

## **MINUTES OF REGULAR MEETING HELD JANUARY 30, 2018**

Pursuant to rules of Council of the Town of Westfield, the members thereof convened in regular session Tuesday, January 30, 2018 at 8:00 p.m.

Mayor Brindle made the following announcements:

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

“The adequate notice of this meeting as required by the Open Public Meetings Act, was provided by the posting, mailing and filing of the annual notice of regularly scheduled meetings of the Town Council on December 12, 2017. The notice was, on that date, posted on the bulletin board in the Municipal Building, mailed to THE WESTFIELD LEADER, THE STAR LEDGER, and TAP INTO WESTFIELD and filed with the Clerk of the Town of Westfield.”

**PRESENT:** Mayor Brindle, Council Members Habgood, Arena, Dardia, Neylan, LoGrippo, Contract, Stokes, Mackey

**ABSENT:** None

Invocation was given by Councilwoman Neylan followed by the flag salute.

### **PRESENTATIONS**

#### Mayor's Remarks

Mayor Brindle made the following comments:

- Commended Police Chief Wayman and the Police Department for their efforts with the Women's March held on January 20, 2018. Feels it was a successful event and thanked the community for its support;
- Thanked Avery Hoffman, Ciela Goldman and Grace Moore, fourth grade Franklin School Elementary Journalists, who interviewed her for the student newspaper;
- Announced that she judged the Annual Spelling Bee sponsored by the Jr. Women's Club, and congratulated fifth grade winner Esme McLaughlin from Holy Trinity School, 2<sup>nd</sup> place winner Katie Purse of Jefferson Elementary School, and 3<sup>rd</sup> place winner Douglas Gee of McKinley School;
- Announced that she had the honor of swearing-in officers of the Rescue Squad at its Annual Dinner Dance on January 27, 2018 and commended Rescue Squad members for their service;
- Stated that she attended her first Special Improvement District (SID) meeting and announced that Patricia Hannigan of Patricia and Paul's was elected Chairperson of the committee. Informed residents that Ms. Hannigan's selection as chairperson marks the first time a merchant has served in this role since the SID's inception;
- Discussed the recruitment of volunteers and announced that Liz Jeffery, an expert in economic development, has volunteered her expertise to provide support to the Town

Planner, Town Administrator and the Downtown Westfield Corporation (DWC). Feels Ms. Jeffery exemplifies the countless number of volunteers who have offered their service to Westfield;

- Discussed new committees to be established, which include a Technology Advisory Council, a Town Hall Events Committee and a Special and Adaptive needs Committee. The Technology Advisory Council would conduct a technology assessment of Town Hall. The Town Hall Events Committee has the goal of making Town Hall a more positive place for citizens to visit, and the Special and Adaptive Needs Committee would help to ensure that Westfield is inclusive to all residents. Also announced that volunteer recruitment is continuing;
- Discussed the recruitment of a part-time Public Information Officer in an effort to improve communications to residents;
- Discussed the Requests for Proposals (RFQ) process that was conducted for 2018 legal services. Explained that she conducted an initial review of responses that were submitted with the Town Administrator. They were then forwarded to an independent review committee comprised of residents with a legal background. This committee reviewed the responses and presented her with recommendations which she accepted. Discussed those that would be appointed this evening and announced that the Town would continue its service with Steve Rogut, Esq. as bond counsel, Frederick Danser, Esq. as labor attorney, and Jonathan Drill, Esq. as affordable housing counsel. Also announced that Former Mayor Thomas Jardim, Esq. would serve as Town Attorney. Discussed Mr. Jardim's legal experience and stated that she is excited that Mr. Jardim would be working for the Town again in this new capacity;
- Announced that Robert Bohrod, Esq. would serve as Public Defender and stated that Mr. Bohrod is a long-time resident of Westfield. Also discussed Mr. Bohrod's experience as a Public Defender and a Prosecutor;
- Announced that Yvette Gibbons, Esq. would serve as Municipal Prosecutor and discussed Ms. Gibbons' experience as a labor attorney, criminal defense attorney, and prosecutor, including ten (10) years as Deputy Attorney General;
- Discussed the appointment of Parag Patel as Municipal Judge and stated that Mr. Patel is also a long-time Westfield resident. Informed residents that Mr. Patel has a law office in the Township of Clark and is the presiding Judge in Edison.

## **APPOINTMENTS**

Mayor Brindle proposed the following appointment.

Motion made by Councilwoman Mackey, and seconded by Councilman Contract, was adopted by the following roll call vote:

### **Resolution No. 36**

WHEREAS N.J.S.A. 2B:12-4 states that each judge of a municipal court shall serve for a term of three (3) years from the date of appointment and until a successor is appointed.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Town Council of the Town of Westfield appoints Parag P. Patel as Municipal Judge for a term of three (3) years commencing February 1, 2018 and ending January 31, 2021.

|               |       |         |
|---------------|-------|---------|
| Yeas: Habgood | Nays: | Absent: |
| Arena         |       |         |
| Dardia        |       |         |
| Neylan        |       |         |
| LoGrippo      |       |         |
| Contract      |       |         |
| Stokes        |       |         |
| Mackey        |       |         |
| Mayor Brindle |       |         |

Mayor Brindle proposed the following employee appointments:

Motion made by Councilwoman Mackey, and seconded by Councilwoman Habgood, was adopted by the following roll call vote:

**Resolution No. 37**

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.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Town Council of the Town of Westfield appoint Yvette Gibbons, Esq. to the position of Municipal Prosecutor for a one-year term ending December 31, 2018.

**Resolution No. 38**

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, 2018.

|               |       |         |
|---------------|-------|---------|
| Yeas: Habgood | Nays: | Absent: |
| Arena         |       |         |
| Dardia        |       |         |
| Neylan        |       |         |
| LoGrippo      |       |         |
| Contract      |       |         |
| Stokes        |       |         |
| Mackey        |       |         |
| Mayor Brindle |       |         |

**ADVERTISED HEARINGS**

“GENERAL ORDINANCE NO.2092 – AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD, CHAPTER 13.”

Advertised returnable this evening.

Mayor Brindle declared the hearing closed.

**PENDING BUSINESS**

An ordinance entitled, “GENERAL ORDINANCE NO. 2092 – AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD, CHAPTER 13.”by Councilman Dardia, seconded by Councilman LoGrippto, was taken up, read and passed by the following vote of all present upon roll call as follows:

|               |       |         |
|---------------|-------|---------|
| Yeas: Habgood | Nays: | Absent: |
| Arena         |       |         |
| Dardia        |       |         |
| Neylan        |       |         |
| LoGrippto     |       |         |
| Contract      |       |         |
| Stokes        |       |         |
| Mackey        |       |         |
| Mayor Brindle |       |         |

**BIDS**

**MINUTES**

On a motion by Councilman LoGrippto seconded by Councilman Stokes, Council approved the Minutes of the Town Council Conference Session & Regular Meeting held January 16, 2018.

**PETITIONS AND COMMUNICATIONS**

**OPEN DISCUSSION BY CITIZENS**

Mayor Brindle opened the public comments portion of the meeting and asked if there were any questions or comments.

Allyson Panton, 775 Carlton Road, discussed concerns with commuting and crossing at the intersection of Boulevard and South Avenue and requested that the Mayor and Council address this issue.

The Town Administrator explained that the Public Safety, Transportation and Parking Committee has included this issue on its agenda. Stated that some traffic calming measures have been implemented at this intersection, but they have not been as effective as hoped. Also stated

that the Town would consider options and discuss those options with Union County, as South Avenue is a Union County Road.

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

**BILLS AND CLAIMS**

Introduced by Councilwoman Habgood and seconded by Councilman Arena, bills and claims were adopted unanimously:

RESOLVED that the bills and claims in the amount of \$557,950.61 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, Chairman of the Finance Policy Committee, and seconded by Councilman LoGrippo, were unanimously adopted.

**Resolution No. 39**

WHEREAS, the following applicants have posted monies to be held in escrow to cover expert advice and testimony in connection with Board of Adjustment and Planning Board applications on said property; and

WHEREAS, expert advice and testimony was given, and

WHEREAS, all bills for these applications have been submitted and paid; and

WHEREAS, the applicant has requested in writing to have the balance of escrow monies be released to them;

NOW, THEREFORE, BE IT RESOLVED, that the Chief Financial Officer is authorized to draw a check for the balance of the escrow monies as follows:

| <b>App #</b>      | <b>Name</b>                | <b>Address</b>              | <b>G/L</b>          | <b>Refund Balance</b> |
|-------------------|----------------------------|-----------------------------|---------------------|-----------------------|
| BOA 16-41         | FAB Properties, LLC        | 316 E. Broad Street         | 7-05-560-567        | \$486.55              |
| <b>Return to:</b> | <b>Francis McIntyre PC</b> | <b>316 E. Broad Street</b>  | <b>Westfield NJ</b> | <b>07090</b>          |
| BOA 16-69         | Augusto Russo              | 506 Summit Avenue           | 7-05-560-595        | 448.97                |
| <b>Return to:</b> | <b>Augusto Russo</b>       | <b>502 Summit Avenue</b>    | <b>Westfield NJ</b> | <b>07090</b>          |
| BOA 17-01         | Taradellas Associates LLC  | 1021 Coolidge Street        | 7-05-560-598        | 1,299.20              |
| <b>Return to:</b> | <b>Estela Tarradellas</b>  | <b>1021 Coolidge Street</b> | <b>Westfield NJ</b> | <b>07090</b>          |

|                   |   |                              |                         |              |
|-------------------|---|------------------------------|-------------------------|--------------|
| BOA 17-21         | H. Michael Byrne & Tracy<br>Thomson               | 657 Fairmont Avenue          | 7-05-560-<br>618        | \$448.97     |
| <b>Return to:</b> | <b>H. Michael Byrne &amp; Tracy<br/>Thomson</b>   | <b>657 Fairmont Avenue</b>   | <b>Westfield<br/>NJ</b> | <b>07090</b> |
| BOA 17-22         | Nicholas Jenner                                   | 935 Irving Avenue            | 7-05-560-<br>619        | \$949.47     |
| <b>Return to:</b> | <b>Nicholas Jenner</b>                            | <b>935 Irving Avenue</b>     | <b>Westfield<br/>NJ</b> | <b>07090</b> |
| BOA 17-23         | Umang&ShefaliShastri                              | 38 Scudder Road              | 7-05-560-<br>620        | \$449.47     |
| <b>Return to:</b> | <b>Umang&amp;ShefaliShastri</b>                   | <b>38 Scudder Road</b>       | <b>Westfield<br/>NJ</b> | <b>07090</b> |
| BOA 17-26         | Benton & Amy Cummings                             | 528 Prospect Street          | 7-05-560-<br>623        | \$673.45     |
| <b>Return to:</b> | <b>Benton &amp; Amy Cummings</b>                  | <b>528 Prospect Street</b>   | <b>Westfield<br/>NJ</b> | <b>07090</b> |
| BOA 17-30         | Andrew & Jennifer<br>Fecowycz                     | 500 Highland Avenue          | 7-05-560-<br>627        | \$198.97     |
| <b>Return to:</b> | <b>Andrew &amp; Jennifer<br/>Fecowycz</b>         | <b>500 Highland Avenue</b>   | <b>Westfield<br/>NJ</b> | <b>07090</b> |
| BOA 17-33         | Jeffrey Perrella& Danielle<br>Bartolo             | 535 Coleman Place            | 7-05-560-<br>630        | \$448.97     |
| <b>Return to:</b> | <b>Jeffrey Perrella&amp; Danielle<br/>Bartolo</b> | <b>535 Coleman Place</b>     | <b>Westfield<br/>NJ</b> | <b>07090</b> |
| BOA 17-35         | Lewis Kimble                                      | 622 Embree Crescent          | 7-05-560-<br>632        | \$448.97     |
| <b>Return to:</b> | <b>Lewis Kimble</b>                               | <b>622 Embree Crescent</b>   | <b>Westfield<br/>NJ</b> | <b>07090</b> |
| BOA 17-36         | Scott & Michele Eskow                             | 137 Hamilton Avenue          | 7-05-560-<br>633        | \$250.00     |
| <b>Return to:</b> | <b>Scott &amp; Michele Eskow</b>                  | <b>137 Hamilton Avenue</b>   | <b>Westfield<br/>NJ</b> | <b>07090</b> |
| BOA 17-37         | Arthur Gawkowski                                  | 536 West Broad Street        | 7-05-560-<br>634        | \$1,000      |
| <b>Return to:</b> | <b>Arthur Gawkowski</b>                           | <b>536 West Broad Street</b> | <b>Westfield<br/>NJ</b> | <b>07090</b> |
| BOA 17-38         | Carolyn DeSena                                    | 619 Hillcrest Avenue         | 7-05-560-<br>635        | \$198.97     |
| <b>Return to:</b> | <b>Carolyn DeSena</b>                             | <b>619 Hillcrest Avenue</b>  | <b>Westfield<br/>NJ</b> | <b>07090</b> |
| BOA 17-52         | Greater Westfield Chamber<br>of Commerce          | 212 Lenox Avenue             | 7-05-560-<br>649        | \$1,152.20   |
| <b>Return to:</b> | <b>Greater Westfield<br/>Chamber of Commerce</b>  | <b>212 Lenox Avenue</b>      | <b>Westfield<br/>NJ</b> | <b>07090</b> |

**Resolution No. 40**

RESOLVED that the Chief Financial Officer be and he hereby is authorized to draw warrants to the following persons, this amount being overpaid for 2017-2018:

| Block/Lot/Qualifier<br>Name   | Property Address   | Quarter/Year<br>Amount                                    |
|---|--------------------|---|
| 3601/48<br>OSTERBERG, Dan   | 921 Harding Street | 3 <sup>rd</sup> /2018<br>\$6,654.82                       |
| <b>Check payable and mail to:</b>   |                    |   |
| Farmington Bank<br>ATTN: Kacie Scacca<br>One Farm Glen Blvd<br>Farmington, CT 06032 |                    |   |
| 5105/4<br>SEIDEMAN, Neil & Zhanna   | 418 Montauk Drive  | 3 <sup>rd</sup> /2017<br>\$3,727.09                       |
| <b>Check payable and mail to:</b>   |                    |   |
| WELLS FARGO HOME MORTGAGE<br>MAC X2032-04D<br>1 HOME CAMPUS<br>DES MOINES, IA 50328 |                    |   |
|   |                    | 4 <sup>th</sup> /2017<br><u>\$8,172.51</u><br>\$11,899.60 |

The following resolution, introduced by Councilwoman Habgood, Chairman of the Finance Policy Committee, and seconded by Councilman Contract, was adopted by the following roll call vote:

**Resolution No. 41**

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 January 16, 2018, indicating that JardimMeisner 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, has been

furnished to the Town Clerk. 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 year term ending December 31, 2018; and
3. 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 \$48,000 with this expenditure charged to Legal Account 120-216; and
4. This contract is awarded pursuant to the "fair and open" process (N.J.S.A. 19:44A-20.5 et seq.).

Yeas: Habgood

Nays:

Absent:

Arena

Dardia

Neylan

LoGrippo

Contract

Stokes

Mackey

Mayor Brindle

The following resolution, introduced by Councilwoman Habgood, Chairman of the Finance Policy Committee, and seconded by Councilwoman Mackey, was adopted by the following roll call vote:

**Resolution No. 42**

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 January 16, 2018, 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, has been furnished to the Town Clerk. 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 \$150,000 with this expenditure charged to Legal Account 120-211.
3. The term of the contract will be for a one year term ending December 31, 2018; and
4. This contract is awarded pursuant to the "fair and open" process (N.J.S.A. 19:44A-20.5 et seq.).

Yeas: Habgood

Arena

Dardia

Neylan

LoGrippo

Contract

Stokes

Mackey

Mayor Brindle

Nays:

Absent:

The following resolution, introduced by Councilwoman Habgood, Chairman of the Finance Policy Committee, and seconded by Councilman Stokes, was adopted by the following roll call vote:

**Resolution No. 43**

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 January 12, 2018, 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, has been furnished to the Town Clerk. 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, 2018.
3. The Total fee for the year will be \$33,000 with this expenditure charged to Legal Account.
4. This contract is awarded pursuant to the “fair and open” process (N.J.S.A. 19:44A-20.5 et seq.).

Yeas: Habgood  
 Arena  
 Dardia  
 Neylan  
 LoGrippo  
 Contract  
 Stokes  
 Mackey  
 Mayor Brindle

Nays:

Absent:

The following resolution, introduced by Councilwoman Habgood, Chairman of the Finance Policy Committee, and seconded by Councilman Arena, was adopted by the following roll call vote:

**Resolution No. 44**

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 January 12, 2018, 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 contract, prepared in accordance with N.J.A.C. 5:30-5.4, has been furnished to the Town Clerk. 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, 2018.
3. The estimated total fees for the year shall not exceed \$50,000 with this expenditure charged to the Legal Account.
4. This contract is awarded pursuant to the "fair and open" process (N.J.S.A. 19:44A-20.5 et seq.).

Yeas: Habgood  
Arena  
Dardia

Nays:

Absent:

Neylan  
LoGrippto  
Contract  
Stokes  
Mackey  
Mayor Brindle

The following resolution, introduced by Councilwoman Habgood, Chairman of the Finance Policy Committee, and seconded by Councilman Arena, was adopted by the following roll call vote:

**Resolution No. 45**

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 January 16, 2018, 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, has been furnished to the Town Clerk. Expenditure of funds pursuant to this contract is to be charged to 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, 2018.
3. The estimated total fees for the year shall not exceed \$60,000 with this expenditure charged to the appropriate account.
4. This contract is awarded pursuant to the "fair and open" process (N.J.S.A. 19:44A-20.5 et seq.).

|               |       |         |
|---------------|-------|---------|
| Yeas: Habgood | Nays: | Absent: |
| Arena         |       |         |
| Dardia        |       |         |
| Neylan        |       |         |
| LoGrippo      |       |         |
| Contract      |       |         |
| Stokes        |       |         |
| Mackey        |       |         |
| Mayor Brindle |       |         |

The following resolution, introduced by Councilwoman Habgood, Chairman of the Finance Policy Committee, and seconded by Councilman Stokes, was adopted by the following roll call vote:

**Resolution No. 46**

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 January 16, 2018, 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 Legal Account 120-212.

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 2018; and
2. This contract is awarded pursuant to the "fair and open" process (N.J.S.A. 19:44A-20.5 et seq.).

|               |       |         |
|---------------|-------|---------|
| Yeas: Habgood | Nays: | Absent: |
|---------------|-------|---------|

Arena  
 Dardia  
 Neylan  
 LoGrippto  
 Contract  
 Stokes  
 Mackey  
 Mayor Brindle

The following resolution, introduced by Councilwoman Habgood, Chairman of the Finance Policy Committee, seconded by Councilman LoGrippowas adopted by the following roll call vote:

**Resolution No. 47**

RESOLVED that the Chief Financial Officer be and he is hereby authorized to make the following transfer(s) in the budget accounts of 2017:

|                                       | <u>OUT</u>  | <u>IN</u>   |
|---------------------------------------|-------------|-------------|
| <b><u>CURRENT FUND</u></b>            |             |             |
| ADMINISTRATION                        | 500.00      |             |
| 7-01-100-205 (Other Expenses)         |             |             |
| <b>FIRE DEPARTMENT</b>                |             |             |
| 7-01-125-101 (Salaries & Wages)       | 1,500.00    |             |
| 7-01-125-215 (O/E)                    |             | 1,500.00    |
| <b>PUBLIC WORKS</b>                   |             |             |
| 7-01-137-201                          |             | 10,000.00   |
| 7-01-137-203                          |             | 14,000.00   |
| 7-01-137-212 (all from O/E)           |             | 10,000.00   |
| 7-01-137-223                          |             | 9,000.00    |
| 7-01-137-226                          |             | 9,000.00    |
| <b>HEALTH DEPARTMENT</b>              |             |             |
| 7-01-155-101 (S&W)                    | 12,000.00   |             |
| <b>GROUP INSURANCE</b>                |             |             |
| 7-01-183-222 (O/E)                    | 40,000.00   |             |
| <b>PUBLIC BUILDINGS &amp; GROUNDS</b> |             |             |
| 7-01-185-215 (O/E)                    | _____       | 500.00      |
|                                       | \$54,000.00 | \$54,000.00 |

Yeas: Habgood

Nays:

Absent:

Arena  
Dardia  
Neylan  
LoGrippo  
Contract  
Stokes  
Mackey  
Mayor Brindle

#### 2018 Municipal Budget

Councilwoman Habgood provided an update of the status of the 2018 Municipal Budget process.

#### Public Safety, Transportation and Parking Committee

Councilman Dardia provided an update of the Public Safety, Transportation and Parking Committee meeting that was held earlier this evening. Informed residents that some of the topics that were covered included improvements to Municipal Lot No. 7, and the ordinance which prohibits parking on all roadways during snowstorms. Stated that there may be some modifications to the ordinance that prohibits parking on roadways during snowstorms.

#### Code Review & Town Property Committee

#### Public Works Committee

Councilman Contract discussed the first meeting of the Green Team and provided an update of the items discussed and the areas of focus for this group. Explained that the Green Team is developing a plan and would be invited to present that plan to the Town Council at a future meeting.

Councilman Contract also announced that a preliminary meeting of the Public Works Committee was held. Another meeting is being scheduled and an update would be provided at a future Town Council meeting.

#### Reports of Department Heads

#### Oath of Office-Municipal Judge

The oath of office was administered to Municipal Judge Patel by Union County Superior Court Judge James Hely.

A motion to adjourn made by Councilman LoGrippo and seconded by Councilman Contract at 8:36 p.m., was unanimously carried.

Tara Rowley, RMC  
Town Clerk