

**TOWN OF WEST NEW YORK
COUNTY OF HUDSON, STATE OF NEW JERSEY**

**RESOLUTION TO RESCIND IMPROPERLY EXECUTED CONTRACT WITH
SILVIO ACOSTA FOR THE POSITION OF SUPERINTENDENT OF PUBLIC WORKS
AND TO REFER THE MATTER TO THE DEPARTMENT OF COMMUNITY
AFFAIRS FOR REVIEW OF QUALIFICATIONS**

WHEREAS, pursuant to Town of West New York (“Town”) Ordinance 69-58, there must be a Superintendent of Public Works for the Town; and

WHEREAS, the Mayor and Commissioner of the Department of Public Works have improperly executed a contract with Silvio Acosta (attached hereto), appointing him to the position of Acting Superintendent of Public Works for a four (4) year period, commencing December 1, 2018 to November 30, 2022 for a yearly salary of \$137,000.00; and

WHEREAS, New Jersey law sets forth the qualifications for the appointment of Public Works Manager, also known as Superintendent of Public Works, which Mr. Acosta has failed to obtain; and

WHEREAS, the Board of Commissioners of the Town of West New York have also not voted to authorize entry into this contract and to avoid any mistaken approval of same hereby seek to declare that the contract, dated December 1, 2018, is void and has no legal effect.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Town of West New York, that the improperly executed contract dated December 1, 2018 hiring Silvio Acosta as the Acting Superintendent of Public Works is hereby rescinded and declared void having no legal effect.

BE IT FURTHER RESOLVED, that Corporation Counsel is instructed to forward this matter to the Department of Community Affairs to determine whether Mr. Acosta is qualified to hold the position of Superintendent of Public Works.

Adopted: 12/19/2018