

MINUTES OF REGULAR MEETING HELD MAY 7, 2019

Pursuant to rules of Council of the Town of Westfield, the members thereof convened in regular session Tuesday, May 7, 2019 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 13, 2018. 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, Arena, Dardia, Neylan, LoGrippo Contract, Stokes, Mackey

ABSENT:

INVOCATION AND FLAG SALUTE

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

PRESENTATIONS

Mayor Brindle presented the following proclamation:

Town of Westfield

Westfield, New Jersey

PROCLAMATION

Stigma Free Zone

WHEREAS, Town of Westfield supports the designation of **Stigma-Free Zones** in this municipality; and

WHEREAS, at the May 7, 2019 meeting of the Westfield Mental Health Commission, members are working collaboratively to establish a Stigma Free Zone in Westfield NJ; and

WHEREAS, the members of the Westfield Mental Health Commission supported the initiative and recognized that the initiative was aligned with the Commission's mission to raise awareness of the disease of mental illness; and

WHEREAS, the National Institute of Mental Health reports that 1 in 5 US adults lives with a mental illness. Based on 2017 data, an estimated 11.2 million adults aged 18 & older in the US have a serious mental illness; this represents 4.5% of all US adults. The prevalence of any mental illness (25.8%) and serious mental illness (7.5%) is highest among young adults ages 18-25; and

WHEREAS, the stigma associated with the disease of mental illness is identified as the primary reason individuals fail to seek the help they need to recover from the disease; and

WHEREAS, **Stigma-Free Zones** aim to inspire public interest and open dialogues about stigma, raise awareness of the disease of mental illness and create a culture wherein residents who have the disease of mental illness feel supported by their community and neighbors and feel free to seek treatment for the disease without fear of stigma; and

WHEREAS, promoting awareness that there can be no "health" without mental health will break down barriers and encourage residents of all ages to be mindful of their mental health and ask for help when needed; and

WHEREAS, local resources are available to treat the disease of mental illness so no one resident needs to suffer alone or feel hopeless; and

WHEREAS, establishing a **Stigma-Free Zone** will raise awareness of resources and encourage residents to engage in care as soon as the need is identified so recovery can begin, hope is inspired and tragedies are avoided;

NOW THEREFORE BE IT PROCLAIMED that, I, Mayor Michelle W. Brindle, hereby announce that Westfield NJ recognizes the community needs and supports the efforts as a **Stigma-Free Zone**.

Mayor Brindle presented the following proclamation:

Town of Westfield

Westfield, New Jersey

PROCLAMATION

May 12 – 19, 2019 is National Women's Health Week

May 2019 is National Cancer Research Month

WHEREAS, May 2019 is National Cancer Research Month and May 12-19 is National Women's Health Week; and

WHEREAS, according to the American Association for Cancer Research (AACR), "thanks to spectacular advances in cancer research, more than 16.9 million people in the United States and millions more worldwide are cancer survivors who are living with, through, and beyond their disease." Yet, despite the significant progress that has been made, cancer is a growing public health challenge that claims a half million American lives each year, highlighting the importance of cancer research to not only overcome the disease, but also to prevent it. The national campaign for National Cancer Research Month on social media falls under #ResearchSavesLives; and

WHEREAS, breast cancer is the most common type of cancer among women in the United States and is the second leading cause of death. Every year, approximately 1 in 8 women are diagnosed with breast cancer. In 2019, an estimated 268,600 American women will be diagnosed with invasive breast cancer, and 62,930 women with pre-invasive breast cancer; and

WHEREAS, 41,760 women will die in the United States in 2019 from stage 4 metastatic breast cancer, equivalent to 115 women a day. They are either among the 3 to 6 percent of women initially diagnosed with "denovo" stage 4, or the 30% who evolve to stage 4 from earlier stages. Stage 4 metastatic breast cancer has no cure. Life expectancy is 18 to 36 months from diagnosis due to the diseased cells spreading to other organs such as the brain, liver, and bones; and

WHEREAS, according to METAvivor, an internationally recognized non-profit established by a small group of pro-active metastatic breast cancer patients, only 2 - 5% of money for breast cancer research is dedicated toward understanding metastatic breast cancer or finding solutions to extend the lives of MBC patients; and

WHEREAS, METAvivor works to educate the public about metastatic breast cancer and lack of funding for stage 4 treatment and aims to dramatically increase the current percentage of overall breast cancer research dollars from under 5 percent to 30 percent for the already metastasized patient. The national campaign for this initiative on social media falls under #DontIgnoreStageIV; and

WHEREAS, METAvivors of NJ Facebook group was founded in April 2019 to centralize metastatic breast cancer information, action and advocacy relevant to New Jersey communities; and

WHEREAS, the 20th annual National Women's Health Week kicks off on Mother's Day, May 12, and is celebrated through May 18, 2019. The U.S. Department of Health and Human Services' Office on Women's Health leads National Women's Health Week as a reminder for women to make their health a priority and build positive health habits for life. The national campaign for this initiative on social media falls under #FindYourHealth;

NOW, THEREFORE, BE IT PROCLAIMED, that I, Mayor Michelle W. Brindle, hereby encourage the residents of Westfield to join the national effort towards awareness of metastatic breast cancer and the need for more dedicated research funding. **BE IT FURTHER PROCLAIMED** that I encourage all women to join me in celebrating National Women's Health Week.

Tami Eagle Bowling, METAvivor, thanked Mayor Brindle for the proclamation. Discussed her diagnosis of metastatic breast cancer four (4) years ago and the recent passing of a close friend with the disease. Explained that for these reasons she decided to establish the METAvivor organization. Acknowledged those in attendance with this disease, and those with family members with this disease. Discussed statistics regarding the diagnosis and treatment of metastatic breast cancer and feels more research is needed. In addition, discussed METAvivor's fundraising efforts and announced that this organization has raised approximately \$50,000 per year for the past three (3) years. Also announced that an upcoming fundraising event is scheduled for November 21, 2019 and encouraged all to participate.

Mayor's Remarks

- Congratulated the Westfield Baseball and Softball Leagues for their successful opening day parade. Also extended her thanks to the Department of Public Works for preparing the Gumbert Park baseball fields, the Fire and Police Departments for their participation, and Council representatives Arena, LoGrippo, Habgood, Dardia and Contract who joined special guest Congressman Tom Malinowski in throwing a first pitch;
- Discussed the recent Earth Day events and feels it was encouraging to see so many residents participate in both the Earth Day events and the parks clean up last weekend. Also discussed the Free Market and feels the Green Team produced a great event which was extremely successful despite the rain. Stated that an estimated two (2) tons of items were brought to the train station lot to be re-used instead of ending up in landfills;
- Discussed the status of the Master Plan and stated that, in addition to the final two (2) public workshops that were held for both the Master Plan and the Parks and Recreation Strategic Plan, the Town also hosted a session last week specifically for its senior citizens to provide input on these topics. Extended a special thanks to Lifelong Westfield members for organizing the session with the Town's Master Plan consultant, H2M. Feels a lot of great feedback was provided that would help guide the Town's mission to retain senior citizens;
- Stated that she was honored to participate in and speak at last week's March For Love and Against Hate, hosted by Temple Emanu-El, and that she was humbled by the participation of all to oppose hate speech and crimes against any and all groups of people. Explained that while the initial genesis of this march was to address recent incidents of hate speech that have unfortunately emerged in Westfield and neighboring communities, there have since been several other violent attacks on a global scale that were also addressed, including those in Christchurch, Sri Lanka, and California. Feels this was an evening of coming together that reflected the community at its best;
- Feels all should be grateful for the leadership that Police Chief Battiloro has demonstrated through his ongoing commitment to a community policing model that emphasizes inclusivity, approachability, and open lines of communication. Stated that the Police Department hosted its first-ever Autism Family Day, organized a "Pizza with the

Police” event in conjunction with Outta Hand Pizza, and fielded a team at Washington School’s volleyball game. Stated that residents could expect to see many more events like this in the coming weeks and months as the department builds upon its community policing in an effort to continue to engender good will, foster communication, and further strengthen relationships with residents and businesses;

- Discussed various sessions and events that provided her with the opportunity to discuss Westfield’s strengths, represent its interests, and consider options for its future. These included a day at the NJ Conference of Mayors where she provided input on pending legislation regarding liquor license reform and other economic development initiatives. In addition, at the invitation of Congressman Malinowski, she represented the Raritan Valley Line Mayors at a Congressional Transportation Committee meeting at the World Trade Center to discuss Gateway, and yesterday, she participated in a Smart Cities panel at Princeton University, moderated by New Jersey’s Chief Innovation Officer, Beth Noveck, to discuss how data and technology could be used to build cities of the future;
- Discussed an announcement by Hudson’s Bay Company (HBC), the parent company of Lord & Taylor, which indicated that they would be pursuing strategic options for the retailer, that could include a potential sale or merger. The outcome of this announcement could potentially impact Westfield’s Lord & Taylor, which is something that she has anticipated since her election. Explained that, for this reason, she has proactively engaged with various executives at Hudson’s Bay for the last year, including Executive Chairman Richard Baker, with the goal of ensuring that the Town is active participants and partners with Hudson’s Bay regarding the possibilities for such a large and prominent retailer and property in Town. Reiterated a comment she made during a meeting last month and stated that, regardless of the outcome, Hudson’s Bay is committed to being a collaborative partner and potential transformative long-term investor in Westfield, and that she would continue to keep the public updated as information becomes available;
- Announced the formation of the Westfield Retail Advisory Board (RAB), which would be comprised of a group of local professionals from a diverse group of business disciplines who volunteered to lend their expertise to help Westfield’s retailers strengthen and grow their businesses. The RAB would engage with established businesses, as well as those that are new or soon-to-opened, to provide them with free consulting to address specific business challenges or to optimize their business in a more holistic way. Stated that she is looking for additional volunteers with specific business experience and would be posting more information with a solicitation for volunteers in the coming weeks;
- Stated that she was thrilled to present two (2) proclamations this evening. The first recognizing National Cancer Research Month and National Women’s Health Week, to specifically bring attention to stage 4 metastatic breast cancer, which has been overlooked for research funding relative to other forms of breast cancer. Also stated that she looked forward to presenting this to Tami Eagle Bowling, a metastatic breast cancer survivor, also known as METavivor. The second proclamation, initiated by the newly formed Mental Health Commission, recognized Mental Health Awareness Month, and designated Westfield as a Stigma Free Community intended to establish a community culture where there is no stigma attached to seeking help for mental illness;
- Announced that the Town Administrator would be presenting the launch of the new Westfield Connect app which enables residents to more easily report Public Works’ issues, an initiative that was driven by the Town’s Tech Advisory Council. In addition,

the Town Council would be voting on the approval of the capital budget, which includes funding to refurbish the train station's coffee hut, make additional pedestrian safety improvements and allows for the largest amount of roads ever paved in Town in an unprecedented partnership with Elizabethtown Gas;

- Lastly, reminded everyone that "Girl's Night Out" is this upcoming Thursday, May 9, 2019, and hopes everyone would take part in the many special events and promotions that would be held during the day and evening. In addition, announced that Cinnaholic officially opens on Friday and would be offering \$1.00 cinnamon buns.

Town Administrator's Reports

Westfield Connect

The Town Administrator discussed the launch of the Westfield Connect app and provided a presentation as follows:

Westfield Connect



May 7, 2019

Westfield, NJ

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What is Westfield Connect?

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- Free mobile app for reporting non-emergency issues to Town
- Effective workflow management tool for DPW to evaluate metrics
- Fulfills budgeting priorities
 - Improve communication/transparency/engagement
 - Increase operating efficiencies while enhancing services

 Powered by SeeClickFix 3



 Collect Everything, Lose Nothing 4

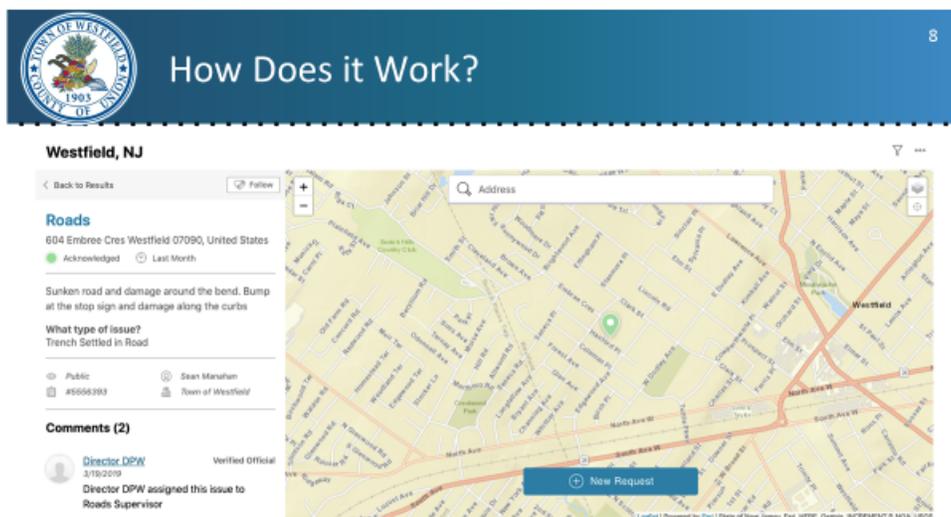
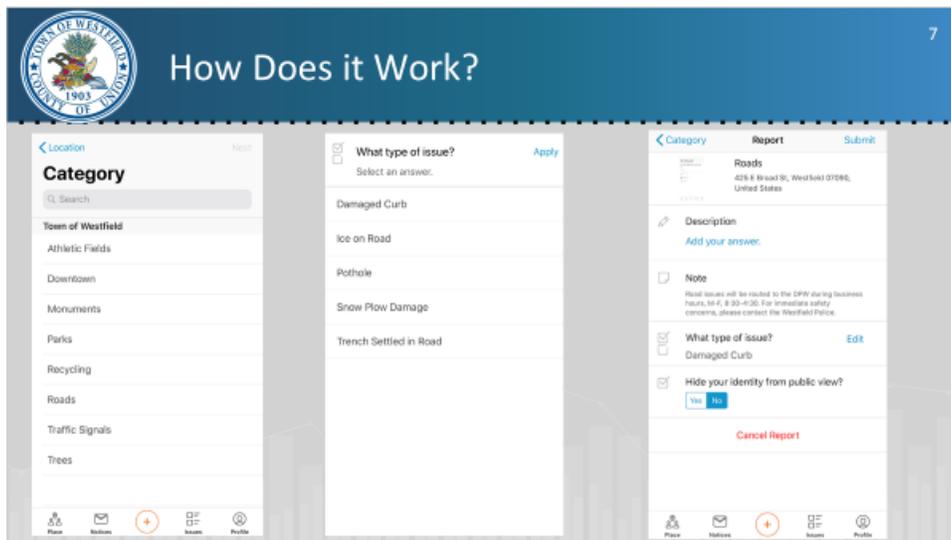
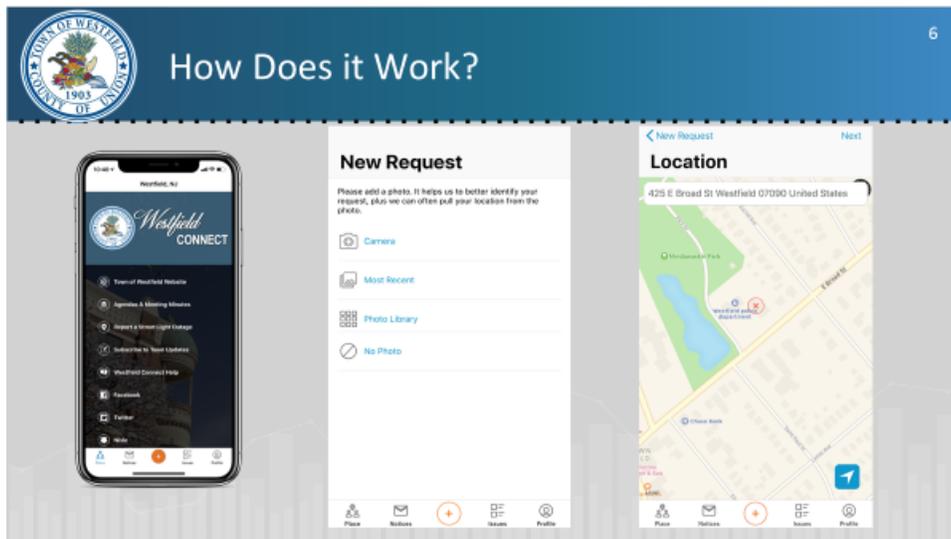
Resident perspective:

- Increases engagement
- Provides transparent work flow
- Establishes consistent process

 Collect Everything, Lose Nothing 5

Town perspective:

- Provides Town with data to organize, track and manage
- Better data = better decisions
- Allows for more efficient response





Where to Find It?

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- Apple App Store
- Google Play Store



What's Next?

10

- Manage initial work flow
- Add categories as needed
- Expand app beyond DPW processes over time:
 - Parking
 - Bill payment
 - Messaging
 - Other possibilities



- Expect an initial learning curve
- Provide feedback
- Find answers to your questions:
www.westfieldnj.gov/westfieldconnect

Councilman Contract requested clarification as to feedback with respect to information submitted to the Town through the Westfield Connect app.

The Town Administrator explained that the feedback capability is provided through the Westfield Connect app directly.

2019 Capital Budget

The Town Administrator provided an overview of projects included in the 2019 Capital Budget. Discussed improvements planned for Council Chambers and conference rooms within the Municipal Building.

The Town Administrator also discussed road paving, repair and improvements that are planned for 2019 and stated that an unprecedented amount of roads would be included in the 2019 Paving Program. Explained the process that is conducted in identifying the roads to be included in the annual paving program and stated that for the 2019 program, the Town negotiated with Elizabethtown Gas for full road paving from curb to curb, due to the amount of utility work Elizabethtown Gas has conducted in Westfield over the last eighteen (18) months. Mentioned that Elizabethtown Gas representatives were in attendance this evening and feels it was important to reinforce the Town's relationship with Elizabethtown Gas. The end result of these negotiations is that the Town has included more funding and road paving in the 2019 Capital Budget than in other years because it wanted to establish cooperation and a partnership with Elizabethtown Gas that would involve Elizabethtown Gas paving full width, full length roads at Elizabethtown Gas' expense, rather than just the typical patching or paving of half roads that Elizabethtown Gas normally completes as part of their restoration efforts. Provided a history of road paving in Westfield from 2010 to 2018 and discussed the number of miles of roadway paved in those years versus the number of miles of roadways proposed for paving in 2019. Stated that, with the exception of a few years that had minimal roads paved, the average amount of roads paved in most years was approximately four (4) to five (5) miles. In 2019, nearly 1.5 miles of roadway has already been paved, which was a carryover from the 2018 Paving Program, and the Town has including funding that would allow for another 8.8 miles of roadway to be paved. In addition, Elizabethtown Gas has agreed to pave nearly ten (10) miles of roads in 2019. The combination of the Town's scheduled paving and Elizabethtown Gas' scheduled paving, along

with the 1.5 miles of roadway already paved by the Town in 2019, amounts to a total of approximately twenty (20) miles of roadway scheduled for paving in 2019. Reiterated his prior statement that this is unprecedented for the Town of Westfield, and also stated that the relationship that was established with Elizabethtown Gas that has resulted in this paving schedule is also unprecedented. Explained that the list of roads scheduled for paving for 2019 is too long to cover at this time, but mentioned that Rahway Avenue is included in the 2019 program, and discussed the grant awards to the Town that would offset the cost of paving this road. Also explained that Elizabethtown Gas was responsible for the repair and paving of Rahway Avenue, but since grant funds were awarded for repair of this road, that mileage would be allocated to other roads to be paved by Elizabethtown Gas.

In addition, the Town Administrator explained that while this is “good news” for Westfield, there would be inconveniences and discussed the need for cooperation between the Town and residents, as well as between the Town and Elizabethtown Gas, and between the contractors that are hired to do the work. In addition, there would need to be coordination concerning notification to residents. Discussed the process moving forward and explained that the first step is to introduce the bond ordinance this evening, followed by a public hearing and adoption of the ordinance at the next meeting, and ultimately an award of contract to potential vendors, with work beginning in the summer.

The Town Administrator explained that funding for handicapped curb cuts and ramps was also included and would be installed on roads paved by the Town, as well as those paved by Elizabethtown Gas.

The Town Administrator then introduced the Town Engineer, Kris McAloon, and the Town’s new Engineering Inspector, Chris Roth, and discussed Mr. Roth’s qualifications. Feels the reason the Town would be able to achieve the large number of roads scheduled for paving this year is because of this additional staff support.

The Town Administrator discussed the lists of roads included in the 2019 Paving Program that would be available on the Town’s website. The Town Administrator also discussed the vendor the Town has contracted with for a full road assessment which would begin in the summer. Discussed the technology that would be used to determine the level of repairs needed, including surface, subbase and structural issues as examples. The results of this assessment would then be used to create the list of roads to be included in the 2020 Paving Program and beyond.

Lastly, the Town Administrator introduced Elizabethtown Gas representatives in attendance, Jemia Singleton, Community Outreach, and Rich DeRose, Government Affairs and Public Policy.

Ms. Singleton stated that it is an honor to attend the meeting tonight and thanked the Mayor and Town Council for establishing the partnership between the Town and Elizabethtown Gas. Also stated that this is the type of partnership Elizabethtown Gas has wanted to form with various municipalities. Discussed attempts by Elizabethtown Gas to over-communicate with residents, which began with the establishment of its Community Outreach Program approximately three (3)

years ago. Lastly, mentioned that she looks forward to the information that would be communicated through the new Westfield Connect app.

Mr. Singleton stated that Elizabethtown Gas is looking forward to working with the Town of Westfield and that the Town and residents could call upon Elizabethtown Gas "24/7".

In conclusion, the Town Administrator discussed trench repair to be conducted on Rahway Avenue by Elizabethtown Gas to improve the roadway until full paving and repairs could be done. Also discussed coordination that is occurring between the Town and Elizabethtown Gas with respect to future roadwork that would be needed later in 2019 and in year 2020.

APPOINTMENTS

ADVERTISED HEARINGS

PENDING BUSINESS

BIDS

MINUTES

On a motion by Councilwoman Habgood and seconded by Councilman Contract, Council approved the Minutes of the Town Council Conference Session, Regular Meeting and Executive held April 23, 2019.

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.

Kenneth L. MacRitchie, 515 Trinity Place, discussed a suggestion which would require fencing around mechanical equipment and electrical hazards. Stated that he presented this suggestion to the Town Council approximately ten (10) years ago, but it has not moved forward, and requested consideration and feedback from Mayor Brindle and the Town Council within the next two (2) weeks.

Mr. MacRitchie also discussed political lawn signs. Feels they should not be permitted in Westfield and asked the Town Council to consider an unofficial agreement to prohibit these signs in Town.

Lastly, Mr. MacRitchie discussed the introduction of Special Ordinance 2216 which is a multipurpose bond ordinance that would fund various capital projects for 2019. Feels this is a good time to move forward with a bond ordinance because interest rates are low. Also discussed the financial management of the Town and commended the Town Administrator for his efforts.

The Town Administrator stated that the Board of Adjustment recently completed its annual report which he believes includes recommendations concerning the fencing of mechanical equipment, and informed Mr. MacRitchie that this item would be reviewed.

Olivia Gonzalez, 406 First Street, commended the Department of Public Works for its efforts with the launch of Westfield Connect. Asked residents to be patient as the system unfolds because there would be a learning curve for both the Town and residents.

Mayor Brindle thanked Ms. Gonzalez for her participation as a member of the Tech Advisory Council. Also encouraged residents to contact the Town if they have any difficulty with the Westfield Connect app.

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

BILLS AND CLAIMS

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

RESOLVED that the bills and claims in the amount of \$1,316,887.75 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, Chairwoman of the Finance Policy Committee, and seconded by Councilman Contract, were unanimously adopted.

Resolution No. 114

RESOLVED, that the Chief Financial Officer be and hereby is, authorized to draw warrant for unused parking permit fee as follows:

Robert M. Saunders	Lot 8	#19080215	\$450.00
241 North Ave West, Suite 200			
Westfield, NJ 07090			

Resolution No. 115

RESOLVED that the Chief Financial Officer be authorized to draw a warrant in the amount of \$135.00 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 April 2019.

Resolution No. 116

WHEREAS, Mary K. Russo, 418 Beechwood Place, Westfield, NJ, has placed the required cash bond of \$500.00 to cover Road Opening Permit No. 18-170 for 418 Beechwood Place, and

WHEREAS, Mary K. Russo has requested that this amount 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 Mary K. Russo for \$500.00, and forward to 418 Beechwood Place, Westfield, NJ 07090.

Resolution No. 117

WHEREAS, C&M Refrigeration & AC Corp., made an application for a construction permit for a furnace located at 1101 South Avenue W., Block 2610, Lot 15, Westfield, New Jersey.

WHEREAS, C&M Refrigeration & AC Corp., remitted \$281.00 for aforesaid permit.

WHEREAS, C&M Refrigeration & AC Corp., subsequently requested not to do the above mentioned project.

WHEREAS, C&M Refrigeration & AC Corp., has made an application for refund of eighty percent (80%) of permit fee.

NOW THEREFORE BE IT RESOLVED, that the Chief Financial Officer be, and hereby is authorized to draw a warrant in the sum of \$224.80 payable to C&M Refrigeration & AC Corp., 3 Dundar Road, Springfield, NJ 07081

Resolution No. 118

BE IT RESOLVED that the Chief Financial Officer be authorized to draw a warrant to the following persons for a refund due to the non-approval of his food application for May 5, 2019:

<u>Name</u>	<u>Amount</u>
John Scavo	\$75.00

Mail to:

The Little Sicilian Riceballs
John Scavo
346 Richey Avenue
Oaklyn, NJ 08107

Resolution No. 119

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 2017-2018 pursuant to the Tax Court of New Jersey:

Block/Lot

<u>Name</u>	<u>Address</u>	<u>Year</u>	<u>Amount</u>
2506/8.01/C0012	111 Prospect Street	2017	\$3,883.32
Savannah Realty LLC		2018	<u>\$3,904.74</u>
Check payable and mail to:			<i>\$7,788.06</i>

Daniel G. Keough, Trustee
Law Office of Daniel Keough
783 Springfield Avenue
Summit, New Jersey 07901-2332

Resolution No. 120

WHEREAS, there exist on the records in the Tax Collector's office sewer fees for this property that has had no water connection since 2015;

THEREFORE, RESOLVED that the Tax Collector be and he hereby is authorized to cancel the sewer fee billing below for the years 2016-2018 and refund the amounts paid in those years:

Account Number

<u>Name</u>	<u>Property Address</u>	<u>Year</u>	<u>Amount</u>
8919-0	206 Dickson Drive	2016	\$170.00
Ken Leonard		2017	\$165.00
PO Box 2491		2018	<u>\$165.00</u>
Wayne, NJ 07471-2491			<i>\$500.00</i>

Resolution No. 121

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 2018 in the sum of \$5,686.93, which is now available from the Division of Criminal Justice Body Armor grant; and

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

General Appropriations	
Body Armor	\$5,686.93

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.

Special Ordinance No. 2216:

Regarding the following ordinance, Councilwoman Habgood made the following announcement:

I hereby move that an ordinance entitled, “SPECIAL ORDINANCE NO. 2216 – BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE TOWN OF WESTFIELD, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$4,760,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO APPROPRIATE CAPITAL SURPLUS, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.” be approved on first reading.

The motion was seconded by Councilman Contract.

The ordinance was approved by the following vote of all present upon roll call as follows:

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

Heretofore introduced, Special Ordinance No. 2216 does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 21st day of May 2019 at 8:00 o'clock, p.m., or as soon thereafter as the matter can be reached, in the Council Chambers, 425 East Broad Street, Westfield, New Jersey, and that at such time and place or any

time and place to which such meeting shall from time to time be adjourned, all persons interested be given the opportunity to be heard concerning said ordinance, and that the Town Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Special Ordinance No. 2217:

Regarding the following ordinance, Councilwoman Habgood made the following announcement:

I hereby move that an ordinance entitled, "SPECIAL ORDINANCE NO. 2217 – CAPITAL ORDINANCE OF THE TOWN OF WESTFIELD, IN THE COUNTY OF UNION, NEW JERSEY AUTHORIZING THE ACQUISITION of VARIOUS VEHICLES, EQUIPMENT AND MACHINERY FOR THE USE OF THE DEPARTMENT OF PUBLIC WORKS IN, BY AND FOR THE TOWN, APPROPRIATING THEREFOR THE SUM OF \$1,000,000 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE CAPITAL IMPROVEMENT FUND OF THE TOWN." be approved on first reading.

The motion was seconded by Councilman Dardia.

The ordinance was approved by the following vote of all present upon roll call as follows:

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

Heretofore introduced, Special Ordinance No. 2217 does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 21st day of May 2019 at 8:00 o'clock, p.m., or as soon thereafter as the matter can be reached, in the Council Chambers, 425 East Broad Street, Westfield, New Jersey, and that at such time and place or any time and place to which such meeting shall from time to time be adjourned, all persons interested be given the opportunity to be heard concerning said ordinance, and that the Town Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Public Safety, Transportation and Parking Committee

Code Review & Town Property Committee

Update re: 7-Eleven

Councilwoman Mackey provided an update of meetings with 7-Eleven and stated that she, along with Councilmembers Stokes, Contract and LoGrippto, advocated on behalf of the neighborhood for additional security by 7-Eleven. As a result of these meetings, 7-Eleven has agreed to the Town's request to close during overnight hours and would close during the hours of 1:00 AM to 5:00 AM, on a six (6) month trial basis starting June 1, 2019.

The following resolutions, introduced by Councilwoman Mackey Chairwoman of the Code Review & Town Property Committee, and seconded by Councilwoman Habgood, were unanimously adopted.

Resolution No. 122

WHEREAS, pursuant to Chapter 24 Article VII Section 24-47 of the Town Code the Town Council has authorized the licensing of Sidewalk Cafés, and

WHEREAS, the establishments listed have made application as required by Sec. 24-48 of the Town Code, and

WHEREAS, the establishments listed have met all the terms and conditions as required,

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Westfield hereby grants licenses to the establishments listed to operate sidewalk cafés and the Town Clerk be, and is hereby authorized to issue said licenses.

Ahrre's Coffee Roastery	104 Elm Street
Inspiration Roll	106 Central Avenue
Jersey Mike's	140 East Broad Street
Outta Hand Pizza	311 South Avenue West

Resolution No. 123

WHEREAS, the Town of Westfield wishes to undertake a comprehensive review and update of its Town Code (Code); and

WHEREAS, pursuant to NJSA 40A:11-5(1)(x), any contract, the amount of which exceeds the bid threshold, may be negotiated and awarded by the governing body without public advertising for bids and bidding if the subject matter consists of the printing of municipal ordinances or other services necessarily incurred in connection with the revision and codification of municipal ordinances; and

WHEREAS, the scope of service is to include research, editorial and legal review to identify conflicts, inconsistencies and other problem areas in need of updating or correction, the incorporation of any necessary revisions, the creation of an index, the printing of two (2) copies of the Code, the preparation of Code adoption materials, a

disposition list to document the final disposition of all Code-relevant legislation and an updated online version of the Code; and

WHEREAS, the Town of Westfield obtained a cost proposal for the above referenced services from General Code, 781 Elmgrove Road, Rochester, New York, 14624, in the amount of \$28,000; and

WHEREAS, the Chief Financial Officer has certified to the availability of adequate funds for payment to be charged to Account No. 9-01-102-212, under Purchase Order #19-01813 and prepared in accordance with N.J.A.C. 5:30 1.10.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Westfield hereby authorizes an award of contract to General Code to perform codification services described above at a fee not to exceed \$28,000; 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 and discharge of this Contract.

Resolution No. 124

WHEREAS, the Town of Westfield owns property located at 314 Mountain Avenue in Westfield, also known as the "Reeve House," which property was donated to the Town of Westfield on December 31, 1985, by Ralph Tichenor Reeve and his brother, Edgar Reeve, in memory of their father, William Edgar Reeve, who resided there with his family from 1906 to 1963, and who contributed much to the development of Westfield; and

WHEREAS, the Town has leased the property to the Westfield Historical Society, which utilizes the property as a Historical and Cultural Resource Center, and the Society has plans to house its historical archives on that site in the future; and

WHEREAS, the Westfield Historical Society has held, and will in the future hold, a number of special events at the Reeve House, for various purposes that are beneficial to the Society, to the Town of Westfield, and to the residents of the Town generally; and

WHEREAS, the Westfield Historical Society has requested that it be permitted to serve alcohol to attendees at some of these special events; and

WHEREAS, the Mayor and Council of the Town of Westfield has deemed it appropriate to allow the Westfield Historical Society to serve alcohol at certain special events being held by the Society at the Reeve House, provided that the Society complies in all respects with State of New Jersey, Division of Alcoholic Beverage Control, rules and regulations, obtains all local and/or State permits that are necessary for the service and consumption of alcoholic beverages on its premises, and provides proof of same to the Town; and provided further that the Society provides sufficient proof of insurance and an agreement

to indemnify to the Town for such events, and complies with such other reasonable and necessary requirements as the Town deems appropriate for such events;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Town Council of the Town of Westfield grants permission to the Westfield Historical Society to serve alcohol at special events held at the Reeve House sponsored by the Society; and

BE IT FURTHER RESOLVED, that this permission is conditioned upon the Society submitting to the Town Administrator or his designee, at least 30 days prior to each event taking place, proof of insurance coverage and indemnification, and proof of compliance with all State and local laws and regulations, as well as such other necessary and appropriate documentation as required in the reasonable judgment of the Town Administrator or his designee.

Public Works Committee

The following resolution, introduced by Councilman Contract Chairman of the Public Works Committee, and seconded by Councilman Stokes, was unanimously adopted.

Resolution No. 125

WHEREAS, T.R. Weniger, Inc., is under contract to the Town of Westfield for the **Proposed Improvements at Memorial Park** as authorized by S.O. 2206A and Public Buildings Operating Account 185-217, and

WHEREAS, N.J.A.C. 5:30 provides for increases in the contract price for unanticipated adjustments through Change Order and Council Resolution, and

WHEREAS, site conditions encountered during construction necessitated additional work items and more material than had been anticipated, and

WHEREAS, Certificate of the Town Treasurer, certifying to the availability of adequate funds for the changed contract price, as described below, 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 Public Buildings Operating Account 185-217 (\$8,000) and the Park Improvement Trust Fund T-05-600-076 (\$11,000) under Purchase Order #18-03033.

NOW THEREFORE BE IT RESOLVED, that Change Order No. 1 in the amount of \$19,000.00 executed by Kris J. McAloon, Town Engineer, be authorized, and

BE IT FURTHER RESOLVED, that the proper Town Officials be, and they are hereby, authorized to make payment and to effect whatever actions are necessary in the execution and discharge of Change Order No. 1, for the **Proposed Improvements at Memorial Park** increasing the contract price to \$117,600.00.

Town Council comments:

Councilman Contract announced that the restrooms at Memorial Park would be open this weekend.

Councilman Contract also thanked the Police Department, Department of Public Works, and Kirti Malik of the Green Team for their efforts with the Free Market. Discussed the market and stated that he hopes it would be offered again next year.

Councilman Contract also announced that the Town was awarded a \$2,000 grant through Sustainable Jersey and PSE&G, and announced that a new program calendar for senior citizens would be available on the Town's website.

Lastly, Councilman Contract discussed the proposed PSE&G 69kV project and stated that he and Councilman Stokes continue to speak to PSE&G to obtain answers to the many questions concerning the project. Another meeting would be held and an update would be provided once information is provided to the Town.

Councilman Stokes added that other options are also being proposed to PSE&G and he is hoping that the Town will develop the same type of relationship with PSE&G that it has established with Elizabethtown Gas.

Reports of Department Heads

ADJOURNMENT

A motion to adjourn, made by Councilman LoGrippe and seconded by Councilman Dardia at 9:15 p.m. was unanimously carried.

Respectfully submitted,

Tara Rowley, RMC
Town Clerk