

## **MINUTES OF REGULAR MEETING HELD JANUARY 12, 2016**

Pursuant to rules of Council of the Town of Westfield, the members thereof convened in regular session Tuesday, January 12, 2016 at 8:00 p.m.

Mayor Skibitsky 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 17, 2015. 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:** Mayor Skibitsky, Council Members Arena, Neylan, LoGrippo, Loughlin, Della Fera, Kimmins, Oliveira, Stokes

### **ABSENT:**

Invocation was given by Councilman Arena

### **PRESENTATIONS**

### **APPOINTMENT**

### **ADVERTISED HEARINGS**

### **PENDING BUSINESS**

### **BIDS**

### **MINUTES**

On a motion by Councilman LoGrippo, seconded by Councilman Della Fera, Council approved the Minutes of the Town Council Meeting held December 8, 2015 with Councilmen Arena, Oliveira, and Stokes abstaining

On a motion by Councilman Loughlin, seconded by Councilwoman Kimmins Council approved the Minutes of the Conference Session held December 8, 2015 with Councilmen Arena, Oliveira, and Stokes abstaining

On a motion by Councilman LoGrippo, seconded by Councilwoman Neylan Council approved the Minutes of the Organization meeting held January 3, 2016 with Councilmembers Kimmins and Oliveira abstaining

## **PETITIONS AND COMMUNICATIONS**

### **OPEN DISCUSSION BY CITIZENS**

Shawn Mullen of 762 Carlton Road spoke on the 24/7 business that will be located on the corner of Grove Street and Central Avenue. He said he has done an analysis of the crime data he compiled from 2012-2015 at 711 convenience stores in the area. He said that 1/3 of the crimes committed were committed in the hours between 11 p.m and 6 a.m. which is 1/3 of the day. He said that crime could be eliminated by closing the stores during those hours. He said that there are convenience stores in surrounding towns and Westfield does not have to have one since the Westfield residents can go to the ones in surrounding towns should they need to. Mr. Mullin asked that the Town Council examine the current ordinance and consider changing it to not allow certain businesses to be open 24/7.

Mayor stated that Mr. Mullin's request would be reviewed by the Code Review and Town Property Committee who will then present their findings and recommendations to the Town Council.

### **BILLS AND CLAIMS**

Introduced by Councilwoman Neylan, seconded by Councilman Arena were unanimously adopted.

RESOLVED that the bills and claims in the amount of \$116,540.27 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 Councilwoman Neylan, Chairman of the Finance Policy Committee, seconded by Councilman Della Fera were unanimously adopted.

(19) RESOLVED, that the Chief Financial Officer be authorized to draw a warrant in the amount of \$261.00 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 December 2015.

(20) RESOLVED that the Chief Financial Officer be and he hereby is authorized to draw warrants to the order of the following persons, this amount being overpaid in 2014, 2015 and 2016 for tax:

<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>YEAR</u>	<u>AMOUNT</u>
101/35 BASILE, David R. & Eileen	1212 Prospect Street	2015	\$905.39
406/44 KOCHANOVSKY, Golan & NOY, Karin	318 Orenda Circle	2015	\$495.26
708/6 CHUNG, Frederick & Christina	129 Brightwood Avenue	2015	\$657.94
805/17 GERKENS, Eric & Maria 10 Mohawk Trail Westfield, NJ 07090	725 Coleman Place	2014	\$2,766.81
2003/53 VAYKHANSKIY, Peter & Nina	1015 East Broad Street	2014	\$2,598.10
2501/3 MCLANE, Michael A. & Eleana T.	267 Tuttle Pkwy	2015	\$339.44
2710/23 CUCCARO, Angelina G. 150 Camillabrook Court Kernersville, NC 27284	652 Downer Street	2015	\$1,200.12
2809/22 ARRIGO, Douglas S. & Melissa K.	857 Dorian Road	2015	\$2,224.27
2811/44 LARUSSO, Matthew F. & Marta C.	785 Warren Street	2015	\$1,225.55
2816/22 MANN, Benjamin & MANN, Amanda Peterson	129 Lamberts Mill Road	2015	\$557.01

3006/21	521 Carleton Road Westfield Prime Properties, LLC 2376 South Avenue Scotch Plains, NJ 07076	2015	\$3,895.50
3601/44	937 Harding Street MILLER, William H. & Rebecca T.	2015	\$3,305.15
4206/24	543 Shackamaxon Drive CHASE and CANLEY, Joseph M. and Lauren MAIL TO: CHASE ATTN: Refund Dept. P.O. Box 961227 Ft. Worth, TX 76161-0227	2016	\$20,108.64
4702/42	500 Clifton Street JP MORGAN CHASE & ESPINA, Mark & Lisa A. MAIL TO: JP MORGAN CHASE ATTN: Refunds Department P.O. BOX 961227 FT WORTH, TX 76161	2016	\$18,543.08
4804/3.01	816 Columbus Avenue BIXLER, Robert	2015	\$3,202.32
5207/3	600 Ardsleigh Drive GEFKEN, Christopher & Judith	2015	\$2,656.95
5603/5	114 Wyoming Street ECKMAN, Susan L.	2015	\$507.51

(21) WHEREAS, George Handza placed the required cash bond of \$500.00 to cover the Street Opening Permit #14-036 for 211 Seneca Place, and

WHEREAS, George Handza has requested that this amount be returned to him, and

WHEREAS, the Town Engineer, has inspected the roadway excavation and has found the excavation to have been properly repaired.

NOW THEREFORE BE IT RESOLVED, that the Treasurer be authorized to draw a warrant in the name of George Handza for \$500.00 and forward to 211 Seneca Place, Westfield, NJ 07090.

(22) RESOLVED, that pursuant to N.J.A.C. 5:23-4.19, that the Chief Financial Officer be authorized and directed to draw a warrant in the sum of \$17,874.00 to the TREASURER, STATE OF NEW JERSEY for the fourth quarter Construction Official's State permit fees for 2015.

BE IT FURTHER RESOLVED, that said check be forwarded to the Division of Codes and Standards, Department of Community Affairs, CN 802, Trenton, New Jersey 08625-0802.

(23) RESOLVED that the Chief Financial Officer be authorized to draw a warrant in the amount of \$350.00 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 October-December 2015.

(24) RESOLVED that the payroll consisting of the following regularly salaried employees of the Police Department of the Town of Westfield represented by the PBA Local 90 for collective bargaining purposes be adopted effective January 1, 2016 and that the Treasurer be authorized to draw warrants to their order biweekly as their names appear on departmental payrolls, and that the Mayor and the Town Clerk be and are hereby authorized to sign a warrant in compliance thereto for the amount of the payroll biweekly:

<u>NAME</u>	<u>POSITION</u>	<u>JAN. 1, 2016</u>
Barron Chambliss	Detective 1G	\$111,358
Eric Lieberman	Detective 1G	\$111,358
Robert J. Riley	Patrol Officer	\$100,493
Kevin J. O'Keefe	Patrol Officer	\$100,493
Frank Moya	Patrol Officer	\$100,493
Preston Freeman	Patrol Officer	\$100,493
Donald Perkins	Patrol Officer	\$100,493
Jeffrey Johnson	Patrol Officer	\$100,493
Steven Martinez	Patrol Officer	\$100,493
Joseph Saunders	Patrol Officer	\$100,493
Donald Domanoski	Patrol Officer	\$100,493
Paul Ferry	Patrol Officer	\$100,493
Eric Loffredo	Patrol Officer	\$100,493
William Kleeman	Patrol Officer	\$100,493
Dennis DaSilva	Patrol Officer	\$81,814
Paul Neri	Patrol Officer	\$81,814
Michael McCarthy	Patrol Officer	\$81,814
Nicholas Bruno	Patrol Officer	\$75,848
Eric Popleik	Patrol Officer	\$75,848
Jason Merritt	Patrol Officer	\$63,916
Joseph Habeiche	Patrol Officer	\$63,916
Elizabeth Savnik	Patrol Officer	\$63,916
Nicholas Bagan	Patrol Officer	\$57,950
Pitor Wierzbiecki	Patrol Officer	\$57,950

John Swiderski	Patrol Officer	\$57,950
Timothy Donovan	Patrol Officer	\$51,984
Gregory Penn	Patrol Officer	\$51,984
Aaron Doherty	Patrol Officer	\$46,018
Robert Desiato	Patrol Officer	\$46,018
Kristopher Jackus	Patrol Officer	\$46,018
Ryan Weiss	Patrol Officer	\$46,018
Eric Carrero	Patrol Officer	\$46,018
Ricardo Johnson	Patrol Officer	\$41,052
Tiffany Kenny	Patrol Officer	\$41,052
Ryan Shaughnessy	Patrol Officer	\$41,052
Christopher Forcenito	Patrol Officer	\$41,052
Andres Jaramillo	Patrol Officer	\$41,052
Matthew O'Holla	Patrol Officer	\$41,052

The following resolution, introduced by Councilwoman Neylan, seconded by Councilman LoGrippo was adopted by the following roll call vote:

(25) RESOLVED that the Chief Financial Officer be and he is hereby authorized to make the following transfer(s) in the 2015 Budget Reserve accounts:

	<u>OUT</u>	<u>IN</u>
<b><u>CURRENT FUND</u></b>		
LEGAL		
5-01-120-211 OTHER EXPENSES (O/E)	53,000	
5-01-120-212 (O/E)	14,000	
5-01-120-214 (O/E)	3,000	
FIRE		
5-01-125-101 SALARIES & WAGES (S&W)	37,500	
5-01-125-102 (S&W)	40,000	
POLICE		
5-01-130-101 SALARIES & WAGES (S&W)	246,000	
PUBLIC EMPLOYEES PENSION SYSTEM		
5-01-245-211 (O/E)	6,500	
GROUP INSURANCE		
5-01-183-221 (O/E)		400,000
	\$400,000	400,000



(28) WHEREAS, N.J.S.A. 58:11-64 et. seq. requires that public sewer collection systems are required to have licensed sewer operators; and

WHEREAS, an operator with the required license is needed for the Town of Westfield's public sewer collection system, and

WHEREAS, Hatch Mott McDonald submitted a proposal dated December 16, 2015, to provide such services, and

WHEREAS, Hatch Mott McDonald has proposed to provide the aforementioned services for a fee of \$10,860.00, and

WHEREAS, the Town Administrator has reviewed the aforesaid proposal and recommends that a professional services contract for aforesaid services as outlined in the proposal dated December 16, 2015, be awarded to Hatch Mott McDonald; and

WHEREAS, a Certificate of the Chief Financial Officer, certifying 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.

NOW, THEREFORE BE IT RESOLVED by the Town Council of the Town of Westfield that the aforementioned contract for professional services required for the Sanitary Sewer Collection System be awarded to Hatch Mott McDonald, 111 Wood Avenue South, Iselin, New Jersey, in the amount of \$10,860.00, and

BE IT FURTHER RESOLVED that the fees for this work be charged to Account No. 100-205, and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published in the *Westfield Leader* as a Public Notice of action taken in accordance with N.J.S.A. 40:11-5.

#### Public Works Committee

#### Reports of Department Heads

Report of Kris McAloon, Town Engineer, stating he had turned over to the Chief Financial Officer check in the amount of \$6,093.00 representing monies collected during the month of December 2015.

Reports of Susan Noon, Collector of Taxes, showing taxes total collections of and sewer \$1,449,456.87 during the period December 1, 2015 to December 30, 2015.

Report of Claire J. Gray, Town Clerk, showing fee collected in the amount of \$3,551.00 during the month of December 2015 was received, read, and ordered filed.

Report of David C. Wayman, Chief of the Police Department, stating he had turned over to the Chief Financial Officer check in the amount of \$2,205.10 for the month of December 2015 was received, read and ordered filled.

Report of David J. Kelly, Chief of the Fire Department, showing Smoke Detector Fees collected in December 2015 in the amount of \$4,000.00 was received, read and ordered filed.

Report of Carol Salvaggio, Certified Court Administrator, stating that she had turned over to the Chief Financial Officer check in the amount of \$59,880.96 representing fines and costs collected in the Municipal Court and Violations Bureau during the month of December 2015 was received, read and ordered filed.

Report of Steve Freedman, Construction Official, showing monies collected for permits in the amount of \$111,074.00 for the month of December 2015 was received, read and ordered filed.

Upon motion by Councilman LoGrippe, seconded by Councilman Della Fera the meeting was adjourned at 8:12 p.m.

Claire J. Gray

Town Clerk