

## MINUTES OF REGULAR MEETING HELD OCTOBER 6, 2015

Pursuant to rules of Council of the Town of Westfield, the members thereof convened in regular session Tuesday, October 6, 2015 at 8:00 p.m.

Acting Mayor Neylan made the following announcements:

“Prior to convening in regular session, there was an agenda session which was open to public and advertised.”

“The adequate notice of this meeting as required by the Open Public Meetings Act, was provided by the posting, mailing and filing of the annual notice of regularly scheduled meetings of the Town Council on December 16, 2014. The notice was, on that date, posted on the bulletin board in the Municipal Building, mailed to THE WESTFIELD LEADER, AND THE STAR LEDGER, and filed with the Clerk of the Town of Westfield.”

**PRESENT:** Acting Mayor Neylan, Council Members, Arena, LoGrippo, Foerst, Della Fera, Oliveira

**ABSENT:** Mayor Skibitsky, Council Members Kimmins, Loughlin

Invocation was given by Councilman Foerst

### PRESENTATIONS

Acting Mayor Neylan presented the following proclamations:

#### Town of Westfield Westfield, New Jersey

## *PROCLAMATION*

### **CONTACT We Care** *Listening With Heart*

**WHEREAS**, established in 1975, the year 2015 marks the 40<sup>th</sup> anniversary of CONTACT We Care; and

**WHEREAS**, the mission of CONTACT We Care is to provide people in emotional distress an opportunity to express themselves to a compassionate and trained listener in a confidential and safe environment; and

**WHEREAS**, CONTACT We Care is an award-winning, volunteer-staffed caring and crisis hotline and listening community; and

**WHEREAS**, CONTACT We Care provides active listening support and best-in-class education to the central and northern New Jersey community; and

**WHEREAS**, CONTACT We Care attentively and compassionately serves those in emotional distress and educates our communities about the power of personal connection; and

**WHEREAS**, CONTACT We Care helps teach people listening and communication skills they can use their whole lifetimes, in both professional and personal situations; and

**WHEREAS**, CONTACT We Care promotes open discussion about emotional distress, mental health issues and suicide, helping to remove stigma and to make it easier for people to ask for help; and

**WHEREAS**, CONTACT We Care is part of a national network of crisis hotlines affiliated with CONTACT USA, The National Suicide Prevention Lifeline and the American Association of Suicidology, and is dedicated to preventing suicide and making a positive difference in people's lives; and

**WHEREAS**, CONTACT We Care volunteers responded to more than 15,000 calls and texts in 2014 on a wide variety of issues including, but not limited to, abuse, addiction, anxiety, depression, economic and family problems, loneliness, physical illness, relationship problems, sexual orientation, and suicidal thoughts; and

**WHEREAS**, the New Jersey Governor's Office of Volunteerism recognized CONTACT We Care as the "Best Statewide Volunteer Organization" in 2008;

**NOW, THEREFORE, BE IT PROCLAIMED**, that I, Mayor Andrew K. Skibitsky, on behalf of the Town Council and the good citizens of the Town of Westfield, do hereby pay tribute to all the past and present volunteers who unselfishly gave of their time and compassion to offer active listening and emotional support to people in distress; and, be it further proclaimed, that I, Mayor Andrew K. Skibitsky, do hereby offer heartfelt appreciation and congratulations on the occasion of the 40<sup>th</sup> Anniversary of CONTACT We Care.

**Town of Westfield**  
**Westfield, New Jersey**

# *PROCLAMATION*

## **Dysautonomia Awareness Month October 2015**

**WHEREAS**, dysautonomia is an umbrella term used to describe several different neurological conditions caused by a malfunction of the autonomic nervous system, the system that is responsible for “automatic” bodily functions such as respiration, heart rate, blood pressure, digestion, temperature control and more; and

**WHEREAS**, some forms of dysautonomia are considered rare diseases, such as Multiple System Atrophy and Pure Autonomic Failure, while other forms of dysautonomia are common, impacting millions of people in the United States and around the world, such as Diabetic Autonomic Neuropathy, Neurocardiogenic Syncope and Postural Orthostatic Tachycardia Syndrome; and

**WHEREAS**, dysautonomia impacts people of any age, gender, race or background, including individuals living in Westfield; and

**WHEREAS**, some forms of dysautonomia can be very disabling and this disability can result in social isolation, stress on the families of those impacted, and financial hardship; and

**WHEREAS**, some forms of dysautonomia can result in death, causing tremendous pain and suffering for those impacted and their loved ones; and

**WHEREAS**, though some may not know about dysautonomia, some forms are not rare and are actually more common than certain more well-known conditions such as multiple sclerosis and Parkinson’s disease; and

**WHEREAS**, Dysautonomia International is a non-profit organization dedicated to improving the lives of individuals living with dysautonomia through research, education, advocacy, and awareness which advocates on behalf of patients living with dysautonomia and fosters support for individuals and families coping with dysautonomia; and

**WHEREAS**, Dysautonomia International encourages communities to recognize Dysautonomia Awareness Month each October to raise awareness and thereby help patients get diagnosed in a more timely manner as many patients suffer undiagnosed for years due to lack of public and physician awareness of the condition;

**NOW, THEREFORE, BE IT PROCLAIMED THAT**, I, Andrew K. Skibitsky, Mayor of the Town of Westfield, hereby proclaim October of 2015 as Dysautonomia Awareness Month in the Town of Westfield. In doing so, I urge all citizens to support our fellow residents who may be suffering from the effects of this condition and to reach out

and support Dysautonomia International at the organization’s website, [www.dysautonomiainternational.org](http://www.dysautonomiainternational.org).

**APPOINTMENT**

**ADVERTISED HEARINGS**

The Council proceeded to the hearing entitled, “GENERAL ORDINANCE NO. 2051– AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD, CHAPTER 13.”

Advertised returnable this evening.

Acting Mayor Neylan declared the hearing closed.

**PENDING BUSINESS**

An ordinance entitled, “GENERAL ORDINANCE NO. 2051 – AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD, CHAPTER 13.” Introduced by Councilman Oliveira, seconded by Councilman Arena, was taken up, read and passed by the following vote of all present upon roll call as follows:

Yeas: Arena	Nays:	Absent: Kimmins
LoGrippto		Loughlin
Foerst		Mayor Skibitsky
Della Fera		
Oliveira		
Acting Mayor Neylan		

**BIDS**

**TOWN OF WESTFIELD  
INVITATION TO BID  
OCTOBER 6, 2015**

**COLLECTION OF LEAVES**

The bids as follows were received, read and referred to the Town Engineer:

<u>BIDDER</u>	<u>AMOUNT</u>
Jesco, Inc.	No Part A
118 St. Nicholas Avenue	Part B - 5 units/\$50/hr.

South Plainfield, NJ 07080	No Part C
Messercola Excavating Co.	No Part A
549 East 3 <sup>rd</sup> Street	No Part B
Plainfield, NJ 07060	Part C - \$2.84 per cubic yard
Camarato Trucking Co.	Part A – 2 units \$85/hr.
15 Greensview Drive	No Part B
Scotch Plains, NJ 07076	No Part C

### **MINUTES**

On a motion by Councilman LoGrippe, seconded by Councilman Arena, Council approved the Minutes of the Town Council Meeting held September 22, 2015.

On a motion by Councilman Foerst, seconded by Councilman Della Fera Council approved the Minutes of the Conference Session held September 22, 2015.

### **PETITIONS AND COMMUNICATIONS**

#### **OPEN DISCUSSION BY CITIZENS**

Kevin Monroe of 307 Windsor Avenue spoke about an event that his neighborhood holds every year and the fact that he had a permit for the event but then decided to continue the event the next day and received a ticket for not having a permit for that day. He expressed displeasure that the police came out after neighbors called the police to complain later that evening after the gathering had been going on all day. He said he wondered why since it was a public park. He said that previous police chiefs attended the neighborhood event but the current police chief did not. He said he wondered why.

Jean Barden of 122 Windsor Avenue spoke about a piece of town property behind her property that she claims was maintained in the past but has not been lately and the area is overgrown with weeds. She said Public Works came and sprayed but it will take time and will need to be sprayed several times to be effective. She asked that it not be forgotten. She also spoke about a party a senior group was having this past weekend and stated that at 10 p.m., three neighbors called and complained about the loud music. She said the music was turned down but when she went home she could hear music from another party. She said she didn't call the police because she felt it was a one-time incident. She said she wondered why the police came to tell her party to turn down the music but not the other party.

Mary Withers of 205 Cacciola Place said she came to support her neighbors and their requests, but provided no details.

Administrator stated, in response to Mr. Monroe's comments, that all parks are public parks but when one wants to reserve a park for a specific event, a permit is required.

### **BILLS AND CLAIMS**

Introduced by Councilman Della Fera, seconded by Councilman LoGrippo and adopted.

RESOLVED that the bills and claims in the amount of \$440,108.74 per the list submitted to the members of this Council by the Chief Financial Officer, and approved for payment by the Town Administrator be, and the same are hereby, approved and that payroll warrants previously issued by the Chief Financial Officer be ratified.

### **REPORTS OF STANDING COMMITTEES:**

#### Finance Policy Committee

The following resolutions, introduced by Councilman Della Fera, Chairman of the Finance Policy Committee, seconded by Councilman Oliveira were unanimously adopted.

(295) RESOLVED that the Chief Financial Officer be authorized to draw a warrant in the amount of \$22.20 to the order of New Jersey Department of Health, P.O. Box 369, Trenton, New Jersey for Dog Licenses issued by the Town Clerk for the month of September 2015.

(296) RESOLVED that the Chief Financial Officer be and he hereby is authorized to draw warrants to the following persons, this amount being overpaid for 2014:

Block/Lot/Qualifier Name/Mailing Address	Property Address	Amount
4101/21 Gerald Ellner, LLC PO Box 314 Cranford, NJ 07016	631 Carleton Road	\$3,476.39

(297) WHEREAS, N.J.S.A. 40A:4-87 (Chapter 159, P.L., 1948) provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget or any county or municipality when such item shall

have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, the Director may also approve the insertion of any item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED that the Town of Westfield hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year **2015** in the sum of **\$2,300.00**, which is now available from **the Division of Highway Traffic Safety, Click It or Ticket Program**; and

BE IT FURTHER RESOLVED that the like sum be, and the same is hereby appropriated under the following caption:

General Appropriations

**Click It or Ticket**

**\$2,300.00**

BE IT FURTHER RESOLVED that one copy of this resolution be forwarded electronically to the Division of Local Government Services by the Chief Financial Officer.

(298) RESOLVED that the Chief Financial Officer be authorized to draw a warrant in the amount of \$800.00 to the order of Treasurer, State of New Jersey, P.O. Box 660, Trenton, NJ 08646-0660 for Marriage/Civil Union License Fees issued by the Registrar of Vital Statistics for the quarter of July-September 2015.

(299) RESOLVED that the Chief Financial Officer be authorized to draw a warrant in the amount of \$5.00 to the order of Treasurer, State of New Jersey, Burial Permit Fees, P.O. Box 370, Trenton, NJ 08625-0370 for Non-EDRS Burial Permits issued by the Registrar of Vital Statistics for the quarter of July-September 2015.

(300) Approval to submit a grant application and execute a grant agreement with the New Jersey Department of Transportation for the Improvement of Boulevard (Park Street to Washington Street) project.

WHEREAS, the New Jersey Transportation Trust Fund Municipal Aid Program provides funds for the improvement of municipal roads, and

WHEREAS, the Town of Westfield desires the Commissioner of Transportation to consider the application for aid under the Trust Fund for Fiscal Year 2016 for the

Improvements of Boulevard, between Park Street and Washington Street, consisting of road reconstruction and the installation of ADA compliant handicapped ramps.

NOW, THEREFORE, BE IT RESOLVED that Council of the Town of Westfield, formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2016-Westfield Township-00393 to the New Jersey Department of Transportation on behalf of the Town of Westfield.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Town of Westfield and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

(301) Approval to submit a grant application and execute a grant agreement with the New Jersey Department of Transportation for the Improvement of Parking Lot #2 (North Avenue and Elm Street) project.

WHEREAS, the New Jersey Transportation Trust Fund Municipal Aid Program provides funds for the improvement of municipal roads, and

WHEREAS, the Town of Westfield desires the Commissioner of Transportation to consider the application for aid under the Trust Fund for Fiscal Year 2016 for the Improvement of Parking Lot #2, located at North Avenue and Elm Street, consisting of parking lot access configuration and traffic signal upgrades.

NOW, THEREFORE, BE IT RESOLVED that Council of the Town of Westfield, formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2016-Westfield Township-00396 to the New Jersey Department of Transportation on behalf of the Town of Westfield.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Town of Westfield and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Regarding the following ordinance, Councilman Della Fera, Chairman of the Finance Policy Committee, made the following announcement:

I hereby move that an ordinance entitled, "SPECIAL ORDINANCE NO. 2204 - BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC

IMPROVEMENTS AND THE ACQUISITION OF NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW INFORMATION TECHNOLOGY EQUIPMENT AND A NEW FIRE ENGINE AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE TOWN OF WESTFIELD, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$2,780,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.”

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 20th day of October 2015 at 8:00 o'clock, p.m., or as soon thereafter as the matter can be reached, in the Council Chambers, 425 East Broad Street, Westfield, New Jersey, and that at such time and place or any time and place to which such meeting shall from time to time be adjourned, all persons interested be given the opportunity to be heard concerning said ordinance, and that the Town Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Seconded by Councilman LoGrippto.

The ordinance was approved by the following vote of all present upon roll call as follows:

Yeas: Arena	Nays:	Absent: Kimmins
LoGrippto		Loughlin
Foerst		Mayor Skibitsky
Della Fera		
Oliveira		
Acting Mayor Neylan		

Regarding the following ordinance, Councilman Della Fera, Chairman of the Finance Policy Committee, made the following announcement:

I hereby move that an ordinance entitled, “SPECIAL ORDINANCE NO. 2205 - AN ORDINANCE PROVIDING FOR THE REPLACEMENT OF SIDEWALK AND CONSTRUCTION OF NEW SIDEWALK AT VARIOUS LOCATIONS IN THE TOWN AND THE APPROPRIATION OF MONIES NECESSARY THEREFOR.”

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 20th day of October 2015 at 8:00 o'clock, p.m., or as soon thereafter as the matter can be reached, in the Council Chambers, 425 East Broad Street, Westfield, New Jersey, and that at such time and place

or any time and place to which such meeting shall from time to time be adjourned, all persons interested be given the opportunity to be heard concerning said ordinance, and that the Town Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Seconded by Councilman Arena.

The ordinance was approved by the following vote of all present upon roll call as follows:

Yeas: Arena	Nays:	Absent: Kimmins
LoGrippto		Loughlin
Foerst		Mayor Skibitsky
Della Fera		
Oliveira		
Acting Mayor Neylan		

#### Public Safety, Transportation and Parking Committee

#### Code Review & Town Property Committee

The following resolutions, introduced by Councilman Foerst, Chairman of the Code Review & Town Property Committee, seconded by Councilman Della Fera were unanimously adopted.

(302) WHEREAS, Kathleen Whalen McCormack, made an application to the Town of Westfield to demolish a single-family dwelling and shed located at 520 Clifton Street, Block 4702, Lot 55, Westfield, New Jersey, and,

WHEREAS, Steve Freedman, Construction Official, certifies to the Town Council that the application meets all requirements of General Ordinance No. 1386, relative to obtaining a demolition permit.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Town Council of the Town of Westfield that approval is hereby granted, pursuant to final approval by Steve Freedman, Construction Official, to demolish a single-family dwelling and shed at 520 Clifton Street, Block 4702, Lot 55, Westfield, New Jersey.

(303) WHEREAS, Robyn and Jeffrey Minick, made an application to the Town of Westfield to demolish a single-family dwelling and in-ground pool located at 905 Tice Place, Block 4703, Lot 14, Westfield, New Jersey, and,

WHEREAS, Steve Freedman, Construction Official, certifies to the Town Council that the application meets all requirements of General Ordinance No. 1386, relative to obtaining a demolition permit.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Town Council of the Town of Westfield that approval is hereby granted, pursuant to final approval by Steve Freedman, Construction Official, to demolish a single-family dwelling and in-ground pool at 905 Tice Place, Block 4703, Lot 14, Westfield, New Jersey.

(304) RESOLVED that the following application for children's inflatable amusement devices be approved:

Big Mark's Inc. 1819 Rt. 35 South Amboy, NJ 08879	Pumpkin Fair; Community Event 700 Prospect Street October 24, 2015	Benjamin Franklin Elementary School 700 Prospect Street Westfield, NJ
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(305) WHEREAS, the Town Council of the Town of Westfield entered into the Municipal Shared Services Defense Agreement ("MSSDA") for the purpose as set forth therein, which included retaining a common expert in the Declaratory Judgment action ("Litigation") that was filed in accordance with In the Matter of the Adoption of N.J.A.C. 5:96 and 5:97 by the New Jersey Council on Affordable Housing, 221 N.J. 1 (2015) ("Decision"); and

WHEREAS, the MSSDA identified Dr. Robert Burchell, a distinguished professor at Rutgers University, as the expert to be retained; and

WHEREAS, Dr. Burchell became ill and has been unable to complete the obligations under the Research Agreement as set forth in the MSSDA; and

WHEREAS, as a result, Rutgers University has exercised its right to terminate the Research Agreement as permitted under its terms; and

WHEREAS, the MSSDA requires modification to allow the members to retain one or more alternative experts, consultants and/or other professionals for the Litigation; and

WHEREAS, an Amendment to the MSSDA ("Amendment") has been prepared to effectuate the modification; an

WHEREAS, the Town Council of the Town of Westfield recognizes that the Litigation requires immediate action and may require further expedited actions by its counsel determined to be necessary and appropriate; and

WHEREAS, the Town Council of the Town of Westfield has determined that it is in the best interests of the citizens of the Town of Westfield to approve the Amendment, and/or to affirm and ratify the Amendment, and to authorize their designated counsel to take actions on behalf of the municipality with regard to the multiplicity of issues raised and associated with the continued implementation of the MSSDA;

NOW, THEREFORE, BE IT RESOLVED, by the Town Council of the Town of Westfield, as follows:

1. The terms and conditions of the Amendment to MSSDA attached hereto are hereby approved, and/or ratified and confirmed.
2. The Mayor and Town Clerk or Deputy Clerk, be and are hereby authorized to execute the aforesaid Amendment.
3. The Town Council of the Town of Westfield hereby authorizes Jeffrey R. Surenian, Esq., to execute an agreement on behalf of the Town of Westfield with Econsult Solutions, Inc.

The Town Council of the Town of Westfield hereby authorizes Jeffrey R. Surenian, Esq., to execute on behalf of the Town of Westfield with the approval of the Westfield's designated counsel such other agreement(s) as are advisable to effectuate the purposes of the MSSDA as amended.

4. The Town Council of the Town of Westfield further authorizes its designated counsel to approve such other changes to the MSSDA as may be necessary to effectuate its purposes, and to take action on behalf of the municipality with regard to the multiplicity of issues raised and associated with the implementation of the MSSDA provided that the action will not require the municipality to appropriate and commit any additional funding for the MSSDA.

In the event such changes and actions require the municipality to appropriate and commit any additional funding for the MSSDA, the Town of Westfield shall only be responsible for such funding if it authorizes same.

5. If additional monies are needed to effectuate the intent and purpose of the MSSDA, no such services shall be authorized by designated counsel without further action from the Town.
6. This Resolution shall take effect immediately.

Regarding the following ordinance, Councilman Foerst, Chairman of the Code Review & Town Property Committee, made the following announcement:

I hereby move that an ordinance entitled, "GENERAL ORDINANCE NO. 2052 – AN ORDINANCE AUTHORIZING AND APPROVING THE TOWN OF WESTFIELD'S VACATION OF THE PUBLIC RIGHT-OF-WAY IDENTIFIED AS A PORTION OF NEW STREET."

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 20th day of October 2015 at 8:00 o'clock, p.m., or as soon thereafter as the matter can be reached, in the Council Chambers, 425 East Broad Street, Westfield, New Jersey, and that at such time and place or any time and place to which such meeting shall from time to time be adjourned, all persons interested be given the opportunity to be heard concerning said ordinance, and that the Town Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Seconded by Councilman Arena.

The ordinance was approved by the following vote of all present upon roll call as follows:

Yeas: Arena	Nays:	Absent: Kimmins
LoGrippto		Loughlin
Foerst		Mayor Skibitsky
Della Fera		
Oliveira		
Acting Mayor Neylan		

Regarding the following ordinance, Councilman Foerst, Chairman of the Code Review & Town Property Committee, made the following announcement:

I hereby move that an ordinance entitled, "GENERAL ORDINANCE NO. 2053 – AN ORDINANCE AMENDING THE LAND USE ORDINANCE OF THE TOWN OF WESTFIELD ESTABLISHING AN AFFORDABLE HOUSING INCLUSIONARY ZONE DESIGNATED AS THE WEST BROAD STREET AFFORDABLE MULTI-FAMILY TRANSIT ORIENTED DEVELOPMENT (WBS-AMFH) ZONE DISTRICT."

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 20th day of October 2015 at 8:00 o'clock, p.m., or as soon thereafter as the matter can be reached, in the Council Chambers, 425 East Broad Street, Westfield, New Jersey, and that at such time and place or any time and place to which such meeting shall from time to time be adjourned, all persons interested be given the opportunity to be heard concerning said ordinance, and that the Town Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the

time and place when and where said ordinance will be further considered for final passage.

Seconded by Councilman Arena.

The ordinance was approved by the following vote of all present upon roll call as follows:

Yeas: Arena	Nays:	Absent: Kimmins
LoGrippto		Loughlin
Foerst		Mayor Skibitsky
Della Fera		
Oliveira		
Acting Mayor Neylan		

Regarding the following ordinance, Councilman Foerst, Chairman of the Code Review & Town Property Committee, made the following announcement:

I hereby move that an ordinance entitled, "GENERAL ORDINANCE NO. 2054 – AN ORDINANCE AMENDING CERTAIN ZONE BOUNDARIES AND MODIFYING THE ZONING MAP."

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 20th day of October 2015 at 8:00 o'clock, p.m., or as soon thereafter as the matter can be reached, in the Council Chambers, 425 East Broad Street, Westfield, New Jersey, and that at such time and place or any time and place to which such meeting shall from time to time be adjourned, all persons interested be given the opportunity to be heard concerning said ordinance, and that the Town Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Seconded by Councilman Della Fera.

The ordinance was approved by the following vote of all present upon roll call as follows:

Yeas: Arena	Nays:	Absent: Kimmins
LoGrippto		Loughlin
Foerst		Mayor Skibitsky
Della Fera		
Oliveira		
Acting Mayor Neylan		

Public Works Committee

The following resolution, introduced by Councilman Arena, Chairman of the Public Works Committee, seconded by Councilman LoGrippe was unanimously adopted.

(306) WHEREAS, a need exists for the contract rental of privately owned equipment for use by the Department of Public Works in the 2015 Leaf Collection Program, as provided for in Public Works account 137-246, and

WHEREAS, sealed bids were received on Tuesday, October 6, 2015, and

WHEREAS, the low bid received for **Part A – Hauling from the Street**, has been analyzed and found to be fair and reasonable for the rental of this service, but provides for only two trucks, and

WHEREAS, six total trucks are required under **Part A – Hauling from the Street**, therefore it is in the best interests of the Town to re-advertise this part for the additional four trucks, and

WHEREAS, the low bid received for **Part B - Loaders**, has been analyzed and found to be fair and reasonable for the rental of this service, and

WHEREAS, the low bid received for **Part C- Loading and Hauling from Westfield to Union County Compost Facility**, and has been determined to be not reasonable as to price on the basis of the cost estimates prepared prior to the advertising therefore, and it is in the best interests of the Town to re-advertise this part, and

WHEREAS, Certificate of the Town Treasurer, certifying to the availability of adequate funds for this Contract, prepared in accordance with N.J.A.C. 5:30 1.10 has been furnished to the Town Clerk. Expenditure of funds to be charged to Public Works account 137-246.

NOW THEREFORE BE IT RESOLVED, that the following contracts be awarded, and that the proper Town Officials be, and they are hereby, authorized to act as appropriate in the execution and discharge of this contract.

**PART A****CAMARATO TRUCKING INC.**

15 Greenview Road                      Hauling from Street/Trucks w/operators (2)    \$85.00/HR.  
Scotch Plains, NJ 07067

**PART B****JESCO, INC.**

1790 Route 38                              Front End Loaders w/o Operators (5)            \$50.00/HR.

Mount Holly, NJ 08060

Reports of Department Heads

Upon motion by Councilman Foerst, seconded by Councilman LoGrippo the meeting was adjourned at 8:30 p.m.

Claire J. Gray  
Town Clerk