

## **MINUTES OF REGULAR MEETING HELD OCTOBER 12, 2021**

Pursuant to rules of Council of the Town of Westfield, the members thereof convened in regular session Tuesday, October 12, 2021 at 8:00 p.m.

Mayor Brindle made the following announcements:

“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 11, 2020. 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 Brindle, Council Members, Habgood, Parmelee, LoGrippe, Katz, Mackey, Contract, Dardia, and Boyes

**ABSENT:** None

### **INVOCATION AND FLAG SALUTE**

Invocation was given by Councilman Contract followed by the flag salute.

### **PRESENTATIONS**

#### Town Administrator's Update

- Provided an update on leaf collection and stated that the brochure is being finalized and would be mailed to residents in the next few weeks. Discussed the dates when collection would begin and when leaf bags would be available at the Conservation Center. Also discussed changes to the program, which would be included in the brochure, and explained that there would be a pickup schedule for each zone and leaves should be put at the curb at the time indicated on the schedule. This change was implemented to limit the amount of time leaf piles are in the street to prevent storm drains from clogging and to avoid parking issues.
- Announced that the temporary island at St. Marks Avenue/South Euclid Avenue was removed and the installation of a permanent island would begin tomorrow. In addition, the temporary island would now be relocated to Boulevard/Grove Street;
- Announced that the installation of the rain garden at Tamaques Park is now complete and thanked members of the Green Team, Rutgers University, the Department of Public Works and members of Westfield High School track team for their efforts with this project;
- Discussed the status of road paving by Elizabethtown Gas and stated that work on Dudley Avenue is near completion with paving of the road scheduled for the first week of November. Also discussed road improvements scheduled for Willow Grove Road, which was funded through a state grant, and stated that paving of that road is also scheduled for the first week in November. Explained that paving of these roads was scheduled for that week because schools would be closed for a few days.

#### Mayor's remarks

Good evening, everyone, and thanks to all who are joining us in person and online tonight. As a reminder, public comment will be accepted in person only. As always, the replay will also be available afterwards on Facebook, YouTube, and TV 36.

### **WIRC**

I want to thank all of the residents who applied for seats on the newly formed Westfield Infrastructure Resiliency Committee (WIRC). As expected, we received a number of impressive applications that represented a diverse range of both personal and professional experience with flood-related issues, and I am very grateful to the many residents who took the time to complete their submissions. Tonight, we will appoint eight resident representatives -- two from each ward -- whose perspectives will be extremely valuable to us as we undertake this effort to assess our current Town wide stormwater infrastructure and make short and long-term recommendations for how best to fortify it.

These residents are:

***Ward 1***

David McAlister

Brad Noack

***Ward 2***

Steve Dombroski

Rich Ellsworth

***Ward 3***

Robin Browning

Susan Dinan

***Ward 4***

Adam Marsh

Georgia Marino

It's also my expectation that these resident volunteers will serve as critical liaisons to neighborhoods with historical flooding issues so that we have a direct line of dialogue to those most affected. The work of this committee will be no small task, and one that is imperative as the frequency of severe weather events continues to increase. Thanks to these residents for their volunteerism and willingness to assist us with this undertaking.

**PUBLIC ART**

Did you notice anything new along the walls of the Central Avenue underpass? The Central Avenue Mural Gallery was installed last week, showcasing the work of local artists to help beautify and reimagine the use of this public space. Side one is centered around the theme of Welcome, and side two honors famed Westfield native Charles Addams -- and the work is incredible. We will host a ribbon cutting ceremony tomorrow to publicly acknowledge the contribution of the artists to this special initiative, and I'd like to thank the Westfield Public Arts Commission for making this vision a reality.

Prior to the mural installation, the Commission's most recent project was the outdoor photo exhibit, "Through the Lens," which has been on display on Central Avenue alongside the Rialto since July. This display of local talent features photo submissions from residents and area artists that convey what community means to them. As the exhibit reaches its conclusion this week, the prints are being made available for sale on our website ([westfieldnj.gov/publicartscommission](http://westfieldnj.gov/publicartscommission)), with all proceeds to fund future projects of the Public Arts Commission.

**UNION COUNTY COVID TESTING SITE**

On Wednesday, from 4:00 - 6:00 PM, Union County will bring its COVID Testing and Vaccination Mobile Unit to the South Avenue parking lot. This site is open to all County residents for free testing and vaccinations. With the much anticipated return of Charlie's Ale Garden this Saturday as part of AddamsFest, I'm very grateful to the County for making this site easily accessible. Saturday's event requires proof of vaccination or a negative test to enter, and we are highly encouraging all attendees, even those who are vaccinated, to test as an extra measure of precaution. And of course the site is open to anyone in the community who can benefit from these services.

**ADDAMSFEST**

Speaking of AddamsFest, I hope you've had a chance to check out the Wicked Windows throughout the Downtown area, or to drive through Town to cast your votes for your favorite Haunt Your House entries. And while the Ale Garden is for our 21+ crowd, don't miss the Addams Family Fun Day on Quimby this Sunday for the kids. There's also an upcoming lecture by official Addams biography Linda Davis on October 20, the amazing Complements art exhibit at The Rialto every weekend in October, and more details coming this week about Dudley's Drive-In at the South Avenue station. For all of the latest, be sure to follow AddamsFest on social media or subscribe to updates at [addamsfest.com/updates](http://addamsfest.com/updates).

**WESTFIELD SENIOR HOUSING CENTER**

On a more serious topic, by now most of you have seen the statement I issued jointly with Councilwoman Habgood, as Chair of the Finance Policy Committee, and Councilman Parmelee, as Chair of the Code Review and Town Property Committee, in response to false claims made by the Westfield Senior Housing Center.

While we don't typically comment on pending litigation, the dishonesty of the claims made by the Westfield Senior Housing Center needed to be addressed -- both for the residents of the

center, and for our taxpaying base at large. I want to make it abundantly clear that the senior citizens who reside at the WSHC will not be displaced, the building is not being converted into luxury condos, and we remain committed to providing affordable senior housing in that location indefinitely. The WSHC owes the Town of Westfield at least \$1.7MM, and has the ability to pay it -- all of which is documented in their publicly available audited financial statements -- and the Town is well within its rights to be made financially whole prior to renewing a lease that does not expire until 2026.

This administration continues to place an unprecedented focus on our seniors, as indicated by our Lifelong Westfield initiative, and the very notion of them being unduly alarmed about their housing security is something I take very seriously. Rather than accepting a false narrative being driven to stir up controversy, I encourage you instead to look at the facts and review the documents we've posted on our website, which include the audited financial statements, leases, financial agreement, and mediation agreement -- all of which can be found at [westfieldnj.gov/WSHC](http://westfieldnj.gov/WSHC).

### **VOTING REGISTRATION DEADLINE**

You still have time to register to vote in New Jersey through midnight tonight! You can do so on The New Jersey Division of Elections website (<https://voter.svrs.nj.gov/register>).

As a reminder, you will have three options for voting in New Jersey:

- Early voting at various locations around the county between October 23 and October 31
- Vote by Mail
- Voting at your regular polling place on Election Day

Full voting details are available at [unioncountyyvotes.com](http://unioncountyyvotes.com).

With that, let's get to work on tonight's agenda. Before we get started, I'd like to ask Chief Battiloro to provide an update on our crossing guards and recent car thefts.

Mayor Brindle concluded her remarks as follows:

As a reminder, I will be enforcing Robert's Rules this evening to ensure we stay on topic and the meeting runs efficiently.

### **Crossing Guard Update**

The Police Chief provided an update on the crossing guard program and stated that additional guards have resigned resulting in the Police Department needing to provide additional coverage of school posts. Stated that seven (7) Police Officers were needed to cover posts today and discussed the number of Police Officers that would be needed to cover posts through the end of the week. Explained that the Police Department cannot continue to sustain the high level of coverage needed and that the Town needs to reassess its commitment to its number of school posts. Explained that he has had conversations with Police Chiefs in other municipalities and all are facing this same issue. Urged the Town Council not to increase the number of posts because the Police Department does not have adequate staffing to cover them. Discussed the potential reduction in posts and explained that it is not a cost savings measure, but a public safety issue because Police Officers are not available for service calls when covering school crossing posts. Stated that this issue has worsened and the shortage in guards is more substantial than before the Town hired All City Management Services (ACMS) to manage the program.

Councilman Contract stated that ACMS was hired to prevent this situation and asked if there has been an adjustment to the Town's contract with ACMS.

The Town Administrator explained that the Town does not pay ACMS for posts that are not covered. The Town has had discussions with ACMS in an effort to address this issue and referred to the Police Chief's comments that this problem is not unique to Westfield. Also explained that Westfield offers a competitive compensation package for crossing guards, but it still has been unable to recruit and retain guards. Feels the program needs to be reevaluated and explained that ACMS has not yet managed the program for a full school year because of the pandemic. Discussed "legacy" school posts that might not be necessary and feels the assessment should determine the safest route to school, not necessarily the most traveled route. Also



Town and to construct thirty-one (31) additional residential units at no cost to taxpayers. Discussed WSHC's connection to the federal affordable housing program and the history of WSHC and Westfield's senior housing facilities on Boynton Avenue. Stated that these units have been managed by WSHC at no cost to the Town. Also discussed a recent statement by Mayor Brindle with respect to the lease between the Town and WSHC and stated that it contains false claims, such as money owed to the Town, and stated that WSHC has paid the Town over \$2 MM. Also stated that the Mayor's statement did not mention WSHC's intention to construct thirty-one (31) additional units at the Boynton Avenue site, provided that the lease is renewed, and that the Town's terms for a lease renewal would require payments that are equivalent to market-rate rents. Discussed WSHC's board and stated that it is comprised of volunteers and that WSHC is a non-profit corporation. Also discussed federal funds awarded to WSHC through HUD and that use of these funds for payments to the Town is not permitted. In addition, discussed financial statements and audits prepared annually as well as audits prepared by HUD and stated that WSHC is in excellent standing. Lastly, discussed the operation of WSHC and stated that it is conducted at no cost to taxpayers but if the lease were not renewed and the Town or another entity assumed operation of the facilities, there would be a cost to the Town at the expense of its senior housing residents.

Frank Arena, Juno Beach, Florida, stated that he was a Councilman in Westfield but no longer lives in Town. Stated that he moved from New Jersey because of its high taxes and referenced a quote by Governor Murphy with respect to New Jersey's taxes.

Mr. Arena also discussed the Police Department's recent certification as an accredited agency and congratulated the department on this accomplishment. Referenced a previous Town Council meeting at which he proposed the painting of a blue line in the vicinity of the municipal building to support the Police Department, and suggested an advisory committee be established to consider this proposal. Stated that his proposal was not supported when he first presented it but feels it warrants consideration because it would be a great way to recognize the Police Department.

Greg Kasko, discussed Mr. Arena's attendance at tonight's meeting. Also discussed the period of time preceding an election, often referred to as the "silly season". Referenced a political flyer delivered to his home regarding overdevelopment in Town and believes that the development that is occurring is a result of the action/approval of the previous governing body. Also discussed concerns of increased traffic and stated that the South Avenue parking lot has been basically vacant and that there is always traffic around schools because children are driven to school rather than walk. Also discussed concerns expressed with overcrowded schools and a failing downtown and stated that enrollment has decreased since he was a student in Westfield's schools and that he has frequented Downtown Westfield more often in recent years because of the programs and events provided under the current administration. Feels he does not need to speak at Town Council meetings as frequently because the governing body communicates with residents. Stated that he remained in Westfield even though his children are no longer in school and that he intends to remain in Westfield.

Paul Koellhoffer, 906 Irving Avenue, expressed concern with the Town's crossing guard program. Stated that he attended the Town Council meeting two (2) weeks ago to discuss the elimination of the post at Central Avenue and Sycamore Street but received no follow up from the Town. Feels ACMS should be held accountable for the lack of crossing guards and should pay the Town for the posts that require coverage by Police Officers. Also referenced comments that an evaluation of the program is needed and expressed concern with these comments. Stated that the Town eliminated thirteen (13) posts two (2) years ago and he assumed that the decision to eliminate those posts was based upon an assessment of the Town's needs. In addition, discussed the disparity in the number of crossing posts on the north side of Town versus the south side of Town and feels the Town should be reviewing how resources are allocated. Feels he and his neighbors from Manor Park need to "beg" for crossing guards on Central Avenue, which has a high volume of traffic, including tractor trailers. Explained that his comments are not a reflection of the efforts of the Police Department, but a reflection of the Town Council and ACMS.

Mayor Brindle requested that the Town Administrator address Mr. Koellhoffer's comments.

The Town Administrator discussed the allocation process and explained that posts are determined based on various factors but deciding on how many guards should be allocated to a school based on its number of students is not a deciding factor and if that were the case, there

would be many more guards at the high school, than anywhere else. Prevailing walking patterns, location and access to each school are major factors in locating posts and some schools do not need more than two posts and others may need more based on how the school is geographically located. Discussed the intersection of Central Avenue and Sycamore Street and explained that the hawk light was installed to facilitate pedestrians crossing Central Avenue and turn prohibitions during school hours were also implemented at Central and Sycamore. Discussed the fact that the shortage of crossing guards is a national issue. Stated that the Public Safety, Transportation and Parking Committee would be reviewing this issue at a meeting scheduled for tomorrow evening and would consider the potential restoration of this post. Also discussed New Jersey's pedestrian crossing laws and how they differ from laws in other states.

Councilman LoGrippe asked when the next Public Safety, Transportation and Parking Committee meeting would be held to review this matter. Feels the intersection of Central Avenue and Sycamore Street should be considered as a school post and mentioned that the button to activate the hawk light is not working.

The Town Administrator stated that the Town's electrical vendor would be contacted to check the signal.

Councilman Contract stated that he requested a meeting with the Public Safety, Transportation and Parking Committee chair to discuss the allocation process and to share ideas that he has. Stated that he has heard the concerns expressed by residents and wants to address them.

Mayor Brindle stated that she understands the situation being faced with crossing guards as well as the concerns that parents have expressed. Referred to the Town Administrator's comment that there has not been a full school year under ACMS' management to determine the need, but assured all that their concerns have been heard and the matter would be reviewed.

Terry Brenan, 862 Rahway Avenue, discussed the fields project proposed for Edison Intermediate School (EIS) and expressed concern that his ward representatives support the plan. Feels the area already bears the brunt of field capacity due to the existing fields at EIS and Kehler Field, which he believes would worsen if the proposed project for EIS moves forward. Discussed health issues related to artificial turf. Also referenced the Parks and Recreation Strategic Plan which indicated that the majority of residents do not support the installation of artificial turf fields. Feels the Town did not study its current field capacity and how existing fields could be upgraded. Explained that he is a former coach and fully supports the need for increased field capacity, but not to the extent that has been proposed for EIS, which he believes contrasts the governing body's claims to maintain the character of Westfield and to protect green spaces and the environment.

Bianca Wright, 771 Knollwood Terrace, discussed the proposed project for EIS and stated that she has contacted several experts concerning the maintenance of organic grass fields. Feels the Town should have an expert review the Town's existing fields. In addition, referred to the sports complex in Maryland that was discussed at a previous Town Council meeting and stated that she contacted the facility for information. Explained that this complex includes both artificial turf and natural grass fields and that teams prefer to play on the natural grass fields. Feels grass fields could be done with proper construction and maintenance and encouraged the Town Council to consider this option for not only EIS, but for all school fields. Feels there is an opportunity to "put Westfield on the map" as a green and sustainable Town with respect to youth sports.

Janette Spezio, 834 Cedar Terrace, discussed the proposed project at EIS and noted that it is not in her neighborhood. Stated that she is a small business owner who supports sustainability and zero waste and is opposed to the use of plastic. Discussed issues with plastic and stated that it causes pollution and does not decompose. Also discussed the amount of plastic the average person consumes on a weekly and monthly basis and health issues associated with plastics. Explained that there are no regulations concerning the composition of plastics and expressed concern with the proposed installation of artificial turf at EIS. Explained that artificial turf requires replacement after eight (8) to twelve (12) years and the Town would be responsible for its disposal. Also expressed concern with the installation of artificial turf when it is known to be a pollutant and feels when it is time to replace the turf, it might be very difficult to dispose of since it is an environmental hazard. In addition, expressed concern with children playing on synthetic turf on a daily basis. Feels this is not a partisan or political issue but one of public health and the option of installing natural grass fields should be considered.

Paul Mirabelli, 6 Boynton Avenue, stated that he attended a Town Council meeting in September to discuss the crossing guard program. Feels the intersection of Central Avenue and Sycamore Street should be a primary location, not a secondary location, for a crossing guard. Stated that approximately 10,000 cars travel Central Avenue on a daily basis and most drivers are probably unaware that a school is located in the area. Feels their only concern is getting to work and that most drivers speed up when they approach a yellow light. Commended the Police Department for its efforts and feels it is unfortunate that the Police Department is dealing with this issue. Believes the Town needs to reassess its vendor, ACMS, and stated that neither he nor his neighbors have seen an advertisement for crossing guards. Read a letter his daughter wrote to Mayor Brindle about the intersection of Central Avenue and Sycamore Street which she feels is dangerous and that she hopes the Town would consider a crossing guard at that location so that kids could walk to school without needing their parents to cross them.

Janet Onishi, 759 Knollwood Terrace, discussed the presentation of the revised project for EIS fields on September 20, 2021 and the support for the project expressed by Westfield's sports teams. Also referred to comments by Mayor Brindle in which she stated that the EIS project was not intended to be the only field project and that other locations such as Elm Street, Memorial Park and Tamaques Park are also potential locations for field improvements. Discussed the financial information presented on September 20, 2021 and feels it did not provide answers to the questions asked by neighbors of EIS. Discussed the estimated cost for the project and proposed funding mechanisms, which would include the issuance of bonds and utilizing revenues generated through a PILOT agreement to pay down the debt incurred. Asked how the Town would repay the debt if the PILOT payments do not materialize to the projected amount. Also asked how field improvements proposed for other locations would be funded. Stated that she hopes there would be further discussions to consider the pros and cons of artificial turf and natural grass, including cost differences. Referred to the Parks and Recreation Strategic Plan which indicated that tax dollars would not be sufficient to maintain Town parks and that new funding sources would be necessary. Feels another Town meeting is needed to address the concerns of how construction and maintenance of new fields would be financed and why the estimated cost for the project at EIS is much higher than the projected cost indicated in the Parks and Recreation Strategic Master Plan.

Zoe McKelvey, 320 Harrison Avenue, discussed the proposed project at EIS and stated that she does not live in that neighborhood. Quoted language on the Safe Health Playing Fields' website and stated that by the end of 2018, at least 100 million tons of plastic waste entered the air, water, and landfills from the disposal of synthetic turf fields. Also discussed health and injury concerns related to play on synthetic turf. Stated that while natural grass is a better alternative environmentally, she did not realize that it could be a better option financially too. Discussed toxic chemicals that have been linked to synthetic turf. Also discussed concerns with injuries because of the condition of the Town's existing grass fields but does not feel the solution is the installation of artificial turf. Feels an expert should be consulted to determine if grass fields would be less costly to install and maintain. Referred to comments concerning the health risks associated with synthetic turf and stated that FIFA would not be holding its games on artificial turf fields because players prefer to play on grass fields. Feels an expert in the construction and maintenance of grass fields should be consulted and a cost benefit analysis should be prepared.

Jerome Feder, 789 Knollwood Terrace, discussed the proposed project at EIS, specifically the lighting component of the project. Explained that while there have been comments that technology has improved with respect to the impact stadium lighting has on neighborhoods, there are homes in very close proximity to the EIS property boundary that he believes would be impacted. Explained that he has been conducting research on this matter, but it has been difficult to obtain data from manufacturers because of differing standards. Stated that he is interested in a demonstration of the new lighting technology and would like to visit a site if the Town has knowledge of one that he could visit. Feels EIS is not an appropriate location for field expansion and stadium lighting and asked that the Town seek alternative solutions to the field capacity issue.

Hearing no further comments, Mayor Brindle closed the public comment portion of the meeting.

Mayor Brindle responded to Mr. Sheehy's comments concerning the Westfield Senior Housing Center and stated that since it is a matter of pending litigation, the Town has no comment except that it stands by the statement that was issued concerning this matter.

As to Mr. Arena's comments, Mayor Brindle stated that his suggestion to establish an advisory committee would be taken under advisement and would be discussed with the Police Chief. Feels the best way to recognize the Police Department is to ensure that it is fully funded and stated that the current administration has restored all funding and staffing to the highest level.

Mayor Brindle also thanked Mr. Kasko for his comments.

Mayor Brindle responded to comments concerning the crossing guard program and stated that the Town would be reviewing this matter and ensured all that their concerns have been heard. Believes that with challenge comes opportunity and feels it is time to reevaluate the crossing guard program. Discussed ACMS' efforts to recruit crossing guards and explained that they are able to do much more than the Police Department was able to do and feels this is a much larger issue than this one company.

Lastly, addressed the comments related to the fields at EIS and stated that discussions are ongoing. The Town is still listening and learning, and that no action would be taken without additional information and mentioned the parking assessment that is being conducted as an example.

Councilman Katz stated that the third neighborhood advisory group meeting was recently held, and the information provided at that meeting is still being considered and reviewed and that another neighborhood advisory meeting is scheduled for the second week of November.

#### **PRESENTATIONS (continued)**

Mayor Brindle presented the following proclamation:

# Town of Westfield

## Westfield, New Jersey

# Proclamation

**WHEREAS**, October is Breast Cancer Awareness Month, let it be known that the Town of Westfield is pleased to recognize and observe October 13, 2021, as **Metastatic Breast Cancer Awareness Day** and hereby recognizes the **#LightUpMBC** national campaign;

**WHEREAS**, breast cancer is the most common type of cancer among women in the world, and second leading cause of cancer death among women in the United States. More than one in eight women and one in 833 men in the U.S. will be diagnosed with breast cancer in their lifetimes<sup>i</sup>. In 2021, an estimated 284,200 Americans will be diagnosed with invasive breast cancer<sup>ii</sup>, including over 8,330 women in New Jersey

**WHEREAS**, Metastatic breast cancer occurs when breast cancer spreads to other parts of the body, including the bones, lungs, liver and brain and has an average life expectancy of 26 months. Regardless of early detection, approximately 30% of stage 0 to III breast cancers will return as stage IV. An estimated 44,130 Americans, including 1,250 New Jerseyans, will die from breast cancer in 2021, equal to 115 women and men per day, with 98% due to metastatic breast cancer; and

**WHEREAS**, the national organization, METAvivor Research and Support, funds critical stage IV metastatic breast cancer research, educates the public about metastatic breast cancer and lack of funding for stage IV treatment. They aim to dramatically increase the current percentage of U.S. breast cancer **research dollars from under 5 percent to 30 percent** for the already metastasized patient. The national hashtags for this initiative on social media fall under **#DontIgnoreStageIV** and **#LightUpMBC**.

**WHEREAS**, there is a national **#LightUpMBC** campaign on October 13<sup>th</sup> every year to illuminate 115 landmarks in the metastatic colors of teal, pink and green, throughout the world, bringing awareness to the disease and to honor the daily number of lives lost to MBC

**WHEREAS**, the pink ribbon is well-known for representing the fight against early stage breast cancer, it is not inclusive of Stage IV. Therefore, the **metastatic breast cancer awareness tri-color ribbon** includes teal, pink and green: The teal color portrays healing and spirituality. Green represents the triumph of spring over winter, life over death, renewal, hope, and immortality and the thin pink overlay signifies that the cancer originated in the breast.

**WHEREAS**, Metastatic breast cancer affects all races and socioeconomic classes. While, Caucasian women see slightly higher incidence rates of breast cancer, the mortality rate for Black women with breast cancer is 41 percent higher than that of Caucasian women, and breast cancer is the leading cause of cancer-related death for Hispanic women.

**NOW, THEREFORE, BE IT PROCLAIMED**, that I, Michelle W. Brindle, Mayor of the Town of Westfield, hereby encourages citizens to join the national effort towards awareness of metastatic breast cancer during October through METAvivor and hereby designate October 13, 2021, as ***Metastatic Breast Cancer Awareness Day*** in the Town of Westfield

Comments:

Kristen Lichtenthal thanked Mayor Brindle for presenting the proclamation. Explained that her mother passed away from metastatic breast cancer (MBC) and that she making efforts to increase research for this disease. In addition, discussed the Light MBC Campaign to be held tomorrow evening.

**BILLS AND CLAIMS**

On motion by Councilwoman Habgood, and seconded by Councilman LoGrippo, bills and claims were adopted unanimously:

RESOLVED that the bills and claims in the amount of \$430,467.37 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 Habgood and seconded by Councilwoman Mackey were unanimously adopted.

**Resolution No. 225**

RESOLVED that the Chief Financial Officer be authorized to draw a warrant in the amount of \$48.00 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 September 2021.

**Resolution No. 226**

RESOLVED, that the Town Treasurer be authorized to refund the following fees to the following individual:

<u>Name</u>	<u>Account</u>	<u>Class</u>	<u>Fee</u>
David Offerman 17 Mohawk Trail Westfield, NJ 07090	Tennis/Rec T-05-600-071	Refund LEGO S.T.E.A.M. - Architecture Lucas Offerman – Fall 2021/Session 1	\$170.00
Antony Farag 185 Bryant Ave Springfield, NJ 07081	Tennis/Rec T-05-600-071	Refund Track & Field/Fall 2021/Wed Juliana Farag/Medical/ ½ refunded	\$49.50
Jennifer Filippis 542 Birch Avenue Westfield, NJ 07090	Tennis/Rec T-05-600-071	Refund Fall Youth Tennis/Sat/Level 2/11:15 am Jackson Filippis (Pro-rated \$69.00) Addison Filippis (Pro-rated \$69.00)	\$138.00

**Resolution No. 227**

WHEREAS, Kenneth Pace placed the required cash bond of \$1500.00 to cover the Road Opening Permit #20-170 for 638 Kimball Avenue; and

WHEREAS, Kenneth Pace is entitled to have this amount to be returned, 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 Kenneth Pace for \$1,500.00 and forward to 638 Kimball Avenue, Westfield, NJ 07090.

**Resolution No. 228**

RESOLVED that the Treasurer be and he hereby is authorized to draw warrants to the order of the following persons, this being the amount taxes were overpaid for the years 2019 pursuant to the Tax Court of New Jersey:

Block/Lot Name	Address	Year	Amount
1107/9 Jonathan Lampert & Alison Lampert & Maria R. Cozzini, Esq. 1199 US Route 22 East Mountainside, NJ 07092	523 Alden Avenue	2019	\$1,730.75
2305/9 Ventura, Miesowitz et al Trust Account 783 Springfield Avenue Summit, New Jersey 07901-2332	601 Lenox Avenue	2019	\$3,212.10

**Resolution No. 229**

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 \$18,495.00 to the TREASURER, STATE OF NEW JERSEY for the third quarter Construction Official's State permit fees for 2021.

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

**Resolution No. 230**

RESOLVED that the Chief Financial Officer be authorized to draw a warrant in the amount of \$775.00 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 2021.

**Resolution No. 231**

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 of any county or municipality when such item shall have been made available by the 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 an 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 year 2021 in the sum of \$58,566.01, which is now available from the Solid Waste Administration FY 2021 Clean Communities grant; and

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

General Appropriations	
Clean Communities	\$58,566.01

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.

**Resolution No. 232**

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 of any county or municipality when such item shall have been made available by the 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 an 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 year 2021 in the sum of \$291,042.00, which is now available from the NJ Department of Health, Office of Local Public Health, Strengthening Local Public Health Capacity Program 2022; and

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

General Appropriations	
Strengthening Public Health Capacity Grant - 2022	\$291,042.00

BE IT FURTHER RESOLVED that the total amount of the Strengthening Local Public Health Capacity Program 2022 is \$291,042, and that a copy of this resolution be forwarded electronically to the Division of Local Government Services by the Chief Financial Officer.

**Resolution No. 233**

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 of any county or municipality when such item shall have been made available by the 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 an 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 year 2021 in the sum of \$8,548.00, which is now available from Union County Municipal Alliance Program; and

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

General Appropriations	
Municipal Alliance Program	\$8,548.00

BE IT FURTHER RESOLVED that the sum of \$2,137.00 representing the amount required for the municipality's share of the aforementioned undertaking or improvement appears in the budget of the 2021 under the following caption:

General Appropriations	
Municipal Alliance Town Share	\$2,137.00

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.

**Resolution No. 234**

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 of any county or municipality when such item shall have been made available by the 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 an 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 year 2021 in the sum of \$4,680.00, which is now available from the Division of Highway Traffic Safety, National Priority Safety Programs; and

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

General Appropriations	
National Priority Safety Programs	\$4,680.00

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.

**Resolution No. 235**

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 of any county or municipality when such item shall have been made available by the 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 an 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 year 2021 in the sum of \$2,000.00, which is now available from Sustainable Jersey Grant funded by the PSE&G Foundation; and

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

General Appropriations	
Sustainable Jersey – PSE&G Foundation	\$2,000.00

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.

**Resolution No. 236**

WHEREAS, Phil Israel was custodian of the Library Petty Cash Fund, and

WHEREAS, in accordance with N.J.S.A. 40:5-21, the Town of Westfield is changing custodians to Michael Allen McGinley; and

WHEREAS, Michael Allen McGinley is bonded in the amount of \$1,000,000 by virtue of an Employee Dishonesty Blanket Coverage bond through the Municipal Excess Liability Joint Insurance Fund.

NOW, THEREFORE BE IT RESOLVED that that Council of the Town of Westfield hereby authorizes such action and that two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

Public Safety, Transportation and Parking Committee

Code Review & Town Property Committee

Public Works Committee

**ADJOURNMENT**

A motion to adjourn, made by Councilwoman Mackey and seconded by Councilman Dardia at 9:36 p.m. was unanimously carried.

Respectfully submitted,

Tara Rowley, RMC  
Town Clerk

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