

MINUTES OF REGULAR MEETING HELD SEPTEMBER 25, 2018

Pursuant to rules of Council of the Town of Westfield, the members thereof convened in regular session Tuesday, September 25, 2018 at 8:00 p.m.

Mayor Brindle made the following announcements:

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

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

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

ABSENT: Councilman Arena

INVOCATION AND FLAG SALUTE

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

PRESENTATIONS

Mayor Brindle presented the following proclamation recognizing Patricia and Grover Connell

**Town of Westfield
Westfield, New Jersey
PROCLAMATION**

Patricia and Grover Connell

Whereas, Patricia Day Connell was born in 1916 and raised in Scotch Plains where her father was the Police Chief and where she graduated from Scotch Plains High School as salutatorian; and

Whereas, Grover Connell was born in 1918 and raised in the Bronx, New York. After earning a Bachelor of Science degree from Columbia University, he briefly worked for his father in the rice business; and

Whereas, Patricia and Grover met at the beach in Manasquan and from that introduction, a beautiful bond blossomed and grew into a wonderful marriage of 77 years; and

Whereas, Mr. Connell answered the call of duty and proudly served as an officer (Lieutenant Senior Grade) in the United States Navy on a destroyer during World War II; and

Whereas, following the war, Mr. Connell returned to work at Connell Rice & Sugar Co. (now The Connell Co.), taking over the business in 1950 and serving as its president for the rest of his life; and

Whereas, a true entrepreneur, Mr. Connell led the company to become the world's largest rice trader, and also guided the company into many diverse areas; and

Whereas, known for his business acumen and integrity, Mr. Connell was respected by everyone with whom he came in contact. Yet, for all his achievements and attributes, Mr. Connell's pride and devotion remained centered on his family; and

Whereas, Grover and Patricia Connell moved to Westfield in 1951 where they raised their three beloved children, Ted, Terry and Toni, and enjoyed their precious grandsons – Shane Connell and his wife, Jennifer, Duane Connell and his wife, Jane, and Sean Connell – and their seven great-grandchildren – Clayton, Justin, Katherine, Chloe, Lilah, Tessa and Coby; and

Whereas, though very private and modest people, the Connells quietly and repeatedly supported many Westfield organizations and charities with an abundance of generosity; and

Whereas, Patricia and Grover Connell lived long and accomplished lives, both reaching the century mark before passing within months of each other – Patricia in October of 2017 and Grover in May of 2018; and

Whereas, upon the loss of their longest-standing, cherished neighbors, the residents of the Watchung Fork/Lenape Trail/Ramapo Way community came forward and recounted many stories of the Connell's kindness and friendship towards everyone in the neighborhood as well as the entire Westfield community; and

Whereas, the extended neighborhood expressed their collective wish to pay special tribute to Patricia and Grover Connell “in recognition of their nearly 70 years of residence, service and generosity to the Town of Westfield and its citizens”, and the Town wholeheartedly agrees;

Now, therefore, be it proclaimed, that I, Mayor Michelle W. Brindle, on behalf of a grateful community, wish to ensure that the memories of Grover and Patricia Connell, and all they stood for and accomplished, be recognized and preserved for future generations by designating the small island of public land at the entrance to Watchung Fork as the honorary “**Grover and Patricia Connell Park**” on this twenty-fifth day of September, two thousand and eighteen.

Public Remarks

Assemblyman Jon Bramnick, resident of Watchung Fork and neighbor of Mr. and Mrs. Connell, discussed the Connells generosity to the Westfield community and their neighbors.

Terry Connell, daughter of the Connells, thanked the Town of Westfield and the residents of Watchung Fork/Lenape Trail/Ramapo Way for recognizing her parents.

Town Administrator's Reports

- Reminded residents to check social media and the Town's website for updates on Town events and projects;
- Discussed the status of road resurfacing and stated that approximately sixty (60%) percent of roadways included in the program are complete;
- Announced that the portion of Prospect Street between North Avenue and East Broad Street has been restriped to allow for angled parking on one side, and four (4) additional parking spaces. In addition, the restriping provides for channelization of only one lane of traffic in an effort to improve pedestrian safety. Explained that as a Complete Streets municipality, the Town looks for opportunities for pedestrian safety improvements, especially in the downtown;
- Stated that improvements to Municipal Lot No. 7 are continuing and discussed the anticipated timeframe for completion of the project. Explained that the weather has impacted the progress of this project, but when completed, it will be a positive improvement for the Town;
- Announced that the bulky waste program is moving forward and that pickup began this week in Ward 1. Stated that registration was extended due to the number of interested residents, but registration is now closed. Explained that those who did not register for the program can participate with a neighbor or use the year round program at the Conservation Center;
- Informed residents that a few months back, the Planning Board advertised a Request for Proposals for a Master Plan consultant. Announced that the interview process was conducted and the Planning Board is expected to appoint a consultant at its next meeting;
- Discussed the proposals received for the Recreation and Parks Strategic Plan. Explained that they are being reviewed by the Recreation Commission and he hopes to have a recommendation for consideration by the Town Council at an upcoming meeting;
- Announced that proposals in response to the Town's advertisement for a Pavement Management/Assessment Program are due next week;
- Provided an update as to the status of improvements to Mindowaskin Playground. Explained that while weather has impacted the project, the two (2) play structures are almost complete and are expected to be finalized next week, weather permitting. Also discussed drainage and other improvements related to the project, with completion of the project expected within the next few weeks, absent any further weather delays; and
- Discussed the status of the installation of restrooms at Memorial Park. Explained that a contract has been awarded for the utility portion of the project and coordination with PSE&G and New Jersey American Water is underway. Once the utility work is complete, installation of the restroom building can begin. Anticipated completion of the project is late fall/early winter.

Mayor's Remarks

- Thanked all who attended and participated in the Town's 9/11 ceremony, including Father Sapporito, Reverend Boyea and Rabbi Sagal. Also thanked DPW for beautifully maintaining the memorial, and the Fire and Police Departments for their efforts in closing North Avenue to traffic to ensure a peaceful and reflective service;
- Congratulated the Greater Westfield Area Chamber of Commerce for its recent Festifall, event which she feels was wildly successful. Extended a special thanks to

Executive Director Gene Jannotti for changing the layout of the booths and kids zone to ensure downtown merchants could benefit from the event;

- Thanked the Westfield PBA for its car show at the South Avenue Train station. Feels it was very successful and feels that while the cars and trucks were amazing, seeing Police Department personnel enjoying interacting with the community was great;
- Assured residents that she has not let up on efforts to obtain peak one seat ride train service. Stated that as Co-chair of the RVL Mayors Coalition, along with Mayors Colleen Mahr of Fanwood and Bob Fazen of Bound Brook, they continue to advocate for an equitable allocation of dual locomotive trains that would enable peak one seat ride into NYC. In addition, they have been meeting with legislators along the line to make a case for this service. Announced that in addition to meeting with Westfield legislators Senator Thomas Kean and Assemblyman Jon Bramnick, she recently met with Senator Michael Doherty in Somerset County, Senator Nicholas Scutari in Linden, and Senator Joseph Cryan in Union to gain support for this initiative. Explained that legislators are being asked to direct NJ Transit to create an implementation plan for RVL peak one seat ride service to be in place by 2020;
- Explained that as part of our RVL initiative, she also met with Mayor Ellen Brain in Somerville, a town that has gone through significant revitalization and redevelopment over the last few years. Stated that while the discussion of the economic benefits of a peak one seat ride to her community was held, she was given a tour of Division Street which was closed to traffic several years ago and converted to a pedestrian plaza. Explained that on any given weekend, Division Street is filled with music, art, and festivals which have driven a 100% occupancy rate for their stores along the plaza. Feels this tour served as a great source of inspiration as the Town begins its Master Plan process;
- Announced that she recently co-hosted a meeting with DWC Director Sherry Cronin, which included commercial brokers that represent property in Town, as well as tenants far and wide. Feels it was a great opportunity to tell Westfield's story, including its aspiration to be the most business friendly Town in the state, a shared vision that will emerge from the Master Plan, and the creative solutions the Town is considering to address some of its most pressing challenges, such as parking. Stated that she offered to speak to potential tenants that might be indecisive to explain first hand that now is the time to invest in the Westfield community;
- Welcomed Excel Orthopedic Physical Therapy, Farmer's Insurance, and Westfield Shoe Repair to Westfield. Also announced that many new openings would be coming soon, including J. McLaughlin and Warby Parker on Quimby Street, and the new Westfield Station Café on South Avenue across from the train station;
- Discussed storefront decorations to occur as part of the AddamsFest event to be held in the coming weeks. Commended Councilwoman Dawn Mackey for her tireless efforts with the AddamsFest event, and stated that Councilwoman Mackey would also provide an update later this evening;
- Stated that she continues to work with Mayor Mahr and Scotch Plains Mayor Al Smith to identify potential shared services opportunities, focusing specifically on DPW. Explained that they have engaged Governor Murphy's appointed shared service czars, former Mayors Jordan Glatt and Nick Platt, and all would be meeting in Trenton with representatives from Governor. Murphy's staff to identify a process and potential

solution. Feels it is a great bipartisan collaborative effort with a common goal to deliver better, more efficient services to residents;

- Referred to the Town Administrator's comments, stating that the Planning Board would be awarding a contract to a Master Plan consultant at its meeting next week. Feels this action will kick off a very exciting process and opportunity for the Town. Explained that the biggest priority in selecting a consultant, beyond extraordinary planning competency, was the ability to engage and solicit input from the entire community. Feels residents will share her excitement when they see the plans for how this will be accomplished;
- Stated that the strategic plan for Town parks would follow a similar process with a kickoff meeting scheduled next week to assess the four (4) proposals received. Explained that the Recreation Commission would be leading this process, and would also be prioritizing community input and engagement;
- Announced that the foundation for new sidewalks has been laid at Gumbert Park in anticipation of the ice rink installation next month. Explained that as part of the neighborhood reach out, Garwood Councilwoman Sara Todisco would serve as the rink liaison with the Town on behalf of Garwood neighbors that live in proximity to the rink;
- Announced the formation of a Youth and Family Mental Health Commission. Explained that this commission would be directed by a steering committee, in which she is a member, along with School Superintendent Dr. Margaret Dolan, and Westfield Health Department Director, Megan Avallone. Stated that the goal of the commission is to bring members of the community together with mental health stakeholders to coordinate and align efforts amongst the various organizations that provide mental health services, to create awareness for existing community resources, to break the stigma that exists around mental health, to identify best practices for support and crisis prevention measures and make recommendations accordingly, and to establish additional mental health programs and support for Westfield families and youth as identified by the community. In addition, the ten (10) member commission would be comprised of members of the faith, education and mental health communities as well as resident volunteers. Concurrently, a Junior Mental Health Committee would be formed and would be comprised of teens in the community that would be tasked with making their own recommendations. Also feels it is appropriate to announce the establishment of this commission in September, which is National Suicide Prevention Month, and discussed the hope and expectation for delivering actionable recommendations in time for Mental Health Awareness Month in May. Also feels it is very likely that every person in the community has personally experienced or has been affected by mental illness. Believes it is time to bring all of the resources of the community together to make Westfield a model in providing comprehensive youth and family mental health support, intervention, and prevention services. Announced that the steering committee would also be soliciting volunteers to participate in the coming weeks and would be seeking significant public participation in the weeks and months ahead;
- Announced that today is National Voter Registration Day, and as part of her pledge for Mayors For Our Lives, she is committed to lending her time and resources to ensure that the Town maximizes voter registration efforts. Encouraged all to do their part in this initiative, stating that voting is our most important civic responsibility;
- Discussed recent automobile thefts in Westfield and reminded everyone to always lock their cars. Stated that there were another three (3) cars stolen in the last two (2) weeks,

bringing the total to nineteen (19) this year. Additionally, there were one hundred and four (104) reported motor vehicle burglaries. Announced that each stolen car had a key fob located inside the vehicle at the time of the theft, and every burglary was to an unlocked vehicle. Explained that there is technology available that can identify when key fobs are in cars, and thieves recognize a crime of opportunity. Also explained that our absent mindedness creates an unfair burden on the Police Department because officers spend hours tracking down these stolen vehicles or reporting burglaries instead of focusing on meaningful crime prevention. Encouraged everyone to work together to ensure Westfield is no longer an easy target and requested that Acting Police Chief Battiloro provide additional informant to residents.

Acting Police Chief Battiloro discussed the number of automobile thefts and burglaries that have occurred in 2018, stating that each of the stolen motor vehicles from Westfield have been used in the commission of other crimes in other jurisdictions and are frequently recovered in Essex County. Provided the following tips to prevent these crimes, including:

- Locking vehicle doors at all times, especially overnight;
- Never leaving a key fob in a vehicle;
- Closing and locking garage doors;
- Do not leave vehicles running and unattended (such as at 7-11/or to warm up on cold mornings);
- Do not leave valuables in plain view;
- Do not keep cash, credit or debit cards in your vehicle.

APPOINTMENTS

ADVERTISED HEARINGS

GENERAL ORDINANCE NO. 2111

“AN ORDINANCE TO AMEND CERTAIN PROVISIONS OF THE LAND USE ORDINANCE OF THE TOWN OF WESTFIELD”

Advertised returnable this evening.

Hearing no comments, Mayor Brindle declared the hearing closed.

PENDING BUSINESS

An ordinance entitled, GENERAL ORDINANCE NO. 2111 - “AN ORDINANCE TO AMEND CERTAIN PROVISIONS OF THE LAND USE ORDINANCE OF THE TOWN OF WESTFIELD” by Councilwoman Mackey, seconded by Councilman LoGrippo, was taken up, read and passed by the following vote of all present upon roll call as follows:

Yeas: Habgood
Dardia

Nays:

Absent: Arena

Neylan
LoGrippto
Contract
Stokes
Mackey
Mayor Brindle

BIDS

**TOWN OF WESTFIELD
INVITATION TO BID
WEDNESDAY, September 19, 2018
2018 SIDEWALK REPLACEMENT**

Bidder**Amount of Bid**

A & A Curbing, Inc.	\$119,000.00
15 Terry Avenue	
PO Box 447	
South River, NJ 08882	
AA Berms LLC	\$104,975.00
PO Box 180	
Belleville, NJ 07109	
Cifelli & Son General Contracting, Inc.	\$169,300.00
81 Franklin Avenue	
Nutley, NJ 07110	
Assuncao Brothers Inc.	\$121,241.25
29 Wood Avenue	
Edison, NJ 08820	
T Fiotakis Construction LLC	\$67,140.00
197 Central Avenue	

Edison, NJ 08817	
Your Way Construction, Inc.	\$151,355.00
404 Coit Street	
Irvington, NJ 07111	
M&N Construction Services Inc.	\$87,420.50
199 Regis Dr.	
Staten Island, NY 10314	

MINUTES

On a motion by Councilman LoGrippo and seconded by Councilwoman Habgood, Council approved the Minutes of the Town Council Conference Session, and Regular Meeting held September 4, 2018.

PETITIONS AND COMMUNICATIONS

OPEN DISCUSSION BY CITIZENS

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

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

BILLS AND CLAIMS

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

RESOLVED that the bills and claims in the amount of \$1,321,238.12 per the list submitted to the members of this Council by the Chief Financial Officer, and approved for payment by the Town Administrator be, and the same are hereby, approved and that payroll warrants previously issued by the Chief Financial Officer be ratified.

REPORTS OF STANDING COMMITTEES:

Finance Policy Committee

The following resolutions, introduced by Councilwoman Habgood, Chairman of the Finance Policy Committee, and seconded by Councilman Stokes, were unanimously adopted.

Resolution No. 228

WHEREAS, a contract currently exists between the Town of Westfield and Spatial Data Logic (SDL), 285 Davidson Avenue, Suite 302, Somerset, New Jersey 08873 for the automation of construction code permits; and

WHEREAS, the Town of Westfield would like to expand the automation service provided by SDL to include certain licensing and records request functions; and

WHEREAS, the Town Administrator has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, SDL has completed and submitted a Business Entity Disclosure Certification which certifies that SDL has not made any reportable contributions to a political or candidate committee in the Town of Westfield in the previous one year, and that the contract will prohibit SDL from making any reportable contributions through the term of the contract, and

WHEREAS, the Business Disclosure Entity Certification and the Determination of Value received from SDL shall be placed on file along with this resolution in compliance with PL 2005, C271, N.J. S.A. 40A:11-51.

WHEREAS, the Town Treasurer certified to the availability of adequate funds for payment, which will be in an amount not to exceed \$30,000.00 charged to Budget Accounts 8-01-165-214 (\$22,500.00) and 8-01-100-256 (\$7,500), and prepared in accordance with N.J.A.C. 5:30 1.10; and

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Westfield as follows:

1. The existing contract with SDL for the automation of construction code permits be and hereby is expanded to include additional modules for certain licensing and records requests at a total cost not to exceed \$30,000.00 via Purchase Order No.18-03657; and
2. The term of the contract will be for a term of one (1) year; and
3. The proper Town Officials be and hereby are authorized to take whatever actions are appropriate in the execution and discharge of this Contract; and
4. This contract is awarded through an alternative process in accordance with N.J.S.A. 19:44A-20.5.

Resolution No. 229

RESOLVED, that the Town Treasurer be authorized to refund the following fees to the following individuals:

Name	Account	Class	Fee
Jean Weber 725 Coleman Place Westfield, NJ 07090	Dept. #195/Pool	Refund/Pool Membership Resident Senior	\$90.00

Resolution No. 230

WHEREAS, Mary McGlynn paid \$185.00 for a Bulky Waste permit, and

WHEREAS, the resident has decided to withdraw from the program, and has requested that the application fee be returned.

NOW THEREFORE BE IT RESOLVED that the Chief Financial Officer be authorized to issue payment in the amount of \$185.00 in the name of Mary McGlynn and forward it to 127 Harrison Avenue, Westfield, New Jersey.

Resolution No. 231

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

Block/Lot/Qualifier Name	Property Address	Quarter/Year Amount
104/5 RIZZOLA, Marc	126 Madison Avenue West	3 rd &4 th /2018 \$1,010.04
202/7 BUTLER, Kevin	977 Woodmere Drive	3 rd &4 th /2018 \$3,392.88
2103/8 DORMAN, David	884 Winyah Avenue	4 th /2017 \$5,614.62
2212/7 PEPITONE, Dyanna	200 North Chestnut Street	1 st /2018 \$5,499.06
2606/2 2016 Crossways Westfield, LLC	1138 South Avenue West	3 rd &4 th /2018 \$1,026.64
Mail to: 151 Sawgrass Corners Dr STE 202 Ponte Verda, FL 32082		
2805/16 MROZ, Michael	719 Shadowlawn Drive	3 rd &4 th /2018 \$1,980.13
Mail to:		

713 Shadowlawn Dr
Westfield, NJ 07090

2904/29 INFANTINO, Gerald	405 Quantuck Lane	3 rd &4 th /2018 \$798.46
------------------------------	-------------------	--

3010/1/C0054 MANZO, Juan Gabriel	515 Trinity Place	4 th /2017 \$2,073.78
-------------------------------------	-------------------	-------------------------------------

Mail to:

523 Trinity Place, Unit 2FS
Westfield, NJ 07090

3405/11 BAINS, Harkerat	711 Fourth Avenue	3 rd &4 th 2018 \$692.29
----------------------------	-------------------	---

4503/4 WEIS, Oren	843 Nancy Way	3 rd &4 th 2018 \$6,208.05
----------------------	---------------	---

5503/35 WAGFBFB, LLC	211 North Avenue East	3 rd &4 th /2018 \$663.73
-------------------------	-----------------------	--

Resolution No. 232

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 year 2014-2017 pursuant to the Union County Tax Board:

Block/Lot Name	Address	Amount
1110/16 VANN-ASHKENAZI, Ana P	515 Mountain Avenue	\$1,859.40*
2611/7 DIDARIO, Adolfo & Lorenza	712 Drake Place	\$2,789.10*

***Payable to:**

Darin D. Pinto, P.C.

Mail to:

376 South Avenue East
Westfield, New Jersey 07090

2405/26 Elm Street Assoc. c/o J T Harrington	118 Elm Street	\$5,886.60
---	----------------	------------

Payable to:

Chiesa Shahinian Giantomasi Trust Account, Attention: John R Lloyd, Esq.

Mail to:

Anthony J. Marchese

One Boland Drive

West Orange. NJ 07052

Resolution No. 233

WHEREAS, NJSA 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of the Division of Government Services, and

WHEREAS, the Director of the Division of Local Government Services has approved NJ Tax Lien Investors/RealAuction.com to conduct electronic tax sales, and

WHEREAS, an electronic tax sale is innovative and provides a greater pool of potential lien buyers, thus creating the environment for a more complete tax sale process, and

WHEREAS, the Town of Westfield wishes to participate in an electronic tax sale.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Town of Westfield, New Jersey, that the Tax Collector is hereby authorized to participate in an electronic tax sale and submit same to the Director of the Division of Local Government Services if necessary.

Resolution No. 234

WHEREAS, it is the policy of the Town of Westfield to treat employees and prospective employees in a manner consistent with all applicable employment laws and regulations including, but not limited to the Federal Civil Rights Act of 1964, as subsequently amended by the Equal Opportunity Act of 1972, the Age Discrimination in Employment Act, the Equal Pay for Equal Work Act, the Fair Labor Standards Act, the New Jersey Law Against Discrimination, the Americans with Disabilities Act, the Family and Medical Leave Act, the Conscientious Employee Protection Act, the Public Employee Occupational Safety and Health Act, the New Jersey Workers Compensation Act, the Federal Consolidated Omnibus Budget Reconciliation Act (COBRA) and the Open Public Meeting Act; and

WHEREAS, the Town Council of the Town of Westfield has determined that there is a continuing need for personnel policies and procedures to ensure that employees and prospective employees are treated in a manner consistent with these laws and regulations.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Westfield that the Personnel Policies and Procedures Manual is hereby adopted.

BE IT FURTHER RESOLVED that the personnel policies and procedures shall apply to all Town officials, appointees and employees. In the event there is a conflict between these rules and any collective bargaining agreement, personnel services contract or Federal or State law, the terms and conditions of that contract or law shall prevail. In all other cases, the policies and procedures shall prevail.

BE IT FURTHER RESOLVED that the firm of Apruzzese, McDermott, Mastro & Murphy, P.C. (Frederick Danser, Esq.) has been previously appointed as Employment Attorney to advise the Town in personnel matters.

BE IT FURTHER RESOLVED that the Town Administrator and all managerial/supervisory personnel are responsible for these employment practices. The Employment Attorney shall assist the Town Administrator in the implementation of the policies and procedures in this manual.

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

Resolution No. 235

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance, and

WHEREAS, N.J.S.A 40A:5-29 provides for receipt of Donations – Acceptance of Bequests and Gifts for the Municipal Alliance on Alcoholism and Drug Abuse by the municipality to provide for the operating costs to administer this act, and

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from Donations – Acceptance of Bequests and Gifts for the Municipal Alliance on Alcoholism and Drug Abuse are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Town of Westfield, County of Union, New Jersey, as follows:

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures for Donations – Acceptance of Bequests and Gifts for the Municipal Alliance on Alcoholism and Drug Abuse, as authorized under N.J.S.A. 40A:5-9.
2. The Clerk of the Town of Westfield, County of Union is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

Yeas: Habgood

Nays:

Absent: Arena

Dardia

Neylan

LoGrippto

Contract

Stokes

Mackey

Mayor Brindle

Public Safety, Transportation and Parking Committee

The following resolutions, introduced by Councilman Dardia, Chairman of the Public Safety, Transportation and Parking Committee, and seconded by Councilman LoGrippto, were unanimously adopted.

Resolution No. 236

BE IT RESOLVED that Acting Police Chief Chris Battiloro is hereby appointed as Emergency Management Coordinator for the Town of Westfield for a term expiring July 31, 2021.

Resolution No. 237

WHEREAS, the New Jersey Department of Transportation (NJDOT) recently completed a survey of all existing and recommended bus stop locations along Route NJ 28 within the Town of Westfield, County of Union; and

WHEREAS, this survey included the following stops as currently existing or recommended stops along Route NJ 28 within the Town of Westfield:

Along Route NJ 28, eastbound, on the southerly side at:

A. Drake Place – (near side) (NJ Transit ID# 29931)

Beginning at the westerly curb line of Drake Place and extending 105 feet westerly therefrom.

B. Elm Street – (far side) (NJ Transit ID# 29926)

Beginning at the easterly curb line of Elm Street and extending 100 feet easterly therefrom.

C. St. Paul Street – (far side) (NJ Transit ID# 32816)

Beginning at the easterly curb line of St. Paul Street and extending 130 feet easterly therefrom.

D. Hillcrest Avenue – (far side) (NJ Transit ID# 29927)

Beginning at the prolongation of the easterly curb line of Hillcrest Avenue and extending 100 feet easterly therefrom.

Along Route NJ 28, westbound, on the northerly side at:

- A. **Hillcrest Avenue – (near side) (NJ Transit ID # 29928)**
Beginning at the easterly curb line of Hillcrest Avenue and extending 105 feet easterly therefrom.
- B. **St. Paul Street – (near side) (NJ Transit ID# 32817)**
Beginning at the easterly curb line of St. Paul Street and extending 105 feet easterly therefrom.
- C. **Elm Street – (near side) (NJ Transit ID# 29929)**
Beginning at the easterly curb line of Elm Street and extending 105 feet easterly therefrom

WHEREAS, based on this survey, all currently recommended and existing approved bus stop locations will be approved by a new Traffic Regulation Order (TRO) by the NJDOT; and

WHEREAS, an initial step in the TRO process is to receive a Resolution of Support from the municipal governing body.

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Westfield, County of Union, in the State of New Jersey, that it supports the bus stops along Route NJ 28 as listed herein.

BE IT FURTHER RESOLVED, that the Town of Westfield concurs that any approved bus stop locations or Traffic regulations in conflict with or inconsistent with the provisions of this resolution be rescinded upon approval of the Traffic Regulation Order.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be submitted the NJDOT Bureau of Traffic Engineering as requested.

Code Review & Town Property Committee

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

Resolution No. 238

BE IT RESOLVED that application for the following liquor license renewal for the **2018-2019** licensing term be and hereby is granted, subject to full compliance with Alcoholic Beverage Law R.S. 33:1.1 et. seq.:

PLENARY RETAIL DISTRIBUTION LICENSE

Centennial Lodge #400 IBPOE
444 West Broad Street
2020-31-020-001

Resolution No. 245

RESOLVED that the following application for children's amusement devices be approved:

Funster Entertainment
306 16th Street
Union City, NJ 07087

Block Party
October 6, 2018
Edgar Road

Lori Cieckiewicz
532 Edgar Road
Westfield, NJ 07090

Public Works Committee

The following resolutions, introduced by Councilman Contract, Chairman of the Public Works Committee, and seconded by Councilwoman Habgood, were unanimously adopted.

Resolution No. 239

WHEREAS, a need exists for the purchase of public works related equipment; and

WHEREAS, the Town Administrator has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, three (3) quotes were solicited and received, and Rudco Products, Inc., 114 East Oak Road, Vineland, NJ 08360 has submitted a quote for said equipment at a cost not to exceed \$32,122; and

WHEREAS, Rudco Products, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that Rudco Products, Inc. has not made any reportable contributions to a political or candidate committee in the Town of Westfield in the previous one year, and that the contract will prohibit Rudco Products, Inc. from making any reportable contributions through the term of the contract, and

WHEREAS, the Town Treasurer certified to the availability of adequate funds for payment, which will be in an amount not to exceed \$32,122.00 charged to the Clean Communities Grant Account, G-01-15-137-201 and prepared in accordance with N.J.A.C. 5:30 1.10; and

WHEREAS, the Business Disclosure Entity Certification and the Determination of Value received from Rudco Products, Inc. shall be placed on file along with this resolution in compliance with PL 2005, C271, N.J. S.A. 40A:11-51.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Westfield as follows:

1. Rudco Products, Inc. be and hereby is awarded a contract for the purchase, installation and delivery of an RP-300 3YD Stationary Compactor, with 40 YD Octagon Compactor Container, at a cost not to exceed \$32,122.00 via Purchase Order No. 18-03648; and
2. The term of the contract will be for a term of one (1) year; and

3. The proper Town Officials be and hereby are authorized to take whatever actions are appropriate in the execution and discharge of this Contract; and
4. This contract is awarded through an alternative process in accordance with N.J.S.A. 19:44A-20.5.

Resolution No. 240

WHEREAS, a need exists for the purchase of public works related equipment as provided for in Special Ordinance No. 2215, and

WHEREAS, the contract to purchase these is to be awarded to an authorized vendor through the Educational Services Commission Cooperative Pricing System, and

WHEREAS, this equipment will be sufficient to meet the needs of the Department, and

WHEREAS, the New Jersey State Public Contract Law 40A:11-3 states that when accepting an item under ESCNJ Co-Op #65MCESCCPS, Bid #ESCNJ 17/18-30, a resolution must be adopted by the Governing Body, 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 Capital Account C-07-18-221-5A3, under Purchase Order PO #18-03727.

NOW, THEREFORE BE IT RESOLVED that the Town of Westfield will purchase the following equipment from the indicated vendor:

Timmerman Equipment Company

P.O. Box 71

Whitehouse, NJ 08888

Altec Industries Model LR-7-60-E70 Aerial Lift with Forestry Body \$153,499.53

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. 241

WHEREAS, a need exists for the purchase of public works related equipment as provided for in Capital Improvement Fund, SO 2215A, and

WHEREAS, the contract to purchase this equipment is to be awarded to an authorized vendor through a Cooperative Purchasing Agreement, and

WHEREAS, this equipment will be sufficient to meet the needs of the Department, and

WHEREAS, the New Jersey State Public Contract Law 40A:11-3 states that when accepting an item under a Cooperative Contract, specifically, Sourcewell (formerly

National Joint Powers Alliance) Contract #081716-NAF, a resolution must be adopted by the Governing Body, 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 Capital Account C-07-18-221-5A3 under Purchase Order #18-03729.

NOW, THEREFORE BE IT RESOLVED that the Town of Westfield will purchase equipment from the following vendor:

Brown Truck Group
P.O. Box 98, 963 Route 173
Bloomsbury, NJ 08804

(1) 2020 MACK Granite 42FR MHD Chassis @ \$99,322.00

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. 242

WHEREAS, at a meeting held August 14, 2018, the Town Council of the Town of Westfield adopted Resolution 218-2018, authorizing an award of contract to Jesco, Inc., 1260 Centennial Avenue, Piscataway, NJ 08854, for the purchase of public works related equipment, including one (1) 2018 Leeboy 1000G Paver at a cost of \$79,900.00, and one (1) 2018 Bomag Double Drum Roller at a cost of \$ 38,683.50; and

WHEREAS, the Town of Westfield wishes to upgrade the purchase of the 2018 Bomag Double Drum Roller for an additional cost of \$6,691.20; 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 Special Ordinance 2215A, Capital Account C-07-18-221-5A5 under Purchase Order #18-03010.

NOW, THEREFORE BE IT RESOLVED that the Town of Westfield will purchase the following equipment from the indicated vendor at a total cost of \$125,274.70, as follows:

Jesco Inc.
1260 Centennial Avenue
Piscataway, NJ 08854

(1) 2018 Leeboy 1000G Paver	\$ 79,900.00
(1) 2018 Bomag Double Drum Roller	\$ 45,374.70

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. 243

WHEREAS, sealed bids were received by the Town Clerk on September 19, 2018 for the 2018 Sidewalk Replacement Program in Westfield, New Jersey as authorized by S.O. 2214, and

WHEREAS, the low bid submitted by T. Fiotakis Construction, 197 Central Avenue Edison, New Jersey 08817 has been analyzed and found to be in conformance with the appropriate plans and specifications, 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 Special Ordinance 2214, Capital Account C-07-18-221-4A1 under Purchase Order #18-03728.

NOW THEREFORE BE IT RESOLVED that a Unit Price Contract in the amount of \$67,140.00 be awarded to T. Fiotakis Construction, 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.

Town Council Comments:

Councilwoman Mackey discussed AddamsFest and stated that it is an event that is very different for the Town, and involved a significant volunteer base. Also explained that the AddamsFest was created with the intent of offering something for every community member and encouraged all to attend.

Reports of Department Heads

Report of Steve Freedman, Construction Official, showing monies collected for permits in the amount of \$119,126.00 for the month of August 2018 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 \$74,247.00 representing monies collected during the month of August 2018.

Report of David J. Kelly, Chief of the Fire Department, showing Fees collected in August 2018 in the amount of \$5,790.34 was received, read and ordered filed.

Report of Christopher Battiloro, Acting Chief of the Police Department, showing fee collecting in the amount of \$2,896.30 during the month of August 2018

Report of Carol Salvaggio, Certified Court Administrator, stating that she had turned over to the Chief Financial Officer check in the amount of \$44,664.33 representing fines and costs collected in the Municipal Court and Violations Bureau during the month of August 2018 was received, read and ordered filed.

ADJOURNMENT

A motion to adjourn, made by Councilman LoGrippe and seconded by Councilman Dardia at 8:41 p.m. was unanimously carried.

Respectfully submitted,

Tara Rowley, RMC
Town Clerk