

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

Minutes of Regular Meeting
(Regular Session)
November 13, 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

November 13, 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, November 13, 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)

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 **November 13, 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, 2023**. Said Resolution was transmitted by the Town Clerk to the Jersey Journal and the Bergen Record and publicly posted on the Municipal Bulletin Board, Town Hall, and filed with the Town Clerk. Notice of this meeting by the **November 6th, 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 **Mayor Sires**, seconded by **Commissioner Arroyo** that the Minutes of Regular Meeting: **October 2, 2024 (Regular Meeting)** and **October 16, 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 Parkinson**, seconded by **Commissioner Diaz** that the Payment of Claims of: **November 13, 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 Diaz abstained on Purchase Orders #45783, #45833 and #45835 and Commissioner Parkinson abstained on Purchase Orders #45809, #45611 and #45764.**

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Consent Agenda:

It was regularly moved by **Mayor Sires**, seconded by **Commissioner Diaz** that the following Consent Agenda Items **Nos. R24-279 through R24-294 (excluding #R24-281 Re: Approving Transfers between Budget Appropriations)** be adopted. The motion was carried by the following vote:

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

Note: Commissioner Barrera abstained on Resolution No. R24-291.

RESOLUTION #R24-279
RE: AUTHORIZING REFUND OF TAX LIEN REDEMPTIONS AND TAX LIEN PREMIUMS

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

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

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

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

LIEN HOLDER	BLK	LOT	QUAL	TAX CERTIFICATE	REDEMPTION	PREMIUM
BOC 11-06-2024						
GLIA GROUP LLC	11	9		21-00021	\$ 7,260.95	\$ 3,100.00
HOMETRUST VALUE LLC	72	38		23-00270	\$ 417.76	\$ -
PINE VALLEY ONE REAL ESTATE, LLC	5	28		21-00010	\$ 31,749.42	\$ 22,900.00
PRO CAP 8 FBO FIRSTRUST BANK	37	17	C0008	23-00145	\$ 2,229.44	\$ -
PRO CAP 8 FBO FIRSTRUST BANK	80	26		21-00187	\$ 4,163.32	\$ 1,900.00
WSFS AS CUST LVTLOPS/FIRSTRUST	127	17		22-00219	\$ 686.63	\$ 2,200.00
SUBTOTAL:					\$ 46,507.52	\$ 30,100.00
TOTAL:					\$	76,607.52

RESOLUTION #R24-280
RE: CANCELING SMALL BALANCES

WHEREAS, the by The Mayor and Board of Commissioners of the Town of West New York finds and declares that N.J.S.S. 40A:5-17-1 empowers authorize municipal employees to process the cancellation of tax refunds and/delinquencies of less than Ten (\$10.00) Dollars, and

WHEREAS, the by The Mayor and Board of Commissioners of the Town of West New York further finds and declares that the Municipal Tax Collector id qualified to process the cancellation of tax refunds and/or delinquencies of less than Ten (\$10) Dollars, and

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

WHEREAS, the by The Mayor and Board of Commissioners of the Town of West New York further finds and declares that it is in the best interest of the citizens of the Town of West New York for the Municipal Tax Collector to be authorized to process the cancellation of tax refunds or delinquencies of less than Ten (\$10) Dollars in accordance with N.J.S.A 40: A:5-17-1;

NOW, THEREFORE, BE IT RESOLVED, by The Mayor and Board of Commissioners of the Town of West New York, that Municipal Tax Collector Vince Buono is hereby authorized to process the cancellation of the tax refunds or delinquencies of less than TEN (\$10) Dollars during the calendar year of 2024 in accordance to N.J.S.A. 40: A: 5-17-1.

RESOLUTION #R24-282

**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 2025**

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

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

ABC Prosecutor	December 3, 2024 at 9:00 a.m.
ABC Attorney	December 3, 2024 at 9:15 a.m.
Accelerated Online Tax Sale Services	December 3, 2024 at 9:30 a.m.
Additional Special Counsel Services	December 3, 2024 at 9:45 a.m.
Additional Special Project Planner Services	December 3, 2024 at 10:00 a.m.
Alternate Prosecutor	December 3, 2024 at 10:15 a.m.
Alternate Public Defender	December 3, 2024 at 10:30 a.m.
Architect of Record Services	December 3, 2024 at 10:45 a.m.
Architectural Services for Special Projects	December 3, 2024 at 11:00 a.m.
Auditing and Account Services	December 3, 2024 at 11:15 a.m.
Banking Services	December 3, 2024 at 11:30 a.m.
Conflict Counsel – Planning Board	December 3, 2024 at 11:45 a.m.
Conflict Counsel – Zoning Board	December 3, 2024 at 12:00 p.m.
Corporation Counsel Services	December 3, 2024 at 12:15 p.m.
Court Interpreter Services	December 3, 2024 at 12:30 p.m.
Engineer of Record Services	December 3, 2024 at 12:45 p.m.
Engineering Services for Special Projects	December 3, 2024 at 1:00 p.m.
Environmental Consulting and Project Management	December 4, 2024 at 9:00 a.m.
FEMA Grant Consultant	December 4, 2024 at 9:15 a.m.
Financial Advisory Consultant	December 4, 2024 at 9:30 a.m.
General Accounting Services	December 4, 2024 at 9:45 a.m.
Grant Consultant – Federal	December 4, 2024 at 10:00 a.m.
Grant Consultant – State	December 4, 2024 at 10:15 a.m.
Labor Counsel	December 4, 2024 at 10:30 a.m.
Land Use Consultant	December 4, 2024 at 10:45 a.m.
Landscape Architect Services	December 4, 2024 at 11:00 a.m.
Library Board Attorney	December 4, 2024 at 11:15 a.m.
Lifeguard Services	December 4, 2024 at 11:30 a.m.
Municipal Planner Services	December 4, 2024 at 11:45 a.m.
Municipal Prosecutor	December 4, 2024 at 12:00 p.m.
Parking Garage Special Inspections	December 4, 2024 at 12:15 p.m.
Pilot Audit	December 4, 2024 at 12:30 p.m.
Planning Board Counsel	December 4, 2024 at 12:45 p.m.
Property Registration Services	December 4, 2024 at 1:00 p.m.

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

Public Defender	December 5, 2024 at 9:00 a.m.
Public Relations Services	December 5, 2024 at 9:15 a.m.
Redevelopment Counsel	December 5, 2024 at 9:30 a.m.
Rent Control Attorney	December 5, 2024 at 9:45 a.m.
Risk Manager for Health Insurance	December 5, 2024 at 10:00 a.m.
Risk Manager for Property and Casualty Insurance	December 5, 2024 at 10:15 a.m.
Special Counsel	December 5, 2024 at 10:30 a.m.
Special Construction Code Litigation Counsel	December 5, 2024 at 10:45 a.m.
Special Counsel - Bond	December 5, 2024 at 11:00 a.m.
Special Counsel for Foreclosure Matters	December 5, 2024 at 11:15 a.m.
Special Hearing Officer	December 5, 2024 at 11:30 a.m.
Special Project Planner	December 5, 2024 at 11:45 a.m.
Tax Appeal Counsel	December 5, 2024 at 12:00 p.m.
Tax Appraiser Services	December 5, 2024 at 12:15 p.m.
Tenant Advocacy Attorney	December 5, 2024 at 12:30 p.m.
Third Party Administrator for Workers Compensation and Tort Claims	December 5, 2024 at 12:45 p.m.
Workers Compensation Counsel	December 5, 2024 at 1:00 p.m.
Zoning Board Attorney	December 5, 2024 at 1:15 p.m.

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

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

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

RESOLUTION #R24-283

**RE: AUTHORIZING CONTRACT FOR THE TOWN OF WEST NEW YORK
MUNICIPAL AID - 2023 - MADISON STREET, 67TH STREET, JACKSON STREET,
53RD STREET, PARK AVENUE, 52ND STREET, AND 54TH STREET PROJECT**

WHEREAS, the Town of West New York (the "Town") requires a vendor for the Municipal Aid – 2023 – Madison Street, 67th Street, Jackson Street, 53rd Street, Park Avenue, 52nd Street, and 54th Street Project (Project #0912-T-069); and

WHEREAS, on October 31, 2024, the Town received three (3) bid proposals for the Town of West New York's Municipal Aid – 2023 – Madison Street, 67th Street, Jackson Street, 53rd Street, Park Avenue, 52nd Street, and 54th Street Project; and

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

WHEREAS, the lowest bid was submitted by Vektor Corporation, with a registered address at 348 Schoolhouse Road, Monroe Township, NJ 08831, for a total amount of \$1,847,967.10 (Base Bid Amount: \$1,656,699.35 + Alternate Bid No. 1 Amount: \$201,367.75); and

WHEREAS, Remington & Vernick Engineers (“RVE”), the engineering firm overseeing the project on the Town’s behalf, evaluated the three (3) bid proposals submitted for the provision of the required services and recommends the contract for the Municipal Aid – 2023 – Madison Street, 67th Street, Jackson Street, 53rd Street, Park Avenue, 52nd Street, and 54th Street Project be awarded to Vektor Corporation for a total contract amount not to exceed \$1,847,967.10; and

WHEREAS, the Town seeks to utilize grant funding in the amount of \$901,575.00 awarded by the New Jersey Department of Transportation for this contract with Vektor Corporation.

NOW THEREFORE, BE IT RESOLVED that the Mayor and the Board of Commissioners for the Town of West New York do hereby authorize a contract with Vektor Corporation, located at 348 Schoolhouse Road, Monroe Township, NJ 08831, the Municipal Aid – 2023 – Madison Street, 67th Street, Jackson Street, 53rd Street, Park Avenue, 52nd Street, and 54th Street Project (Project #0912-T-069), for a total contract amount not to exceed \$1,847,967.10 (Base Bid Amount: \$1,656,699.35 + Alternate Bid No. 1 Amount: \$201,367.75).

BE IT FURTHER RESOLVED that the Mayor, Municipal Administrator and Town Clerk are hereby authorized to take any steps necessary to effectuate the purposes of this resolution including taking all actions necessary to utilize the aforementioned grant funds on behalf of the Town.

BE IT FURTHER RESOLVED that the Chief Financial Officer certifies that the necessary funds are available for this payment from account number 04-215-55-938-002.

RESOLUTION #R24-284

RE: AUTHORIZING THE WEST NEW YORK PARKING UTILITY TO AUTHORIZE PARKING AND INSTALL PARKING METERS ON 49th STREET

WHEREAS, by prior resolution, the Town of West New York (“Town”) prohibited parking on the north side of 49th Street, West New York, New Jersey 07093, between John F. Kennedy Boulevard West and Bergenline Avenue; and

WHEREAS, pursuant to N.J.S.A. 39:4-8(c)(9), the Town is authorized to reinstate or add parking on any street by resolution; and

WHEREAS, pursuant to N.J.S.A. 39:4-8(c)(8), the Town is authorized to install parking meters on any street by resolution; and

WHEREAS, in an effort to increase the availability of public parking spaces within the Town, the Board of Commissioners seeks to authorize on-street parking on the north side of 49th Street, between John F. Kennedy Boulevard West and Bergenline Avenue; and

WHEREAS, the Board of Commissioners seeks to install parking meters for the authorized on-street parking on the north side of 49th Street, between John F. Kennedy Boulevard West and Bergenline Avenue.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York, County of Hudson, State of New Jersey, authorizes on-street parking on the north side of 49th Street, between John F. Kennedy Boulevard West and Bergenline Avenue.

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Consent Agenda (Cont.):

Resolution (Cont.):

BE IT FURTHER RESOLVED, that the West New York Parking Services Utility is authorized to install the required parking meters to regulate such on-street parking.

BE IT FURTHER RESOLVED, that the Mayor, Town Administrator and/or West New York Parking Services Utility are authorized to take such other and further steps necessary to effectuate the purposes of this resolution.

RESOLUTION #R24-285

**RE: AUTHORIZING THE WEST NEW YORK PARKING UTILITY TO SUSPEND ALL
METERED PARKING REGULATIONS FOR THE TOWN OF WEST NEW YORK
FROM DECEMBER 2, 2024 THROUGH JANUARY 1, 2025**

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

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

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of West New York, County of Hudson, State of New Jersey, authorizes the West New York Parking Services Utility to suspend all metered parking regulations from December 2, 2024 through January 1, 2025.

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

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

RESOLUTION #R24-286

**RE: AUTHORIZING THE REMOVAL OF TWO PARKING METERS DUE TO
ACTIVE LOADING ZONE**

WHEREAS, the Town of West New York (the “Town”) has determined that two parking meters must be removed due to the active loading zone located at 6127 Bergenline Avenue, West New York, NJ 07093; and

WHEREAS, the two parking meters that must be permanently removed are VB-7 and VB-8; and

WHEREAS, the Town seeks to authorize the permanent removal of the above two parking meters due to the active loading zone located at 6127 Bergenline Avenue, West New York, NJ 07093.

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 permanent removal of the above two parking meters due to the active loading zone located at 6127 Bergenline Avenue, West New York, NJ 07093.

BE IT FURTHER RESOLVED that the Town Administrator, or his designee, shall be authorized to take any steps necessary to effectuate the purposes set forth in this Resolution.

BE IT FURTHER RESOLVED the Town of West New York Parking Utility is authorized to take any necessary action to effectuate this Resolution.

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Consent Agenda (Cont.):

RESOLUTION #R24-287

**RE: AUTHORIZING THE TOWN CLERK TO ADVERTISE FOR BIDS FOR
GENERAL PRINTING AND MUNICIPAL ELECTION PRINTING SERVICES**

WHEREAS, the Town of West New York requires general printing and municipal election printing services (the “Services”); and

WHEREAS, the Town seeks to advertise for bids for the provision of the required Services in accordance with bid specifications on file with the Town Clerk; and

WHEREAS, bid specifications have been prepared and bids will be requested for submission to the Town Clerk’s Office, located at 428 60th Street in the Town of West New York, New Jersey 07093.

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 town clerk to advertise for the receipt of bids for “General Printing and Municipal Election Printing Services” on Tuesday, December 3, 2024 at 11:00 a.m.

RESOLUTION #R24-288

**RE: TO AUTHORIZE THE PURCHASE OF SITUATIONAL AWARENESS
EQUIPMENT & ACCESSORIES FROM GOLD TYPE BUSINESS MACHINES, INC.
PURSUANT TO BERGEN COUNTY COOPERATIVE PURCHASING SYSTEM**

WHEREAS, the Town of West New York (the “Town”) seeks to authorize the purchase of Situational Awareness Equipment & Accessories to be utilized by the Town of West New York Police Department; and

WHEREAS, pursuant to N.J.S.A. 40A:11-11 and N.J.A.C. 5:34-7.1 et seq., the Town of West New York (the “Town”) may, without bidding, purchase goods and services through authorized cooperative pricing systems under the NJ Cooperative Purchasing Alliance, including the Bergen County Cooperative Purchasing System #CK04 (Bid Number: BC-BID-23-17 “Situational Awareness Equipment & Accessories”); and

WHEREAS, the Town is a member of the Bergen County Cooperative Purchasing System; and

WHEREAS, Gold Type Business Machines, Inc., located at 351 Paterson Avenue, East Rutherford, NJ 07073, provided the Town with a quote to purchase the required Situational Awareness Equipment & Accessories for the West New York Police Department, pursuant to #11-BeCCP, Bid #: 23-17 (valid through May 17, 2025), in the amount of \$268,961.16; and

WHEREAS, the Mayor and the Board of Commissioners of the Town of West New York seek to authorize the purchase of the required Situation Awareness Equipment & Accessories from Gold Type Business Machines, Inc. pursuant to #11-BeCCP-BID-23-17, for a total purchase amount not to exceed \$269,050.00.

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 Situational Awareness Equipment & Accessories for the West New York Police Department from Gold Type Business Machines, Inc., located at 351 Paterson Avenue, East Rutherford, NJ 07073, pursuant to #11-BeCCP, Bid #: 23-17 (valid through May 17, 2025), for a total purchase amount not to exceed \$269,050.00.

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

BE IT FURTHER RESOLVED that the Mayor, Town Administrator, Deputy Town Administrator, and the Town Clerk are hereby authorized to execute any necessary steps to authorize the purchase from Gold Type Business Machines, Inc. 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 are available for this payment from account number 02-117-03-316-023-02.

RESOLUTION #R24-289
RE: AUTHORIZING CONTRACT FOR DOG PARK PROJECT AT VERRAZANO
PARK PURSUANT TO BERGEN COUNTY COOPERATIVE PRICING SYSTEMS
CONTRACT WITH MRC

WHEREAS, the Town of West New York (“Town”) requires a vendor to complete the Dog Park Project at Verrazano Park in the Town of West New York; and

WHEREAS, pursuant to N.J.S.A. 40A:11-11, the Town may, without bidding, purchase goods and services through authorized cooperative pricing systems

WHEREAS, the Board of Commissioners has approved the Town of West New York to participate in the Bergen County Cooperative Pricing System (“BCCNJ”); and

WHEREAS, the Town of West New York received a quote (Quote #115161-01-08) submitted by MRC, Inc., located at PO Box 106, Spring Lake, NJ 07762, pursuant to BCCNJ BC-BID-24-35 (“Playground Equipment and Outdoor Fitness Equipment, Site Accessories, Surfacing, and Related Projects and Services”), for the Dog Park Project at Verrazano Park, for a total in the amount of \$160,315.70; and

WHEREAS, RSC Architects, the firm overseeing this Project on behalf of the Town, has recommended the contract for the Dog Park Project at Verrazano Park be awarded to MRC, pursuant to BCCNJ BC-BID-24-35, for a total project amount not to exceed \$160,315.70.

NOW THEREFORE, BE IT RESOLVED that the Mayor and the Board of Commissioners of the Town of West New York, hereby authorizes a contract with MRC, located at PO Box 106, Spring Lake, NJ 07762, for the Dog Park Project at Verrazano Park, pursuant to BCCNJ BC-BID-24-35 (“Playground Equipment and Outdoor Fitness Equipment, Site Accessories, Surfacing, and Related Projects and Services”), for a total project amount not to exceed \$160,315.70 (Quote #115161-01-08).

BE IT FURTHER RESOLVED that the Mayor, the Town Administrator, and the Town Clerk are authorized to take such other steps as are necessary to effectuate the purposes of this Resolution, including the execution of the contract for the Project.

BE IT FURTHER RESOLVED that the Chief Financial Officer certifies that sufficient funds are available for this contract from account numbers 04-215-55-935-003 and 04-215-55-923-001.

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Consent Agenda (Cont.):

RESOLUTION #R24-290

**RE: AUTHORIZING CONTRACT FOR DOG PARK PROJECT AT DONNELLY PARK
PURSUANT TO BERGEN COUNTY COOPERATIVE PRICING SYSTEMS
CONTRACT WITH MRC**

WHEREAS, the Town of West New York (“Town”) requires a vendor to complete the Dog Park Project at Donnelly Park in the Town of West New York; and

WHEREAS, pursuant to N.J.S.A. 40A:11-11, the Town may, without bidding, purchase goods and services through authorized cooperative pricing systems

WHEREAS, the Board of Commissioners has approved the Town of West New York to participate in the Bergen County Cooperative Pricing System (“BCCNJ”); and

WHEREAS, the Town of West New York received a quote (Quote #115161-01-09) submitted by MRC, Inc. located at PO Box 106, Spring Lake, NJ 07762, pursuant to BCCNJ BC-BID-24-35 (“Playground Equipment and Outdoor Fitness Equipment, Site Accessories, Surfacing, and Related Projects and Services”), for the Dog Park Project at Donnelly Park, for a total in the amount of \$156,051.95; and

WHEREAS, RSC Architects, the firm overseeing this Project on behalf of the Town, has recommended the contract for the Dog Park Project at Donnelly Park be awarded to MRC, pursuant to BCCNJ BC-BID-24-35, for a total project amount not to exceed \$156,051.95.

NOW THEREFORE, BE IT RESOLVED that the Mayor and the Board of Commissioners of the Town of West New York, hereby authorizes a contract with MRC, located at PO Box 106, Spring Lake, NJ 07762, for the Dog Park Project at Donnelly Park, pursuant to BCCNJ BC-BID-24-35 (“Playground Equipment and Outdoor Fitness Equipment, Site Accessories, Surfacing, and Related Projects and Services”), for a total project amount not to exceed \$156,051.95 (Quote #115161-01-09).

BE IT FURTHER RESOLVED that the Mayor, the Town Administrator, and the Town Clerk are authorized to take such other steps as are necessary to effectuate the purposes of this Resolution, including the execution of the contract for the Project.

BE IT FURTHER RESOLVED that the Chief Financial Officer certifies that sufficient funds are available for this contract from account numbers 04-215-55-935-004 and 04-215-55-923-001.

RESOLUTION #R24-291

**RE: RENEWING THE SHARED SERVICES AGREEMENT WITH THE TOWNSHIP
OF WEEHAWKEN FOR SPECIAL PROJECT INFORMATION TECHNOLOGY
SPECIALIST FOR 2024-2025**

WHEREAS, by prior Resolution, the Town of West New York (the “Town”) and the Township of Weehawken (“Weehawken”) entered into a shared services agreement (the “Agreement”) for the use of Special Projects Information Technology Specialist services provided by the Township of Weehawken; and

WHEREAS, the Town now seeks to authorize the renewal of the SSA with Weehawken for the provision of Special Projects Information Technology Services for a one-year period from November 1, 2024 through October 31, 2025 for a total annual contract amount not to exceed \$40,740.00, payable quarterly to Weehawken.

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

NOW THEREFORE BE IT RESOLVED that the Mayor and the Board of Commissioners for the Town of West New York do hereby authorize the renewal of the Shared Services Agreement between the Town of West New York and the Township of Weehawken for the provision of Special Projects Information Technology Services for a one-year period, effective November 1, 2024 through October 31, 2025, for a total annual contract amount not to exceed \$40,740.00 inclusive of fringe benefits, payable quarterly to Weehawken.

BE IT FURTHER RESOLVED that the Mayor, the Town Administrator, and the Town Clerk are hereby authorized to take any necessary steps to effectuate the purposes set forth herein.

BE IT FURTHER RESOLVED that the Chief Financial Officer certifies that the funds necessary to provide payment pursuant to this Agreement are available in account 01-201-20-708-020-99.

RESOLUTION #R24-292
RE: TO AUTHORIZE THE ASSIGNMENT OF MUNICIPAL RECYCLABLE
COLLECTION CONTRACT TO AFFORDABLE CARTAGE, LLC

WHEREAS, by prior Resolution, the Town of West New York (the “Town”) authorized a contract with Joseph Smentkowski, Inc. t/a Galaxy Carting (“JSI”) for the provision of recyclable material collection and disposal services for an initial term of May 16, 2023 through May 15, 2025 (“Initial Term”), with up to three (3) one (1) year extension options, which options are at the sole discretion of the Town; and

WHEREAS, pursuant to an Agreement dated February 29, 2024, between JSI, Affordable Cartage, LLC (“Affordable”), and Top Gear Trucking, LLC (“Top Gear”), JSI will assign to Affordable Cartage, LLC, the contractual rights of JSI in its municipal recyclable material collection and disposal contract with the Town of West New York; and

WHEREAS, pursuant to the Agreement, Affordable Cartage, LLC will acquire from JSI all the collection vehicles and containers currently utilized by JSI necessary for the performance of the municipal recyclable collection contracts; and

WHEREAS, pursuant to N.J.A.C. 7:26H-3.2 a petition was filed with the New Jersey Department of Environmental Protection (“NJDEP”) dated April 23, 2024, requesting approval of an Asset Purchase Agreement between JSI Affordable and Top Gear. This petition has received preliminary approval by the NJDEP pending endorsement by the Town of West New York’s Board of Commissioners; and

WHEREAS, the Mayor and the Board of Commissioners of the Town of West New York seek to authorize the assignment of the Town’s contract for recyclable material collection and disposal services with JSI to Affordable Cartage, LLC for the remainder of the Initial Term of the contract effective December 1, 2024 through May 15, 2025, for a total contract amount not to exceed the pro-rata amount remaining on the \$1,128,000.00 original contract sum for the Initial Term, and subject to the Town’s unilateral right to exercise up to three (3) one (1) year extension options.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Board of Commissioners of the Town of West New York, County of Hudson, State of New Jersey do hereby authorize the assignment of the Town’s contract for recyclable material collection and disposal services to Affordable Cartage, LLC for the remainder of the Initial Term of the contract period effective December October 1, 2024 through May 15, 2025, for a total contract amount not to exceed the pro-rata amount remaining on the \$1,128,000.00 original contract sum for the Initial Term, and subject to the Town’s unilateral right to exercise with up to three (3) one (1) year extension options.

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

BE IT FURTHER RESOLVED that the Town's authorization of assignment is subject to Affordable Cartage, LLC's compliance with all terms and conditions of the contract, including the provision of an acceptable performance bond.

BE IT FURTHER RESOLVED that the Mayor, Corporation Counsel and Town Clerk are authorized to take any necessary steps to authorize the assignment of the Town's contract with JSI to Affordable Cartage, LLC and to further effectuate the purposes as set forth in this Resolution.

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

RESOLUTION #R24-293
RE: AUTHORIZING LSRP REMEDIAL INVESTIGATION ACTION AND
REPORTING SERVICES AND AMENDING CONTRACT

WHEREAS, the Town of West New York (the "Town") has received a proposed scope of work for Licensed Site Remediation Professional services for 6201-6205 West Broadway (Block 29, Lots 1&2) from Remington & Vernick Engineers ("RVE"), located at One Harmon Plaza, Suite 210, Secaucus, New Jersey 07094; and

WHEREAS, the Town seeks to authorize and proceed with the proposed services; and

WHEREAS, The Town previously awarded a contract for engineering services to RVE located at One Harmon Plaza, Suite 210, Secaucus, New Jersey 07094, for a total amount of \$100,000.00 for year ending December 31, 2024; and

WHEREAS, the Town has determined that the agreement between the parties must be amended to authorize an increase in the amount of \$100,000.00, for a new total contract amount not to exceed \$200,000.00.

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Board of Commissioners of the Town of West New York, do hereby authorize the RVE to proceed with the services outlined in the proposed scope of work of Licensed Site Remediation Professional services for 6201-6205 West Broadway (Block 29, Lots 1&2).

BE IT FURTHER RESOLVED, that the agreement with RVE shall be amended to increase the not to exceed amount by \$100,000 for a new total contract amount not to exceed to \$200,000 for the year ending December 31, 2024.

BE IT FURTHER RESOLVED, the Mayor, Municipal Administrator and the Town Clerk are hereby authorized to execute the amended contract and any necessary documents with RVE for these services.

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.

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Consent Agenda (Cont.):

RESOLUTION #R24-294

**RE: AUTHORIZING THE TOWN OF WEST NEW YORK TO FILE A COMPLAINT
TO CHALLENGE THE TABLE OF EQUALIZATION VALUATIONS FOR TAX YEAR
2025**

WHEREAS, as of October 1, 2024, the State Director, NJ Division of Taxation, Department of Treasury promulgated the 2025 Table of Equalization for Hudson County; and

WHEREAS, on October 30, 2024, Secaucus filed a complaint against Jersey City and the Hudson County Board alleging that Jersey City improperly included certain properties as “Non-Usable Sales” in its tax assessor’s reporting to the County Board of Taxation; and

WHEREAS, it is alleged that Jersey City included four properties as “Non-Usable Sales,” which should not have been included as “Non-Usable Sales.” Based on their inclusion, Jersey City’s Equalization Ratio for the 2025 tax year increased to 91.17%, which then reduced its contributions to the County of Hudson; and

WHEREAS, as a result, Secaucus and other municipalities, including the Town of West New York, would be obligated to pay a disproportionately larger amount to the County of Hudson to offset Jersey City’s reduced contribution; and

WHEREAS, the Town seeks to pursue its own filing to challenge to the County’s Table of Equalization Values.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners for the Town of West New York, in the County of Hudson, State of New Jersey that it hereby provides authorization to proceed with filing a complaint in the Tax Court of New Jersey to challenge the State Director’s Certification of the 2024 Average Ratios and Common Level Ranges for use in the Tax Year 2025.

BE IT FURTHER RESOLVED that the Mayor, Business Administrator, Corporation Counsel and the Town Clerk are authorized to take steps necessary in order to effectuate the purposes of this resolution.

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RESOLUTION #R24-281
RE: APPROVING TRANSFERS BETWEEN BUDGET APPROPRIATIONS

WHEREAS, there exist certain budget expenditures with funds available in excess of the amounts approved in the 2024 Budget of the Town of West New York; and

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York, County of Hudson, State of New Jersey that the following transfers be made within the 2024 Municipal Budget:

Account Number	Description	Transfer From	Transfer To
01-201-21-710-010-11	Vital Statistics - S&W	\$115,000.00	
01-201-21-706-020-99	Board of Health - OE	\$ 61,000.00	
01-201-21-714-020-99	Law Department - OE	\$ 100,000.00	
01-201-21-742-010-11	Treasurer's Office - S&W	\$90,000.00	
01-201-21-749-020-99	Health Insurance Waiver	\$ 50,000.00	
01-201-21-750-120	Other Insurance - Workmen's Comp	\$ 200,000.00	
01-201-22-701-010-11	Director of Public Safety - S&W	\$ 100,000.00	
01-201-22-770-010-11	Uniform Fire Safety Act - S&W	\$ 58,000.00	
01-201-22-774-020-99	Office of Emergency Management	\$ 125,000.00	
01-201-22-789-010-11	School Crossing Guards - S&W	\$70,000.00	
01-201-23-781-010-11	Streets & Sewers - S&W	\$ 72,000.00	
01-201-23-781-020-99	Streets & Sewers - OE	\$ 125,000.00	
01-201-23-787-020-99	Garbage & Trash - OE	\$ 170,000.00	
01-201-24-701-010-11	Director Parks & Pub. Prop. - S&W	\$ 40,000.00	
01-201-24-793-020-99	Light & Power Miscellaneous	\$ 25,000.00	
01-201-24-799-020-99	Signal Bureau Miscellaneous	\$ 40,000.00	
01-201-20-715-010-11	Supervised Play Activity - S&W		\$ 390,000.00
01-201-20-715-020-99	Supervised Play Activity - OE		\$ 95,000.00
01-201-21-706-010-11	Board of Health - S&W		\$150,000.00
01-201-21-750-220-92	Other Insurance - General Liability		\$ 25,000.00
01-201-22-760-080-99	NHRFR		\$ 410,000.00
01-201-22-772-020-99	Ambulance Squad - OE		\$ 40,000.00
01-201-23-785-020-99	Fire Hydrant Rental Miscellaneous		\$ 7,000.00
01-201-23-786-020-99	Recycling - OE		\$ 67,000.00
01-201-24-717-010-11	Senior Citizens - S&W		\$ 25,000.00
01-201-24-790-010-11	Division of Parks - S&W		\$150,000.00
01-201-24-790-020-99	Division of Parks - OE		\$10,000.00
01-201-24-792-020-99	Building Department - OE		\$17,000.00
01-201-25-800-020-99	Uniform Construction Code - OE		\$7,000.00
01-201-29-827-020-99	Adjustments to PERS	-	\$ 48,000.00
		<u>\$1,441,000.00</u>	<u>\$ 1,441,000.00</u>

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

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

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ORDINANCE #37/24

AN ORDINANCE AMENDING § 414-15 “SCHEDULE OF DISTRICT REGULATIONS PART 2” TO INCLUDE HOTELS AS A PRINCIPAL PERMITTED USE IN THE “C-H HEAVY-IMPACT COMMERCIAL DISTRICT”

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 **Commissioner Parkinson**, 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 #38/24

ORDINANCE AUTHORIZING THE SALE OF PUBLIC PROPERTY LOCATED AT 6301 MADISON STREET REAR, BLOCK 152, LOT 25, WEST NEW YORK, NJ 07093

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 **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

The foregoing Ordinance was adopted for first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey, on **November 13, 2024** and ordered published, for consideration before final passage at a public hearing on **December 4, 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.

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Public Portion:

Town Clerk Adelinn Plaza made the following announcement at 6:36 p.m.:

Residents are welcome to address the Mayor and Board of Commissioners on any governmental concern to them, whether or not is scheduled on the agenda. Public comments are limited to 3 minutes per person, and no person shall be permitted to speak more than one regular turn.

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: _____
Adelinn Plaza, RMC
Town Clerk