

MINUTES OF REGULAR MEETING HELD OCTOBER 22, 2013

Pursuant to rules of Council of the Town of Westfield, the members thereof convened in regular session Tuesday evening, October 22, 2013 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 20, 2012. The notice was, on that date, posted on the bulletin board in the Municipal Building, mailed to THE WESTFIELD LEADER, AND THE STAR LEDGER, and filed with the Clerk of the Town of Westfield.”

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

ABSENT:

Invocation was given by Councilwoman Neylan

Before we begin tonight, I have a Public Service Announcement from our Police Department. In conjunction with the federal Drug Enforcement Administration, residents may turn in unused or expired medication for safe disposal this Saturday, October 26, between the hours of 10: am and 2:00 pm at the Police Department. This National Prescription Drug Take-Back Day aims to provide a safe, convenient, and responsible means of disposing of prescription drugs. Again, that’s this Saturday between the hours of 10 am and 2 pm at the Police Department.

Westfield has had another great week! I would like to take a few minutes to share some good news with everyone here and with our viewers at home.

First, we received word late last week that the County of Union awarded an \$88,000 Kids’ Recreation Trust Grant to the Town of Westfield. This grant will be added

to the \$50,000 grant received last year and will be applied towards the resurfacing of the Sid Fay/Houlihan fields, which, as you know, are heavily used and showing signs of wear. These are matching grants, so the Recreation Commission is working towards securing the remainder of the funding to move forward with the project, which we hope to get started next year.

Second, the New Jersey Department of Law and Public Safety has announced that the Town of Westfield will receive \$75,000 through the Hazard Mitigation Grant Program – Energy Allocation Initiative. The Energy Allocation Initiative is intended to support efforts to encourage enhanced energy resilience for critical assets and facilities in New Jersey. The Town of Westfield applied for and will receive \$75,000 to purchase and install a back-up generator for its Public Works facility. The Hazard Mitigation Grant Program received over 750 requests for energy resilience projects and the Town of Westfield was one of 147 jurisdictions and public entities to be awarded grant funding.

These grants result from an ongoing collaboration between New Jersey, the U.S. Department of Energy's National Renewable Energy Laboratory, and the Federal Emergency Management Agency (FEMA). Representatives from various state agencies, including the Office of Emergency Management, Office of Homeland Security & Preparedness, Department of Environmental Protection and the Board of Public Utilities also analyzed requests by municipalities and counties submitted to the Hazard Mitigation Grant Program in order to identify those energy resilience projects that have the best potential to serve the greatest need in the event of a future disaster or other event impacting the larger electrical grid. Those facilities that serve critical life-safety or other life-sustaining functions were prioritized.

In this post Hurricane Irene and Superstorm Sandy time, I am pleased to assure residents that the Town continues to move forward in finding ways to protect and serve our residents in the event of another extreme act of nature.

Third, tonight the Council will be acting on a Resolution to accept \$25,000 from Comcast for TV 36 enhancements. This funding was allocated as part of Comcast's renewed franchise agreement.

Fourth, we are in the final phase of Parking Lot #4 improvements. Reconstruction of the islands and the installation of new granite block curbing are done. The drainage system has been upgraded and the installation of electrical conduits and foundations for new lighting stanchions are completed. Weather permitting, the pavement will be milled tomorrow night during the overnight hours to be followed by paving and striping Thursday night, again during the overnight hours. The only other item pending is the delivery of new lights from PSE&G. In the interim, the lot continues to be illuminated by the Fire Department's special emergency lighting apparatus and generator, which was acquired after the lessons learned from Hurricane Irene.

I want to thank all the downtown businesses, the residents, and the shoppers for their patience and cooperation during construction.

Last but certainly not least, our downtown hosted another phenomenal "Girls Night Out" last Thursday. Almost 2,500 women registered to participate and over 80 businesses participated with great promotions. As someone who served as a gentleman ambassador for the evening, I can attest first hand to the evening's success. A great time was had by all.

Speaking of our great downtown, last meeting I had the pleasure of announcing that our downtown has been named a *Great Place in New Jersey* for 2013 by the American Planning Association-New Jersey Chapter. Tonight I would like to introduce Linda Wills and Jessica Giorgianni of the American Planning Association – New Jersey Chapter.

PRESENTATIONS

Jessica Giorgianni of the American Planning Association presented Mayor Skibitsky with an Award naming Westfield as a "Great Place in New Jersey".

APPOINTMENT

ADVERTISED HEARINGS

PENDING BUSINESS

BIDS

TOWN OF WESTFIELD
INVITATION TO REBID
WEDNESDAY, OCTOBER 16, 2013

COLLECTION OF LEAVES

Bidder
NONE

Amount of Bid
NONE

TOWN OF WESTFIELD
INVITATION TO BID
TUESDAY, OCTOBER 22, 2013

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

The bid as follows was received, read and referred to the Town Engineer:

Bidder
ERS
Equipment Rental Service, LLC
110 Main Street
South Amboy, NJ 08879

Amount of Bid
\$136,000 – 1 yr.
\$404,000 – 3 yr.
\$662,000 – 5 yr.

MINUTES

On a motion by Councilman LoGrippo, seconded by Councilwoman Kimmins Council approved the Minutes of the Town Council Meeting held October 8, 2013 with Councilwoman Neylan abstaining.

On a motion by Councilman Foerst, seconded by Councilman Arena, Council approved the Minutes of the Conference Session held October 8, 2013 with Councilwoman Neylan abstaining.

PETITIONS AND COMMUNICATIONS

OPEN DISCUSSION BY CITIZENS

Greg Kasko of 434 Everson Place asked about the location of the Mobile command Unit. Mr. Kasko said that the reason he comes to the meetings is not because he is a bitter former police officer, but because he wishes to help people.

Joan Sanborne of 171 Boulevard spoke about the pedestrian activated HAWK light cross walk on Central Avenue and asked that the Council sit down and address the issue with the residents who have been speaking in opposition of the crosswalk.

Maria Carluccio of 1425 Central Avenue spoke in opposition of the pedestrian activated HAWK light cross walk on Central Avenue.

Adina Encluso of 1310 Central Avenue spoke in opposition to the pedestrian activated HAWK light cross walk on Central Avenue.

Karen Egert of 125 Cedar Street spoke in opposition to the pedestrian activated HAWK light cross walk on Central Avenue. Ms. Egert went on to speak about gun violence and the Mayor's Against Illegal Guns organization.

Marci Bandelli of 209 Tuttle Parkway urged the Mayor to join the group "Mayors Against Illegal Guns". Ms. Bandelli also spoke in support of the people who attend the meetings in opposition to the pedestrian activated HAWK light cross walk on Central Avenue.

John Rotchford of 866 Knollwood Terrace thanked the Mayor and Council for their ability to run the Town on \$.17 per tax dollar. He thanked the Mayor for planning for future possible disasters by purchasing the Mobile Command Center and other related equipment.

Tony Del Duca of 811 Nancy Way spoke in support of the pedestrian activated HAWK light cross walk on Central Avenue. Mr. Del Duca also spoke in support of the Mobile Command Center and thanked the Town Attorney for responding to questions regarding that unit in the newspaper.

BILLS AND CLAIMS

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

RESOLVED that the bills and claims in the amount of \$241,050.79 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 Loughlin were unanimously adopted.

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

Name	Account	Class	Fee
Ellen Biasi 300 Tuttle Parkway Westfield, NJ 07090	T06-600-071	Golf- Sess #2 Wednesdays (William)	\$110.00

(275) RESOLVED that pursuant to N.J.A.C. 5:23-4.19, that the Chief Financial Officer be authorized and directed to draw a warrant in the sum of \$15,437.00 to the TREASURER, STATE OF NEW JERSEY for the third quarter Construction Official's State permit fees for 2013.

BE IT FURTHER RESOLVED that said check be forward to the Division of Codes and Standards, Department of Community Affairs, CN 802, Trenton, New Jersey 08625-0802.

(276) THE OFFICE OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION (OJJDP) ENFORCING THE UNDERAGE DRINKING LAWS STATE BLOCK GRANT PROGRAM; RESOLUTION APPROVING PARTICIPATION AND ACCEPTING AWARD FROM THE STATE OF NEW JERSEY DIVISION OF ALCOHOLIC BEVERAGE CONTROL PROGRAM

WHEREAS, the Division of Alcoholic Beverage Control (ABC) is responsible for administering the Office of Juvenile Justice Delinquency Prevention (OJJDP) State Block Grant Program Enforcing the Underage Drinking laws;

WHEREAS, the Westfield Police Department wishes to apply to ABC and accept funds in the sum of \$2,976.60 in connection with a project entitled Cops in Shops; for the period November 15, 2013 to August 30, 2014.

VASSILOWITCH, Alex and Laura

4811/6 1016 Irving Avenue tax \$ 815.34
LEDERMAN, Jon and Janet

5302/14 945 New England Drive tax \$2,974.54
CARBONE, Justin and Jennifer

2288 5 Bennett Place sewer \$ 170.00
Haley, Drew and Kimberly

5606/2 1722 Nevada Street tax \$2,454.90
ZHANG, Meilin and Yall
MAIL TO:
FONG JOE HOU, LLC
100 WOOD AVENUE SOUTH
SUITE 118
ISELIN, NJ 07601

(279) WHEREAS, there exist on the records in the Tax Collector's office sewer overpayments for the year 2012:

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector be and she hereby is authorized to cancel the sewer balances below to surplus for the year 2012:

<u>Acct#</u>	<u>Amount</u>		
89-0	.42		
144-0	.30	1961-0	.68
241-0	.04	2023-0	.34
273-0	1.21	2029-0	.34
323-0	.15	2147-0	.15
335-0	.53	2174-0	.34
385-0	.15	2212-0	.15
468-0	.07	2219-0	.07
477-0	1.21	2278-0	.41
511-0	.17	2302-0	.76
695-0	.30	2377-0	.07
706-0	.15	2421-0	3.11
723-0	.07	2483-0	.53
762-0	.53	2501-0	.07
775-0	.27	2507-0	.36
870-0	.41	2528-0	.34
916-0	.43	2550-0	.07
1050-0	3.02	2603-0	.41
1074-0	.41	2607-0	.14

1113-0	.34	2614-0	.53
1179-0	.15	2656-0	.34
1253-0	.30	2672-0	.14
1301-0	1.02	2673-0	.15
1338-0	.16	2736-0	1.20
1388-0	.15	2855-0	1.58
1525-0	2.00		
1603-0	.11	2907-0	1.21
1611-0	.15	2922-0	.34
1614-0	.07	2925-0	.07
1724-0	.07	2934-0	.56
1735-0	.34	3064-0	.32
1867-0	.41	3228-0	.08
1946-0	.15	3288-0	.53
1953-0	.15	3291-0	.34
3318-0	.16	5486-0	.34
3332-0	.41	5529-0	.07
3389-0	.24	5533-0	4.17
3432-0	.28	5563-0	.41
3468-0	.28	5612-0	3.00
3520-0	.77	5632-0	2.07
3550-0	.23	5663-0	.56
3614-0	.34	5685-0	1.58
3707-0	.41	5706-0	.30
3714-0	.53	5718-0	.41
3728-0	1.28	5761-0	.34
3769-0	.56	5765-0	5.00
3893-0	.41	5796-0	.41
3912-0	.30	5844-0	.41
3917-0	.34	5895-0	.14
3934-0	.07	5959-0	.07
3979-0	.34	6015-0	.34
4095-0	.11	6019-0	.34
4275-0	.53	6039-0	.41
4296-0	.15	6076-0	.04
4370-0	.12	6123-0	.41
4397-0	3.50	6173-0	.38
4458-0	.22	6190-0	.34
4485-0	.53	6272-0	.53
4517-0	.18	6281-0	.04
4572-0	.69	6355-0	.83
4587-0	.84	6367-0	.53
4673-0	.15	6397-0	.26
4800-0	.07	6437-0	.22
4835-0	.33	6484-0	.04
4868-0	.06	6485-0	.15

4918-0	.23	6487-0	.41
4944-0	.41	6496-0	.41
4995-0	.77	6536-0	3.96
5070-0	1.60	6581-0	.85
5150-0	.42	6591-0	.07
5180-0	.77	6614-0	4.71
5231-0	.30	6638-0	.04
5233-0	.16	6683-0	.34
5265-0	.34	6692-0	.15
5304-0	.12	6727-0	.15
5310-0	.06	6730-0	.30
5333-0	.84	6781-0	.15
5340-0	.15	6836-0	.54
7027-0	2.11	9616-0	.34
7030-0	.03	9645-0	4.33
7033-0	.41		
7080-0	.07		
7112-0	2.13		
7212-0	.03		
7262-0	.30		
7353-0	.30		
7369-0	.08		
7424-0	.41		
7613-0	.76		
7666-0	.15		
7678-0	.34		
7753-0	.34		
7767-0	.41		
7827-0	.05		
7860-0	.34		
7975-0	.04		
7999-0	.04		
8028-0	.15		
8054-0	.30		
8148-0	.15		
8175-0	.34		
8274-0	.43		
8469-0	.07		
8623-0	1.58		
8666-0	.41		
8673-0	.34		
8690-0	.15		
8698-0	1.28		
8723-0	.07		
8737-0	.53		
8767-0	.04		

8828-0	.52
8886-0	1.58
9065-0	.04
9096-0	.08
9187-0	3.02
9213-0	.07
9239-0	.07
9317-0	.28
9354-0	.04
9384-0	.41
9487-0	.15
9522-0	.41
9592-0	.15

(280) BE IT RESOLVED that the Mayor is hereby authorized to sign the Interlocal Agreement for Leaf Collection Services between the Township of Scotch Plains and the Town of Westfield.

Public Safety, Transportation and Parking Committee

Code Review & Town Property Committee

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

(281) WHEREAS, D. Villane Construction LLC, made an application to the Town of Westfield to demolish a single-family dwelling, located at 1608 Boulevard, Block 5610, 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 1608 Boulevard, Block 5610, Lot 2, Westfield, New Jersey.

(282) WHEREAS, D. Villane Construction LLC, made an application to the Town of Westfield to demolish a single-family dwelling, located at 240 Sycamore Street, Block 4901, Lot 54, 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 240 Sycamore Street, Block 4901, Lot 54, Westfield, New Jersey.

(283) WHEREAS, D. Villane Construction LLC, made an application to the Town of Westfield to demolish a single-family dwelling, located at 825 Fairacres Avenue, Block 3502, 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 825 Fairacres Avenue, Block 3502, Lot 34, Westfield, New Jersey.

(284) WHEREAS, Andrew and Heather Altobelli, made an application to the Town of Westfield to demolish a single-family dwelling located at 1060 Wyandotte Trail, Block 304, Lot 1, Westfield, New Jersey, and,

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

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Town Council of the Town of Westfield that approval is hereby granted, pursuant to final approval by Steve Freedman, Construction Official, to demolish a single-family dwelling at 1060 Wyandotte Trail, Block 304, Lot 1, Westfield, New Jersey.

(285) WHEREAS, Richard Russo, made an application to the Town of Westfield to demolish a single-family dwelling located at 1128 Prospect Street, Block 306, Lot 89, 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 1128 Prospect Street, Block 306, Lot 89, Westfield, New Jersey.

(286) WHEREAS, Premier Design Custom Homes, LLC., made an application to the Town of Westfield to demolish a single-family dwelling located at 611 Norwood Drive, Block 5203, Lot 27, 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 611 Norwood Drive, Block 5203, Lot 27, Westfield, New Jersey.

(287) WHEREAS, Mary and John Ferris, made an application to the Town of Westfield to demolish a detached garage, located at 632 Arlington Avenue, Block 2305, Lot 15, 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 632 Arlington Avenue, Block 2305, Lot 15, Westfield, New Jersey.

Public Works Committee

Reports of Department Heads

Report of Carol Salvaggio, Certified Court Administrator, stating that she had turned over to the Chief Financial Officer check in the amount of \$71,339.90 representing fines and costs collected in the Municipal Court and Violations Bureau during the month of September 2013 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 \$1,971.80 representing Police Fees collected during the month of September 2013 was received, read and ordered filed.

Upon motion by Councilwoman Neylan, seconded by Councilman LoGrippe the meeting was adjourned at 9:13 p.m.

Claire J. Gray
Town Clerk