

## **MINUTES OF REGULAR MEETING HELD NOVEMBER 25, 2014**

Pursuant to rules of Council of the Town of Westfield, the members thereof convened in regular session Tuesday, November 25, 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, LoGrippe, Foerst, Della Fera, Kimmins, Oliveira, Loughlin

**ABSENT:** Councilwoman Neylan

Invocation was given by Councilman Loughlin

### **PRESENTATIONS**

### **APPOINTMENT**

### **ADVERTISED HEARINGS**

CDBG YEAR XXXXI APPLICATIONS FOR FUNDING

Westfield Community Center

“Interior & Exterior Improvements”

\$80,000

No discussion

Mayor declared the hearing closed.

Westfield Area Y

“ADA Project”

\$7,500

No discussion

Mayor declared the hearing closed.

**PENDING BUSINESS**

**BIDS**

TOWN OF WESTFIELD  
INVITATION TO BID  
TUESDAY, NOVEMBER 25, 2014

2015 CURBSIDE COLLECTION AND MARKETING OF RECYCLABLE MATERIAL  
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>
Giordano Company	a) One (1) year – \$244,530.00
142-156 Frelinghuysen Avenue	b) Three (3) years - \$781,755.00
Newark, New Jersey 07114	c) Five (5) years - \$1,411,605.00

**MINUTES**

On a motion by Councilman LoGrippo, seconded by Councilman Arena, Council approved the Minutes of the Town Council Meeting held November 5, 2014 with Councilwoman Kimmins abstaining.

On a motion by Councilman Oliveira, seconded by Councilman Foerst, Council approved the Minutes of the Conference Session held November 5, 2014 with Council Members Neylan and Kimmins abstaining.

**PETITIONS AND COMMUNICATIONS**

**OPEN DISCUSSION BY CITIZENS**

Katey DePinto of Chatham spoke on the proposed Pilgrim Pipeline. She said this is not a utility company proposal but a start-up private company. She said it is only for profit and that oil is already being moved efficiently by barges. The proposed pipeline would be a dual pipeline moving crude oil down and refined oil going back up the 278 mile pipeline from Albany, NY to Linden, NJ. She said that there were over 400 leaks of crude oil from pipelines last year and it was not a question of whether there would be leaks, but only a

question of when. She said that the water supply for our area was in danger of contamination from any leaks. Mayor asked if she knew what the approval process is for this project. Ms. DePinto said that surveys are done first and then the DEP permit process begins. She asked if Westfield had received a survey. Mayor responded that he was not aware of any survey being received.

Brendan Keating of Chatham answered Councilman Arena's question of economics of the pipeline project. He said if jobs were created it would only be for one year as that is how long it would take to complete the project. He said the company would provide a 20% savings in transportation costs to the oil companies and would make billions of dollars themselves but no savings to the consumer. He said since the company is an LLC, if there was a major leak, they could declare bankruptcy and not pay for any damages caused to municipalities.

Greg Kasko of 434 Everson Place spoke regarding the Mobile Command Center. He said he wanted to know if the unit was at the Superbowl or at the Hoboken Superbowl festival. Mayor said he had answered the question on many occasions and that Chief Wayman had also spoken directly on the issue many months ago and articles printed in the Westfield Leader all state where the unit was, which was Hoboken. Mr. Kasko also said he did not like the fact that the Town Attorney addressed him in the Westfield Leader because he said there was the chance that he didn't read the paper.

Town Attorney responded that he was responding to Mr. Kasko's letter to the editor in the Westfield Leader by placing an answer in that same paper by way of a letter to the editor.

### **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 \$1,421,277.95 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 Arena were unanimously adopted.

(302) 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 2014.

<u>BLOCK/LOT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
304/28	1020 Wyandotte Trail	\$2,589.98
	APPLEBAUM, Jonathan T. & Lynne	
3303/7.02	649 Fourth Avenue	\$3,538.16
	MCKEE, Kimberly B. & MAURER, John J.	

(303) RESOLVED that the Treasurer be and she hereby is authorized to draw warrants to the order of the following persons, this being the amount taxes were overpaid for the years 2009 and 2010, pursuant to the Tax Court of New Jersey:

<u>BLOCK/LOT</u>	<u>ADDRESS</u>	<u>YEAR</u>	<u>AMOUNT</u>
2510/20	516-520 South Avenue West	2012	\$8,342.00
Conjoe Realty Co		2013	\$8,678.01
		2014	\$9,050.01

Payable to:

Marcus, Brody, Ford & Kessler

Mail to:

Saiber, LLC

18 Columbia Turnpike, Suite 200

Florham Park, New Jersey 07932

5107/25	60 Genesee Trail	2013	\$4,500.65
	Morales, Roger A. & Lori A.		

Payable to:

Philip M. Krevsky, Esq. Attorney for

Roger Morales and Lori A. Morales

Mail to:

Philip M. Krevsky, Esq.

123 North Union Avenue

Suite 202

P.O. Box 99

Cranford, New Jersey 07016-0099

(304) RESOLVED that the Chief Financial Officer be and she hereby is authorized to draw warrants to the following persons, this amount being overpaid due to Veteran and Senior Citizen deductions:

<u>BLOCK AND LOT</u> <u>NAME AND ADDRESS</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
3902/4 Wychwood Gardens Coop Assoc, Inc. c/o Falkin Assoc P.O. Box 545 Cranford, NJ 07016	1400 East Broad Street	\$2750.00

(305) RESOLVED that the Chief Financial Officer be and she hereby is authorized to draw warrants to the following persons, this amount being overpaid due to successful tax appeals for 2014:

<u>BLOCK AND LOT</u> <u>NAME AND ADDRESS</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
505/4 The Irwin Law Firm Attorney Trust Account F.B.O. John and Patricia Sully 80 Main Street, Suite 410 West Orange, NJ 07052	919 Mountain View Circle	\$4,278.50
506/3 Darin D. Pinto, P.C. 376 South Avenue East Westfield, NJ 07090	922 Mountain View Circle Kevin and Corey Zippler	\$3,850.65

(306) WHEREAS, a need exists in the Police Department for the purchase of Slate-810-LE-G Three Camera Mobile Law Enforcement Package as provided in the 2014 Police Operating Budget, 130-208, and pursuant to State contract #80311, and

WHEREAS, the contract to purchase this is to be awarded to General Sales Administration t/a Major Police Supply, and;

WHEREAS, this Camera Enforcement Package 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 \$16,257.56 charged to 2014 Police Operating Budget 130-208 prepared in accordance with N.J.A.C. 5:30 1.10.

NOW, THEREFORE BE IT RESOLVED that the Town of Westfield will purchase one (1) Slate-810-LE-G Three Camera Mobile Law Enforcement Package, and;

BE IT FURTHER RESOLVED, that the proper Town Officials be, and they are hereby authorized to take whatever actions are appropriate in the execution and discharge of this Contract.

General Sales Administration  
 t/a Major Police Supply  
 47 N. Dell Avenue  
 Kenvil, NJ 07847

1 @        \$16,257.56  
  
 Total:     \$16,257.56

The following resolution, introduced by Councilman Della Fera, seconded by Councilman Oliveira was adopted by the following roll call vote:

(307) RESOLVED that the Chief Financial Officer be authorized to make the following transfer in the 2014 budget accounts:

	<u>OUT</u>	<u>IN</u>
GROUP INSURANCE 4-01-183-200	\$25,000.00	
TELEPHONE 4-01-168-200		\$22,000.00
WATER 4-01-169-200		\$ 3,000.00

Yeas: Arena LoGrippo Foerst Della Fera Kimmins Oliveira Loughlin Mayor Skibitsky	Nays:	Absent: Neylan
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Regarding the following ordinance, Councilman Della Fera, Chairman of the Finance Policy Committee, made the following announcement:

I hereby move that an ordinance entitled, "SPECIAL ORDINANCE NO. 2201 – BOND ORDINANCE TO AUTHORIZE THE REPAIR AND RECONSTRUCTION OF A CONCRETE BOX CULVERT AT SAINT MARKS AVENUE IN, BY AND FOR THE TOWN OF WESTFIELD, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$134,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS."

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 16<sup>th</sup> day of December 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			
	Foerst			
	Della Fera			
	Kimmins			
	Oliveira			
	Loughlin			
	Mayor Skibitsky			

Regarding the following ordinance, Councilman Della Fera, Chairman of the Finance Policy Committee, made the following announcement:

I hereby move that an ordinance entitled, "GENERAL ORDINANCE NO. 2034 – AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD, CHAPTER 20."

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 16<sup>th</sup> day of December 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 Arena.

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

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

I hereby move that an ordinance entitled, "GENERAL ORDINANCE NO. 2036 – AN ORDINANCE TO AMEND GENERAL ORDINANCE NO. 1993 ENTITLED "AN ORDINANCE FIXING THE WAGES OF CERTAIN EMPLOYEES OF THE PUBLIC WORKS DEPARTMENT."

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 16<sup>th</sup> day of December 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 Councilwoman Kimmins.

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

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

Loughlin  
Mayor Skibitsky

The following resolution, introduced by Councilman Della Fera, seconded by Councilman Arena was unanimously adopted.

(308) BE IT RESOLVED by the Town Council of the Town of Westfield that the Mayor is authorized to sign the collective bargaining agreement between the Town of Westfield and the Teamsters Local #469 for the years 2015 – 2018.

Public Safety, Transportation and Parking Committee

The following resolution, introduced by Councilman Loughlin, Vice-Chairman of the Public Safety, Transportation and Parking Committee, seconded by Councilman LoGrippo was unanimously adopted.

(309) WHEREAS, the Town of Westfield owns vehicles and miscellaneous equipment that are no longer usable based on their condition, and it is in the best interest of the Town to advertise these items for auction, and;

NOW, THEREFORE, BE IS RESOLVED, by the Mayor and Council of the Town of Westfield that the following vehicles and equipment will be offered on the Muni-ci bid online auction site to the public at a date to be announced and shall be offered for sale at public auction to the highest bidder in accordance with the law, provided that a minimum price shall be established for the items and that no bid below this price shall be accepted, and;

BE IT FURTHER RESOLVED that all such property not bid on or claimed by owners will be held for future auction with the date to be determined and;

BE IT FURTHER RESOLVED that all such sales at public auction shall be final and payment only by certified check or money order at the time of said auction payable to Town of Westfield, and;

BE IT FURTHER RESOLVED that the monies received from the sale of any property shall be paid into the municipal treasury as specified by law, and;

BE IT FURTHER RESOLVED that the appropriate Town officials are hereby authorized and instructed to take such further steps as may be required by law to effect such sale and auction, including the advertising of the sale of such property by other means in addition to the legal notice required by law, and the establishment of a place and time where the merchandise to be offered for sale may be viewed by potential bidders.

Code Review & Town Property Committee

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

(310) BE IT RESOLVED that the Mayor is hereby authorized to sign a developer's agreement between the Town of Westfield and RWM Family, LLC, for a Board of Adjustment approved application located at Block 1701, Lot 9.

(311) WHEREAS, KPT Partners LLC, made an application to the Town of Westfield to demolish a single-family dwelling, located at 30 Tamaques Way, Block 5201, Lot 28, 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 30 Tamaques Way, Block 5201, Lot 28, Westfield, New Jersey.

(312) WHEREAS, Peterson Brothers LLC, made an application to the Town of Westfield to demolish a single-family dwelling, located at 14 Tamaques Way, Block 5201, Lot 20, 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 14 Tamaques Way, Block 5201, Lot 20, Westfield, New Jersey.

(313) WHEREAS, Michael Mahoney LLC, made an application to the Town of Westfield to demolish a single-family dwelling, located at 746 Hyslip Avenue, Block 4403, Lot 10, 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 746 Hyslip Avenue, Block 4402, Lot 10, Westfield, New Jersey.

(314) WHEREAS, NCN Properties, LLC., made an application to the Town of Westfield to demolish a single-family dwelling, located at 205 Ayliffe Avenue, Block 5609, Lot 13, 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 205 Ayliffe Avenue, Block 5609, Lot 13, Westfield, New Jersey.

(315) WHEREAS, Ralph Rapuano and Allan Chrono, made an application to the Town of Westfield to demolish a single-family dwelling, located at 712 Scotch Plains Avenue, Block 4402, Lot 5, 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 712 Scotch Plains Avenue, Block 4402, Lot 5, Westfield, New Jersey.

(316) WHEREAS, Jayne Bernstein, made an application to the Town of Westfield to demolish a single-family dwelling, located at 207 West Grove Street, Block 4801, 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 207 West Grove Street, Block 4801, Lot 2, Westfield, New Jersey.

(317) WHEREAS, David and Eileen Basile, made an application to the Town of Westfield to demolish a single-family dwelling, located at 1212 Prospect Street, Block 101, Lot 35, 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 1212 Prospect Street, Block 101, Lot 35, Westfield, New Jersey.

(318) WHEREAS, Premier Design Custom Homes, LLC., made an application to the Town of Westfield to demolish a single-family dwelling and detached garage, located at 610 Cumberland Street, Block 2705, Lot 15, 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 610 Cumberland Street, Block 2705, Lot 15, Westfield, New Jersey.

#### Public Works Committee

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

(319) WHEREAS, Z. Brothers Concrete Contractors, Inc., is under contract to the Town of Westfield for the **2014 Improvement of Rahway Avenue** as authorized by S.O. 2190 and S.O. 2192, and

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

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

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

NOW THEREFORE BE IT RESOLVED, that Change Order No. 1 in the amount of \$35,990.92 executed by Kris J. McAloon, Town Engineer, be authorized, and

BE IT FURTHER RESOLVED, that the proper Town Officials be, and they are hereby, authorized to make payment in the amount of \$142,788.86, and to effect whatever actions are necessary in the execution and discharge of Change Order No. 1, for the **2014 Improvement of Rahway Avenue** increasing the contract price to \$524,292.08.

(320) WHEREAS, Utility Systems, Inc., is under contract to the Town of Westfield for the **2014 Various Road Improvements** as authorized by S.O. 2182, and

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

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

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

NOW THEREFORE BE IT RESOLVED, that Change Order No. 1 in the amount of \$85,597.54 executed by Kris J. McAloon, Town Engineer, be authorized, and

BE IT FURTHER RESOLVED, that the proper Town Officials be, and they are hereby, authorized to make payment in the amount of \$323,829.05, and to effect whatever actions are necessary in the execution and discharge of Change Order No. 1, for the **2014 Various Road Improvements** increasing the contract price to \$1,168,357.04.

(321) WHEREAS, the Town of Westfield desires to continue the Curbside Collection of Recyclable Materials for which the services of a licensed disposal company will be required, and

WHEREAS, the Town Engineer advertised the contract and bids were received on November 25, 2014, and,

WHEREAS, the low bid for Four-Day Collection, by Ward, Every Other Week, was in the amount of \$244,530.00 for Option A (one year with option to extend one year),

and \$781,755.00 for Option B (three years), and \$1,411,605.00 for Option C (five years), submitted by Giordano Company, 142-156 Frelinghuysen Avenue, Newark, New Jersey 07114, and found to be in conformance with the appropriate specifications, and

WHEREAS, the Town desires to contract for the aforesaid services for a one-year period through Option A, and

WHEREAS, Certificate of the Town Treasurer, certifying the availability of adequate funds for this Contract, shall be prepared in accordance with N.J.A.C. 5:30 1.10 upon adoption of the 2015 Temporary Municipal Budget. Expenditure of funds pursuant to this Contract to be charged to Account No. 137-245.

NOW THEREFORE BE IT RESOLVED, that a Lump Sum Contract in the annual amount of \$244,530.00 be awarded to the Giordano Company, for Option A (one year contract), 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, pending adoption of the 2015 Temporary Municipal Budget, 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.

I hereby move that an ordinance entitled, "GENERAL ORDINANCE NO. 2035 – AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD TO CREATE THE POSITION OF DIRECTOR OF PUBLIC WORKS WITHIN THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF CONSTRUCTION & MAINTENANCE."

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 16<sup>th</sup> day of December 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 Councilwoman Kimmins.

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

Yeas: Arena  
LoGrippo  
Foerst

Nays:

Absent: Neylan

Della Fera  
Kimmins  
Oliveira  
Loughlin  
Mayor Skibitsky

Reports of Department Heads

Reports of Susan Noon, Collector of Taxes, showing taxes total collections of \$22,070,511.06 during the period October 1, 2014 to October 31, 2014 and total sewer fee collections of \$9,646.01.

Report of Daniel J. Kelly, Chief of the Fire Department, showing Smoke Detector Fees collected in October in the amount of \$4,400.00, and Permit Fees \$47.00 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 \$14,167.70 representing monies collected during the month of October 2014.

Report of Carol Salvaggio, Certified Court Administrator, stating that she had turned over to the Chief Financial Officer check in the amount of \$61,245.16 representing fines and costs collected in the Municipal Court and Violations Bureau during the month of October 2014 was received, read and ordered filed.

Report of Steve Freedman, Construction Official, showing monies collected for permits in the amount of \$103,026.00 for the month of October 2014 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 1,982.25 representing Police Fees collected during the month of October 2014 were received, read and ordered filed.

Upon motion by Councilman Della Fera, seconded by Councilman LoGrippo the meeting was adjourned at 8:43 p.m.

Claire J. Gray  
Town Clerk