

MINUTES OF REGULAR MEETING HELD MARCH 18, 2014

Pursuant to rules of Council of the Town of Westfield, the members thereof convened in regular session Tuesday evening, March 18, 2014 at 8:00 p.m.

Mayor Skibitsky made the following announcements:

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

“The adequate notice of this meeting as required by the Open Public Meetings Act, was provided by the posting, mailing and filing of the annual notice of regularly scheduled meetings of the Town Council on December 17, 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, Della Fera, Kimmins, Oliveira, Loughlin

ABSENT: Councilman Foerst

Invocation was given by Councilwoman Kimmins

PRESENTATIONS

Swearing-in Police Officer – Gregory Penn

APPOINTMENT

ADVERTISED HEARINGS

PENDING BUSINESS

BIDS

MINUTES

On a motion by Councilman Loughlin, seconded by Councilman LoGrippo Council approved the Minutes of the Town Council Meeting held February 18, 2014.

On a motion by Councilwoman Kimmins, seconded by Councilman Oliveira, Council approved the Minutes of the Conference Session held February 18, 2014.

On a motion by Councilman LoGrippo, seconded by Councilwoman Neylan Council approved the Minutes of the Town Council Meeting held March 4, 2014.

On a motion by Councilman Arena, seconded by Councilwoman Kimmins, Council approved the Minutes of the Conference Session held March 4, 2014.

PETITIONS AND COMMUNICATIONS

OPEN DISCUSSION BY CITIZENS

Greg Kasko of 434 Everson Place spoke about the use of the Mobile Command Center. He said that his previous questions had not been answered by the Mayor but instead the Mayor had Police Chief Wayman speak. Mr. Kasko said he questions the answers given by Chief Wayman.

Adina Enclusco of 1310 Central Avenue spoke in about the pedestrian activated HAWK crossing light on Central Avenue.

BILLS AND CLAIMS

Introduced by Councilman Della Fera, seconded by Councilman Arena and adopted with Councilman Loughlin abstaining on Loughlin Law Firm.

RESOLVED that the bills and claims in the amount of \$2,293,326.30 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 LoGrippe were unanimously adopted.

(52) WHEREAS the Town of Westfield and the County of Union entered into an Interlocal agreement with respect to the resurfacing of East Broad Street, and

WHEREAS this agreement identified the determination of the Town’s fair-share contribution towards the cost of road improvements outside the scope of the County’s project, and

WHEREAS, the Birdsell Services Group, Resident Engineer’s acting on behalf of Union County for this project, prepared an as-built construction quantity spreadsheet, dated April 24, 2012, and

WHEREAS the Town Engineer for the Town of Westfield has confirmed the accuracy of this document, and

WHEREAS, Certificate of the Town Treasurer, certifying to the availability of adequate funds for this contract, prepared in accordance with N.J.A.C. 5:30 1.10 has been furnished to the Town Clerk. Expenditure of funds to be charged to S.O. 2182.

NOW THEREFORE BE IT RESOLVED, that the proper Town Officials be, and they are hereby, authorized to make payment in the amount of \$35,866.54 to the County of Union as reimbursement for the costs associated with the improvement of East Broad Street, between Central Avenue and Elmer Street.

(53) RESOLVED, that the Chief Financial Officer be authorized to refund the following fees to the following individuals:

<u>Name</u>	<u>Account</u>	<u>Class</u>	<u>Fee</u>
Carolyn Klinger-Kueter 424 St. Marks Ave. Westfield, NJ 07090	T05-600-071	Aroma Yoga First Aid Workshop	75.00
Monica Gildea 418 Longfellow Ave. Westfield, NJ 07090	T05-600-071	Volleyball Clinic Ryleigh	60.00

(54) WHEREAS, the Westfield Recreation Department’s annual Daddy-Daughter Dance held at L’Affaire for Westfield residents is scheduled for Sunday, March 30, 2014 and,

WHEREAS, payment for each participant to L’Affaire is required day of the event;

NOW, THEREFORE, BE IT RESOLVED, that the Chief Financial Officer is hereby authorized to prepare warrants for participant payment to L’Affaire located at 1099 Route 22 East, Mountainside, NJ 07092 in an amount not to exceed \$10,000.00 charged to the Recreation Department’s Trust 217 account.

(55) WHEREAS, the Westfield Recreation Department’s annual Daddy-Daughter Dance held at L’Affaire for Westfield residents is scheduled for Sunday, March 30, 2014 and,

WHEREAS, payment of Maitre D’ fee to L’Affaire is required day of the event;

NOW, THEREFORE, BE IT RESOLVED, that the Chief Financial Officer is hereby authorized to prepare warrants for Maitre D’ payment to L’Affaire located at 1099 Route 22 East, Mountainside, NJ 07092 in an amount not to exceed \$400.00 charged to the Recreation Department’s Trust 217 account.

(56) WHEREAS, the Westfield Recreation Department’s annual Daddy-Daughter Dance held at L’Affaire for Westfield residents is scheduled for Sunday, March 30, 2014 and,

WHEREAS, payment of Disc Jockey services to The Spinners Entertainment Co., is required day of the event;

NOW, THEREFORE, BE IT RESOLVED, that the Chief Financial Officer is hereby authorized to prepare warrants for the disc jockey service payment to The Spinners Entertainment Co. located at 119 North Riverview Rd., Phillipsburg, NJ 08865 in an amount not to exceed \$550.00 charged to the Recreation Department’s Trust 217 account.

(57) 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 2013:

<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>YEAR</u>	<u>AMOUNT</u>
1003/14/c0001 Investors Bank and MACHER, Erin MAIL TO: Investors Bank Operations Center 101 Wood Avenue South Iselin, New Jersey 08830 Attn: Terry Warren/Loan Servicing Dept.	310 Prospect Street	2013	\$2,832.29
5001/28 YAU, STEVEN K & ANGELA	115 Clifton Street	2013	\$251.95
5702/7 LANGTON, JAMES & MARYJANE	1613 Grandview Avenue	2013	\$964.60

(58) NOW THEREFORE, BE IT RESOLVED, that the Chief Financial Officer can refund the amounts as they have been overpaid for 2012 due to the property lacking a sewer connection:

<u>Account #/Name/Mailing Address</u>	<u>Property Address</u>	<u>Year</u>	<u>Amount</u>
6300-0 CALDORA, Frank & Gloria 625 Ripley Place Westfield, NJ 07090	625 Ripley Place	2012	\$170.00

(59) NOW THEREFORE, BE IT RESOLVED, that the following accounts may have their sewer bills prorated due to the demolishing of the property:

<u>Account #/Name/Mailing Address</u>	<u>Property Address</u>	<u>Year</u>	<u>Amount</u>
7268-0 RUSSELL, Frank Jr & Allison 64 West 22 nd Street Bayonne, NJ 07002	887 Pennsylvania Avenue	2013	\$105.75

(60) NOW THEREFORE, BE IT RESOLVED, that the Tax Collector may remove the following properties from sewer billing for 2013 and 2014 as the accounts have inactive sewer connections. Once the certificate of Occupancy is issued they will be prorated and rebilled:

<u>Account #/Name/ Mailing Address</u>	<u>Property Location</u>	<u>Year</u>	<u>Amount</u>
732-0 MURPHY, Michael 648 Grove Street Montclair, NJ 07043	705 Lenape Trail	2014	\$170.00
3310-0 SHOBACK, Joseph & Diana 755 St Marks Avenue Westfield, NJ 07090	245 Charles Street	2014	\$170.00
5130-0 WILKENS, Alice Louise & Edward 27 Strawberry Lane Hillsborough, NJ 08844	107-109 Quimby Street	2014	\$315.00
5414-0 GLEASON, Scott & Nancy 128 Archbold Place Westfield, NJ 07090	529 Benson Place	2014	\$170.00
5700-0 ELLNER, Todd 231 North Avenue Box 157 Westfield, NJ 07090	837 Fairacres Avenue	2014	\$170.00
6484-0 VAVRICA, Anthony J 47-29 44 th Street Woodside, NY 11377	218 Grove Street West	2014	\$170.00
6485-0 SCHERER, Robert & Francine 3 Greenwich Road Edison, NJ 08820	226 Grove Street West	2014	\$170.00
7268-0 RUSSELL, Frank Jr & Allison 64 West 22 nd Street Bayonne, NJ 07002	887 Pennsylvania Avenue	2014	\$170.00
7314-0 Gialluisi Custom Homes II, LLC 231 North Avenue Box 157 Westfield, NJ 07090	1000 Seward Avenue	2014	\$170.00

8485-0 Keystone Partners, LLC PO Box 314 Cranford, NJ 07016	1258 Summit Avenue	2014	\$170.00
8860-0 HESANO, John R & Alison 7 South Wickom Drive Westfield, NJ 07090	7 South Wickom Drive	2014	\$170.00
9617-0 ABRAHAM, Kenneth 231 North Avenue, #157 Westfield, NJ 07090	132 Cambridge Road	2014	\$170.00

(61) RESOLVED that the Chief Financial Officer be and hereby is authorized to draw a warrant for overpayment of 2014 commercial alarm registration as follows:

JED Realty Associates 231 W. North Avenue Westfield, NJ 07090	Alarm # 2283	Amount due: \$100.00
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The following resolution, introduced by Della Fera, Seconded by Councilman Oliveira was adopted by the following roll call vote with Councilman Loughlin abstaining on the Board of Adjustment line item:

(62) AMENDED TEMPORARY BUDGET

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 2014 budget) temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided, and

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

Administrative & Executive - Salaries & Wages	90,000.00
Administrative & Executive - Other Expenses	75,000.00
Community TV 36 - Service Other Expenses	4,000.00
Town Clerk - Salaries & Wages	60,000.00
Town Clerk - Other Expenses	10,000.00
Financial Administration - Salaries & Wages	80,000.00
Financial Administration - Other Expenses	4,000.00
Assessment of Taxes - Salaries & Wages	50,000.00
Assessment of Taxes - Other Expenses	4,000.00
Collection of Taxes - Salaries & Wages	45,000.00
Collection of Taxes - Other Expenses	3,000.00
Legal Services & Costs - Other Expenses	80,000.00
Municipal Court - Salaries & Wages	130,000.00
Municipal Court - Other Expenses	10,000.00
Municipal Prosecutor - Salaries & Wages	12,000.00
Public Defender - Salaries & Wages	6,000.00
Engineering Services & Costs - Salaries & Wages	250,000.00
Public Works - Salaries & Wages	1,100,000.00
Public Works - Other Expenses	600,000.00
Public Building & Grounds - Other Expenses	40,000.00
Planning Board - Other Expenses	6,000.00
Board of Adjustment - Salaries & Wages	4,000.00
Board of Adjustment - Other Expenses	4,800.00

Group Insurance Plan for Employees	2,150,000.00
Other Insurance Premiums	480,000.00
Fire - Salaries & Wages	1,300,000.00
Fire - Other Expenses	40,000.00
Fire Official - Salaries & Wages	65,000.00
Fire Official - Other Expenses	3,000.00
Hydrant Service	180,000.00
Alliance on Alcoholism & Drug Abuse	8,000.00
Parking Administration - Salaries & Wages	80,000.00
Police - Salaries & Wages	2,200,000.00
Police - Other Expenses	120,000.00
Crossing Guard - Salaries & Wages	200,000.00
Inspection of Buildings - Salaries & Wages	150,000.00
Inspection of Buildings - Other Expenses	7,000.00
Street Lighting	130,000.00
Electricity	80,000.00
Telephone	80,000.00
Water	5,000.00
Heating Gas	25,000.00
Gasoline	180,000.00
Board of Health - Salaries & Wages	260,000.00
Board of Health - Other Expenses	10,000.00
Board of Health - Contr. Service - Other Expenses	30,000.00
Recreation - Salaries & Wages	30,000.00
Maintenance of Free Public Library	800,000.00
Social Security System (OASI)	300,000.00
Rahway Valley Sewerage Authority	1,800,000.00
Dog Regulation	30,000.00
PFRS	1,956,917.10
Debt Service - Interest on Bond	184,721.25
Debt Service - Principal	125,000.00
PERS	874,068.00
Public Event	1,000.00
	Sub-Total:
	16,552,506.35
Swimming Pool Utility:	
Operating Salaries & Wages	75,000.00
Operating Other Expenses	60,000.00
Social Security (OASI)	6,000.00
Interest on Bond	48,870.00

TOTAL TEMPORARY APPROPRIATIONS: \$16,742,376.35

Yeas: Arena Nays: Absent: Foerst
 Neylan
 LoGrippe
 Della Fera
 Kimmins
 Oliveira
 Loughlin
 Mayor Skibitsky

Code Review & Town Property Committee

The following resolutions, introduced by Councilman LoGrippe, Vice- Chairman of the Code Review & Town Property Committee, seconded by Councilman Arena were unanimously adopted.

(63) WHEREAS, Royal Property Holdings LLC, made an application to the Town of Westfield to demolish a single-family dwelling, located at 321 St. Georges Place, Block 2811, Lot 8, 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, Block 2811, Lot 8, Westfield, New Jersey.

(64) WHEREAS, Michael Mahoney LLC, made an application to the Town of Westfield to demolish a single-family dwelling and detached garage, located at 547 Pierson Street, Block 2911, Lot 24, 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 and detached garage at 547 Pierson Street, Block 2911, Lot 24, Westfield, New Jersey.

(65) RESOLVED that the following application for children’s inflatable amusement devices be approved:

Amazing Amusements & Entertainment Inc. 5 Kennedy Drive Marlboro, NJ 07746	Carnival June 6, 2014 Rain Date – June 9	Suzanne Kimelman Wilson Elementary School 301 Linden Avenue Westfield, NJ
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Public Works Committee

Reports of Department Heads

Report of Kris McAloon, Town Engineer, stating he had turned over to the Chief Financial Officer check in the amount of \$33,267.16 representing monies collected during the month of February 2014.

Report of Carol Salvaggio, Certified Court Administrator, stating that she had turned over to the Chief Financial Officer check in the amount of \$46,233.55 representing fines and costs collected in the Municipal Court and Violations Bureau during the month of February 2014 was received, read and ordered filed.

Report of Steve Freedman, Construction Official, showing monies collected for permits in the amount of \$52,230.00 for the month of February 2014 was received, read and ordered filed.

Report of Daniel J. Kelly, Chief of the Fire Department, showing Smoke Detector Fees collected in February in the amount of \$900.00 and Permit Fees collected in the amount of \$683.00 was received, read and ordered filed.

Reports of Susan Noon, Collector of Taxes, showing taxes total collections of \$14,456,624.26 during the period February 1, 2014 to February 28, 2014 and total sewer fee collections of \$407,167.47.

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 \$8,852.00 representing Police Fees collected during the month of February 2014 was received, read and ordered filed.

Upon motion by Councilwoman Neylan, seconded by Councilman LoGrippo the meeting was adjourned at 8:35 p.m.

Claire J. Gray
Town Clerk