefore the Town of West New York can participate in this cooperative purchasing group; and

WHEREAS, the Town of West New York received a proposal from Kronos SaaShr, Inc., (“Kronos”) located at 3040 Route 22 West, Suite 200 Branchburg, pursuant to New Jersey Omnia Partners Cooperative Purchasing Contracts #18220 and #18221, valid through March 17, 2025, for the purchase of timecard and workforce management systems and related products, services, and solutions, for a total in the amount of \$75,000.00 as required by the Town of West New York for 2024; and

March 6, 2024
Regular Meeting

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

WHEREAS, the Town seeks to authorize a contract with Kronos for the purchase of timecard and workforce management systems and related products, services, and solutions pursuant to Omnia Cooperative Contracts #18220 and #18221, effective through March 17, 2025, for a total amount not to exceed \$75,000.00; and

WHEREAS, Kronos 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.

NOW THEREFORE, BE IT RESOLVED by the Mayor and the Board of Commissioners of the Town of West New York do hereby authorize a contract with Kronos, Inc. to purchase timecard and workforce management systems and related products, services, and solutions, pursuant to Omnia Partners Cooperative Purchasing System Contract #18220 and #18221, valid through March 17, 2025, for a total contract amount not to exceed \$75,000.00.

BE IT FURTHER RESOLVED that the Mayor and the Town Clerk are hereby authorized to execute a contract with Kronos for the purchase of the timecard and workforce management systems and related services and equipment.

BE IT FURTHER RESOLVED, that the governing body 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 Municipal Finance Officer.

RESOLUTION #R24-085
RE: AUTHORIZING 2nd ONE-YEAR OPTION FOR THE CONTRACT FOR
LIFEGUARD SERVICES FOR THE TOWN OF WEST NEW YORK SWIM CLUB AND
THE MILLER SPLASH PARK FOR 2024 SWIM-POOL SEASON

WHEREAS, by prior Resolution, the Town of West New York (the "Town") awarded a contract to Pleasure Pool & Spa Management, located at 8306 5th Avenue, North Bergen, New Jersey 07047, for the provision of lifeguard services for the Town of West New York Swim Club and the Miller Park Splash Park for the 2022 swim-pool season; and

WHEREAS, the Town's contract with Pleasure Pool & Spa Management provides the Town with the option to extend the contract for lifeguard services for two (2) additional one (1) year terms for a total contract amount for the 2023 swim-pool season not to exceed \$214,500.00 and a total contract amount for the 2024 swim-pool season not to exceed \$232,050.00; and

WHEREAS, by prior Resolution, the Town authorized the first one-year option to extend the contract for the first one (1) year extension option to the contract with Pleasure Pool & Spa Management for the provision of lifeguard services for the 2023 swim-pool season for a total annual contract amount not to exceed \$214,500.00; and

WHEREAS, the Town seeks to authorize the 2nd one (1) year extension option to the contract with Pleasure Pool & Spa Management for the provision of lifeguard services for the 2024 swim-pool season for a total annual contract amount not to exceed \$424,000.00.

NOW THEREFORE, BE IT RESOLVED that the Mayor and the Board of Commissioners of the Town of West New York do hereby authorize the 2nd one-year extension option to the contract with Pleasure Pool & Spa Management for the provision of lifeguard services for the 2024 swim-pool season at the Town of West New York Swim Club and the Miller Park Splash Park for a total annual contract amount not to exceed \$424,000.00.

March 6, 2024
Regular Meeting

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

BE IT FURTHER RESOLVED that the Mayor, the Town Administrator, and the Town Clerk are authorized to take any steps necessary for the extension of the contract with Pleasure Pool & Spa Management for the 2024 swim-pool season as provided herein and to further effectuate the purposes set forth in this Resolution.

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

RESOLUTION #R24-087
RE: REPEALING RESOLUTION ADOPTED ON MAY 16TH, 2012 FOR RESTRICTED
PARKING FOR HANDICAPPED RESIDENT AT 5701 BLVD. EAST, APT. 5, WEST
NEW YORK (PEDRO PEREZ)

WHEREAS, the governing body of the Town of West New York adopted a Resolution establishing restricted parking for use by a handicapped resident; and

WHEREAS, the handicapped person involved has either died or moved since the implementation of the above-mentioned resolution;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York that the above resolution is hereby repealed:

5701 Blvd. East, Apt. 5, West New York
(Pedro Perez)

BE IT FURTHER RESOLVED that the Department of Public Safety is directed to remove all signage for the spaces as directed by this resolution.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon passage.

RESOLUTION #R24-088
RE: AUTHORIZING SETTLEMENT OF LAW DIVISION MATTER, FAITH
ASTRADA v. TOWN OF WEST NEW YORK

WHEREAS, the Town of West New York is a party involved in a pending Law Division matter entitled, *Faith Astrada v. Town of West New York*, (Docket No. HUD-L-4154-22); 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 terms and provisions set forth in the aforementioned settlement agreement and release.

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 agreement and release in connection with the matter entitled, *Faith Astrada v. Town of West New York*, (Docket No. HUD-L-4154-22) 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 pursuant to the agreement within the time period prescribed by law.

March 6, 2024
Regular Meeting

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

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

RESOLUTION #R24-091
RE: AUTHORIZING THE USE OF COMPETITIVE CONTRACTING FOR THE
COMMODITY OF POOL OPENING, CLOSING, AND MANAGEMENT SERVICES
INCLUDING MAINTENANCE AND WINTERIZATION SERVICES

WHEREAS, the Town of West New York ("Town") has determined that it is in the Town's and its citizens' best interest to procure "Pool Opening, Closing and Management Services Including Maintenance and Winterization Services" ("Service") in order to provide professional and efficient services as it relates to the Town pool; and

WHEREAS, the Operation of a Recreation program and maintenance and groundskeeping services under the Local Public Contracts Law ("LPCL"), N.J.S.A. 40A:11-4.1b(2), et. seq., and the regulations governing same; and

WHEREAS, the Town shall procure the Service through the competitive contracting procedures under the LPCL; and

WHEREAS, the Town seeks to authorize the advertisement and receipt of proposals for "Pool Opening, Closing and Management Services Including Maintenance and Winterization Services" on April 10th, 2024.

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Board of Commissioners hereby authorize the Town Clerk to advertise for "Pool Opening, Closing and Management Services Including Maintenance and Winterization Services" on March 13th, 2024. as a competitive contract by way of a Request for Proposals.

BE IT FURTHER RESOLVED, that the Mayor and Town Clerk are authorized to take such other steps and to execute any documents necessary to procure the Service under the competitive contracting law.

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RESOLUTION #R24-086
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:4-59 provides that all unexpended balances carried forward after the close of the year are available, until lapsed at the close of the succeeding year, to meet specific claims, commitments or contracts incurred during the preceding fiscal year, and allow transfers to be made from unexpended balances which are expected to be insufficient during the first three months of the succeeding 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 Appropriation Reserves:

Current Fund			
Account Number	Description	Transfer From	Transfer To
01-203-20-708-020-99	(2023) Public Relations - OE		\$ 110,000.00
01-203-20-712-010-11	(2023) Housing Inspection - S&W	\$ 10,000.00	
01-203-20-713-020-99	(2023) Tenant Relations - OE	\$ 40,000.00	
01-203-20-715-020-99	(2023) Supervised Play Activity - OE	\$ 60,000.00	
01-203-21-714-020-99	(2023) Law Department - OE	\$ 70,000.00	
01-203-21-742-010-11	(2023) Treasurer's Office - S&W	\$ 70,000.00	
01-203-22-762-010-11	(2023) Police Department - S&W	\$ 75,000.00	
01-203-23-787-020-99	(2023) Garbage & Trash - OE		\$ 175,000.00
01-203-24-717-020-99	(2023) Senior Citizens - OE		\$ 10,000.00
01-203-24-792-020-99	(2023) Building Department - OE		\$ 20,000.00
01-203-29-827-020-99	(2023) Adjustments to PERS		\$ 10,000.00
		\$ 325,000.00	\$ 325,000.00

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

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

RESOLUTION #R24-089
RE: AUTHORIZING EMERGENCY TEMPORARY APPROPRIATIONS FOR THE
YEAR 2024

WHEREAS, N.J.S.A. 40A:4-20 provides that, in addition to temporary appropriations necessary for the period prior to the adoption of the budget and regular appropriations, the governing body may make emergency temporary appropriations for any purposes for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the budget for the current fiscal year and the date of the adoption of the budget for the current fiscal year; and

WHEREAS, the total emergency temporary appropriation resolutions adopted in the year 2024 pursuant to the provision of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$33,050,000.00 for the Current Fund and \$1,020,000.00 for the Parking Utility Fund.

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Regular Meeting

Resolution (Cont.):

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 (not less than two-thirds of all members thereof affirmatively concurring), that in accordance with the provisions of N.J.S.A. 40A:4-20:

1. Emergency temporary appropriations be and the same are hereby made in the amount of \$33,050,000.00 for the Current Fund and \$1,020,000.00 for the Parking Utility Fund, as follows:

Account Number	Description	Amount
01-201-20-701-010-11	Dir. of Public Affairs - S&W	\$ 75,000.00
01-201-20-701-020-99	Dir. of Public Affairs - OE	\$ 10,000.00
01-201-20-708-020-99	Public Relations - OE	\$ 30,000.00
01-201-20-709-010-11	Rent Control Board - S&W	\$ 75,000.00
01-201-20-709-020-99	Rent Control Board - OE	\$ 36,000.00
01-201-20-711-020-99	Town Funding Program	\$ 5,000.00
01-201-20-712-010-11	Housing Inspection - S&W	\$ 5,000.00
01-201-20-713-020-99	Tenant Relations - OE	\$ 40,000.00
01-201-20-715-010-11	Supervised Play Activity - S&W	\$ 300,000.00
01-201-20-715-020-99	Supervised Play Activity - OE	\$ 100,000.00
01-201-20-720-020-99	Zoning Board - OE	\$ 45,000.00
01-201-20-721-010-11	Planning Board - S&W	\$ 20,000.00
01-201-20-721-020-99	Planning Board - OE	\$ 10,000.00
01-201-20-722-020-99	North Hudson Regional Council	\$ 19,000.00
01-201-20-725-020-99	North Hudson Council of Mayors	\$ 5,000.00
01-201-21-701-010-11	Director of Revenue and Finance - S&W	\$ 45,000.00
01-201-21-701-020-99	Director of Revenue and Finance - OE	\$ 5,000.00
01-201-21-706-010-11	Board of Health - S&W	\$ 300,000.00
01-201-21-706-020-99	Board of Health - OE	\$ 5,000.00
01-201-21-710-010-11	Vital Statistics - S&W	\$ 27,000.00
01-201-21-714-010-11	Law Department - S&W	\$ 10,000.00
01-201-21-714-020-99	Law Department - OE	\$ 225,000.00
01-201-21-719-010-11	Benefits Department - S&W	\$ 51,000.00
01-201-21-719-020-99	Benefits Department - OE	\$ 2,000.00
01-201-21-742-010-11	Treasurer's Office - S&W	\$ 550,000.00
01-201-21-742-020-99	Treasurer's Office - OE	\$ 45,000.00
01-201-21-742-050-99	Auditor Services	\$ 25,000.00
01-201-21-742-060-99	ADS Charges - Payroll	\$ -
01-201-21-744-010-11	Assessment of Taxes - S&W	\$ 225,000.00
01-201-21-744-020-99	Assessment of Taxes - OE	\$ 35,000.00
01-201-21-746-010-11	Collection of Taxes - S&W	\$ 325,000.00
01-201-21-746-020-99	Collection of Taxes - OE	\$ 15,000.00
01-201-21-748-020-99	Town Group Insurance	\$ 5,000,000.00
01-201-21-749-020-99	Health Insurance Waiver	\$ -
01-201-21-750-020-94	Other Insurance - Unemployment	\$ 25,000.00
01-201-21-750-120-93	Other Insurance - Workmen's Comp	\$ 450,000.00
01-201-21-750-220-92	Other Insurance - General Liability	\$ 450,000.00
01-201-21-752-010-11	Purchasing Agent - S&W	\$ 150,000.00
01-201-21-752-020-99	Purchasing Agent - OE	\$ 10,000.00
01-201-22-701-010-11	Director of Public Safety - S&W	\$ 575,000.00
01-201-22-701-020-99	Director of Public Safety - OE	\$ 10,000.00
01-201-22-702-010-11	Town Clerk's Office - S&W	\$ 275,000.00

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Resolution (Cont.):

01-201-22-702-020-99	Town Clerk's Office - OE	\$ 10,000.00
01-201-22-705-010-11	Elections - S&W	\$ -
01-201-22-705-020-99	Elections - OE	\$ -
01-201-22-718-010-11	Administrative Office - S&W	\$ 375,000.00
01-201-22-718-020-99	Administrative Office - OE	\$ 10,000.00
01-201-22-760-080-99	NHRFR	\$ 500,000.00
01-201-22-762-010-11	Police Department - S&W	\$ 600,000.00
01-201-22-762-020-99	Police Department - OE	\$ 395,000.00
01-201-22-766-020-99	Juvenile Aid	\$ -
01-201-22-770-010-11	Uniform Fire Safety Act - S&W	\$ -
01-201-22-770-020-99	Uniform Fire Safety - OE	\$ 5,000.00
01-201-22-772-010-11	Ambulance Squad - S&W	\$ 950,000.00
01-201-22-772-020-99	Ambulance Squad - OE	\$ 125,000.00
01-201-22-774-020-99	Office of Emergency Management	\$ 50,000.00
01-201-22-789-010-11	School Crossing Guards - S&W	\$ 650,000.00
01-201-22-789-020-99	School Crossing Guards - O.E.	\$ 10,000.00
01-201-23-701-010-11	Director of Public Works - S&W	\$ 125,000.00
01-201-23-701-020-99	Director of Public Works - OE	\$ 5,000.00
01-201-23-776-010-11	Automotive Maint. & Repair - S&W	\$ 240,000.00
01-201-23-781-010-11	Streets & Sewers - S&W	\$ 1,500,000.00
01-201-23-781-020-99	Streets & Sewers - OE	\$ 300,000.00
01-201-23-783-020-99	Snow Removal - OE	\$ -
01-201-23-784-020-99	Street Lighting Miscellaneous	\$ 546,000.00
01-201-23-785-020-99	Fire Hydrant Rental Miscellaneous	\$ 192,000.00
01-201-23-786-000-00	Recycling	\$ -
01-201-23-786-020-99	Recycling - OE	\$ 585,000.00
01-201-23-787-010-11	Garbage & Trash S&W	\$ 645,000.00
01-201-23-787-020-99	Garbage & Trash - OE	\$ 750,000.00
01-201-23-788-020-99	Engineering Serv. & Costs - Miscellaneous	\$ 300,000.00
01-201-24-701-010-11	Director Parks & Pub. Prop. - S&W	\$ 185,000.00
01-201-24-701-020-99	Director Parks & Pub. Prop. - OE	\$ 5,000.00
01-201-24-707-020-99	Prosecutor - OE	\$ 65,000.00
01-201-24-717-010-11	Senior Citizens - S&W	\$ 750,000.00
01-201-24-717-020-99	Senior Citizens - OE	\$ 60,000.00
01-201-24-790-010-11	Division of Parks - S&W	\$ 1,250,000.00
01-201-24-790-020-99	Division of Parks - OE	\$ 450,000.00
01-201-24-792-010-11	Building Department - S&W	\$ 175,000.00
01-201-24-792-020-99	Building Department - OE	\$ 50,000.00
01-201-24-793-020-99	Light & Power Miscellaneous	\$ 395,000.00
01-201-24-794-020-99	Centralized Postage Miscellaneous	\$ 25,000.00
01-201-24-795-020-99	Fuel Miscellaneous	\$ 275,000.00
01-201-24-796-020-99	Telephone Miscellaneous	\$ 200,000.00
01-201-24-797-020-99	Water Miscellaneous	\$ 45,000.00
01-201-24-798-020-99	Sewerage Miscellaneous	\$ 25,000.00
01-201-24-799-020-99	Signal Bureau Miscellaneous	\$ 100,000.00
01-201-25-800-010-11	Uniform Construction Code - S&W	\$ 550,000.00
01-201-25-800-020-99	Uniform Construction Code - OE	\$ 25,000.00
01-201-29-825-020-99	Contrib to Public Employee Ret PERS	\$ 1,865,000.00
01-201-29-826-020-99	Contribution to Social Security	\$ 1,352,000.00
01-201-29-827-020-99	Adjustments to PERS	\$ -
01-201-29-828-020-99	Contrib to Police & Firemen Ret PFRS	\$ 5,410,000.00
01-201-30-830-010-11	Municipal Court - S&W	\$ 600,000.00

March 6, 2024
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Resolution (Cont.):

01-201-30-830-020-99	Municipal Court - OE	\$ 25,000.00
01-201-33-835-020-99	Public Defender - OE	\$ 75,000.00
01-201-33-838-020-99	Reserve for Tax Appeals	\$ 35,000.00
01-201-33-840-010-11	Public Library - S&W	\$ 400,000.00
01-201-33-840-020-99	Maint. of Free Public Library - OE	\$ 75,000.00
01-201-45-880-020-99	Payment of Bond Principal	\$ -
01-201-45-884-020-99	Interest on Bonds	\$ 100,000.00
01-201-45-887-020-99	Lease Payable NHRFR	\$ -
01-201-45-941-020-99	Capital Lease Obligations	\$ -
01-201-48-882-020-99	School Bond Principal	\$ -
01-201-48-884-020-99	Interest on School Bonds	\$ 5,000.00
	Current Fund Subtotal	\$ 33,050,000.00
05-201-55-501-010-11	Parking Utility Salaries and Wages	\$ 750,000.00
05-201-55-502-000-00	Other Expenses	\$ -
05-201-55-502-020-99	Parking Utility Other Expenses	\$ 150,000.00
05-201-55-511-020-99	Parking Utiltiy Capital Improvement Fund	\$ -
05-201-55-522-020-99	Parking Utility Pay Bond Interest	\$ -
05-201-55-540-020-99	Parking Utility Contributions PERS	\$ 59,000.00
05-201-55-541-020-99	Parking Utility Social Security System	\$ 61,000.00
	Parking Utility Fund Subtotal	\$ 1,020,000.00

2. Said emergency temporary appropriations will be provided for in the 2024 budget.
3. That one (1) certified copy of this resolution is filed with the Director of the Division of Local Government Services.

It was regularly moved by **Commissioner Barrera**, 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

March 6, 2024
Regular Meeting

ORDINANCE #5/24

AN ORDINANCE OF THE TOWN OF WEST NEW YORK, IN THE COUNTY OF HUDSON, NEW JERSEY, AMENDING SECTION 3 OF ORDINANCE NO. 29/22 OF THE TOWN FINALLY ADOPTED DECEMBER 14, 2022, INCREASING THE APPROPRIATION FOR THE ACQUISITION OF ELECTRIC SHUTTLE BUSES AND ELECTRIC GARBAGE TRUCKS

Note: Town Clerk Adelenny Plaza read the title of the foregoing Ordinance aloud.

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

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

NOTICE
ORDINANCE #5/24

AN ORDINANCE OF THE TOWN OF WEST NEW YORK, IN THE COUNTY OF HUDSON, NEW JERSEY, AMENDING SECTION 3 OF ORDINANCE NO. 29/22 OF THE TOWN FINALLY ADOPTED DECEMBER 14, 2022, INCREASING THE APPROPRIATION FOR THE ACQUISITION OF ELECTRIC SHUTTLE BUSES AND ELECTRIC GARBAGE TRUCKS

Note: Town Clerk Adelenny Plaza read notice of the foregoing Ordinance aloud.

The foregoing Ordinance was adopted for first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey, on **March 6, 2024** and ordered published, for consideration before final passage at a public hearing on **April 3, 2024 at 6:30 p.m.** held remotely or in person. Instructions regarding attendance and participation in the meeting will be posted on the Town's website: <http://www.westnewyorknj.org/>. A copy of this Ordinance has been posted on the bulletin board upon which public notices are customarily posted on in the Town Hall of the Town of West New York, and a copy (at no charge) is available up to and including the time of such meeting to the members of the public of the Town who shall request such copies, at the Office of the Town Clerk in said Town Hall in West New York, N.J.

Public Portion:

It was regularly moved by **Commissioner Arroyo** and seconded by **Mayor Sires**, to **open Public Portion of meeting at 6:35 p.m.** The motion was carried by the following vote:

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

March 6, 2024
Regular Meeting

Public Portion (Cont.):

It was regularly moved by **Mayor Sires** and seconded by **Commissioner Diaz**, to close the **Public Portion of the meeting and Adjourn at 6:36 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