

MINUTES OF REGULAR MEETING HELD MARCH 4, 2014

Pursuant to rules of Council of the Town of Westfield, the members thereof convened in regular session Tuesday evening, March 4, 2014 at 8:05 p.m.

Mayor Skibitsky made the following announcements:

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

“The adequate notice of this meeting as required by the Open Public Meetings Act, was provided by the posting, mailing and filing of the annual notice of regularly scheduled meetings of the Town Council on December 17, 2013. The notice was, on that date, posted on the bulletin board in the Municipal Building, mailed to THE WESTFIELD LEADER, AND THE STAR LEDGER, and filed with the Clerk of the Town of Westfield.”

PRESENT: Mayor Skibitsky, Council Members Arena, Neylan, LoGrippo, Foerst, Della Fera, Kimmins, Oliveira, Loughlin

ABSENT:

Invocation was given by Councilman Della Fera

PRESENTATIONS

Town of Westfield **Westfield, New Jersey**

Proclamation

Girl Scout Week **March 9, 2014 – March 16, 2014**

WHEREAS, March 12, 2014 marks the 102nd Anniversary of the Girl Scouts of the United States of America, founded by Juliette Gordon Low in Savannah, Georgia; and

WHEREAS, throughout its long and distinguished history, Girl Scouting has inspired more than 50 million girls and women to strive for the highest ideals of courage, confidence and character; and

WHEREAS, through Girl Scouting, girls grow strong, gain self-confidence, develop leadership skills and learn the lifelong lesson of contributing to the wellbeing of their communities; and

WHEREAS, Girl Scouting helps girls achieve their potential by increasing their awareness of opportunities existent in the fields of math, science, sports, technology and other professional pursuits; and

WHEREAS, the Girl Scouts Heart of New Jersey was formed in 2008 and is capably delivering the optimal Girl Scout experience to over 28,000 young women and adults in Essex, Hudson, Hunterdon, Middlesex, Somerset, Union and Warren counties; and

WHEREAS, more than 3.8 million Girl Scouts nationwide, including in excess of 100,000 in the State of New Jersey, join in rejoicing in this great American tradition with nearly 50 million who are former Girl Scouts and living proof of the impact of this amazing Movement;

NOW, THEREFORE, BE IT PROCLAIMED, that I, Mayor Andrew K. Skibitsky, on behalf of the Town Council and the good citizens of the Town of Westfield, do hereby pay tribute to all the past and present members of Girl Scouting, do hereby offer heartfelt congratulations on the occasion of the 102nd Anniversary of the Girl Scouts of the United States of America, and do hereby applaud the commitment Girl Scouting has made to support the leadership development of America's girls.

BE IT FURTHER PROCLAIMED that the week of March 9 through March 16 in the year 2014 be designated as Girl Scout Week in the Town of Westfield.

Town of Westfield
Westfield, New Jersey

Proclamation

Westfield Volunteer Rescue Squad Month
March 1, 2014 – March 31, 2014

WHEREAS, each year residents and visitors to our community may require emergency medical care and transportation; and

WHEREAS, the Westfield Volunteer Rescue Squad is a wholly volunteer emergency medical service on duty 24 hours a day, 7 days a week; and

WHEREAS, the Westfield Volunteer Rescue Squad has provided no-fee emergency medical care and transportation to the residents and visitors of the Town of Westfield for the past 63 years; and

WHEREAS, the Westfield Volunteer Rescue Squad depends entirely upon donations to fund its operations; and

WHEREAS, the members of the Westfield Volunteer Rescue Squad are certified volunteer emergency medical technicians who generously donate their time and abilities to provide for the physical well being of the community and its residents; and

WHEREAS, during the year 2013, the members of the Westfield Volunteer Rescue Squad volunteered over 38,000 hours of service and answered 2,289 calls, giving selflessly of themselves for the welfare of others; and

WHEREAS, the Town of Westfield benefits daily from the knowledge, skills and efforts of the members of the Westfield Volunteer Rescue Squad;

NOW, THEREFORE, BE IT PROCLAIMED that I, Mayor Andrew K. Skibitsky, hereby proclaim that the period of March 1 through March 31 in the year 2014 be designated as:

Westfield Volunteer Rescue Squad Month

BE IT FURTHER PROCLAIMED that the residents of the Town of Westfield be encouraged to recognize the efforts of the dedicated volunteers and show their support for this vital service organization.

APPOINTMENT

ADVERTISED HEARINGS

PENDING BUSINESS

BIDS

TOWN OF WESTFIELD
FEBRUARY 19, 2014
2014 CURBSIDE COLLECTION AND MARKETING OF RECYCLABLE
MATERIAL IN THE TOWN OF WESTFIELD, NEW JERSEY

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

Giordano Company	
PO Box 2129	a. \$131,840.00
142 – 156 Frelinghuysen Avenue	b. \$485,440.00
Newark, NJ 07114	c. \$880,640.00

MINUTES

On a motion by Councilman Loughlin, seconded by Councilman LoGripico Council approved the Minutes of the Town Council Meeting held February 4, 2014 with Council Members Neylan and Foerst abstaining.

On a motion by Councilman LoGripico, seconded by Councilman Arena, Council approved the Minutes of the Conference Session held February 4, 2014 with Council Members Neylan, Foerst and Kimmins abstaining.

PETITIONS AND COMMUNICATIONS

February 28, 2014

David Wayman
Chief of Police
Westfield Police Department
425 East Broad Street
Westfield, NJ 07090

Dear Chief Wayman:

On behalf of the citizens of the City of Hoboken, I am writing to express my appreciation for the assistance from you and the Westfield Police Department. You and your department have helped us during major events with tens of thousands of visitors including the 4th of July, a major waterfront concert, Superbowl week, and this coming weekend during Hoboken's St. Patrick's Day.

Your assistance was very beneficial to the City of Hoboken, and these large events provided your department with opportunities for training personnel and testing new equipment. We have already established a strong partnership between our cities, and I would be very interested in exploring opportunities to enter into a shared services agreement between Hoboken and Westfield.

Thank you again for your support, and I look forward to our continued collaboration.

Sincerely,

Mayor Zimmer

cc: The Honorable Andy Skibitsky, Mayor of Westfield

OPEN DISCUSSION BY CITIZENS**BILLS AND CLAIMS**

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

RESOLVED that the bills and claims in the amount of \$223,682.04 per the list submitted to the members of this Council by the Chief Financial Officer, and approved for payment by the Town Administrator be, and the same are hereby, approved and that payroll warrants previously issued by the Chief Financial Officer be ratified.

REPORTS OF STANDING COMMITTEES:**Finance Policy Committee**

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

(40) RESOLVED, that the Chief Financial Officer be authorized to draw a warrant in the amount of \$2,000.00 to the order of the United States Postal Service to replenish bulk mail permit no. 683 in order to process the Town's brochures.

(41) RESOLVED that the Chief Financial Officer be and hereby is authorized to draw warrants for unused parking permit fee as follows:

Danielle N. Tartaglia 8 Sanders Place Butler, NJ 07405	Lot 8	#14080306	\$325.00
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Deana Paster 6 Wade Avenue Cranford, NJ 07016	Lot 8	#14080320	\$325.00
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(42) RESOLVED that the Chief Financial Officer be and she hereby is authorized to draw warrants to the order of the following persons, this amount being overpaid in 2012-2013:

<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>YEAR</u>	<u>AMOUNT</u>
1105/16 BUONOCORE, JOHN & JESSICA	561 Bradford Avenue	2013	\$3,339.78

2811/35 CASTRONOVO, BARBARA	759 Warren Street	2013	\$2,692.21
4107/1 HOLLINS, CHRISTOPHER R. & ANN R.	303 Park Street	2012	\$4,060.16
4809/11 VENHORST, RONALD & ANNETTE 39 Holbrook Road West Hartford, Connecticut 06107-1619	936 Grandview Avenue	2013	\$2,281.02
5107/7 BERGIN, Timothy	1278 Summit Avenue	2013	\$3,669.03

(43) BE IT RESOLVED that the Chief Financial Officer is hereby authorized to issue warrants noted below to the order of the Downtown Westfield Corporation for Special District Taxes as provided in the year 2014 budget:

February 1, 2014	\$102,401.25
May 1, 2014	\$102,401.25

(44) BE IT RESOLVED that the Mayor and Town Clerk are hereby authorized to execute on behalf of the Town Council, a shared service agreement with the Township of Franklin as permitted by NJSA 40A:6504 et. seq. Tax Map Review and Other Land Surveying Services for 2014.

(45) RESOLVED, that the Chief Financial Officer be authorized to refund the following fee to the following individual:

Name	Account	Class	Fee
Carolyn Klinger-Kueter 424 St. Marks Ave.	T05-600-071	Aroma Yoga, AromaTherapy	90.00

(46) RESOLVED that the Chief Financial Officer be authorized to draw a warrant in the amount of \$286.20 to the order of New Jersey Department of Health, P.O. Box 369, Trenton, New Jersey for Dog Licenses issued by the Town Clerk for the month of February 2014.

Public Safety, Transportation and Parking Committee

Code Review & Town Property Committee

The following resolutions, introduced by Councilman LoGrippe, Vice- Chairman of the Code Review & Town Property Committee, seconded by Councilwoman Kimmins were adopted with Councilman Foerst abstaining on Resolution #47.

(47) WHEREAS, CNJOS Properties LLC, made an application to the Town of Westfield to demolish a single-family dwelling, located at 1717 Boulevard, Block 5607, Lot 21, Westfield, New Jersey, and,

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

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Town Council of the Town of Westfield that approval is hereby granted, pursuant to final approval by Steve Freedman, Construction Official, to demolish a single-family dwelling at 1717 Boulevard, Block 5607, Lot 21, Westfield, New Jersey.

(48) WHEREAS, Kenneth Abraham, made an application to the Town of Westfield to demolish a single-family dwelling, located at 1430 Boynton Avenue, Block 5717, Lot 1, Westfield, New Jersey, and,

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

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Town Council of the Town of Westfield that approval is hereby granted, pursuant to final approval by Steve Freedman, Construction Official, to demolish a single-family dwelling at 1430 Boynton Avenue, Block 5717, Lot 1, Westfield, New Jersey.

(49) WHEREAS, Fox and Foxx Development, made an application to the Town of Westfield to demolish a single-family dwelling, located at 616 Leigh Drive, Block 5206, Lot 7, Westfield, New Jersey, and,

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

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Town Council of the Town of Westfield that approval is hereby granted, pursuant to final approval by Steve Freedman, Construction Official, to demolish a single-family dwelling at 616 Leigh Drive, Block 5206, Lot 7, Westfield, New Jersey.

(50) WHEREAS, DU INTERNATIONAL LLC., 102 East Broad Street, Westfield, New Jersey 07090 has applied to the Town Council of the Town of Westfield for a person-to-person and place-to-place transfer of Plenary Retail Consumption License No. 2020-33-005-006, an inactive license from the present holder of said license, JGR INVESTMENT GROUP LLC; and

WHEREAS, DU International LLC has advertised such proposed transfer as required by law in THE WESTFIELD LEADER, these advertisements appearing on January 9, 2014 and January 16, 2014; and

WHEREAS, the application has been reviewed by the Town Attorney and the Town Council as well as the Department of Law and Public Safety, Division of Alcoholic Beverage Control and the Westfield Police Department prior to the adoption of this Resolution; and

WHEREAS, the Westfield Police Department of the Town of Westfield has made a thorough investigation on its own initiative concerning this transfer and the proposed transferees; and

WHEREAS, 102 WESTFIELD LLC is the owner of the licensed premises commonly known as 102 East Broad Street, Westfield, New Jersey; and

WHEREAS, the Town of Westfield finds that for the reasons set forth on the record that the transfer of Plenary Retail Consumption License No. 2020-33-005-006 be approved,

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The submitted application form is complete in all respects.
2. The applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33.
3. The applicant has disclosed and the Town has reviewed the source of all funds used in the purchase of the license and the licensed business.

Public Works Committee

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

(51) WHEREAS, the Town of Westfield desires to continue the Curbside Collection of Recyclable Materials for which the services of a licensed disposal company will be required, and

WHEREAS, the Town Engineer advertised the contract and bids were received on February 19, 2014, and,

WHEREAS, the low bid for Four-Day Collection, by Ward, Every Other Week, was in the amount of \$131,840.00 for Option A (nine months with option to extend one year), and \$485,440.00 for Option B (two years, nine months), and \$880,640.00 for Option C (four years, nine months), submitted by Giordano Company, 142-156 Frelinghuysen Avenue, Newark, New Jersey 07114, and found to be in conformance with the appropriate specifications, and

WHEREAS, the Town desires to contract for the aforesaid services for a nine-month period through Option A, and

WHEREAS, Certificate of the Town Treasurer, certifying the availability of adequate funds for this Contract, shall be prepared in accordance with N.J.A.C. 5:30 1.10 upon adoption of the 2014 Temporary Municipal Budget. Expenditure of funds pursuant to this Contract to be charged to Account No. 137-245.

NOW THEREFORE BE IT RESOLVED, that a Lump Sum Contract in the annual amount of \$131,840.00 be awarded to the Giordano Company, for Option A (nine month contract), and

BE IT FURTHER RESOLVED, that the proper Town Officials be, and they are hereby, authorized to take whatever actions are appropriate in the execution of discharge of this Contract, pending adoption of the 2014 Temporary Municipal Budget, and

BE IT FURTHER RESOLVED, that the Town Clerk shall notify the Contractor by letter requesting submittal of appropriate Performance Bond and Certificate of Insurance, so as to further execute the Contract documents.

Reports of Department Heads

Report of Liy-Huei L. Tsai, Chief Financial Officer, showing Cash in Bank of \$19,104,004.97 and Investments of \$374,087.86 was received, read and ordered filed.

Reports of Susan Noon, Collector of Taxes, showing taxes total collections of \$22,501,814.49 during the period January 1, 2014 to January 31, 2014 and total collections of \$3,172.35 for sewer taxes were received, read and ordered filed.

Report of David Wayman, Chief of the Police Department, stating he had turned over to the Chief Financial Officer a check in the amount of 11,447.55 representing Police Fees collected during the month of January 2014 was received, read and ordered filed.

Report of Claire J. Gray, Town Clerk, showing fee collected in the amount of \$4,805.00 during the month of February 2014 was received, read, and ordered filed.

Upon motion by Councilman Arena, seconded by Councilman LoGrippe the meeting was adjourned at 8:27 p.m.

Claire J. Gray
Town Clerk