

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

*Minutes of Regular Meeting*  
*(Regular Session)*  
*April 17, 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*

**April 17, 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, April 17, 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 **April 17, 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 21<sup>st</sup>, 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 **April 10<sup>th</sup>, 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.

**Minutes of Previous Meetings:**

It was regularly moved by **Commissioner Parkinson**, seconded by **Commissioner Barrera** that the Minutes of Regular Meeting: **March 20, 2024 (Regular Meeting)** and **April 3, 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 Diaz**, seconded by **Mayor Sires** that the Payment of Claims of: **April 17, 2024** be approved. The motion was carried by the following vote:

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

**Note:** Commissioner Barrera abstained on Purchase Order #42818.

**April 17, 2024**  
**Regular Meeting**

**Consent Agenda:**

It was regularly moved by **Mayor Sires**, seconded by **Commissioner Barrera** that the following Consent Agenda Items **Nos. R24-116 through R24-127** be adopted. The motion was carried by the following vote:

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

**Note:** Commissioner Diaz abstained on Resolution #R24-123.

**RESOLUTION #R24-116**  
**RE: ALLOWING THE TOWN OF WEST NEW YORK TO DISPOSE OF CERTAIN EQUIPMENT**

WHEREAS, the Town of West New York Police Department (“Police Department”) has conducted an inventory of certain computer equipment that is no longer functional and is deemed not salvageable; and

WHEREAS, the Police Department has identified specific computer equipment consisting of computers, monitors, printers, dispatcher consoles, fingerprinting machine and backup power supplies are no longer functional and has requested permission to destroy those items, which are as follows:

<b>MAKE</b>	<b>DEVICE</b>	<b>MODEL</b>	<b>SERIAL #</b>
LG	TV	47LN5400	401RMQKOS772
LG	TV	55PFL7900/F7	D52A1534100670
SAMSUNG	MONITOR	GH15LSVN	GH15HCFT507272P
DELL	COMPUTER MONITOR	CN0C5369-64180-4BJ-R13C	N/A
APOLLO	8000 PROJECTOR	N/A	010147
VERTEX	CHARGER	N/A	60723011
VERTEX	CHARGER	N/A	90525004
HP	DESKJET PRINTER 6500	N/A	0801-02
BROTHER	PRINTER	8690DW	U62997D2J178877
MDT 870	N/A	N/A	58541-1345
POLAROID	CAMARA	N/A	650SE
POLAROID	CAMARA	N/A	1200SI
POLAROID	CAMARA	N/A	1200SI
OLYMPUS	CAMARA	C2040ZOOM	N/A
SAMURAI	CAMARA	X3.1	N/A
SONY (2)	N/A	10X	N/A
KONICA	CAMARA	110 SUPER	N/A
FUJICA	CAMARA	N/A	N/A
SAMSUNG MAXIMA 2.5		N/A	N/A
PANASONIC	MINI CASSETTE RECORDER	N/A	N/A
IBM	MINI RECORDER	N/A	N/A
HP	PRINTER	D9L18	CN66OE31WM
HP	PRINTER	CC378A	JPCC94007Q

**April 17, 2024**  
**Regular Meeting**

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

WHEREAS, the Mayor and the Board of Commissioners of the Town of West New York (“Town”) have determined, on the basis of the foregoing, that it is necessary for the efficient operation of the Town to allow the Police Department to destroy the non-functioning computer equipment identified above; and

WHEREAS, the Purchasing Agent has certified in writing that all the items listed above have no value; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.6, all items listed above will be removed from the Town’s fixed assets inventory once the items are destroyed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York that the West New York Police Department is authorized to destroy the non-functioning, antiquated and unused computers, monitors, printers, dispatcher consoles, fingerprinting machine and backup power supplies identified as follows:

<b>MAKE</b>	<b>DEVICE</b>	<b>MODEL</b>	<b>SERIAL #</b>
LG	TV	47LN5400	401RMQKOS772
LG	TV	55PFL7900/F7	D52A1534100670
SAMSUNG	MONITOR	GH15LSVN	GH15HCFT507272P
DELL	COMPUTER MONITOR	CN0C5369-64180-4BJ-R13C	N/A
APOLLO	8000 PROJECTOR	N/A	010147
VERTEX	CHARGER	N/A	60723011
VERTEX	CHARGER	N/A	90525004
HP	DESKJET PRINTER 6500	N/A	0801-02
BROTHER	PRINTER	8690DW	U62997D2J178877
MDT 870	N/A	N/A	58541-1345
POLAROID	CAMARA	N/A	650SE
POLAROID	CAMARA	N/A	1200SI
POLAROID	CAMARA	N/A	1200SI
OLYMPUS	CAMARA	C2040ZOOM	N/A
SAMURAI	CAMARA	X3.1	N/A
SONY (2)	N/A	10X	N/A
KONICA	CAMARA	110 SUPER	N/A
FUJICA	CAMARA	N/A	N/A
SAMSUNG MAXIMA 2.5		N/A	N/A
PANASONIC	MINI CASSETTE RECORDER	N/A	N/A
IBM	MINI RECORDER	N/A	N/A
HP	PRINTER	D9L18	CN66OE31WM
HP	PRINTER	CC378A	JPCC94007Q

BE IT FURTHER RESOLVED by the Mayor and Board of Commissioners of the Town of West New York that pursuant to the Purchasing Agent, the computer equipment consisting of computers, monitors, printers, dispatcher consoles, fingerprinting machine and backup power supplies that are no longer functional (all listed above) have no value; and

**April 17, 2024**  
**Regular Meeting**

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

BE IT FURTHER RESOLVED by the Mayor and Board of Commissioners of the Town of West New York that the Town's CMFO shall ensure that the items listed above, consisting of consisting of computers, monitors, printers, dispatcher consoles, fingerprinting machine and backup power supplies that are no longer functional, will be removed from the Town's fixed assets inventory once the items are destroyed, pursuant to N.J.A.C. 5:30-5.6

**RESOLUTION #R24-117**  
**RE: AUTHORIZING REFUND OF TAX OVERPAYMENTS**

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

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

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

NAME	BLOCK/LOT	AMOUNT	YEAR
PRANEETH BOMMAREDDY 12 REAGAN WAY KINNELON, NJ 07405	168.01/8.03/C0146	\$347.69	2023
GENNADIY & VAKHMINTSAV 24 AVENUE AT PORT IMPERIAL APT 415 WEST NEW YORK, NJ 07093	168.01/8.01/C0415	\$1,186.63	2023
GRAND TOTAL:		\$7,571.85	

**RESOLUTION #R24-118**  
**RE: AMENDING RESOLUTION #R24-037 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:

**April 17, 2024**  
**Regular Meeting**

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

LIEN HOLDER				TAX	REDEMPTION	PREMIUM
APRIL 17 MEETING	BLK	LOT	QUAL	CERTIFICATE		
HOMETRUST VALUE LLC	3	3		23-0005	\$ 5,274.32	\$ -
LB-HONEY BADGER SBMUNI CUST	30	11		23-0117	\$ 2,737.79	\$ 1,500.00
PRO CAP 8 FBO FIRSTRUST BANK	151	5		22-0244	\$ 23,619.54	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	1	5		23-0001	\$ 5,789.99	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	7	6		23-0025	\$ 1,977.06	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	9	4	C0011	23-0030	\$ 932.53	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	11	42		23-0044	\$ 2,116.48	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	31	15		23-0119	\$ 3,283.30	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	33	23		23-0125	\$ 2,690.51	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	33	44		23-0129	\$ 3,229.74	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	40	1		23-0160	\$ 1,736.92	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	41	13		23-0171	\$ 4,753.17	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	71	27		23-0262	\$ 428.76	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	80	12		23-0283	\$ 1,882.28	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	80	32		23-0287	\$ 2,728.99	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	83	7	C0010	23-0305	\$ 745.69	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	88	10		23-0330	\$ 3,902.12	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	96	33		23-0353	\$ 1,226.96	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	97	22		23-0358	\$ 1,176.16	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	97	23		23-0359	\$ 2,280.50	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	130	5.01	C0205	20-0360	\$ 2,617.21	\$ 1,300.00
PRO CAP 8 FBO FIRSTRUST BANK	98	14		23-0361	\$ 4,286.32	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	107	16.01		23-0376	\$ 3,983.76	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	122	10		23-0413	\$ 788.76	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	136	23		23-0457	\$ 407.29	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	139	7		23-0468	\$ 5,761.46	\$ 5,300.00
PRO CAP 8 FBO FIRSTRUST BANK	142	7		23-0475	\$ 3,688.57	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	142	14.02		23-0476	\$ 3,962.14	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	147	12		23-0482	\$ 391.99	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	149	24		23-0490	\$ 725.14	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	168.01	1	C0456	23-0579	\$ 434.41	\$ -
SLS 1 LLC	21	46		23-0098	\$ 4,266.90	\$ 8,900.00
WSFS CUST TOWER DBXIII	70	19.01	C0032	23-0255	\$ 4,513.37	\$ 100.00
WSFS CUST TOWER DBXIII	168.01	7.08	C0506	23-0541	\$ 9,281.93	\$ 100.00
SUBTOTAL:					\$ 117,622.06	\$ 17,200.00
TOTAL:						\$ 134,822.06

**April 17, 2024**  
**Regular Meeting**

**Consent Agenda (Cont.):**

**RESOLUTION #R24-119**

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

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

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

Risk Manager for Property and Casualty Insurance Services (3 <sup>rd</sup> Occasion)	May 8, 2024 at 11:00 a.m.
Federal Grant Consultant Services (3 <sup>rd</sup> Occasion)	May 8, 2024 at 11:15 a.m.
Conflict Counsel – Planning Board (4 <sup>th</sup> Occasion)	May 8, 2024 at 11:30 a.m.
Conflict Counsel – Zoning Board (4 <sup>th</sup> Occasion)	May 8, 2024 at 11:45 a.m.
Pilot Audit (4 <sup>th</sup> Occasion)	May 8, 2024 at 12:00 p.m.

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

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

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

**RESOLUTION #R24-120**

**RE: ESTABLISHING RESTRICTED PARKING IN FRONT OF ONE (1) RESIDENCE  
FOR USE BY HANDICAPPED RESIDENT AS FOLLOWS: 5701 KENNEDY BLVD.  
EAST, APT. 15F, WEST NEW YORK  
(TEMMY FLEITAS)**

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:

**April 17, 2024**  
**Regular Meeting**

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

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Temmy Fleitas 5701 Kennedy Blvd., Apt. 15F West New York, NJ, 07093	West	Begin at a point, along the west side of Park Avenue and 58 <sup>th</sup> Street, 48 feet south from the southwest corner of 58 <sup>th</sup> & Park Avenue. Then 22 feet west therefrom.

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.

**RESOLUTION #R24-121**  
**RE: CONCERNING PAYMENT OF CLAIMS FOR WORKERS COMPENSATION AND**  
**GENERAL LIABILITY FOR THE MONTH OF APRIL 2024**

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

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

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

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

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

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

Workers Compensation & General Liability: \$ 306,717.32

**April 17, 2024**



*Regular Meeting*

**Consent Agenda (Cont.):**

**RESOLUTION #R24-122**

**RE: AUTHORIZING SETTLEMENT IN WORKERS' COMPENSATION  
MATTER, ALTINAL SOSA 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, *Altinal Sosa v. Town of West New York* (Docket No. CRC#314-0003283); 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 authorize the settlement of the workers compensation matter, entitled *Altinal Sosa v. Town of West New York* (Docket No. CRC#00314-0003283) as recommended by Counsel for the Town of West New York.

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

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 #R24-123**

**RE: TO PROVIDE REIMBURSEMENT TO 52<sup>ND</sup> STREET CONDO ASSOCIATION  
FOR MUNICIPAL SERVICES FOR SOLID WASTE AND RECYCLING COLLECTION  
SERVICES**

WHEREAS, pursuant to N.J.S.A. 40:67-23.2 et seq. the Town of West New York is required to reimburse residents of “qualified private communities” for solid waste and recycling services that they provide to their communities; and,

WHEREAS, the 52nd Street Condo Association is a “qualified private community” which has entered into a municipal services agreement with the Town of West New York for reimbursement for these services; and,

WHEREAS, the Town of West New York owes 52<sup>nd</sup> Street Condominium, a “qualified private community” reimbursement for solid waste and recycling collection services in the amount of \$9,647.76 for the year 2023.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York do hereby approve of the payment of the reimbursement to 52<sup>nd</sup> Street Condominium, a “qualified private community” for the year 2023 for solid waste and recycling collection costs in the amount of \$9,647.76.

BE IT FURTHER RESOLVED, that the Chief Financial Officer certifies the necessary \$9,647.76 is available for this reimbursement under the Municipal Services Act from 01-203-23-787-020-99 (Garbage & Trash OE).

**Note: Commissioner Diaz abstained from voting on this resolution.**

**April 17, 2024**

*Regular Meeting*

**Consent Agenda (Cont.):**

**Resolution (Cont.):**

<b>52nd Street Condominium</b>	
	<b>2023</b>
Households July 1	26,940
Number of Units	70
	0.26%
WNY TOTAL SPENT	\$ 3,713,010.19
PER HOUSEHOLD	137.83
MAX ALLOWABLE	<b>\$ 9,647.76</b>
<b>BILLED</b>	
January	\$ 1,890.01
February	\$ 1,890.01
March	\$ 1,500.00
April	\$ 1,500.00
May	\$ 1,500.00
June	\$ 1,500.00
July	\$ 1,500.00
August	\$ 1,500.00
September	\$ 1,500.00
October	\$ 1,500.00
November	\$ 1,500.00
December	\$ 1,500.00
<b>TOTAL PAID BY 52nd</b>	<b>\$ 18,780.02</b>

**RESOLUTION #R24-124**

**RE: AWARDING CONTRACT FOR CONSULTING SERVICES FOR THE URBAN ENTERPRISE ZONE (UEZ) FIVE-YEAR STRATEGIC PLAN FOR THE TOWN OF WEST NEW YORK**

WHEREAS, the Town of West New York (the “Town”) requires consulting services for the Town’s Urban Enterprise Zone (“UEZ”) Five-Year Strategic Plan; and

WHEREAS, on April 16, 2024, the Town publicly advertised via a Request for Proposals (“RFP”), through a fair and open process, for the contract for the required consulting services for the Town’s Urban Enterprise Zone Five-Year Strategic Plan; and

WHEREAS, the Town received one (1) joint proposal submitted by Heyer, Gruel & Associates, located at 236 Broad Street, Red Bank, NJ 07701 and Community Housing & Planning Associates, Inc, 60 Friend Terrace, Harrington Park, NJ 07640 to provide the consulting services required for the Town’s UEZ Five-Year Strategic Plan, for a total contract amount not to exceed \$125,000.00; and

WHEREAS, the Town evaluated the joint proposal submitted by Heyer, Gruel & Associates and Community Housing & Planning Associates, Inc. for the Town’s Urban Enterprise Zone Five-Year Strategic Plan and determined that the required consulting services will be provided in a professional and cost-effective manner as required by the Town; and

**April 17, 2024**

*Regular Meeting*

**Consent Agenda (Cont.):**

**Resolution (Cont.):**

WHEREAS, the Certified Municipal Finance Officer recommends the award of the contract for the consulting services for the Town's Urban Enterprise Zone Five-Year Strategic Plan to Heyer, Gruel & Associates, located at 236 Broad Street, Red Bank, NJ 07701 and Community Housing & Planning Associates, Inc, 60 Friend Terrace, Harrington Park, NJ 07640 for a total contract amount not to exceed \$125,000.00.

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 Heyer, Gruel & Associates, located at 236 Broad Street, Red Bank, NJ 07701 and Community Housing & Planning Associates, Inc, 60 Friend Terrace, Harrington Park, NJ 07640 for the provision of consulting services required for the Town's Urban Enterprise Zone Five-Year Strategic Plan, for a total contract amount not to exceed \$125,000.00.

BE IT FURTHER RESOLVED that 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 02-213-40-316-023.

**RESOLUTION #R24-125**

**RE: AWARDING CONTRACT FOR ADDITIONAL SPECIAL PROJECT PLANNER SERVICES TO DMR ARCHITECTS FOR 2024**

WHEREAS, the Town of West New York (the "Town") requires additional special project planner services for 2024; and

WHEREAS, on April 16, 2024, the Town publicly advertised via a Request for Proposals ("RFP") (2<sup>nd</sup> Occasion), through a fair and open process, for the provision of additional special project planner services for 2024; and

WHEREAS, the Town received two (2) proposals to provide additional special project planner services as required by the Town for 2024; and

WHEREAS, the Town evaluated the proposal submitted by DMR Architects, located at 777 Terrace Avenue, Suite 607, Hasbrouck Heights, NJ 07604 for additional special project planner services for 2024 and determined that the required services will be provided in a professional and cost-effective manner as required by the Town; and

WHEREAS, the Certified Municipal Finance Officer recommends the award of the contract for additional special projects planner services to DMR Architects, for a total contract amount not to exceed \$100,000.00.

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 DMR Architects, located at 777 Terrace Avenue, Suite 607, Hasbrouck Heights, NJ 07604, for the provision of additional special project planner services for 2024, for a total contract amount not to exceed \$100,000.00.

BE IT FURTHER RESOLVED that 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.

**April 17, 2024**

*Regular Meeting*

**Consent Agenda (Cont.):**

**Resolution (Cont.):**

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 #R24-126**

**RE: AUTHORIZING THE TOWN CLERK TO ADVERTISE TO RECEIVE BIDS FOR  
“POOL OPENING, CLOSING AND MANAGEMENT SERVICES INCLUDING  
MAINTENANCE AND WINTERIZATION SERVICES” ON TUESDAY, APRIL 30<sup>TH</sup>,  
2024 AT 11:00 A.M.**

WHEREAS, the Town of West New York (“Town”) seeks bids for the “Pool Opening, Closing and Management Services Including Maintenance and Winterization Services” on Tuesday, April 30<sup>th</sup>, 2024 at 11:00 a.m. in accordance with the bid specifications on file with the Town Clerk’s Office; and

WHEREAS, bid specifications have been prepared and bids will be requested through the Town Clerk’s Office, located at 428 60<sup>th</sup> Street in the Town of West New York, New Jersey 07093; and

WHEREAS, the Town seeks to authorize the advertisement and receipt of bids for the “Pool Opening, Closing and Management Services Including Maintenance and Winterization Services” on Tuesday, April 30<sup>th</sup>, 2024 at 11:00 a.m.

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, authorize the advertisement and receipt of bids for the “Pool Opening, Closing and Management Services Including Maintenance and Winterization Services” on Tuesday, April 30<sup>th</sup>, 2024 at 11:00 a.m.

**RESOLUTION #R24-127**

**RE: AUTHORIZING THE SUBMISSION/ACCEPTANCE OF AN APPLICATION TO  
THE NEW JERSEY URBAN ENTERPRISE ZONE AUTHORITY TO PURSUE  
FUNDING UNDER THE UEZ QUALIFIED ASSISTANCE FUND FOR  
ADMINISTRATIVE COSTS AND VARIOUS PROJECTS**

WHEREAS, the Town of West New York is one of the municipalities designated by the New Jersey Urban Enterprise Authority as an Urban Enterprise Zone (UEZ) municipality. The program was created to foster an economic climate that revitalizes urban communities and stimulates their growth by encouraging job creation in new and existing businesses; and,

WHEREAS, the Town of West New York will administer the Urban Enterprise Zone Program within the Office of Administration; and,

WHEREAS, the Urban Enterprise Zone’s Program Authority was created in 1983 as an affiliate agency of the Department of Community Affairs (DCA) in order to foster an economic climate that revitalizes designated urban communities and stimulate their growth by encouraging businesses to develop and create private sector jobs through public and private investment; and,

WHEREAS, in a previous iteration of the program, the UEZ provided a dedicated funding source for local economic development in the form of a reduced sales tax. The state sales tax was used to fund UEZ programs in communities to promote economic development through a dedicated funding source which ended in 2011; and,

**April 17, 2024**

*Regular Meeting*

**Consent Agenda (Cont.):**

**Resolution (Cont.):**

WHEREAS, in 2018 the New Jersey Legislature directed the DCA to study the UEZ program and submit recommendations as to whether the program should be continued as is, be amended or expire. The outcome was the 2019 New Jersey Enterprise Zone Program Assessment, an economic study, which forecast the economic impact of the UEZ program, determined whether it should be continued and provide recommendations on how the program should be structured in the future; and,

WHEREAS, the legislature restored and revised the UEZ program with an appropriation of funds bringing the program back to full operation after having been without a funding source for more than ten years; and,

WHEREAS, the new legislation creates a new process for developing a zone development plan, which would have a five- year life and a requirement for an updated preliminary zone development plan for municipalities with plans that are five years old or older; and,

WHEREAS, currently designated UEZ's can retain their UEZ designations for ten years; and,

WHEREAS, the legislation adopted on August 17, 2021 amending, supplementing, and repealing various parts of the statutory law concerning urban enterprise zones requires a Five-Year Strategic Plan for the West New York Urban Enterprise Zone; and,

WHEREAS, the Town has followed all prescribed processes for the development of the UEZ Five-Year Strategic Plan is working with contracted professional staff to prepare the draft plan for approval by the UEZ Authority; and,

WHEREAS, pursuant to N.J.S.A. 52:27H-68, the governing body of a municipality may request from the UEZ Authority an amount allocated to the UEZ municipality from the Zone Assistance Fund; and,

WHEREAS, the Town of West New York intends to apply for various eligible costs and projects including A) WNY Administrative Costs & Expenses in the amount of \$206,848.50; B) West New York UEZ Security Camera Project in the amount of \$270,200.00; C) West New York UEZ Zone Patrol Security Initiative in the amount of \$99,944.50.

NOW THEREFORE BE IT RESOLVED, that the Mayor and Board of Commissioners of the Town of West New York hereby authorizes and directs submission of several applications to the New Jersey Enterprise Zone Authority for various administrative costs and projects as outlined below under the UEZ Zone Assistance Fund.

BE IT FURTHER RESOLVED, that the Mayor and Board of Commissioners of the Town of West New York authorizes and directs the Municipal Administrator, Deputy Municipal Administrator, and/or UEZ Coordinator to take any and all necessary steps to apply to the UEZ Authority for the following eligible costs and projects: A) WNY Administrative Costs & Expenses in the amount of \$206,848.50; B) West New York UEZ Security Camera Project in the amount of \$270,200.00; C) West New York UEZ Zone Patrol Security Initiative in the amount of \$99,944.50.

April 17, 2024  
Regular Meeting

**ORDINANCE #6/24**

**AN ORDINANCE OF THE TOWN OF WEST NEW YORK, IN THE COUNTY OF HUDSON, NEW JERSEY, DELETING SECTION 2 OF ORDINANCE NO. 29/22 OF THE TOWN AND CANCELING THE APPROPRIATION THEREIN FOR IMPROVEMENTS TO MILER PARK**

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

It was regularly moved by **Mayor Sires**, seconded by **Commissioner Diaz**, to open the public hearing on this Ordinance. The motion was carried by the following vote:

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

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

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

**ORDINANCE #7/24**

**AN ORDINANCE OF THE TOWN OF WEST NEW YORK, IN THE COUNTY OF HUDSON, NEW JERSEY, APPROPRIATING GRANTS FOR VARIOUS PARK PROJECTS IN AND FOR THE TOWN OF WEST NEW YORK**

It was regularly moved by **Mayor Sires**, seconded by **Commissioner Diaz**, to open the public hearing on this Ordinance. The motion was carried by the following vote:

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

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

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

**ORDINANCE #8/24**

**ORDINANCE TO AMEND §414-113 OF THE TOWN OF WEST NEW YORK MUNICIPAL CODE, ENTITLED "CANNABIS RETAIL OVERLAY ZONE"**

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

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

April 17, 2024  
Regular Meeting

**Ordinance (Cont.):**

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

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

**ORDINANCE #9/24**

**AN ORDINANCE APPROVING A FIVE (5) YEAR TAX ABATEMENT FOR NEW CONSTRUCTION OF COMMERCIAL OR INDUSTRIAL STRUCTURES OR MULTIPLE DWELLINGS BY TAX ABATEMENT FOR A PROJECT CONSTRUCTED AT 6000 JEFFERSON STREET, PURSUANT TO THE PROVISION OF THE FIVE (5) YEAR EXEMPTION AND ABATEMENT LAW, N.J.S.A. 40A:21-1 ET SEQ. AND SECTION 364-14 OF THE CODE OF THE TOWN OF WEST NEW YORK**

It was regularly moved by **Mayor Sires**, seconded by **Commissioner Parkinson**, to open the public hearing on this Ordinance. The motion was carried by the following vote:

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

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

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

**ORDINANCE #10/24**

**AN ORDINANCE APPROVING A FIVE (5) YEAR TAX ABATEMENT FOR NEW CONSTRUCTION OF COMMERCIAL OR INDUSTRIAL STRUCTURES OR MULTIPLE DWELLINGS BY TAX ABATEMENT FOR A PROJECT CONSTRUCTED AT 574 56TH STREET, PURSUANT TO THE PROVISION OF THE FIVE (5) YEAR EXEMPTION AND ABATEMENT LAW, N.J.S.A. 40A:21-1 ET SEQ. AND SECTION 364-14 OF THE CODE OF THE TOWN OF WEST NEW YORK**

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

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

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

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

**April 17, 2024**  
**Regular Meeting**

**Public Portion:**

It was regularly moved by **Commissioner Barrera** and seconded by **Mayor Sires, to open Public Portion of meeting at 6:40 p.m.** The motion was carried by the following vote:

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

**1. Patrick J. Cullen: 72-67<sup>th</sup> Street, West New York, NJ:**

Town Clerk Plaza read aloud comments that were submitted by Mr. Cullen via email. The submitted statement will be appended to the end of these minutes. Mayor Sires congratulated Mr. Cullen on his 30<sup>th</sup> year wedding anniversary and advised that he will be looking into this matter.

**2. Nancy Garcia: 6115 Hudson Avenue, West New York, NJ:**

Town Clerk Plaza read aloud comments that were submitted by Ms. Nancy Garcia via email. The submitted statement will be appended to the end of these minutes.

**3. Mark Bloomberg: 24-63<sup>rd</sup> Street, West New York, NJ:**

Town Clerk Plaza read aloud comments that were submitted by Mr. Bloomberg via email. The submitted statement will be appended to the end of these minutes. Mayor Sires advised Mr. Bloomberg that he was meeting with the Parking Authority.

It was regularly moved by **Mayor Sires** and seconded by **Commissioner Barrera, to close the Public Portion of the meeting and Adjourn at 6:43 p.m.** The motion was carried by the following vote:

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

\_\_\_\_\_  
Commissioner Marcos A. Arroyo

\_\_\_\_\_  
Commissioner Victor M. Barrera

\_\_\_\_\_  
Commissioner Marielka A. Diaz

\_\_\_\_\_  
Commissioner Adam W. Parkinson

\_\_\_\_\_  
Mayor Albio Sires  
Board of Commissioners

Attest: \_\_\_\_\_  
Adelinny Plaza, RMC  
Town Clerk



## April 17, 2024 Regular Meeting

**From:** [Patrick J Cullen](#)  
**To:** [Town Clerk](#)  
**Cc:** [Albio Sires](#); [Adam Parkinson](#); [Victor Barrera](#); [Marielka Diaz](#); [Marcos Arroyo](#)  
**Subject:** Fw: The Real and Urgent Need for Noise Control in West New York  
**Date:** Thursday, April 11, 2024 4:15:16 PM

---

Good Afternoon, Adilnny,  
To comply with the directives accompanying the instructions concerning the April 17, Board of Commissioners Meeting, I am forwarding you a March 12 email of this year that I sent to Mayor Sires and our Governing Board, concerning excessive and unwanted noise in our Town, a link to our existing Noise Ordinance, which is not being enforced, and a suggestion how our Noise Ordinance can be significantly improved.

While I regret that I cannot attend this April 17, 2024 Mayor and Board of Commissioners Meeting due to my wife Sarah and I celebrating our 30th Anniversary, I request that this email be read aloud by you, at least for my allotted 3 minutes. My wife and I, my neighbors, and my fellow residents of our Great Town have a right to peace and quiet and to not be subjected to unnecessary noise, which is unhealthy to one's body, mind, and spirit. Thank you.

Best Regards,  
Patrick Cullen

---

**From:** Patrick J Cullen  
**Sent:** Tuesday, March 12, 2024 5:14 PM  
**To:** Albio Sires <[asires@westnewyorknj.org](mailto:asires@westnewyorknj.org)>; Adam Parkinson <[aparkinson@westnewyorknj.org](mailto:aparkinson@westnewyorknj.org)>; Victor Barrera <[vbarrera@westnewyorknj.org](mailto:vbarrera@westnewyorknj.org)>; Marielka Diaz <[madiaz@westnewyorknj.org](mailto:madiaz@westnewyorknj.org)>; Marcos Arroyo <[marroyo@westnewyorknj.org](mailto:marroyo@westnewyorknj.org)>  
**Subject:** The Real and Urgent Need for Noise Control in West New York


Good afternoon, Mayor Sires and Commissioners Parkinson, Barrera, Diaz, and Arroyo,

As the weather is becoming milder and the hours of daylight are increasing, and too many young, (usually male) drivers cruise our peaceful streets at all hours day and night cranking loud, as well as excessively loud music and/ or percussive beats from large speakers within their vehicles, now is the perfect time to call your attention to our existing Town Code Chapter 266 Noise, which was adopted July 18, 2012 with Ordinance 19/12. It can be found in my book on pages 703-713, as well as at:

<https://ecode360.com/7057669> While it is a well-intended attempt to address unwarranted and unwanted noise nuisance in our Municipality, it has obviously failed miserably. There is no signage posted to alert all of this Ordinance. To my knowledge, we do not have a Noise Control Officer nor a Noise Control Investigator.

Our southern neighbor, Union City had a similar Ordinance in Chapter 261 Noise of their city code, which they wisely repealed on February 16, 2016, leaving Chapter 296. Peace and Good Order, Article IV. Nuisances Prohibited Ch. 296-12. Noise [adopted October 6, 2015] as their only noise ordinance. It can be found at:

<https://ecode360.com/30744130>

	<h3>Union City, NJ: Nuisances Prohibited</h3> <p>Ch 296 Art IV [Adopted 10-6-2015] Noise prohibited. It shall be unlawful for a person or entity to make, continue or cause to be made or continued any loud, unnecessary or unusual noise or any noise which does or is likely to annoy, disturb, injure or endanger the</p> <p><a href="https://ecode360.com">ecode360.com</a></p>
---	--

It is clear to me that Union City figured out that its circa 1998 Noise Code had too many moving parts. Its new Ordinance on noise is short and simple. And there are plenty of signs in Union City informing all that loud noise will not be tolerated. When my wife and I come home from work, or when we are relaxing on the weekend, we like the serenity, peace and quiet of our neighborhood, until it is interrupted unnecessarily, and in an unwarranted manner by selfish individuals who think that all folks beyond 50 feet, or even beyond 100 feet of them, should be subjected to their unwanted loud noise from their large car speakers. I respectfully urge you to examine this important issue and affect the appropriate response. I, and I am sure, thousands of other residents of our Great Town will be very grateful. Thank you.

Yours in Service to West New York,  
Patrick

## April 17, 2024 Regular Meeting

**From:** [NANCY GARCIA](#)  
**To:** [Town Clerk](#)  
**Subject:** Question for Commissioners Meeting  
**Date:** Wednesday, April 17, 2024 8:35:04 AM

---

There seems to be mass confusion about garbage pick up in town. The e codes state that garbage is to be put out after 8 PM. It also states that garbage pick up is between 12 AM and 7 AM. The DPW written warnings state that garbage is to be put out after 7 PM. DPW employees tell you to put it out after 5.

The reality is that garbage is being picked up starting at 8PM. My garbage was picked up at 8:24 PM yesterday. How early can you put your garbage out if garbage pick up begins at 8 PM? Are we supposed to schedule our day around garbage pick up?

I just received a complaint in the mail for having my garbage out at 4:06 PM. I don't even know if that was my garbage at this point because I received the notice in the mail. No picture. Nobody told me about this and this apparently occurred on 4/05/2024. A court appearance is required, but that will be futile. The judge does not live in town and has no idea of the confusion around town with garbage pick up. I have spoken to numerous residents who have had the same issue. If you work evening or night shift, you miss garbage pick up all together if you are not able to stand guard with your garbage to put out on the curb. If you work till 5 or 6 then you cannot run errands because you have to run back home to put your garbage out within an hour of the garbage being picked up.

Please clarify officially what time can we put our garbage out and what time does garbage pick up start?

Nancy Garcia  
6115 Hudson Ave

**From:** [Mark Bloomberg](#)  
**To:** [Town Clerk](#)  
**Cc:** [Mayor Office](#); [Albio Sires](#); [Adam Parkinson](#); [Victor Barrera](#); [Marielka Diaz](#); [Marcos Arroyo](#); [LUIS BAEZ](#)  
**Subject:** Visitor Parking in Front of Driveways of Privately owned residences  
**Date:** Wednesday, April 17, 2024 3:46:34 PM

---

Please read the following comments at tonight's Commissioner's meeting during the public portion of the meeting, as I likely will be unable to attend.

I would also appreciate being contacted within 48 hours of the meeting to let me know if the Mayor or any Commissioners had any feedback to provide.

Thanks,  
Mark Bloomberg  
24 63rd St.  
646-525-5540

Good evening Mr. Mayor & Commissioners,

I wanted to raise a concern about visitor parking in front of the driveways of privately owned residences.

As things currently stand, it is 100% legal for the owner of a residence to park a car that they own, or a car that they authorize to park in front of their private driveway as per Section 277-19 of the town code. In fact, Section 277-19 does not indicate that there is any requirement for a parking permit when parking in front of a private driveway

No one other than an owner, a permit holder at an address, or an authorized guest is entitled to park in front of a driveway of a private residence, even if they've purchased a parking pass for the corresponding RPP zone.

It is also my understanding that the primary purpose of having RPP zones is to create more parking for people how have WNY parking permits.

Given these details, it is my firm belief that the Town Code needs to be updated so that guest vehicles can be parked in front of a private driveway for longer than 3 hours in an area designated as an RPP zone *without* requiring them to purchase a daily permit.

Having a guest of mine park their car in front of my driveway, whether it is for 1 hour or 24 hours, frees up street parking for other residents and permit holders. As such, I think it is completely reasonable that my guests should be able to park in front of my driveway without needing to purchase a permit and without fearing that they will get ticketed if they are parked for longer than 3 hours.