



TOWN OF WESTFIELD
NEW JERSEY

ORGANIZATION MEETING

January 5, 2021

6:00 PM

AGENDA

1. **Mayor reads Notice of Special Meeting**
2. **Invocation – Rev. Jeremy Jinkins, The Presbyterian Church in Westfield**
3. **Salute to the Flag**
4. **Mayor’s Opening Remarks**
5. **Meeting Called to Order**
6. **Roll Call**
7. **Mayor Proposes Acting and Alternate Acting Mayor Appointments for Year 2021**

Acting Mayor – Linda Habgood

Alternate Acting Mayor – Dawn Mackey

8. **Council Appointments**

Planning Board Liaison

Linda Habgood, Class III

December 31, 2021

Board of Adjustment

Frank Fusaro

December 31, 2024

Charles Gelinas, Alternate No. 1

December 31, 2022

Special Improvement District Board

<i>Anthony DiTomasso, Owner Director</i>	<i>December 31, 2023</i>
<i>Lillian Pien, Owner Director</i>	<i>December 31, 2023</i>
<i>Jim Donofrio, Resident Director</i>	<i>December 31, 2023</i>
<i>Michael LaPlace, Resident Director</i>	<i>December 31, 2023</i>
<i>Dawn Mackey, Council Designee</i>	<i>December 31, 2021</i>
<i>Shelley Brindle, Mayor Designee</i>	<i>December 31, 2021</i>
<i>James H. Gildea, Ex Officio</i>	<i>December 31, 2021</i>

9. Mayor Proposes Employee Appointments

<i>1. Resolution to appoint James H. Gildea as Town Administrator</i>	<i>December 31, 2023</i>
<i>2. Resolution to appoint Kris McAloon as Town Engineer</i>	<i>December 31, 2023</i>
<i>3. Resolution to appoint Municipal Prosecutor</i>	<i>December 31, 2021</i>
<i>4. Resolution to appoint Public Defender</i>	<i>December 31, 2021</i>

10. Mayor Proposes Board Appointments

Board of Health

<i>Lawrence D. Budnick, MD</i>	<i>December 31, 2024</i>
<i>Steve Gorelick</i>	<i>December 31, 2024</i>
<i>Maryann McCloskey, Alternate No. 2</i>	<i>December 31, 2022</i>
<i>Council Liaison - Michael Dardia</i>	<i>December 31, 2021</i>

Recreation Commission

<i>Jennifer Gilman, Chair</i>	<i>December 31, 2021</i>
<i>Ron Feldman</i>	<i>December 31, 2022</i>
<i>Tony Stewart</i>	<i>December 31, 2022</i> <i>(Unexpired Term)</i>
<i>Brad Rothenberg</i>	<i>December 31, 2023</i>

Recreation Commission (continued)

<i>Paul Monusky</i>	<i>December 31, 2023</i>
<i>Monica Bergin</i>	<i>December 31, 2023</i>
<i>Liz Chacko, Alternate #1</i>	<i>December 31, 2022 (Unexpired Term)</i>
<i>Council Liaison - Scott Katz</i>	<i>December 31, 2021</i>

Historic Preservation Commission

<i>Carol Tener, Class A Town Historian</i>	<i>December 31, 2023 (Unexpired Term)</i>
<i>Maria Boyes, Class B</i>	<i>December 31, 2024</i>
<i>Jennifer Jaruzelski, Class C</i>	<i>December 31, 2024</i>
<i>Greg Blasi, Class A</i>	<i>December 31, 2023</i>
<i>Jacqueline Brevard, Class C</i>	<i>December 31, 2021 (Unexpired Term)</i>
<i>Mary Anne Healy-Rodriguez, Alternate No. 1</i>	<i>December 31, 2022</i>
<i>Kathryn Reed, Alternate No. 2</i>	<i>December 31, 2021 (Unexpired Term)</i>
<i>Council Liaison - Linda Habgood</i>	<i>December 31, 2021</i>

Tree Preservation Commission

<i>Marc Nissim</i>	<i>December 31, 2023</i>
<i>Holly Kempner</i>	<i>December 31, 2023</i>
<i>Shannon Walsh</i>	<i>December 31, 2023</i>
<i>Council Liaison - James Boyes</i>	<i>December 31, 2021</i>

Memorial Library Board

<i>Amy Behr-Shields</i>	<i>December 31, 2025</i>
<i>Siva Ramakrishnan</i>	<i>December 31, 2025</i>
<i>Council Liaison – James Boyes</i>	<i>December 31, 2021</i>

Westfield Housing Commission

<i>John O'Brien</i>	<i>December 31, 2021</i>
<i>Sasha Nisbet</i>	<i>December 31, 2021</i>
<i>Paul Marcotullio</i>	<i>December 31, 2021</i>
<i>Carol Nixon</i>	<i>December 31, 2021</i>
<i>Karna Gerich - Cestero</i>	<i>December 31, 2021</i>
<i>Don Sammet, ex officio member</i>	<i>December 31, 2021</i>
<i>Kris McAloon, ex officio member</i>	<i>December 31, 2021</i>

Public Arts Commission

<i>Gwen Fisher, Class 2/Mayor designee</i>	<i>December 31, 2021</i>
<i>Eric Hreha, Class 3/Town Historian designee</i>	<i>December 31, 2021</i>
<i>Alex Stone, Class 5/Resident</i>	<i>December 31, 2022</i>
<i>Dawn Mackey, Class 1/Town Council Rep.</i>	<i>December 31, 2021</i>

Human Relations Advisory Commission

<i>Debbie Goddard</i>	<i>December 31, 2021 (Unexpired Term)</i>
<i>Jenny Tananbaum</i>	<i>December 31, 2023</i>
<i>Gary Timm</i>	<i>December 31, 2023</i>
<i>Rami Sarabi</i>	<i>December 31, 2023</i>

Human Relations Advisory Commission (continued)

Sofia Zimmerman, Alternate No. 1 *December 31, 2022*

Yimin Wu, Alternate No. 2 *December 31, 2021*
(Unexpired Term)

Access and Inclusivity Council

Janice Agresti, Chair *December 31, 2021*

Lisa Bertone *December 31, 2021*

Samantha Norquist *December 31, 2021*

Carol Nixon *December 31, 2021*

Rajita Nair *December 31, 2021*

Lauren Pearlman *December 31, 2021*

Heather Hays *December 31, 2021*

Lisa Moore *December 31, 2021*

Iliana Voidanidi Klonari *December 31, 2021*

Noelle Shih, Alternate No. 1 *December 31, 2021*

Audrey Polonitza, Alternate No. 2 *December 31, 2021*

Jen Grizmala Liu, Advisor *December 31, 2021*

Julie Steinberg, Advisor *December 31, 2021*

Council Liaison - Michael Dardia *December 31, 2021*

Mental Health Council

Charles Cacici *December 31, 2022*
(Unexpired Term)

Melanie Horton, Resident *December 31, 2021*

Dominique Trott, Resident *December 31, 2021*

Mental Health Council (continued)

<i>Dr. Laura Kaplan Sagal, Medical Mental Health Professional</i>	<i>December 31, 2023</i>
<i>Ellen Devlin, Alternate No. 1</i>	<i>December 31, 2022</i>
<i>Esinam Quarcoo, Alternate No. 2</i>	<i>December 31, 2021 (Unexpired Term)</i>
<i>Maureen Mazzaresse, Westfield Public School Rep.</i>	<i>December 31, 2023</i>
<i>Elizabeth Jeffery, Mayor Representative</i>	<i>December 31, 2023</i>
<i>Council Liaison – Linda Habgood</i>	<i>December 31, 2021</i>

11. Mayor Announces Mayoral Appointments

Planning Board

<i>Ross Goldstein, Class IV</i>	<i>December 31, 2022 (Unexpired Term)</i>
<i>Michael Ash, Class IV</i>	<i>December 31, 2024</i>
<i>Asima Jansveld, Class IV</i>	<i>December 31, 2024</i>
<i>Alexandra Carreras, Alternate No. 1</i>	<i>December 31, 2022</i>
<i>Shelley Brindle, Class I, Mayor’s Designee</i>	<i>December 31, 2021</i>
<i>Kris McAloon, Class II</i>	<i>December 31, 2021</i>

Community Development Revenue Sharing Committee

<i>Dorothy Musho</i>	<i>December 31, 2021</i>
<i>Leo Marcus</i>	<i>December 31, 2021</i>

Solid Waste Advisory Board

<i>Jeff Bryk</i>	<i>December 31, 2021</i>
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Union County Transportation Advisory Board

Harvey Davidson

December 31, 2021

Marv Gersten, Alternate

December 31, 2021

Union County Air Traffic Advisory Board

Jerome Feder

December 31, 2021

Scott Jaffe, Alternate

December 31, 2021

Chamber of Commerce Liaison – Councilman Mark LoGrippe

Union County League of Municipalities – Mayor Shelley Brindle

Board of Education Liaison – Councilman Mike Dardia

2nd Senior Citizens Housing Corporation Liaison – Councilman Mark Parmelee

12. Mayor Announces Council Committees

Finance Policy Committee

Linda Habgood, Chairwoman

Mark Parmelee, Vice-Chairman

Jim Boyes

David Contract

Public Safety, Transportation & Parking Committee

Michael Dardia, Chairman

James Boyes, Vice-Chairman

Linda Habgood

Dawn Mackey

Code Review & Town Property Committee

Mark Parmelee, Chairman

Dawn Mackey, Vice-Chairwoman

Scott Katz

Mark LoGrippe

Public Works Committee

David Contract, Chairman

Scott Katz, Vice-Chairman

Mark LoGrippe

Michael Dardia

13. Mayor's State of the Town Address

14. Open discussion by citizens

15. Reports of Standing Committees

A. Finance Policy Committee

1. Resolution to approve Cash Management Plan
2. Resolution to approve 2021 Petty Cash Accounts
3. Resolution to appoint Public Agency Compliance Officer
4. Resolution designating the Westfield Leader and the Star Ledger as Official Newspapers
5. Resolution to appoint Green Team
6. Resolution to appoint the Westfield Senior Advisory Council
7. Resolution to appoint Auditor
8. Resolution to appoint Town Attorney
9. Resolution to obtain professional services (Town Attorney)
10. Resolution to appoint Labor Attorney
11. Resolution to obtain professional services (Labor Attorney)
12. Resolution to appoint Special Counsel
13. Resolution to appoint Bond Counsel
14. Resolution to appoint Redevelopment Attorney
15. Resolution to appoint Redevelopment Planner
16. Resolution to award contract for Health Insurance Consultant/Broker Services and Risk Management services
17. Resolution authorizing an agreement with CGPH
18. Resolution to approve 2021 Temporary Budget
19. Resolution to approve 2021 Temporary Pool Utility Budget

B. Public Safety, Transportation and Parking Committee

1. Resolution to appoint on-call traffic consultant

C. Code Review and Town Property Committee

1. Resolution appointing a Municipal Housing Liaison

D. Public Works Committee

1. Resolution to appoint C-3 Sewer Operator

16. Benediction- Rev. Jeremy Jinkins, The Presbyterian Church in Westfield

17. Adjournment

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO. 2021

Finance Policy Committee

January 5, 2021

WHEREAS, the Town Code of the Town of Westfield Section 2-3 requires that the appointment of the Town Administrator shall be made by the Mayor with approval of the Town Council for a term up to three years.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Town Council of the Town of Westfield appoint James H. Gildea to the position of Town Administrator for a three-year term commencing January 1, 2021.

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO. 2021

Finance Policy Committee

January 5, 2021

WHEREAS, the Town Code of the Town of Westfield Section 2-88 requires that the appointment of the Town Engineer shall be made by the Town Administrator with the consent of the Mayor and approval of the Town Council; and

WHEREAS, N.J.S.A. 40A: 9-140 states that the term of office shall be three years; and

WHEREAS, Section 2-88 of the Town Code and N.J.S.A. 40A: 9-2 require that the Town Engineer possess the required qualifications for performing the duties of the office; and

WHEREAS, Kris McAloon possesses the required qualifications and has been Town Engineer since January 1, 2009;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Town Council of the Town of Westfield appoint Kris McAloon to the position of Town Engineer for a three-year term commencing January 1, 2021.

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO. 2021

FINANCE POLICY COMMITTEE

JANUARY 5, 2021

WHEREAS, the Town Code of the Town of Westfield Section 2-85 requires that the appointment of the Municipal Prosecutor shall be made by the Mayor with approval of the Town Council for a term up to one year.

BE IT RESOLVED that the Mayor and Town Council of the Town of Westfield appoint Howard Egenberg, Esq. to the position of Municipal Prosecutor for a one-year term ending December 31, 2021.

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO. 2021

FINANCE POLICY COMMITTEE

JANUARY 5, 2021

WHEREAS, the Town Code of the Town of Westfield Section 2-86.1 requires that the appointment of the Town Public Defender shall be made by the Mayor with approval of the Town Council for a term up to one year.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Town Council of the Town of Westfield appoint Robert S. Bohrod, Esq. to the position of Town Public Defender for a one-year term ending December 31, 2021.

TOWN OF WESTFIELD
WESTFIELD, NEW JERSEY

RESOLUTION NO. 2021

Finance Policy Committee

January 5, 2021

WHEREAS, the Town of Westfield is required to have a Cash Management Plan in accordance with N.J.S.A. 40A:5-14; and

WHEREAS the Cash Management Plan, in accordance with the Local Fiscal Affairs Law, must be adopted annually by the governing body through passage of a Resolution; and

NOW, THEREFORE BE IT RESOLVED by the Town Council of the Town of Westfield, in the County of Union, that the 2021 Cash Management Plan is hereby adopted.

BE IT FURTHER RESOLVED, that a copy of the plan is to be transmitted by the Chief Financial Officer to each named depository.

I. STATEMENT OF PURPOSE

The Cash Management Plan (the “Plan”) is prepared pursuant to the provisions of N.J.S.A. 40A:5-14 in order to set forth the basis for the deposits (“Deposits”) and Investment (“Permitted Investments”) of certain public funds of the Town of Westfield, pending the use of such funds for the intended purposes. The Plan is intended to assure that all public funds identified herein are deposited in interest bearing Deposits or otherwise invested in Permitted Investments hereafter referred to. The intent of the Plan is to provide that the decisions made with regard to the Deposits and the Permitted Investments will be done to insure the safety, the liquidity (regarding its availability for the intended purposes) and the maximum investment return within such limits. The Plan is intended to insure that any Deposit or Permitted Investment matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

II. IDENTIFICATION OF FUNDS AND ACCOUNTS TO BE COVERED BY THE PLAN

A. The plan is intended to cover the deposit and/or investment of the following funds and accounts at authorized depositories of the Town of Westfield:

Current Fund/Treasurer’s and Collector’s Accounts
General Capital Account
Dog License Account
Other Trust Fund Accounts
Pool Operating and Capital Accounts

B. It is understood that this Plan is not intended to cover certain funds and accounts, specifically:

County Forfeiture Account

Federal Forfeiture Account

Municipal Court (General and Special Bail) Accounts

Public Assistance Account

Change and Petty Cash Funds

Trust Funds to the extent that the deposit of such funds to an interest bearing account would require by law the payment of interest to the provider of funds

Any Compensating Balances maintained for the purpose of obtaining specific services from financial institutions. Such accounts may be established at the discretion of the Chief Financial Officer based on his determination of their cost effectiveness. The Chief Financial Officer shall have the authority to execute written agreements for said accounts.

**III. DESIGNATION OF OFFICIALS OF THE TOWN OF WESTFIELD
AUTHORIZED TO MAKE DEPOSITS AND INVESTMENTS UNDER THE
PLAN**

A. The Chief Financial Officer of the Town of Westfield, (the “Designated Official”) is hereby authorized and directed to deposit and/or invest the funds referred to in the Plan. The Chief Financial Officer is authorized to designate in writing an alternate to act in his capacity during an absence. Prior to making any such Deposits or any Permitted Investments, such officials are directed to supply to all depositories or any other parties with whom the Deposits or Permitted Investments are made a written copy of this Plan which shall be acknowledged in writing by such parties and a copy of such acknowledgment kept on file with such official.

IV. DESIGNATION OF DEPOSITORIES

The following banks and financial institutions are hereby designated as official depositories for the deposit of all public funds referred to in the Plan, including any Certificates of Deposit which are not otherwise invested in Permitted Investments as provided for in this Plan:

**OCEANFIRST COMMUNITY
BANK
WELLS FARGO BANK
INVESTORS BANK
BANK OF AMERICA
J. P. MORGAN CHASE BANK
NJ CASH MANAGEMENT FUND
HAVEN SAVINGS BANK
NORTHFIELD BANK
COLUMBIA BANK
TD BANK**

**PROVIDENT BANK
PNC BANK
LAKELAND BANK
VALLEY NATIONAL BANK
CAPITAL ONE BANK
PEAPACK-GLADSTONE BANK
CONNECTONE BANK
SPENCER BANK**

All such depositories shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgment to the Designated Official(s) referred to in Section III above.

V. DESIGNATION OF BROKERAGE FIRMS AND DEALERS WITH WHOM THE DESIGNATED OFFICIALS MAY DEAL

The following brokerage firms and/or dealers and other institutions are hereby designated as firms with whom the Designated Official (s) of the Town referred to in this Plan may deal for purposes of buying and selling securities identified in this Plan as Permitted Investments or otherwise providing for Deposits. All such brokerage firms and/or dealers shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgment to the Designated Official (s) referred to in Section III above.

None designated

VI. AUTHORIZED INVESTMENTS

A. Investments shall be limited by the express authority of the Local Fiscal Affairs Law, N.J.S.A. 40A:5-15.1 and except as otherwise specifically provided for herein, the Designated Official is/ are hereby authorized to invest the public funds covered by this Plan in the following types of securities which, if suitable for registry, may be registered in the name of the local unit, and to the extent not otherwise held in Deposits, in the following Permitted Investments:

- (1) Bonds or other obligations of the United States of America or obligations guaranteed by the United State of America;
- (2) Government money market mutual funds;
- (3) Any obligation that a federal agency or a federal instrumentality has issued in accordance with an act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided that such obligation bears a fixed rate of interest not dependent on any index or other external factor;
- (4) Bonds or other obligations of the local unit or bonds or other obligations of school districts of which the local unit is a part or within which the school district is located;
- (5) Bonds or other obligations, having a maturity date not more than 397 days from the date of purchase, issued by New Jersey school districts, municipalities, counties, and entities subject to the "Local Authorities Fiscal Control Law," P.L. 1983, c.313 (C.40A:5A-1 et seq.). Other bonds or obligations having a maturity date not more than 397 days from the date of purchase may be approved by the Division of Local Government Services of the Department of Community Services for investment by local units;
- (6) Local government investment pools;
- (7) Deposits with the State of New Jersey Cash Management Fund established pursuant to section 1 of P. L. 1977, c.281 (C.52:18A-90.4); or
- (8) Agreements for the repurchase of fully collateralized securities if:
 - (a) the underlying securities are permitted investments pursuant to paragraphs (1) and (3) of this subsection a, or are bonds or other obligations having a maturity date not more than 397 days from the date of purchase, issued by New Jersey school districts, municipalities, counties, and entities subject to the "Local Authorities Fiscal Control Law," P.L. 1983, c.313 (C.40A:5A-1 et seq.);
 - (b) the custody of collateral is transferred to a third party;

- (c) the maturity of the agreement is not more than 30 days;
 - (d) the underlying securities are purchased through a public depository as defined in section 1 of P. L. 1970, c.236 (C.17:9-41); and
 - (e) a master repurchase agreement providing for the custody and security of collateral is executed.
- (9) Certificates of Deposit in accordance with the following conditions:
- (a) the funds are initially invested through a public depository as defined in section 1 of P.L. 1970, c.236 (C.17:9-41) designated by the local unit;
 - (b) the designated public depository arranges for the deposit of the funds in certificates of deposit in one or more federally insured banks or savings and loans associations, for the account of the local unit;
 - (c) 100 percent of the principal and accrued interest of each certificate of deposit is insured by the Federal Deposit Insurance Corporation;
 - (d) the designated public depository acts as custodian for the local unit with respect to the certificates of deposit issued for the local unit's account; and
 - (e) at the same time that the local unit's funds are deposited and the certificates of deposit are issued, the designated public depository receives an amount of deposits from customers of other banks and savings and loan associations, wherever located, equal to the amount of funds initially invested by the local unit through the designated public depository.

B. Any investment instruments in which the security is not physically held by the local unit shall be covered by a third party custodial agreement which shall provide for the designation of such investments in the name of the local unit and prevent unauthorized use of such investments.

C. Purchase of investment securities shall be executed by the "delivery versus payment" method to ensure that securities are either received by the local unit or a third party custodian prior to or upon the release of the local unit's funds.

D. Any investments not purchased and redeemed directly from the issuer, government money market mutual fund, local government investment pool, or the State of New Jersey Cash Management Fund, shall be purchased and redeemed through the use of a national or State bank located within this State or through a broker-dealer which, at the time of purchase or redemption, has been registered continuously for a period of at least two years pursuant to section 9 of P.L. 1967, c.93 (C.49:3-56) and has at least \$25 million in capital stock (or equivalent capitalization if not a corporation), surplus reserves for contingencies and undivided profits, or through a securities dealer who makes primary markets in U.S. Government securities and reports daily to the Federal Reserve Bank of New York its position in and borrowing on such U.S. Government securities.

E. For purposes of this section:

- (1) a "government money market mutual fund" means an investment company or investment trust:
 - (a) which is registered with the Securities and Exchange Commission under the "Investment Company Act of 1940," 15 U.S.C. s. 80a-1 et seq., and operated in accordance with 17 C.F.R. s.270.2a-7, except that a government money market mutual fund may not impose liquidity fees or redemption gates regardless of whether permitted to do so under 17 C.F.R. s.270.2a-7;
 - (b) the portfolio of which is limited to U.S. Government securities that meet the definition of an eligible security pursuant to 17 C.F.R. s.270.2a-7, securities that have been issued by New Jersey school districts, municipalities, counties, and entities subject to the "Local Authorities Fiscal Control Law," P.L. 1983, c.313 (C.40A:5A-1 et seq.) that meet the definition of an

- eligible security pursuant to 17 C.F.R. s.270.2a-7, and repurchase agreements that are collateralized by such securities in which direct investment may be made pursuant to paragraphs (1), (3) and (5) of subsection A. of this section; and
- (c) which is rated by a nationally recognized statistical rating organization.

- (2) a “local government investment pool” means an investment company or investment trust:
- a) which is managed in accordance with generally accepted accounting and financial reporting principles for local government investment pools established by the Governmental Accounting Standards Board;
 - b) which is rated in the highest category by a nationally recognized statistical rating organization;
 - c) which is limited to U.S. Government securities that meet the definition of an eligible security pursuant to 17 C.F.R. s. 270.2a-7, securities that have been issued by New Jersey school districts, municipalities, counties, and entities subject to the “Local Authorities Fiscal Control Law,” P.L. 1983, c.313 (C.40A:5A-1 et seq.), that meet the definition of an eligible security pursuant to 17 C.F.R.s270.2a-7 and repurchase agreements that are collateralized by such securities in which direct investment may be made pursuant to paragraphs (1), (3) and (5) of subsection A. of this section;
 - d) which is in compliance with such rules as may be adopted pursuant to the “Administrative Procedure Act,” P.L. 1968, c.410 (c.52:14B-1 et seq.) by the Local Finance Board of the Division of Local Government Services in the Department of Community Affairs, which may promulgate rules providing for disclosure and reporting requirements, and other provisions deemed necessary by the board to provide for the safety, liquidity and yield of the investments,
 - e) which does not permit investments in instruments that: are subject to high price volatility with changing market conditions; cannot reasonably be expected, at the time of interest rate adjustment, to have a market value that approximates their par value; or utilize an index that does not support a stable net asset value;
 - f) which purchases and redeems investments directly from the issuer, government money market mutual fund, or the State of New Jersey Cash Management Fund, or through the use of a national or State bank located within this State, or through a broker-dealer which, at the time of purchase or redemption, has been registered continuously for a period of at least two years pursuant to section 9 of P.L. 1967 C.49:3-56) and has at least \$25 million in capital stock (or equivalent capitalization if not a corporation), surplus reserves for contingencies and undivided profits, or through a securities dealer who makes primary markets in U.S. Government securities and reports daily to the Federal Reserve Bank of New York its position in and borrowing on such U.S. Government securities; and
 - g) which does not impose liquidity fees or redemption gates.

F. Investments in, or deposits or purchases of financial instruments made pursuant to this section shall not be subject to the requirements of the “Local Public Contracts Law,” P.L. 1971, c.198 (C.40A:11-1 et. seq.).

VII. SAFEKEEPING CUSTODY PAYMENT AND ACKNOWLEDGMENT OF RECEIPT OF PLAN

To the extent that any Deposit or Permitted Investment involves a document or security which is not physically held by the Town of Westfield, then such instrument or security shall be covered by a custodial agreement with an independent third party, which shall be a bank or financial institution in the State of New Jersey. Such institution shall provide for the designation of such investments in the name of the Town of Westfield to assure that there is no unauthorized use of the funds or the Permitted Investments or Deposits. Purchase of any Permitted Investments that involve

securities shall be executed by a “delivery versus payment” method to insure that such Permitted Investments are either received by the Town of Westfield or by a third party custodian prior to or upon the release of the Town’s funds.

To assure that all parties with whom the Town of Westfield deals either by way of Deposits or Permitted Investments are aware of the authority and the limits set forth in this Plan, all such parties shall be supplied with a copy of this Plan in writing and all such parties shall acknowledge the receipt of that Plan in writing, a copy of which shall be on file with the Designated Official(s).

VIII. POLICIES REGARDING THE AMOUNT TO BE INVESTED AND OBTAINING RATES

It shall be the responsibility of the Chief Financial Officer to analyze the cash flow and to invest funds in legal investments, with consideration for preservation of capital, liquidity, current and historical investment returns, diversification, maturity requirements, costs and fees, and when appropriate, policies of investment instrument administrators. The Chief Financial Officer will observe the following guidelines:

With regard to obtaining interest on the various investment pools from commercial banks, savings banks and Community banks and other depository institutions listed in Section IV above, the Chief Financial Officer shall attempt to obtain a minimum of three quotations and shall invest at the institutions offering the highest effective rate. If such investment together with all other deposits of the Town of Westfield in said institution exceeds the Federal Deposit Insurance Corporation limit, then the institution must be covered by a current Government Unit Deposit Protection Act (“GUDPA”) certificate.

The Chief Financial Officer shall determine which type of legal investment will best serve the needs of the municipality and is authorized to place funds in any legal investment unless otherwise restricted by law or by the governing body.

The Chief Financial Officer is authorized to contract the services of a Financial Advisor, as needed.

The Chief Financial Officer shall develop procedures to insure internal controls are adequate to safeguard the Town of Westfield funds.

The amount invested should be limited to idle funds, as determined by the Chief Financial Officer. (The amount of funds remaining after forecasting and calculating bills to be paid, less compensating balance requirements are considered idle funds.)

For investments in any single bond anticipation note, temporary note, emergency note, special emergency note, tax anticipation note or other notes being sold by a municipality, county, board of education or fire district, which exceeds \$2.0MM, the receiving agency should have an underlying bond rating from a nationally recognized statistical rating organization (e.g. Standard & Poor, Moody’s, or Fitch) equivalent to AA or higher.

IX. REPORTING REQUIREMENTS

On or as close to the first day of each month during which this Plan is in effect, the Designated Official (s) referred to in Section III hereof shall supply to the governing body a written report of any Deposits or Permitted Investments made pursuant to this Plan, which shall include, as a minimum, the following information:

- A. The name of any institution holding funds as a Deposit or a Permitted Investment.
- B. The amount of securities or Deposits purchased or sold during the immediately preceding month.
- C. The class or type of securities purchased or Deposits made.
- D. The book value of such Deposits or Permitted Investments.
- E. The estimated income to be earned on such Deposits or Permitted Investments. To the extent that such amounts are actually earned at maturity, this report shall provide an accrual of such earnings during the immediately preceding month.
- F. The fees incurred to undertake such Deposits or Permitted Investments.
- G. The market value of all Deposits or Permitted Investments as of the end of the immediately preceding month.
- H. All other information which may be deemed reasonable by the Chief Financial Officer from time to time which he believes of interest to the governing body of the Town of Westfield.

X. CREDIT CARDS/DEBIT CARDS AND ELECTRONIC PAYMENTS

- A. N.J.S.A. 40A:5-43 et seq. and N.J.S.A.2B:1-5 respectively provide for Municipal Courts and municipal agencies to be authorized to establish a system to accept electronic payments such as court imposed obligations, or other valid municipal charges;
- B. All systems established for receipt of electronic payments are subject to the rules established by the Director of the Division of Local Government Services and the Rules of Court which are further delineated by Rule 7:14-4(c) which authorizes municipal courts to accept electronic payments and N.J.A.C. 5:30-9.1 et seq. which are established by the Division of Local Government Services providing guidelines for local governments use and receipt of electronic payments.
- C. Definitions applied when utilizing electronic devices are in accordance with the definitions found in N.J.A.C. 5:30-9.2.
- D. Prior to any municipal agency utilizing a method of electronic payments, the Chief Financial Officer must have evaluated the process to ensure compliance with the rules and regulations and approved the accounting and control procedures to be utilized.

XI. RECEIPTS AND DISBURSEMENTS OF THE FUNDS OF THE TOWN OF WESTFIELD

- A. All municipal funds received by any official or employee shall be deposited within 48 hours to accounts in the name of the Town of Westfield. Additionally, funds can be received utilizing methods of electronic payment such as Electronic Funds Transfer (EFT) and/or Automated Clearing House (ACH).
- B. No municipal funds shall be disbursed by the Chief Financial Officer prior to the approval of the Town Council except for:
 - a. Debt Service payments
 - b. Investments
 - c. Payroll and Payroll agency turnovers
 - d. School and County Tax payments

e. Refunds not otherwise required to be approved by Town Council
Notification of the disbursements listed above not otherwise memorialized by resolution are to be provided at the next council meeting following payment.

C. The Chief Financial Officer is authorized to designate employees who may, from time to time, initiate wire transfers. Only the Chief Financial Officer or the Town Administrator may confirm wire transfers.

D. Electronic Disbursement/Claimant Certification – In accordance with N.J.S.A. 40A:5-16(c), payments to vendors do not require Claimant Certification under certain circumstances, including but not limited to

- a. when payment to vendors is required in advance of the delivery of certain materials or services that cannot be obtained from any other source at comparable prices; or
- b. when ordering, billing and payment transactions for goods or services are made through a computerized electronic transaction; or
- c. when claim or demand is less than a threshold as set by the board (the Bid threshold) and the certification is not readily obtainable by the contracting unit; but such exceptions shall not include reimbursement of employee expenses or payment for personal services.

E. The Chief Financial Officer is authorized to electronically transmit pay checks bi-weekly to regular salaried employees of the Town of Westfield at the rates approved by Mayor and Council.

XII. DESIGNATION OF AUTHORIZING SIGNATURES ON TOWN CHECKS

N.J.S.A. 40A: 4-63 provides that monies held in any separate fund shall be treated as monies held in trust and shall not be diverted to pay any other purpose. The custodian of the following separate funds shall be Scott H. Olsen, Chief Financial Officer. All disbursements shall be made by checks signed live or by facsimile signature of the Mayor, Town Clerk and Treasurer or by electronic funds transfer:

Town of Westfield Treasurer's Account, Clearing Account, Payroll Account, Payroll Deductions Account, Collector of Taxes Account, General Capital Account, Trust-Other Account, Dog License Account, Swimming Pool Operating Account, Swimming Pool Capital Account, Public Assistance Account, Council on Affordable Housing (CoAH) Growth Share Account, Law Enforcement – Federal Trust Account, Law Enforcement – County Trust Account, Parking Permit Account, Parking Services Coin Account, Credit Card Fee Account and Recreation Merchants Account.

The custodians of the following separate fund(s) shall be Vanessa Tovar or Anne M. Margeotes. All disbursements shall be made by electronic funds transfer or by checks signed live or by facsimile signature of the Court Clerk or the Deputy Court Clerk:

Westfield Municipal Court Fines Account, Westfield Municipal Court Bail Account

The custodian of the following separate fund shall be Philip Israel. All disbursements shall be made by electronic funds transfer or by checks signed live or by facsimile signature of the Library Director or Assistant Library Director or the Treasurer:

Westfield Memorial Library Account

The custodian of the following separate fund shall be Anthony Tiller. All disbursements shall be made by electronic funds transfer or by checks signed live or by facsimile signature of the Chief of the Fire Department or the Treasurer:

Westfield Fire Department Violations Account

The custodian of the following separate fund shall be Chief Christopher Battiloro or Dennis Dasilva. All disbursements shall be made by electronic funds transfer or by checks signed live or by facsimile signature of the Chief of the Police Department or the Treasurer:

Westfield Police Department Confidential Account

The custodian of the following separate fund shall be Henry Wang. All disbursements shall be made by electronic funds transfer or by checks signed live or by facsimile signature of the Collector of Taxes and/or the Treasurer and/or Administrator:

Redemption Tax Account, Tax Sale Premium Account

The custodian of the following separate fund shall be Scott H. Olsen, Chief Financial Officer. All disbursements shall be made by electronic funds transfer or by checks signed live or by facsimile signature of the Treasurer.

Developers Escrow Savings Account, Developers Escrow Checking Account

XIII FEES CHARGED BY THE OFFICE OF THE TAX COLLECTOR

A. The Collector of Taxes shall charge interest at the rate of 8% per annum on the first \$1,500 of a delinquency and 18% per annum on that amount of the delinquency as defined in N.J.S.A. 54:4-67 in excess of \$1,500 on all delinquent taxes and sewer fees during the year 2021, to be calculated from the date the tax or fee was due until the date of actual payment.

B. The Collector of Taxes shall charge interest at the rate of 8% per annum on the whole delinquency as defined in N.J.S.A. 54:4-67 on all delinquent assessments during the year 2021 until the date of actual payment.

C. The grace period of ten (10) calendar days will be allowed for an installment of taxes, assessments and sewer fees where payments will not be subject to interest charges as provided by Chapter 105, Public Laws of 1965.

D. The Collector of Taxes is hereby authorized to sell all municipal delinquencies through December 31, 2021 in a manner prescribed by N.J.S.A. 54:5-19, and as amended by Chapter 99, Public Laws of 1977, at a date and time which the Tax Collector selects.

E. If any check or draft received by the Tax Collector from any person or organization for the payment of taxes is dishonored after deposit for "insufficient funds" or for any other reason, the Tax Collector shall not redeposit such check or draft but shall notify such person or organization by letter of this dishonor and require a replacement check, draft or cash to replace the amount of the check in addition to any interest that may accrue. A fee of \$20 shall be charged if the check is returned for "Insufficient Funds". The Tax Collector shall not accept replacement payment until the fee of \$20 is paid.

XIII. TERM OF PLAN

This Plan shall be in effect from adoption until December 31, 2021. Attached to this Plan is a resolution of the governing body of the Town of Westfield approving this Plan for such period of time. The Plan may be amended from time to time by the Chief Financial Officer. To the extent that any amendment is adopted by the Council, the Designated Official is directed to supply copies of the amendments to all of the parties who otherwise have received the copy of the originally approved Plan, which amendment shall be acknowledged in writing in the same manner as the original Plan was so acknowledged.

TOWN OF WESTFIELD
WESTFIELD, NEW JERSEY

RESOLUTION NO. 2021

FINANCE POLICY COMMITTEE

JANUARY 5, 2021

RESOLVED that warrants in the amount of \$100.00 each be drawn to Petty Cash, for the Chief Financial Officer to distribute to the following custodians and charge same to the Petty Cash account:

Joan Thermann, Executive Assistant
Christopher Battiloro, Police Chief
Philip Israel, Library Director
Megan Avallone, Health Department Director
Anthony Tiller, Fire Chief

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO. 2021

FINANCE POLICY COMMITTEE

JANUARY 5, 2021

WHEREAS, the State of New Jersey Department of the Treasury, Affirmative Action Office has adopted Public Agency Regulations; and

WHEREAS, these Public Agency Regulations for awarding contracts are pursuant to P.L. 1975, Chapter 127, (N.J.S.A. 17:27); and

WHEREAS, every public agency is required to appoint and designate an officer or employee to serve as a Public Agency Compliance Officer (P.A.C.O.) for each year;

NOW, THEREFORE, BE IT RESOLVED, that the Town Council of the Town of Westfield, County of Union, State of New Jersey, designates Tara Rowley as the Public Agency Compliance Officer (P.A.C.O.) for the Town of Westfield for the year 2021.

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO. 2021

FINANCE POLICY COMMITTEE

JANUARY 5, 2021

BE IT RESOLVED by the Town Council of the Town of Westfield, at a meeting held January 5, 2021 that the Westfield Leader and the Star Ledger be and hereby are designated as the two newspapers to which notices and other matters are to be provided under the Open Public Meetings Act (N.J.S.A.10:4-6 to 10:21) of the State of New Jersey, otherwise known as “The Sunshine Law”.

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO. 2021

FINANCE POLICY COMMITTEE

JANUARY 5, 2021

WHEREAS, the Town of Westfield is a member of Sustainable Jersey™ which is a certification and incentive program for municipalities in New Jersey that want to go green, save money, and take steps to sustain their quality of life over the long term; and

WHEREAS, the Town Council of the Town of Westfield is committed to continuing to develop strategies that will reduce our impact on the environment both collectively and individually so that we might preserve our natural resources for the citizens we serve now, and in the future; and

WHEREAS, the Town Council of the Town of Westfield wishes to continue to build a model of government which benefits our residents now and far into the future with green community initiatives which are easy to replicate and affordable to implement; and

WHEREAS, as part of its participation in the Sustainable Jersey™ program and in an effort to continue to focus attention on “Green” issues, the Town Council reaffirms its establishment of its Green Team.

NOW THEREFORE BE IT RESOLVED, by the Town Council of the Town of Westfield that we do hereby appoint the following fifteen members to the Green Team:

Tim Van Epp
 Lois Krause
 Janette Spezio
 Amarish Mehta
 Phil Round
 Catherine Choudhry
 Maite Quinn-Richards
 Karrie Hanson
 Medea Villere
 Jay Goldring
 Nancy Albanese
 Peter Goldberg
 Donna Pizzi
 Bruce Johnson
 Walter Korfmacher
 Zoe McKelvey
 David Siegler
 Jill McKeown
 Shannon Walsh
 Ben Eisenberg
 Mark Eisenberg
 Jessica Weitzman
 Robert Learner
 Jeff Bryk
 Kevin Redden
 Kishan Patel
 David Contract
 (Council Liaison)

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO. 2021

FINANCE POLICY COMMITTEE

JANUARY 5, 2021

WHEREAS, the Westfield Senior Advisory Council, also known as “Lifelong Westfield”, was created to generate public awareness of and support for people age 62 and older (“senior residents”) residing in the Town of Westfield;

WHEREAS, the purpose of the Senior Advisory Council is to review issues pertinent to senior residents and support their ability to remain in the Town of Westfield (age-in-place) by providing them with creative and meaningful programs, activities and services; and

WHEREAS, the Senior Advisory Council acts in an advisory capacity to the Mayor and Town Council in matters affecting senior residents with regard to their health, education, employment, housing, transportation and recreation of the Town’s senior residents.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Westfield that the following members be and hereby are appointed to the Senior Advisory Council for the year 2021:

Brad Chananie, Co-Chair
 Deidre Gelinne, Co-Chair
 Liz Fennik, Westfield Senior Housing
 Sushmita Sinha
 Harvey Davidson
 Gerri Rothfleisch
 Ronald Holmes
 Kathy Dulan
 John O'Brien
 Melanie Horton
 Naomi Kreutzer
 Lloyd Marks
 Jean White, YMCA
 Lauren Harmer, Recreation Department Rep.
 David Contract, Town Council Representative

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO. 2021

FINANCE POLICY COMMITTEE

JANUARY 5, 2021

WHEREAS, there exists a need for the Annual Audit of the accounts of the Town of Westfield in accordance with N.J.S.A. 40A:5-4, and

WHEREAS, U.S. OMB Circular 133 and State of New Jersey OMB Circular 98-07 mandate that there be an audit of Federal and State Programs; and

WHEREAS, on July 26, 1996 the Town of Westfield created a Deferred Compensation Plan, which is offered to all employees, pursuant to Sections 403 (b) and 457 of the Internal Revenue Code; and

WHEREAS, pursuant to N.J.A.C. 5:37-10 the Financial Statements of such Deferred Compensation Plan must be reviewed; and

WHEREAS, pursuant to rule 15c2-12(B)(5) of the Securities and Exchange Commission a Preparation of the Secondary Market Disclosure Report must be filed; and

WHEREAS, the Local Public Contracts Law, (N.J.S.A. 40A:11-1 et seq) authorizes the letting of contracts for professional services without competitive bidding; and

WHEREAS, the Town of Westfield issued a Request for Qualifications (RFQ) for legal services through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq., 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. 5:30-5.4, will be furnished to the Town Clerk, subject to adequate funding in the 2021 Operating and Sewer Operating Budgets.

NOW THEREFORE, BE IT RESOLVED that:

1. The Town of Westfield enter into a contract with the firm of Suplee, Clooney & Company, Registered Municipal Accountants and Certified Public Accountants, for the following services:
 - (a) To perform the statutory audit of the accounts of the Town of Westfield for the year ending December 31, 2021, in accordance with the regulations of the Division of Local Government Services, Department of Community Affairs of the State of New Jersey; an audit of Federal and State Programs in accordance with the Federal Uniform Guidance and State of New Jersey OMB Circular 15-08 and Assistance with Preparation of the calendar year 2021 Financial Statement, the Annual Debt Statement and calendar year 2022 Fiscal Year Operating and Capital Budgets, for a fee not to exceed \$69,675; and
2. This contract may be renewed for two (2) additional one (1) year terms, at the Town's discretion; and

3. Total fee for the year will be \$69,675 with said expenditure charged to the various audit accounts in the Current Fund and 195-204 in the Swimming Pool Fund; and
4. This contract is awarded pursuant to the “fair and open” process (N.J.S.A. 19:44A-20.5 et seq.).

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO. 2021

FINANCE POLICY COMMITTEE

JANUARY 5, 2021

WHEREAS, a need exists for the Town of Westfield to retain professional legal services of a general legal counsel in conjunction with the duties of the Town Attorney for the Town of Westfield; and

WHEREAS, the Town of Westfield issued a Request for Qualifications (RFQ) for legal services through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq., and

WHEREAS, Thomas C. Jardim, Esq. of Jardim, Meisner and Susser PC has submitted a proposal dated December 7, 2020, indicating that Jardim Meisner and Susser PC would provide the above services based on the fees set forth in the firm's cost proposal; and

WHEREAS, the Town of Westfield has deemed that the background, experience and qualifications of the respondent herein satisfy the criteria set forth in the RFQ; 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. 5:30-5.4, will be furnished to the Town Clerk, subject to the availability of funds in the 2021 Budget. Expenditure of funds pursuant to this contract is to be charged to Legal Account 120-216.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Town of Westfield enters into a contract with Thomas C. Jardim, Esq. to engage him to render legal services in furtherance of the ordinary duties of the Town Attorney for the Town of Westfield as described in the Code of the Town of Westfield; and
2. The term of the contract will be for a one (1) year term ending December 31, 2021.
3. This contract may be renewed for two (2) additional one (1) year terms, at the Town's discretion.
4. The estimated total fees for ordinary duties performed by the Town Attorney (and attorney's affiliated with Jardim, Meisner and Susser PC) as that term is described within the Code of the Town of Westfield for the term of the appointment shall not exceed \$51,300 with this expenditure charged to Legal Account 120-216.
5. This contract is awarded pursuant to the "fair and open" process (N.J.S.A. 19:44A-20.5 et seq.).

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO. 2021

FINANCE POLICY COMMITTEE

JANUARY 5, 2021

WHEREAS, a need exists for the Town of Westfield to retain professional legal services of Jardim, Meisner and Susser PC, 30B Vreeland Road, No. 201, Florham Park, New Jersey 07932 in conjunction with the duties of the Town Attorney for the Town of Westfield; and

WHEREAS, the Town of Westfield issued a Request for Qualifications (RFQ) for legal services through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq., and

WHEREAS, Jardim, Meisner and Susser PC has submitted a proposal dated December 7, 2020, indicating it would provide the above services based on the fees set forth in the firm's cost proposal; and

WHEREAS, the Town of Westfield has deemed that the background, experience and qualifications of the respondent herein satisfy the criteria set forth in the RFQ; 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. 5:30-5.4, will be furnished to the Town Clerk, subject to the availability of funds in the 2021 Budget. Expenditure of funds pursuant to this contract is to be charged to Legal Account 120-211.

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

1. The Town of Westfield enters into a contract with Jardim, Meisner and Susser PC to engage such firm to render legal services for the extraordinary duties of the Town Attorney for the Town of Westfield.
2. The estimated total fees for extraordinary duties performed by the Town Attorney (and attorney's affiliated with Jardim, Meisner and Susser PC) as that term is described within the Code of the Town of Westfield for the term of the appointment shall not exceed \$220,000 with this expenditure charged to Legal Account 120-211.
3. The term of the contract will be for a one (1) year term ending December 31, 2021.
4. This contract may be renewed for two (2) additional one (1) year terms, at the Town's discretion.
5. This contract is awarded pursuant to the "fair and open" process (N.J.S.A. 19:44A-20.5 et seq.).

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO. 2021

FINANCE POLICY COMMITTEE

JANUARY 5, 2021

WHEREAS, a need exists for the Town of Westfield to retain professional legal services in conjunction with the services provided by Frederick T. Danser III, Esq., in his capacity as labor counsel to the Town; and

WHEREAS, the Town of Westfield issued a Request for Qualifications (RFQ) for legal services through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq., and

WHEREAS, Frederick T. Danser III, Esq. of Apruzzese McDermott Mastro & Murphy has submitted a proposal dated December 10, 2020, indicating that Apruzzese McDermott Mastro & Murphy would provide the above services based on the fees set forth in the firm's cost proposal; and

WHEREAS, the Town of Westfield has deemed that the background, experience and qualifications of the respondent herein satisfy the criteria set forth in the RFQ; and

WHEREAS, a Certificate of the Chief Financial Officer, certifying the availability of adequate funds for this contact, prepared in accordance with N.J.A.C. 5:30-5.4, will be furnished to the Town Clerk, subject to the availability of funds in the 2021 Budget. Expenditure of funds pursuant to this contract is to be charged to the Legal Account 120-212.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Town of Westfield enters into a contract with Apruzzese McDermott Mastro & Murphy in conjunction with the services provided by Frederick T. Danser III, Esq., as labor counsel to provide legal services to the Town of Westfield for labor, employment and personnel matters and related litigation.
2. The term of the contract will be for one (1) year ending December 31, 2021.
3. This contract may be renewed for two (2) additional one (1) year terms, at the Town's discretion.
4. The estimated total fees for the year shall not exceed \$50,000 with this expenditure charged to the Legal Account.
5. This contract is awarded pursuant to the "fair and open" process (N.J.S.A. 19:44A-20.5 et seq.).

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO. 2021

FINANCE POLICY COMMITTEE

JANUARY 5, 2021

WHEREAS, a need exists for the Town of Westfield to retain the professional legal services of a consultant and negotiator in connection with collective bargaining between the Town and its representative employee organizations; and

WHEREAS, the Town of Westfield issued a Request for Qualifications (RFQ) for legal services through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq., and

WHEREAS, Frederick T. Danser III, Esq. of Apruzzese McDermott Mastro & Murphy has submitted a proposal dated December 10, 2020, indicating that Apruzzese McDermott Mastro & Murphy would provide the above services based on the fees set forth in the firm's cost proposal; and

WHEREAS, the Town of Westfield has deemed that the background, experience and qualifications of the respondent herein satisfy the criteria set forth in the RFQ; and

WHEREAS, a Certificate of the Chief Financial Officer, certifying the availability of adequate funds for this contact, prepared in accordance with N.J.A.C. 5:30-5.4, will be furnished to the Town Clerk subject to the availability of funds in the 2021 Budget. Expenditure of funds pursuant to this contract is to be charged to the Legal Account 120-213.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Town of Westfield enters into a contract with Frederick T. Danser III, Esq., to engage him (and attorneys affiliated with Apruzzese McDermott Mastro & Murphy) in the representation of the Town of Westfield in labor negotiations with representative employee organizations.
2. The term of the contract will be for one (1) year ending December 31, 2021.
3. This contract may be renewed for two (2) additional one (1) year terms, at the Town's discretion.
4. The Total fee for the year will be \$33,000 with this expenditure charged to Legal Account.
5. This contract is awarded pursuant to the "fair and open" process (N.J.S.A. 19:44A-20.5 et seq.).

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO. 2021

FINANCE POLICY COMMITTEE

JANUARY 5, 2021

WHEREAS, a need exists for the Town of Westfield to retain professional legal services to act as special affordable housing counsel; and

WHEREAS, the Town of Westfield issued a Request for Qualifications (RFQ) for legal services through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq., and

WHEREAS, Jonathan Drill of Stickel, Koenig, Sullivan & Drill has submitted a proposal dated December 15, 2020, indicating that Stickel, Koenig, Sullivan & Drill would provide the above services based on the fees set forth in the firm's cost proposal; and

WHEREAS, the Town of Westfield has deemed that the background, experience and qualifications of the respondent herein satisfy the criteria set forth in the RFQ; 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. 5:30-5.4, will be furnished to the Town Clerk, subject to the availability of funds in the 2021 Budget. Expenditure of funds pursuant to this contract is to be charged to the Legal Account 120-217.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Town of Westfield enters into a contract with Stickel, Koenig, Sullivan & Drill in conjunction with the services provided by Jonathan Drill, as special affordable housing counsel to provide legal services to the Town of Westfield.
2. The term of the contract will be for a period ending December 31, 2021.
3. This contract may be renewed for two (2) additional one (1) year terms, at the Town's discretion.
4. The estimated total fees for the year shall not exceed \$20,000 with this expenditure charged to the appropriate account.
5. This contract is awarded pursuant to the "fair and open" process (N.J.S.A. 19:44A-20.5 et seq.).

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO. 2021

FINANCE POLICY COMMITTEE

JANUARY 5, 2021

WHEREAS, the Town of Westfield requires specialized legal services in connection with the authorization and issuance of bonds or notes of the Town of Westfield (the “Town”) in the County of Union, State of New Jersey, including the review of such procedures and the rendering of approving legal opinions acceptable to the financial community; and

WHEREAS, the Town of Westfield issued a Request for Qualifications (RFQ) for Bond Counsel services through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq., and

WHEREAS, Rogut McCarthy LLC has submitted a proposal dated December 4, 2020, indicating it would provide the above services based on the fees set forth in the firm’s cost proposal; and

WHEREAS, the Town of Westfield has deemed that the background, experience and qualifications of the respondent herein satisfy the criteria set forth in the RFQ; and

WHEREAS, the expenditure of funds pursuant to this contract is to be charged to the appropriate Capital Fund accounts.

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

1. Steve Rogut, Esquire, for the firm of Rogut McCarthy LLC, 37 Alden Street, Cranford, New Jersey, be and hereby, is appointed Bond Counsel for the Town of Westfield for said services in calendar year 2021.
2. This contract may be renewed for two (2) additional one (1) year terms, at the Town’s discretion.
2. This contract is awarded pursuant to the “fair and open” process (N.J.S.A. 19:44A-20.5 et seq.).

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO. 2021

FINANCE POLICY COMMITTEE

JANUARY 5, 2021

WHEREAS, a need exists for the Town of Westfield to retain professional legal services to act as redevelopment counsel; and

WHEREAS, the Town of Westfield issued a Request for Qualifications (RFQ) for legal services through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq., and

WHEREAS, Robert S. Goldsmith, Esq. of Greenbaum, Rowe, Smith & Davis, LLC has submitted a proposal dated December 11, 2020, indicating that Greenbaum, Rowe, Smith & Davis, LLC would provide the above services based on the fees set forth in the firm's cost proposal; and

WHEREAS, the Town of Westfield has deemed that the background, experience and qualifications of the respondent herein satisfy the criteria set forth in the RFQ; 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. 5:30-5.4, will be furnished to the Town Clerk, subject to the availability of funds in the 2021 Budget. Expenditure of funds pursuant to this contract is to be charged to the Legal Account 120-219.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Town of Westfield enters into a contract with Greenbaum, Rowe, Smith & Davis, LLC, in conjunction with the services provided by Robert S. Goldsmith, Esq., and his firm to provide redevelopment legal services to the Town of Westfield.
2. The term of the contract will be for a period ending December 31, 2021.
3. This contract may be renewed for two (2) additional one (1) year terms, at the Town's discretion.
4. The estimated total fees for the year shall not exceed \$50,000 with this expenditure charged to the appropriate account.
5. This contract is awarded pursuant to the "fair and open" process (N.J.S.A. 19:44A-20.5 et seq.).

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO. 2021

FINANCE POLICY COMMITTEE

JANUARY 5, 2021

WHEREAS, a need exists for the Town of Westfield to retain professional redevelopment planning services; and

WHEREAS, the Town of Westfield issued a Request for Qualifications (RFQ) for said redevelopment planning services through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq., and

WHEREAS, Philip Abramson, AICP/PP, Topology NJ, LLC, submitted a proposal dated December 15, 2020, indicating that Topology NJ, LLC would provide the above referenced services based on the fees set forth in the firm's cost proposal; and

WHEREAS, the Town of Westfield has deemed that the background, experience and qualifications of the respondent herein satisfy the criteria set forth in the RFQ; 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. 5:30-5.4, will be furnished to the Town Clerk, subject to the availability of funds in the 2021 Budget. Expenditure of funds pursuant to this contract is to be charged to Account 20-1001-190-216, under a Purchase Order number to be determined upon adoption of the 2021 Budget.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Town of Westfield enters into a contract with Topology NJ, LLC, 60 Union Street, Newark, New Jersey 07102 in conjunction with the services provided by Philip Abramson, AICP/PP, to provide redevelopment planning services to the Town of Westfield.
2. The term of the contract will be for a period ending December 31, 2021.
3. This contract may be renewed for two (2) additional one (1) year terms, at the Town's discretion.
4. The estimated total fees for the year shall not exceed \$50,000 with this expenditure charged to the appropriate account.
5. This contract is awarded pursuant to the "fair and open" process (N.J.S.A. 19:44A-20.5 et seq.).

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO. 2021

FINANCE POLICY COMMITTEE

JANUARY 5, 2021

WHEREAS, the Town of Westfield has resolved to join both the Suburban Joint Insurance Fund and the Municipal Excess Liability Joint Insurance Fund, following a detailed analysis; and

WHEREAS, the Bylaws of said Funds require that each Municipality appoint a Risk Management Consultant to perform various professional services as detailed in the Bylaws; and

WHEREAS, the Bylaws indicate that the commission rate for said Risk Management Consultant shall not exceed six percent (6%) of the Member's Annual Assessment; and

WHEREAS, Requests for Qualifications for Health Insurance Consultant/Broker Services and Risk Management Services were advertised pursuant to General Ordinance 1753 of the Town of Westfield to be returnable on December 15, 2020; and

WHEREAS, after review of the proposal received, Brown & Brown Insurance, 56 Livingston Avenue, Roseland, NJ 07068, proposes to perform the services outlined for two (2 %) percent of the Member's Annual Assessment; and

WHEREAS, engagement of Risk Managers for fees representing less than six (6%) percent requires approval of the Suburban Joint Insurance Fund Commission; and

WHEREAS, the Town of Westfield has decided to award this contract to Brown & Brown Insurance following a fair and open process in accordance with N.J.S.A. 19:44A-20.5. Contract is subject to adequate funding in the 2021 budget and is to be charged to Other Insurance Account 184-221.

NOW, THEREFORE, BE IT RESOLVED that the Town of Westfield does hereby award a contract to Brown & Brown Insurance for Health Insurance Consultant/Broker Services and Risk Management Services for the year 2021 in accordance with the Fund's Bylaws; and

BE IT FURTHER RESOLVED that this contract may be renewed for two (2) additional one (1) year terms, at the Town's discretion; and

BE IT FURTHER RESOLVED that the Town of Westfield hereby submits this resolution to the Fund Commission for approval.

TOWN OF WESTFIELD
WESTFIELD, NEW JERSEY

RESOLUTION NO. 2021

CODE REVIEW & TOWN PROPERTY COMMITTEE

JANUARY 5, 2021

**RESOLUTION AUTHORIZING ENTERING INTO AN AGREEMENT WITH COMMUNITY
 GRANTS, PLANNING & HOUSING
 FOR THE ADMINISTRATION OF AFFORDABLE UNITS**

WHEREAS, The Town of Westfield Planning Board adopted the Town's most recent Housing Plan Element and Fair Share Plan dated February 22, 2018, on March 5, 2018; and

WHEREAS, The Town of Westfield's Housing Plan Element and Fair Share Plan promotes an affordable housing program pursuant to the Fair Housing Act (N.J.S.A. 52:27D-301, et. seq.) and the regulations of the Council on Affordable Housing (N.J.A.C. 5:94-1, et. seq.); and

WHEREAS, the Town of Westfield's Housing Plan Element and Fair Share Plan includes affordable housing initiatives that create opportunities for affordable housing units through a combination of inclusionary development and court approved credits from prior round affordable housing developments; and

WHEREAS, the Town Administrator and Town Planner recommend to the Mayor and Council that Community Grants, Planning & Housing be selected as the Town of Westfield's Affordable Housing Administrative Agent; and

WHEREAS, the Mayor and Council of the Town of Westfield wish to enter into an agreement with Community Grants, Planning & Housing for the purpose of administering and enforcing the affordability controls and, the Town's Affirmative Marketing Plan which shall be adopted by resolution, in accordance with the regulations of the Council on Affordable Housing pursuant to N.J.A.C. 5:94 et.seq., and the New Jersey Uniform Housing Affordability Controls pursuant to N.J.A.C. 5:80-26 et.seq.; and

NOW, THEREFORE BE IT RESOLVED, that Community Grants, Planning & Housing is selected as the Administrative Agent for the units in The Town of Westfield's affordable housing program for a term effective January 1, 2021 and terminating close of business December 31, 2021; and

BE IT FURTHER RESOLVED that Community Grants, Planning & Housing shall be awarded said contract at a fee not to exceed \$13,350 under the Affordable Housing (Administrative Services), subject to the availability of funds in the 2021 budget Account No. 122-218; and

BE IT FURTHER RESOLVED, that the Town of Westfield hereby designates the Municipal Housing Liaison as the liaison to Community Grants, Planning & Housing; and

BE IT FURTHER RESOLVED, that the proper town officials be, and hereby are, authorized and directed to enter into an agreement with Community Grants, Planning & Housing.

TOWN OF WESTFIELD
WESTFIELD, NEW JERSEY

RESOLUTION NO. 2021

FINANCE POLICY COMMITTEE

JANUARY 5, 2021

WHEREAS, Section 40A: 4-19 of the Local Budget Act provides that where any contract, commitments or payments are to be made prior to the final adoption of the 2021 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided, and

WHEREAS, the date of this resolution is within the first thirty days of January, 2021, and

WHEREAS, temporary appropriations shall not exceed 26.25% of the prior year's appropriations, less appropriations for the Capital Improvement Fund and Debt Service, and

WHEREAS, the total appropriations in the 2020 budget, less appropriations for the Capital Improvement Fund and Debt Service in said 2020 budget is the sum of \$45,572,645.00, and

WHEREAS, twenty-six and one quarter percent of the total appropriations in the 2020 budget exclusive of any appropriations made for Capital Improvement Fund and Debt Service is the sum of \$11,962,819.23.

NOW, THEREFORE, BE IT RESOLVED that the following temporary appropriations be made and that a certified copy of the resolution be transmitted to the Chief Financial Officer for his records:

Administrative & Executive – Salaries & Wages	\$97,000.00
Administrative & Executive – Other Expenses	75,000.00
Community TV 36 – Service Other Expenses	4,000.00
Town Clerk – Salaries & Wages	58,000.00
Town Clerk – Other Expenses	4,000.00
Collection of Taxes – Salaries & Wages	35,000.00
Collection of Taxes – Other Expenses	6,000.00
Assessment of Taxes – Salaries & Wages	42,000.00
Assessment of Taxes – Other Expenses	4,000.00
Financial Administration – Salaries & Wages	93,000.00
Financial Administration – Other Expenses	3,000.00
Legal Services & Costs – Other Expenses	165,000.00
Municipal Court – Salaries & Wages	133,000.00
Municipal Court – Other Expenses	3,000.00
Municipal Prosecutor – Salaries & Wages	8,000.00
Public Defender – Salaries & Wages	1,000.00
Engineering Services & Costs – Salaries & Wages	204,000.00
Emergency Management – Other Expenses	1,000.00
Public Works – Salaries & Wages	764,000.00
Public Works – Other Expenses	572,000.00
Public Buildings & Grounds – Other Expenses	94,500.00
Planning Board – Other Expenses	21,000.00
Board of Adjustment – Other Expenses	10,000.00
Group Insurance Plan for Employees	1,900,000.00
Other Insurance Premiums	294,000.00
Fire – Salaries & Wages	904,000.00
Fire – Other Expenses	39,000.00
Fire Official – Salaries & Wages	50,000.00
Fire Official – Other Expenses	1,000.00
Hydrant Service	134,000.00

Parking Administration – Salaries & Wages	70,000.00
Police – Salaries & Wages	1,708,000.00
Police – Other Expenses	141,000.00
Crossing Guard – Other Expenses	296,000.00
Inspection of Buildings – Salaries & Wages	168,000.00
Inspection of Buildings – Other Expenses	4,000.00
Street Lighting	66,000.00
Electricity	32,000.00
Telephone	103,000.00
Water	5,000.00
Heating Gas	15,000.00
Gasoline	54,000.00
Board of Health – Salaries & Wages	25,000.00
Board of Health – Other Expenses	15,000.00
Board of Health – Contr. Service – Salaries & Wages	249,000.00
Board of Health – Contr. Service – Other Expenses	15,000.00
Recreation – Salaries & Wages	53,000.00
Recreation – Other Expenses	1,000.00
Public Events	3,000.00
Maintenance of Free Public Library	379,000.00
Social Security System (OASI)	172,000.00
Defined Contribution Retirement Plan	4,000.00
Rahway Valley Sewerage Authority	2,200,000.00
Dog Regulation	18,000.00
Debt Service – Principal	2,764,000.00
Debt Service – Interest on Bond	349,207.50
Debt Service – Int. on Bond Anticipation Note	126,630.00
TOTAL TEMPORARY APPROPRIATIONS	14,755,337.50
Less: Capital Improvement Fund and Debt Service	(3,239,837.50)

**TOTAL TEMPORARY APPROPRIATIONS,
Less Capital Improvement Fund and Debt
Service** **\$11,515,500.00**

TOWN OF WESTFIELD
WESTFIELD, NEW JERSEY

RESOLUTION NO. 2021

FINANCE POLICY COMMITTEE

JANUARY 5, 2021

WHEREAS, Section 40A: 4-19 of the Local Budget Act provides that where any contract, commitments of payments are to be made prior to the final adoption of the 2021 Swim Pool Utility budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided, and

WHEREAS, the date of this resolution is within the first thirty days of January 2021, and

WHEREAS, the total appropriations in the 2020 budget, less appropriations for the Capital Improvement Fund and Debt Service in said 2020 budget is the sum of \$832,636.50 and

WHEREAS, twenty-six and one quarter percent of the total appropriations in the 2020 budget exclusive of any appropriations made for Capital Improvement Fund and Debt Service is in the sum of \$218,567.08

NOW, THEREFORE, BE IT RESOLVED that the following temporary appropriations be made for the Swimming Pool Utility and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records:

Swimming Pool Utility:

Operating Salaries & Wages	\$100,000.00
Operating Other Expenses	104,000.00
Social Security (OASI)	8,000.00
Interest on Bond	36,060.00
Debt Service – Principal	<u>335,000.00</u>

TOTAL TEMPORARY APPROPRIATIONS:	583,060.00
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Less: Debt Service	<u>(371,060.00)</u>
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TOTAL TEMPORARY APPROPRIATIONS, Less Debt Service:	<u>\$212,000.00</u>
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TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO. 2021

Public Safety, Transportation & Parking Committee

JANUARY 5, 2021

WHEREAS, the Town of Westfield has determined a need for an on-call traffic safety and engineering services consultant to assist the Town as necessary; and

WHEREAS, the Public Safety, Transportation & Parking Committee has recommended to the Town Council that a professional services contract not to exceed \$12,000 be awarded to Bright View Engineering, 651 Old Mount Pleasant Avenue, Suite 100, Livingston, New Jersey 07039, for aforesaid services; and

WHEREAS, Certificate of the Chief Financial Officer, certifying the availability of adequate funds for this contract, prepared in accordance with NJAC 5:30-1.10, has been furnished to the Town Clerk. Expenditure of funds pursuant to this contract is to be charged to the Engineering Budget Account 135-114 and subject to the availability of funds in the 2021 Budget.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Westfield award a contract to Brightview Engineering for the aforementioned service at a fee not to exceed \$12,000; and

BE IT FURTHER RESOLVED that the proper Town Officials be authorized to effect whatever actions are necessary in the execution and discharge of this contract.

TOWN OF WESTFIELD
WESTFIELD, NEW JERSEY

RESOLUTION NO. 2021

CODE REVIEW & TOWN PROPERTY COMMITTEE

JANUARY 5, 2021

RESOLUTION APPOINTING A MUNICIPAL HOUSING LIAISON

WHEREAS, the Land Use Ordinance of the Town of Westfield requires the appointment of an employee to act as the Municipal Housing Liaison with responsibility for oversight and administration of the affordable housing program for the Town of Westfield; and

WHEREAS, Article 23, §23.10A of the Land Use Ordinance of the Town of Westfield lists the responsibilities of the Municipal Housing Liaison which includes the following:

1. The Municipal Housing Liaison shall be responsible for oversight and administration of the affordable housing program for the Town of Westfield, including the following responsibilities, which shall not be undertaken by or contracted out to a third party:
 - (a) Serving as the Town's primary point of contact for all inquiries from the State of New Jersey, affordable housing providers, Administrative Agents, and interested households;
 - (b) Monitoring the status of all affordable units in the Town's Housing Element and Fair Share Plan;
 - (c) Compiling, verifying, and submitting annual reports as may be required by the Superior Court, and reports to the Town Council at such intervals as deemed appropriate by the Council;
 - (d) Coordinating meetings with affordable housing providers and Administrative Agents, as applicable;
 - (e) Attending continuing education opportunities on affordability controls, compliance monitoring, and affirmative marketing as offered or approved by the Superior Court;
 - (f) Supervising the Administrative Agent(s), if any, contracted or authorized by the Town Council to administer some or all of the affordable units in the Town;
 - (g) The implementation of the Affirmative Marketing Plan and affordability controls; and
 - (h) The Municipal Housing Liaison shall be responsible for the additional duties listed in Article 23, §23.10A of the Land Use Ordinance of the Town of Westfield that are not specifically delegated by the Town Council to an Administrative Agent.

NOW, THEREFORE, BE IT RESOLVED, that Donald Sammet, PP/AICP, Westfield Town Planner be and is hereby appointed the Municipal Housing Liaison for the Town of Westfield and shall be responsible for performing the duties set forth in Article 23, §23.10A of the Land Use Ordinance; and

BE IT FURTHER RESOLVED, that the term of this appointment is one year, commencing on January 1, 2021 and the compensation shall be \$7,500 in the form of a stipend.

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO. 2021

PUBLIC WORKS COMMITTEE

JANUARY 5, 2021

WHEREAS, the Town of Westfield is seeking a qualified professional to provide sewer collection services as well as pump station inspection and monitoring services; and

WHEREAS, MVC Unlimited, PO Box 541, Springfield, New Jersey 07081, is a New Jersey Licensed Collection System Operator and has submitted a proposal to provide sewer collection services at a fee of \$10,200, and a proposal to provide pump station inspection and monitoring services at a fee of \$4,800; and

WHEREAS, the Town Administrator has reviewed the aforesaid proposals and recommends that a professional services contract be awarded to MVC Unlimited; 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, will be furnished to the Town Clerk, subject to the availability of funds in the 2020 Budget.

NOW, THEREFORE BE IT RESOLVED by the Town Council of the Town of Westfield that the aforementioned contract for professional services be awarded as follows:

1. Sewer Collection System Operator at a fee not to exceed \$10,200; and
2. Pump Station Inspection and Monitoring Services at a fee not to exceed \$4,800; and

BE IT FURTHER RESOLVED that the fees for this work be charged to Budget Account No. 185-215.