

## MINUTES OF REGULAR MEETING HELD AUGUST 12, 2014

Pursuant to rules of Council of the Town of Westfield, the members thereof convened in regular session Tuesday evening, August 12, 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, LoGrippo, Foerst, Della Fera, Oliveira, Loughlin

**ABSENT:** Council Members Neylan, Kimmins

Invocation was given by Councilman Oliveira

### PRESENTATIONS

Mayor Skibitsky read the following proclamation:

*Town of Westfield*  
Westfield, New Jersey

## *PROCLAMATION*

### *Mobile Meals of Westfield*

**WHEREAS**, Mobile Meals of Westfield is a voluntary, non-profit program of home-delivered meals serving those who are unable to shop and prepare their own meals on either a temporary or permanent basis; and

**WHEREAS**, the service provided by Mobile Meals of Westfield is available to residents of Westfield and surrounding communities including Mountainside, Fanwood, Scotch Plains, Clark and Cranford; and

**WHEREAS**, Mobile Meals of Westfield operates 5 days per week, Monday through Friday, delivering delicious, well-balanced, and attractively presented meals planned by a nutritionist and prepared by a trained cook in the kitchen facility of the First Baptist Church at 170 Elm Street; and

**WHEREAS**, 150 volunteers and a staff of three – the cook, the kitchen assistant, and the director of operations - presently serve between 60 to 70 people on a daily basis; and

**WHEREAS**, Mobile Meals of Westfield charges a nominal fee, receiving most of its funding from donations, and imposes no income eligibility restrictions on those requesting its services; and

**WHEREAS**, a heart-warming extension of the Mobile Meals program is the relationship that develops between the volunteer drivers who deliver the meals and the people on their routes; and

**WHEREAS**, Mobile Meals of Westfield was established in 1968 by a group of civic minded, compassionate women with the vision to bring prepared meals to homebound residents; and

**WHEREAS**, on July 16, 2014, Mobile Meals of Westfield delivered its one millionth meal; and

**WHEREAS**, the Mayor and Town Council of the Town of Westfield wish to commend and congratulate Mobile Meals of Westfield;

**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, on this 12th day of August in the year 2014, do hereby commend and thank the past and present volunteers, staff members, and Board of Trustees of Mobile Meals of Westfield for their compassionate vision and continued service to the community. Further, I hereby congratulate Mobile Meals of Westfield on the occasion of delivering one million meals to people in need and offer best wishes for continued success.

**APPOINTMENT**

**ADVERTISED HEARINGS**

**PENDING BUSINESS**

**BIDS**

TOWN OF WESTFIELD  
 INVITATION TO RE-BID  
TUESDAY, AUGUST 5, 2014

2014 VARIOUS STREET IMPROVEMENTS IN THE TOWN OF  
 WESTFIELD, NEW JERSEY

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

<u>Bidder</u>	<u>Amount of Bid</u>
Granada Construction Corp. 147 Thomas Street Newark, NJ 07114	\$197,552.50
Fischer Contracting Inc. 10 Short Hills Lane Scotch Plains, NJ 07076	\$203,967.90
Z Brothers Concrete Contractors, Inc. 304 Jernee Mill Road Sayreville, NJ 08872	\$211,552.00
Cifelli & Son General Construction Inc. 4 Coppola Street Nutley, NJ 07110	\$223,195.00
Top Line Construction Corp.	\$255,723.58

22 Fifth Street	
Somerville, NJ 08876	

### **MINUTES**

On a motion by Councilman Foerst, seconded by Councilman LoGrippe, Council approved the Minutes of the Town Council Meeting held July 15, 2014 with Mayor Skibitsky abstaining.

On a motion by Councilman Loughlin, seconded by Councilman Oliveira, Council approved the Minutes of the Conference Session held July 15, 2014 with Mayor Skibitsky abstaining.

### **PETITIONS AND COMMUNICATIONS**

#### **OPEN DISCUSSION BY CITIZENS**

Greg Kasko of 434 Everson Place spoke about the use of the Mobile Command Center at various venues.

Kevin Monroe of 307 Windsor Avenue spoke about the Police Department coming to Windsor Park where he and others from his neighborhood play basketball. He complained that they were being told to leave the park after dusk. The Mayor said he did not know the nature of the complaints to which the police responded, but would be happy to meet with him and the Police Chief to discuss and come to a resolution of the matter. The Town Administrator stated that he met with Mr. Monroe earlier today and explained the park's rules and regulations. The Administrator had provided Mr. Monroe with a park permit application to be completed for use of the park for the next two Sundays. Mr. Monroe also stated that his street needs speed bumps to slow down traffic. Councilman LoGrippe stated that he had discussed the matter with some residents of Windsor Avenue and that the item has been added to the Public Safety Committee agenda for review and recommendation to the Town Council.

Adina Enclusco of 1310 Central Avenue spoke about her opposition to the Central Avenue pedestrian activated HAWK light.

Steve Barden of 231 Windsor Avenue reiterated Mr. Monroe's comments about needing speed bumps on Windsor Avenue. He also spoke about the Windsor Avenue basketball courts and said there is only one person who calls and complains about the park usage after dusk. He stated that he believed the park belonged to the neighborhood because they maintained it. The Administrator stated that every park has hours of operation and requires a permit for organized use and for use after allowable hours. The Administrator reiterated that he had provided permit paperwork to Mr. Monroe for use of the basketball court the next two Sundays and that he understood they were having the annual Unity games tournament and was awaiting the written request for that annual event. The Administrator also encouraged Mr. Barden and Mr. Monroe to take the Mayor up on his offer to meet with him and the Police Chief to discuss use of the park.

### **BILLS AND CLAIMS**

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

RESOLVED that the bills and claims in the amount of 480,890.09 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 Oliveira were unanimously adopted.

(210) RESOLVED that the Chief Financial Officer be and she hereby is authorized to draw warrants to the order of the following person, this being the amount overpaid for property taxes for the year 2013 and 2014.

<u>BLOCK/LOT</u>	<u>PROPERTY</u>	<u>YEAR</u>	<u>AMOUNT</u>
3305/4 HARRIS, Timothy P. & Marybeth H.	816 St Marks Avenue	2013	\$ 4,794.13
4402/19	820 Dartmoor	2013 2014	\$18,261.76 \$10,957.04

WELLS FARGO HOME MORTGAGE and SHAPIRO, Kenneth D. and Farah Anne  
ATTN: FINANCIAL SUPPORT  
1 HOME CAMPUS  
MAC X2302-04D  
DES MOINES, IA 50328

4903/10 Konstruct Enterprises, Inc. 1801 East 2 <sup>nd</sup> Street Scotch Plains, NJ 07076	1365 Grandview Avenue	2014	\$ 330.58
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(211) 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:

August 1, 2014	\$102,401.25
November 1, 2014	\$102,401.25

(212) RESOLVED that the Chief Financial Officer be authorized to draw a warrant in the amount of \$30.00 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 July 2014.

**(213) RESOLUTION DIRECTING THE UNDERTAKING OF A CONTINUING DISCLOSURE REVIEW AND AUTHORIZING PARTICIPATION IN THE MUNICIPALITIES CONTINUING DISCLOSURE COOPERATION INITIATIVE OF THE DIVISION OF ENFORCEMENT OF THE U.S. SECURITIES AND EXCHANGE COMMISSION**

WHEREAS, the Town of Westfield has entered into continuing disclosure agreements in connection with certain of its prior bond and/or note issuances, agreeing to file certain financial information and operating data and/or certain enumerated event notices with the former nationally recognized municipal securities information repositories or the Municipal Securities Rulemaking Board (MSRB) pursuant to the provisions of Rule 15c2-12 of the Securities Exchange Act of 1934, as amended (the "Rule"); and

WHEREAS, the Town of Westfield has made certain representations regarding its continuing disclosures in bond and/or note offering documents in connection with its Prior Issuances; and

WHEREAS, in response to widespread concerns that many municipal issuers have not been complying with their obligations to file continuing disclosure documents under the Rule, and furthermore have made false representations concerning compliance in bond and note offering documents, the Division of Enforcement (the "Division") of the U.S. Securities and Exchange Commission (the "Commission") has set forth its Municipalities Continuing Disclosure Cooperation Initiative (the "MCDC Initiative"), attached hereto as Exhibit A, whereby the Commission will recommend favorable settlement terms to municipal issuers involved in the offer or sale of municipal securities, as well as underwriters of such offerings, if they self-report to the Division, by 12:00 a.m. on September 10, 2014, possible violations involving materially inaccurate statements in bond and note offering documents relating to prior compliance with continuing disclosure obligations pursuant to the Rule; and

WHEREAS, pursuant to Local Finance Notice 2014-9, attached hereto as Exhibit B, the Director of the Local Finance Board, Division of Local Government Services of the Department of Community Affairs of the State of New Jersey, has recommended the undertaking of a Review (as hereinafter defined) by all municipal issuers and participation in the MCDC Initiative, where appropriate, as determined by the facts of each Review (the "LFB Recommendation");

NOW, THEREFORE, IN CONNECTION WITH THE LFB RECOMMENDATION, BE IT RESOLVED BY THE TOWN OF WESTFIELD, as follows:

Section 1. The Town of Westfield, through its Chief Financial Officer or a third-party disclosure-dissemination agent, is hereby directed to conduct a continuing disclosure review of its prior continuing disclosure undertakings (the "Review"), and the Governmental Entity hereby ratifies any such previously conducted Review. Such Review shall include, but is not limited to, a historical review of the Town of Westfield's continuing disclosure obligations and filings in connection with its Prior Issuances that are presently outstanding and which are no longer outstanding but, as of the date five years prior to the date of submission of the Questionnaire (as hereinafter defined), were outstanding; and the undertaking, at any time, of any applicable remedial filings with the MSRB deemed necessary for compliance with its continuing disclosure obligations.

Section 2. The Town of Westfield, through its Chief Financial Officer, is hereby authorized to participate in the MCDC Initiative, if in the discretion of the Chief Financial Officer after consultation with the Town of Westfield officials, it is determined that the Town of Westfield may have made materially inaccurate statements in its bond and/or note offering documents relating to prior compliance with continuing disclosure obligations pursuant in the Rule in connection with its Prior Issuances issued during the period beginning five years prior to the date of submission of the Questionnaire.

Section 3. The Chief Financial Officer of the Town of Westfield is hereby authorized to execute and deliver any and all documents and instruments, including the Municipalities Continuing Disclosure Cooperation Initiative Questionnaire for Self-Reporting Entities contained in the MCDC Initiative (the "Questionnaire"), and to do and cause to be done any and all acts and things necessary or proper for participating in the MCDC Initiative and all related transactions, including the Review, contemplated by this resolution.

Section 4. All resolutions or proceedings, or parts thereof, in conflict with the provisions of this resolution are to the extent of such conflict hereby repealed.

Section 5. This resolution shall become effective in accordance with applicable law.

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

Name	Account	Class	Fee
Lyn Bertsch 586 Sherwood Parkway Westfield, NJ 07090	T05-600-073	Speed/Agility Camp (Aiden)	\$180.00
Kerry Thorburn 731 Shadowlawn Drive Westfield, NJ 07090	T05-600-073	Speed/Agility Camp (John)	\$180.00
Peggy Barsa 505 Woodland Ave. Westfield, NJ 07090	T05-600-073	Speed/Agility Camp (Jack)	\$180.00
Kathleen Hanlon 890 Village Green Westfield, NJ 07090	T05-600-073	Wrestling Camp (Daniel)	\$90.00
Kristy Bassolino 23 North Wickom Dr. Westfield, NJ 07090	T05-600-073	Wrestling Camp (Connor)	\$90.00
MaryElizabeth Caramagno 23 North Wickom Dr. Westfield, NJ 07090	T05-600-073	Wrestling Camp (Joshua & Christopher)	\$180.00
Ellen Dailey 535 Fairmont Ave. Westfield, NJ 07090	T05-600-073	Wrestling Camp (Will)	\$90.00
Stacie Paterson 522 Colonial Ave. Westfield, NJ 07090	T05-600-073	Wrestling Camp (Jack)	\$90.00
Elin Cherry 615 Dorian Rd. Westfield, NJ 07090	T05-600-073	Wrestling Camp (Andrew)	\$92.70
Rose Calimano 133 Irwin Street Springfield, NJ 07081	T05-600-073	Wrestling Camp (Christopher)	\$92.70
Bridget Gonzalez 324 N. Chestnut St. Westfield, NJ 07090	T05-600-073	Golf Squirts Camp (Gabriel)	\$60.00
Marilyn O'Brien 516 Cumberland St. Westfield, NJ 07090	T05-600-071	Renault Winery (3 participants)	\$238.00

(215) WHEREAS, the Westfield Recreation Department's annual Family Fun Night Swim held at the Memorial Pool for Pool Members and their guests is scheduled for Wednesday, August 13, 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 \$800.00 charged to the Memorial Pool 195-243 Account.

Public Safety, Transportation and Parking Committee

The following resolutions, introduced by Councilman Loughlin, Vice-Chairman of the Public Safety, Transportation and Parking Committee, seconded by Councilman Arena were unanimously adopted.

(216) WHEREAS, a need exists in the Fire Department for the purchase of (1) 2014 Ford Explorer 4WD vehicle as provided in the 2014 Operating Budget, and;

WHEREAS, the contract to purchase this vehicle is to be awarded to Beyer Ford, LLC, and;

WHEREAS, this vehicles will be sufficient to meet the needs of the Fire Department; and

WHEREAS, this vehicle is being purchased under NJ State Contract A83013 and therefore does not require the solicitation of bids; and

WHEREAS, the Town Treasurer certified to the availability of adequate funds for payment, which will be in the amount of \$27,568.00 charged to Special Ordinance No. 2194 prepared in accordance with N.J.A.C. 5:30 1.10.

NOW, THEREFORE BE IT RESOLVED that the Town of Westfield will purchase 2014 Ford Explorer 4 WD vehicle,

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.

Beyer Ford, LLC.  
170 Ridgedale Avenue  
Morristown, NJ 07962

1 @ \$27,568.00

Total: \$27,568.00

(217) WHEREAS, in 2012, alcohol impaired fatalities accounted for 19% of New Jersey’s traffic fatalities; and

WHEREAS, though the percentage of fatalities has declined slightly in recent years, impaired driving remains a significant issue, both in New Jersey and nationally; and

WHEREAS, the project is designed to raise awareness about the dangers of drinking and driving, to offer deterrence through visible enforcement, to arrest impaired drivers, and to issue summonses for relevant motor vehicle violations; and

WHEREAS, the State of New Jersey will participate in the *2014 Drive Sober or Get Pulled Over Statewide Labor Day Crackdown* from August 15, 2014 – September 2, 2014 in an effort to reduce the rate of alcohol-impaired fatalities in the state by five percent from the 2010-2012 calendar base year average through targeted impaired driving enforcement and education; and

THEREFORE, BE IT RESOLVED that the Westfield Town Council declares its support for the *2014 Drive Sober or Get Pulled Over Statewide Labor Day Crackdown* both locally and nationally from August 15, 2014 – September 1, 2014 and pledges to increase awareness about the dangers of drinking and driving.

(218) WHEREAS, a need exists in the Police Department for the replacement of the Department’s computer dispatch computer systems as provided in the 2014 Capital Budget, Special Ordinance SO 2193, and;

WHEREAS, the contract to purchase the dispatch computers is to be awarded to Motorola Solutions, Inc. pursuant to Motorola NJ State contract #83909, and

WHEREAS, this dispatcher computer system will be sufficient to meet the needs of the Police Department,

WHEREAS, the New Jersey State Public Contract Law 40A:11-3 states that when accepting an item under state contract, a resolution must be adopted by the Governing Body, and

WHEREAS, the Town Treasurer certified to the availability of adequate funds for payment, which will be in the amount of \$38,005.20, charged to Special Ordinance 2193, prepared in accordance with N.J.A.C. 5:30 1.10.

NOW, THEREFORE BE IT RESOLVED that the Town of Westfield will purchase the Dispatch Computer System as listed below

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.

DISPATCH COMPUTER SYSTEM

Motorola Solutions, Inc.  
PO Box 29  
Chester, NJ 07930-0029

Total \$38,005.20

Regarding the following ordinance, Councilman Loughlin, Vice-Chairman of the Public Safety, Transportation and Parking Committee, made the following announcement:

I hereby move that an ordinance entitled, “GENERAL ORDINANCE NO. 2028 – AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD, CHAPTER 13.”

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 2<sup>OND</sup> day of September 2014 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.

Seconded by Councilman LoGrippo.

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

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

Code Review & Town Property Committee

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

(219) WHEREAS, Mr. Mooney, made an application to the Town of Westfield to demolish a detached garage, located at 712 Standish Avenue, Block 1202, Lot 2, Westfield, New Jersey, and,

WHEREAS, Steve Freedman, Construction Official, certifies to the Town Council that the application has met 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 detached garage at 712 Standish Avenue, Block 1202, Lot 2, Westfield, New Jersey.

(220) WHEREAS, JPT Partners LLC, made an application to the Town of Westfield to demolish a single-family dwelling, located at 56 Tamaques Way, Block 5201, Lot 43, 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 56 Tamaques Way, Block 5201, Lot 43, Westfield, New Jersey.

(221) WHEREAS, D. Villane Construction, made an application to the Town of Westfield to demolish a single-family dwelling, located at 47 Woodbrook Circle, Block 3901, Lot 34, 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 47 Woodbrook Circle, Block 3901, Lot 34, Westfield, New Jersey.

(222) WHEREAS, Greg Russo, made an application to the Town of Westfield to demolish a single-family dwelling, located at 785 Lenape Trail, Block 603, 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 785 Lenape Trail, Block 603, Lot 7, Westfield, New Jersey.

(223) WHEREAS, Messercola Brothers Inc., made an application to the Town of Westfield to demolish a single-family dwelling, located at 881 Lamberts Mill Road, Block 4506, Lot 14, 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 881 Lamberts Mill Road, Block 4506, Lot 14, Westfield, New Jersey.

(224) WHEREAS, West Boulevard Realty LLC, made an application to the Town of Westfield to demolish a single-family dwelling, located at 509 Boulevard, Block 3007, 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 509 Boulevard, Block 3007, Lot 21, Westfield, New Jersey.

(225) WHEREAS, Michael Mahoney LLC, made an application to the Town of Westfield to demolish a single-family dwelling, located at 867 Willow Grove Road, Block 4504, Lot 2, 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 867 Willow Grove Road, Block 4504, Lot 2, Westfield, New Jersey.

(226) WHEREAS, Deluxe Homes, made an application to the Town of Westfield to demolish a single-family dwelling, located at 106 Surrey Lane, Block 5401, Lot 6, 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 106 Surrey Lane, Block 5401, Lot 6, Westfield, New Jersey.

(227) WHEREAS, Gentemp LLC, made an application to the Town of Westfield to demolish a single-family dwelling, located at 1001 Harding Street, Block 3601, Lot 42.01, 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 1001 Harding Street, Block 3601, Lot 42.01, Westfield, New Jersey.

(228) WHEREAS, Theodore Laguna, made an application to the Town of Westfield to demolish a single-family dwelling and detached garage, located at 316 St. Georges Place, Block 2811, Lot 16, 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 316 St. Georges Place, Block 2811, Lot 16, Westfield, New Jersey.

#### Public Works Committee

The following resolutions, introduced by Councilman Arena, Chairman of the Public Works Committee, seconded by Councilman Loughlin were unanimously adopted.

(229) WHEREAS, sealed bids were received by the Town Clerk on July 15, 2014 for the **2014 Various Road Improvements** in Westfield, New Jersey as authorized by S.O. 2182 and S.O. 2192, and

WHEREAS, after initial review, it was found that the specifications issued by the Town contained a technical deficiency, and therefore, in accordance with N.J.S.A. 40A:11-13.2, it was recommended that the Town reject these bids and readvertise this service, and

WHEREAS, after a further detailed review, it was found that the deficiency identified was deemed de minimis in nature, and further, any modification to the specifications would have no bearing on the outcome of the original bid results, and

WHEREAS, the low bid, in the amount of \$1,082,759.50 submitted by Utility Systems, Inc., P.O. Box 28, Colonia, NJ 07067 has been analyzed and found to be in conformance with the appropriate plans and specifications, and

WHEREAS, Certificate of the Town Treasurer, certifying 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 pursuant to this Contract to be charged to S.O. 2182 and S.O. 2192.

NOW THEREFORE BE IT RESOLVED, that a Unit Price Contract in the amount of \$1,082,759.50 be awarded to Utility Systems, Inc., 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, 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.

(230) WHEREAS, the Town of Westfield desires to continue to improve its roadway infrastructure, in part, through the **2014 Various Street Improvements** program, and

WHEREAS, the Town Engineer advertised the contract and bids were first received on July 1, 2014, and,

WHEREAS, after review, all bids were rejected for substantially exceeding the amount budgeted by the Town, and the contract was authorized to be re-advertised, and

WHEREAS, bids were next received on August 5, 2014, and

WHEREAS, once again, all bids substantially exceeded the amount budgeted by the Town, and it is in the best interest of the Town to re-advertise this contract.

NOW THEREFORE BE IT RESOLVED, that the Town Engineer is hereby authorized to re-bid for the **2014 Various Street Improvements**, and will re-advertise this contract with substantial revisions of the specifications in accordance with N.J.S.A 40A:11-13.2(d).

#### Reports of Department Heads

Report of Liy-Huei L. Tsai, Chief Financial Officer, showing Cash in Bank of \$11,125,735.47 and Investments of \$374,087.86 was received, read and ordered filed.

Reports of Susan Noon, Collector of Taxes, showing taxes total collections of \$12,093,264.92 during the period July 1, 2014 to July 31, 2014 and total sewer fee collections of \$21,214.63.

Report of Carol Salvaggio, Certified Court Administrator, stating that she had turned over to the Chief Financial Officer check in the amount of \$60,790.57 representing fines and costs collected in the Municipal Court and Violations Bureau during the month of July 2014 was received, read and ordered filed.

Report of Claire J. Gray, Town Clerk, showing fee collected in the amount of \$1,569.00 during the month of July 2014 was received, read, and ordered filed.

Report of Kris McAloon, Town Engineer, stating he had turned over to the Chief Financial Officer check in the amount of \$15,515.00 representing monies collected during the month of July 2014.

Report of Steve Freedman, Construction Official, showing monies collected for permits in the amount of \$124,542.00 for the month of July 2014 was received, read and ordered filed.

Report of Daniel J. Kelly, Chief of the Fire Department, showing Smoke Detector Fees collected in July in the amount of \$5,225.00, Application Fees \$1,450.00 and Permit Fees \$323.00 was received, read and ordered filed.

Reports of David Wayman, Chief of the Police Department, stating he had turned over to the Chief Financial Officer a check in the amount of \$1,055.35 representing Police Fees collected during the month of June 2014 and \$1,132.45 collected during the month of July 2014 were received, read and ordered filed.

Upon motion by Councilman LoGrippo, seconded by Councilman Della Fera the meeting was adjourned at 8:40 p.m.

Claire J. Gray  
Town Clerk