

MINUTES OF REGULAR MEETING HELD DECEMBER 17, 2013

Pursuant to rules of Council of the Town of Westfield, the members thereof convened in regular session Tuesday evening, December 17, 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, LoGrippo

ABSENT: Council Members Kimmins, Loughlin

Invocation was given by Councilman LoGrippo

PRESENTATIONS

APPOINTMENT

ADVERTISED HEARINGS

The Council proceeded to the hearing entitled, “GENERAL ORDINANCE NO. 2013 – AN ORDINANCE REPEALING ORDINANCE 1869.”

Advertised returnable this evening.

Mayor Skibitsky declared the hearing closed.

The Council then proceeded to the hearing entitled, “GENERAL ORDINANCE NO. 2014 – AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD, CHAPTER 20.”

Advertised returnable this evening.

Ken MacRitchie of 585 Trinity Place said that Ordinance 2014 combines fees for all structures. He said he would rather have a sewer fee model that was based on consumption rather than the type of structure.

Mayor Skibitsky declared the hearing closed.

PENDING BUSINESS

An ordinance entitled, "GENERAL ORDINANCE NO. 2013 – AN ORDINANCE REPEALING ORDINANCE 1869" introduced by Councilman Foerst, seconded by Councilman LoGrippe, was taken up, read and passed by the following vote of all present upon roll call as follows:

Yeas:	Arena	Nays:	Absent:	Kimmins
	Neylan			Loughlin
	Haas			
	Foerst			
	Della Fera			
	LoGrippe			
	Mayor Skibitsky			

An ordinance entitled, "GENERAL ORDINANCE NO. 2014 – AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD, CHAPTER 20" introduced by Councilman Della Fera, seconded by Councilman LoGrippe, was taken up, read and passed by the following vote of all present upon roll call as follows:

Yeas:	Arena	Nays:	Absent:	Kimmins
	Neylan			Loughlin
	Haas			
	Foerst			
	Della Fera			
	LoGrippe			
	Mayor Skibitsky			

BIDS

MINUTES

On a motion by Councilman Foerst, seconded by Councilman Haas Council approved the Minutes of the Town Council Meeting held November 26, 2013 with Councilwoman Neylan abstaining.

On a motion by Councilman Arena, seconded by Councilman LoGrippe, Council approved the Minutes of the Conference Session held November 26, 2013 with Councilwoman Neylan abstaining.

On a motion by Councilman LoGrippe, seconded by Councilman Arena Council approved the Minutes of the Town Council Meeting held December 3, 2013.

On a motion by Councilwoman Neylan, seconded by Councilman Foerst, Council approved the Minutes of the Conference Session held December 3, 2013.

PETITIONS AND COMMUNICATIONS

OPEN DISCUSSION BY CITIZENS

Ken MacRitchie of 585 Trinity Place thanked Councilman Haas for his service to the Third Ward while on Council. He also spoke about the sewer conduit in the bird sanctuary and said it was a hazard and hoped it could be removed. Councilman Haas thanked former Councilman MacRitchie for his service to the Third Ward when he was on Council and said that he learned a great deal from him.

Karen Egert of 123 Cedar Street thanked Councilman Haas for representing the Third Ward. She said he was responsive to their needs.

Joann St. Amand of Cranford spoke on the Woodbridge Developmental Center requesting a resolution to ask the Governor not to close the two developmental centers in New Jersey. She said these centers follow federal regulations and are unlike other institutions.

Janet Blackman of the CWA in Trenton asked the Council to support a resolution to the Governor to keep open the developmental centers Ms. St. Armand spoke about.

Adina Enclusco of 1310 Central Avenue thanked Councilman Haas for his respect and concern to her after she contacted him regarding the pedestrian activated crossing light in front of her house on Central Avenue.

Janice Siegel of 956 Wyandotte Trail spoke on behalf of the Democratic Committee of Westfield and thanked Councilman Haas for his time on Council.

Greg Kasko of 434 Everson Place said he came to the meeting to thank Councilman Haas for his service and said he was a registered Republican but crossed party lines to vote for Councilman Haas for Mayor this year.

David Glasser of 511 Cumberland Street thanked Councilman Haas for his service. He said after living here for four years, he felt the Town was stagnant. He said he felt Councilman Haas tried to move the Town forward. He also spoke about snow removal.

BILLS AND CLAIMS

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

RESOLVED that the bills and claims in the amount of \$978,831.31 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 LoGrippo were unanimously adopted.

(328) WHEREAS, N.J.S.A. 40A:4-87 (Chapter 159, P.L., 1948) provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget or any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, the Director may also approve the insertion of any item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED that the Town of Westfield hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$6,550.75, which is now available from the State of New Jersey, Body Armor Fund, and

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

General Appropriations

Body Armor Fund	\$6,550.75
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BE IT FURTHER RESOLVED that one copy of this resolution be forwarded to the Division of Local Government Services by the Town Clerk.

(329) WHEREAS, the Westfield Recreation Department's Annual NYC Night Light Tour offered through Vanderhoof Transportation Co., Inc., for resident participants, is scheduled for the following date:

Tuesday December 17, 2013 and,

WHEREAS, payment for the tour date to Vanderhoof Transportation Co., Inc. is required the day after the tour;

NOW, THEREFORE, BE IT RESOLVED, that the Chief Financial Officer is hereby authorized to prepare warrants for participant payment to Vanderhoof Transportation Co., Inc. located at 18 Wilfred Street, West Orange, NJ 07052 in an amount **not to exceed: \$2,500.00 for Wednesday, December 18, 2013** charged to the Recreation Department's T05-600-071 Trust Account.

(330) WHEREAS, the Town Council of the Town of Westfield, County of Union, State of New Jersey, recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and

WHEREAS, the Town Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Town Council has applied for and been approved for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Union, and

WHEREAS, the Town of Westfield's Municipal Alliance Program has been recommended to receive funding for the 2013 Grant Extension Subcontract period of January 1, 2014 – June 30, 2014 which modifies the current subcontract to become an 18 month subcontract for a total award of \$39,931,

NOW, THEREFORE, BE IT RESOLVED by the Town of Westfield, County of Union, State of New Jersey, hereby recognizes the following:

1. The Town Council does hereby authorize submission of an application for the 2013 Grant Extension Subcontract representing a total DEDR award for 18 months (January 1, 2013 through June 30, 2014) equaling \$39,931, representing a cash match of \$9,983 and In-Kind of \$29,948 to the Westfield Municipal Alliance.
2. The Town Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

(331) WHEREAS, the Town Council of the Town of Westfield desires to improve its telecommunications system for all Town facilities; and

WHEREAS, Johnston Communications located at PO Box 390, Kearney, NJ 07032 is a State contract vendor #A42287 and has been secured to provide said telecommunications system; and

WHEREAS, the Town Council had approved the execution of a lease purchase agreement with a principal amount not to exceed \$110,125.28 is appropriate and necessary for the functions and operations of the various Town facilities including Town Hall, the Library, Public Works Offices and the Fire Department facilities; and

WHEREAS, Municipal Capital Finance shall act as Lessor under aforementioned lease and lease payments shall be charged to operating budget line item 168-200,

NOW THEREFORE BE IT RESOLVED, that the Town Council of the Town of Westfield approve a lease agreement for a new telecommunications system to be installed by Johnston Communications located at PO Box 390, Kearny, NJ 07032; and

BE IT FURTHER RESOLVED that the appropriate Town Officials are hereby authorized to enter into and execute the lease documents provided by Municipal Capital Finance.

(332) RESOLVED THAT THE CHIEF Financial Officer be and hereby is directed to draw warrants in favor of the active Volunteer Firefighters named below, none of whom is otherwise personally compensated for their services as Volunteer Firefighters for the respective amounts opposite their names; said payment to cover any losses they and each of them may have incurred in attending upon putting out fires in the Town of Westfield in the year 2013.

William L. Billson	\$22.00
Vincent J. Fiorino	\$99.00
Jason R. Garcia	\$209.00
Carlos Gomez	\$22.00
Daniel Kelly	\$187.00
Gregory Ryan	\$66.00
Daniel M. Tammaro	\$154.00

(333) WHEREAS, the Westfield Recreation Department's Annual Teen Center Holiday Party offered for resident high school participants, is scheduled for the following date: **Friday, December 13, 2013** and,

WHEREAS, payment for food and supplies is required;

NOW, THEREFORE, BE IT RESOLVED, that the Chief Financial Officer is hereby authorized to prepare warrants for payment to Ferraro's located at 8-14 Elm Street, Westfield, NJ 07090 in an amount **not to exceed: \$200.00** for **Wednesday, December 18, 2013** charged to the Recreation Department's T05-600-072 Trust Account.

(334) RESOLVED that the payroll consisting of the following regularly salaried employees of the Town of Westfield be adopted effective January 1, 2014 and that the Chief Financial Officer be authorized to draw warrants to their order, biweekly, as their names appear on the departmental payrolls, and that the Mayor and the Town Clerk be, and they are hereby, authorized to sign a warrant in compliance thereto for the amount of the payroll biweekly:

<u>Office/ Name</u>	<u>Title</u>	<u>2014 Salary</u>
Town Clerk's Office		
Tracy Fooster	General Office Clerk	\$ 40,450
Regional Board of Health		
Loray Kozar	Secretary (Board of Health)	\$ 50,013
Tanya Moon	Sr. Reg. Envir. Health Specialist	\$ 74,603
Helen Mendez	Sr. Reg. Envir. Health Specialist	\$ 74,603
Finance		
Mary Poon	Cost Analysis Clerk	\$ 45,099
Construction/Building Division		
Viviane Guy	Building Code Processor	\$ 44,466
Recreation Office		
Tracy Kastner	Recreation Program Coordinator	\$ 55,876
Joanne Colanari	Secretary (Recreation)	\$ 47,309
Pool Utility		
Paul Checchio	Pool Maintenance Technician	\$ 63,237
Police Department		
Vanita Claiborne	Police Clerk	\$ 47,547
Kim Sakr	Dispatcher	\$ 48,730

Maria Almeida	Dispatcher	\$ 34,516
Dominick Sandelli	Dispatcher	\$ 34,516
Amber Fontanella	Dispatcher	\$ 34,516
Steven Wrzesinski	Dispatcher	\$ 33,339
Engineering		
Virginia Loveland	Cost Analysis Clerk	\$ 49,722
Kathleen Nemeth	Secretary (Engineering)	\$ 42,450
	Board of Adjustment	\$ 3,750
	Planning Board	\$ 3,750
Municipal Court		
Ann Margetoes	Deputy Court Administrator	\$ 54,348
Barbara Sheldon	General Office Clerk	\$ 40,450
Mary Heeney	General Office Clerk	\$ 36,702
Maureen Gabriel	General Office Clerk	\$ 36,702
Fran Pelosi	General Office Clerk	\$ 36,702
Parking Administration		
Jonathan Pierce Jr.	Traffic/Parking Enforcement	\$ 47,309
Helen Cicalese	Traffic/Parking Enforcement	\$ 40,202
Robert Denny	Traffic/Parking Enforcement	\$ 34,516
Aaron Doherty	Traffic/Parking Enforcement	\$ 34,516
Robert Desiato	Traffic/Parking Enforcement	\$ 33,339
Regina Powell	General Office Clerk	\$ 36,203

(335) RESOLVED that the payroll consisting of the following regularly salaried employees of the Police Department of the Town of Westfield be adopted effective January 1, 2014 and that the Treasurer be authorized to draw warrants to their order biweekly as their names appear on departmental payrolls, and that the Mayor and the Town Clerk be and are hereby authorized to sign a warrant in compliance thereto for the amount of the payroll biweekly:

<u>NAME</u>	<u>POSITION</u>	<u>JAN. 1, 2014</u>
Scott M. Rodger	Captain	\$128,257
Christopher Battiloro	Captain	\$128,257
Edward Maguire	Lieutenant	\$118,816
Matthew Cassidy	Lieutenant	\$118,816
John Ricerca	Lieutenant	\$118,816
William Moffitt	Lieutenant	\$118,816
Frank Padovano	Lieutenant	\$118,816
Todd Earl	Sergeant	\$110,328
Jason M. Rodger	Sergeant	\$110,328
Leonard Lugo	Sergeant	\$110,328
Jason Carter	Sergeant	\$110,328
Jason McErlean	Sergeant	\$110,328

Vincent J. Costanzo	Sergeant	\$110,328
John Tango	Sergeant	\$110,328
Thomas Ostrander	Sergeant	\$110,328
Michael Walsh	Sergeant	\$110,328
Lauren Maloney	Sergeant	\$110,328
Barron Chambliss	Detective 1G	\$108,091
Eric Lieberman	Detective 1G	\$108,091
Gregory Hobson	Detective 1G	\$108,091
Perrotta, Lisa	Detective 2G	\$101,097
Harold Caulfield	Patrol Officer	\$97,545
Robert J. Riley	Patrol Officer	\$97,545
Kevin J. O'Keefe	Patrol Officer	\$97,545
Robert Beaton	Patrol Officer	\$97,545
Frank Moya	Patrol Officer	\$97,545
Preston Freeman	Patrol Officer	\$97,545
Marcin Kapka	Patrol Officer	\$97,545
Nicole Stivale	Patrol Officer	\$97,545
Donald Perkins	Patrol Officer	\$97,545
Jeffrey Johnson	Patrol Officer	\$97,545
Steven Martinez	Patrol Officer	\$97,545
Christopher Scuorzo	Patrol Officer	\$87,780
Joseph Saunders	Patrol Officer	\$87,780
Donald Domanoski	Patrol Officer	\$87,780
Bradford Beirne	Patrol Officer	\$87,780
Paul Ferry	Patrol Officer	\$81,814
Eric Loffredo	Patrol Officer	\$81,814
William Kleeman	Patrol Officer	\$81,814
Dennis DaSilva	Patrol Officer	\$69,882
Paul Neri	Patrol Officer	\$69,882
Michael McCarthy	Patrol Officer	\$69,882
Nicholas Bruno	Patrol Officer	\$63,916
Eric Popleik	Patrol Officer	\$63,916
Jason Merritt	Patrol Officer	\$51,984
Joseph Habeiche	Patrol Officer	\$51,984
Elizabeth Davis	Patrol Officer	\$51,984
Nicholas Bagan	Patrol Officer	\$46,018
Pitor Wierzbiecki	Patrol Officer	\$46,018
John Swiderski	Patrol Officer	\$46,018
Steven DeAngelis	Patrol Officer	\$41,052
Timothy Donovan	Patrol Officer	\$41,052
Gregory Penn	Patrol Officer	\$41,052

(336) RESOLVED that the following stated rates of pay for employees of the Department of Public Works, and the Engineering and Construction Official's office represented by Local 469 of the International Brotherhood of Teamsters for collective bargaining purposes

be adopted effective January 1, 2014, and that the Chief Financial Officer be authorized to make payment to, and draw warrants bi-weekly in accordance with the following schedule:

<u>Name</u>	<u>Step</u>	<u>Hourly Rate</u>
W. Moore, Sr.	1	\$32.40
A. Brown	1	\$32.40
D. Gary	1	\$32.40
W. Moore, Jr.	1	\$32.40
J. Giordano	1	\$32.40
B. Sanders	1	\$32.40
T. McCaskill	1	\$32.40
D. Clark	1	\$32.40
K. LeCroy	1	\$32.40
M. Glagola	1	\$32.40
M. Mecca	1	\$32.40
R. Kosciolek	1	\$32.40
J. Russitano	1	\$32.40
M. Muth	1	\$32.40
R. Ruhl	1	\$32.40
D. Holowka	1	\$32.40
R. Vastano	1	\$32.40
J. Handy	1	\$32.40
R. Eubanks	1	\$32.40
F. Watkins	1	\$32.40
G. Stabenow	1	\$32.40
T. Cuccaro	1	\$32.40
E. Maris	1	\$32.40
R. Watt	1	\$32.40
P. Hogan	1	\$32.40
C. Calvello	1	\$32.40
C. Gibson	1	\$32.40
B. Segebade	1	\$32.40
L. Scipioni	1	\$32.40
B. Cioffi	1	\$32.40
E. Watkins	2	\$28.72
S. Chamberlin	2	\$28.72
G. Long	4	\$25.86
D. Clark Jr.	5	\$24.43
G. Gray	Survey Party Chief	\$65,499
J. Guy	Building Subcode Official	\$73,589

(337) RESOLVED that the payroll consisting of the following regularly salaried employees of the Fire Department of the Town of Westfield be adopted effective January 1, 2014 and that the Treasurer be authorized to draw warrants to their order biweekly as their names appear on

departmental payrolls, and that the Mayor and the Town Clerk be and are hereby authorized to sign a warrant in compliance thereto for the amount of the payroll biweekly:

<u>NAME</u>	<u>POSITION</u>	<u>JAN. 1, 2014</u>
Roger Sawicki	Battalion Chief	\$114,721
Robert Buccino	Battalion Chief	\$114,721
Scott Miller	Battalion Chief	\$117,598
James Ryan Jr.	Battalion Chief	\$117,598
Michael Ridge	Lieutenant	\$105,270
Timothy Brennan	Lieutenant	\$108,146
Anthony Tiller	Lieutenant	\$108,146
James Dannevig	Lieutenant	\$105,270
Robert Tarantino	Fire Fighter	\$94,425
R. Brian Dunlap	Fire Fighter	\$97,302
Christopher Love	Fire Fighter	\$97,302
David Mazza	Fire Fighter	\$97,302
Matthew Pereira	Fire Fighter	\$97,302
Thomas Ryan	Fire Fighter	\$97,302
Angelo Bencivenga	Fire Fighter	\$97,302
John McCormack	Fire Fighter	\$97,302
Aldo Tammaro	Fire Fighter	\$97,302
Michael Skubish	Fire Fighter	\$97,302
Rick Jurgens	Fire Fighter	\$97,302
Karl Kelber	Fire Fighter	\$97,302
Michael Sawicki	Fire Fighter	\$97,302
Michael Lanza	Fire Fighter	\$97,302
Kevin McCormack	Fire Fighter	\$97,302
Robert Sawicki	Fire Fighter	\$97,302
Michael Duelks	Fire Fighter	\$97,302
Craig Manning	Fire Fighter	\$97,302
Lou Cerchio	Fire Fighter	\$97,302
Ben Corbin	Fire Fighter	\$97,302

(338) RESOLVED that the payroll consisting of the following regularly salaried employees of the Fire Department of the Town of Westfield be adopted effective July 1, 2014 and that the Treasurer be authorized to draw warrants to their order biweekly as their names appear on departmental payrolls, and that the Mayor and the Town Clerk be and are hereby authorized to sign a warrant in compliance thereto for the amount of the payroll biweekly:

<u>NAME</u>	<u>POSITION</u>	<u>JULY 1, 2014</u>
Roger Sawicki	Battalion Chief	\$114,721
Robert Buccino	Battalion Chief	\$114,721
Scott Miller	Battalion Chief	\$117,748

James Ryan Jr.	Battalion Chief	\$117,748
Michael Ridge	Lieutenant	\$105,270
Timothy Brennan	Lieutenant	\$108,296
Anthony Tiller	Lieutenant	\$108,296
James Dannevig	Lieutenant	\$105,270
Robert Tarantino	Fire Fighter	\$94,425
R. Brian Dunlap	Fire Fighter	\$97,452
Christopher Love	Fire Fighter	\$97,452
David Mazza	Fire Fighter	\$97,452
Matthew Pereira	Fire Fighter	\$97,452
Thomas Ryan	Fire Fighter	\$97,452
Angelo Bencivenga	Fire Fighter	\$97,452
John McCormack	Fire Fighter	\$97,452
Aldo Tammaro	Fire Fighter	\$97,452
Michael Skubish	Fire Fighter	\$97,452
Rick Jurgens	Fire Fighter	\$97,452
Karl Kelber	Fire Fighter	\$97,452
Michael Sawicki	Fire Fighter	\$97,452
Michael Lanza	Fire Fighter	\$97,452
Kevin McCormack	Fire Fighter	\$97,452
Robert Sawicki	Fire Fighter	\$97,452
Michael Duelks	Fire Fighter	\$97,452
Craig Manning	Fire Fighter	\$97,452
Lou Cerchio	Fire Fighter	\$97,452
Ben Corbin	Fire Fighter	\$97,452

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

(339) RESOLVED that the Chief Financial Officer be authorized to make the following transfer in the 2013 budget accounts:

	<u>OUT</u>	<u>IN</u>
GROUP INSURANCE 3-01-183-200	\$65,000.00	
POLICE DEPT. – S&W 3-01-130-100	\$20,000.00	
LEGAL SERVICES – O/E 3-01-120-200		\$30,000.00

FIRE DEPT. –O/E
3-01-125-200

\$ 5,000.00

PUBLIC BLDG. – O/E
3-01-185-200

\$ 5,000.00

ADMINISTRATIVE – O/E
3-01-100-200

\$45,000.00

Yeas: Arena
Neylan
Haas
Foerst
Della Fera
LoGrippo
Mayor Skibitsky

Nays:

Absent: Kimmins
Loughlin

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

(340) WHEREAS, after filling the unexpired term of a former Council member from January 9 to December 31, 2003, David Haas has faithfully served the Town of Westfield ~ for the second time ~ as Councilman representing the Third Ward from January 2006 to December 2013; and

WHEREAS, Mr. Haas has unselfishly sacrificed his time to attend to the needs of the residents of the Third Ward and the community at large; and

WHEREAS, during his entire second tenure on the Council, Mr. Haas served as a member of the Finance Policy Committee; and

WHEREAS, Mr. Haas has also served as a member of the Public Works Committee (2007-2013), the Public Safety, Transportation, and Parking Committee (2006), and as Council Liaison to the Board of Health (2007) and the Tree Preservation Commission (2009-2013); and

WHEREAS, in addition to the aforementioned memberships, Mr. Haas demonstrated focus and teamwork while serving as Vice Chair of the Finance Policy Committee (2008, 2009, 2010), the Public Safety, Transportation and Parking Committee (2006) and the Public Works Committee (2007, 2011, 2012, 2013); and

WHEREAS, during his term on the Town Council, Mr. Haas earned the gratitude of his constituents; and

NOW, THEREFORE, on this 17th day of December, 2013, the evening of the last meeting of the Town Council in which he will participate as Councilman,

BE IT RESOLVED that the Mayor and Town Council, on behalf of the good citizens of the Town of Westfield, hereby expresses appreciation to David Haas for his service and wishes him every success and happiness in all his future endeavors; and

BE IT FURTHER RESOLVED that this resolution be permanently memorialized by incorporating it within the minutes of the Westfield Town Council meeting of December 17, 2013.

Public Safety, Transportation and Parking Committee

The following resolution, introduced by Councilwoman Neylan, Chairman of the Public Safety, Transportation and Parking Committee, seconded by Councilman Arena was unanimously adopted.

(341) WHEREAS, a need exists in the Police Department for the purchase of (3) 2014 Ford Police Interceptor Utility AWD vehicles as provided in the 2013 Operating Budget, 130-251, and;

WHEREAS, the contract to purchase these is to be awarded to Winner Ford, and;

WHEREAS, these vehicles 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 Cranford Cooperative Pricing System #47-CPCPS, 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 \$82,887.03 charged to 2013 Police Operating 130-251 prepared in accordance with N.J.A.C. 5:30 1.10.

NOW, THEREFORE BE IT RESOLVED that the Town of Westfield will purchase 2013 Ford Police Interceptor Utility AWD 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.

Winner Ford
250 Haddonfield-Berlin Road
Cherry Hill, NJ 08034

1 @ \$26,629.01

Total: \$82,887.03

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.

(342) TAKE NOTICE that the Town Council of the Town of Westfield will meet in Conference Session, at which meeting the public may attend and make comments, and address Council to discuss and consider matters of public business, upon which no formal action will then be taken but which may subsequently be acted upon in a regular Council Meeting, on the following dates in 2014 in the Administrative Conference Room in the Municipal Building, 425 East Broad Street, Westfield, New Jersey, at 7:00 p.m., the said dates being the following Tuesdays, unless otherwise noted:

January 7 and 21
February 4 and 18
March 4 and 18
April 1 and 22
May 6 and 20
June 3 and 17
July 15
August 12
September 2 and 16
October 7 and 21
November 5 (Wednesday) and 25
December 16

TAKE FURTHER NOTICE that the Town Council of the Town of Westfield will meet in regular public meeting, at which the public may attend and participate, on the following dates in 2014 in the Council Chambers of the Municipal Building, 425 East Broad Street, Westfield, New Jersey, at 8:00 p.m. and will meet in the adjacent Council Conference Room for a preliminary meeting before the regular meeting at 7:45 p.m., which the public may also attend, the said meeting dates being the following Tuesdays, unless otherwise noted:

January 7 and 21
February 4 and 18
March 4 and 18
April 1 and 22
May 6 and 20
June 3 and 17
July 15

August 12
September 2 and 16
October 7 and 21
November 5 (Wednesday) and 25
December 16

(343) BE IT RESOLVED that pursuant to N.J.S.A. 40-45A-1, the Organization Meeting of the Town Council of the Town of Westfield for the year 2014 will be held on Thursday, January 2, 2014 at 7:00 p.m.

(344) WHEREAS, Elshiekh Enterprises LLC, made an application to the Town of Westfield to demolish a single-family dwelling located at 648 Kimball Avenue, Block 1207, Lot 11, 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 648 Kimball Avenue, Block 1207, Lot 11, Westfield, New Jersey.

(345) WHEREAS, Scott Gleason, made an application to the Town of Westfield to demolish a single-family dwelling and shed, located at 529 Benson Place, Block 3403, 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 and shed at 529 Benson Place, Block 3403, Lot 14, Westfield, New Jersey.

(346) WHEREAS, Hayden M. Horowitz, made an application to the Town of Westfield to demolish a single-family dwelling located at 1061 Minisink Way, Block 306, 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 1061 Minisink Way, Block 306, Lot 21, Westfield, New Jersey.

(347) WHEREAS, Ralph Rapuano, made an application to the Town of Westfield to demolish a single-family dwelling located at 757 Clark Street, Block 707, Lot 31, 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 757 Clark Street, Block 707, Lot 31, Westfield, New Jersey.

(348) WHEREAS, Don and Mary Villane, made an application to the Town of Westfield to demolish a single-family dwelling and detached garage, located at 633 Cumberland Street, Block 2710, 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 and detached garage at 633 Cumberland Street, Block 2710, Lot 5, Westfield, New Jersey.

(349) WHEREAS, Domenico P. Lettini, made an application to the Town of Westfield to demolish a single-family dwelling and shed, located at 1035 Rahway Avenue, Block 5117, Lot 29, 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 shed at 1035 Rahway Avenue, Block 5117, Lot 29, Westfield, New Jersey.

(350) RESOLUTION APPOINTING ADMINISTRATIVE AGENT
OF SENIOR HOUSING PROJECT

WHEREAS, Article 23 of the Land Use Ordinance of the Town of Westfield requires the appointment of an Administrative Agent to be responsible for the administration of affordable units in accordance with the provisions of Article 23, as well as the provisions of N.J.A.C. 5:96, 5-97 and 5:80-26.1 et seq.; and

WHEREAS, the Westfield Senior Citizens Housing Corp. has been responsible for the operation and administration of an affordable senior housing project located at 1129 Boynton Avenue; and

WHEREAS, the Westfield Senior Citizens Housing Corp. has provided evidence that it is in compliance with all applicable regulations of the Council on Affordable Housing and/or the New Jersey Housing and Mortgage Finance Agency; and

WHEREAS, the Westfield Senior Citizens Housing Corp. is agreeable to continuing to act in the capacity of Administrative Agent for the project located at 1129 Boynton Avenue;

NOW, THEREFORE, BE IT RESOLVED, that the Westfield Senior Citizens Housing Corp., be and is hereby appointed as Administrative Agent for the senior citizens housing project located at 1129 Boynton Avenue and shall be responsible for performing the duties set forth in Section 23.09B of the Land Use Ordinance.

(351) RESOLUTION APPOINTING MUNICIPAL HOUSING LIAISON

WHEREAS, Article 23 of the Land Use Ordinance of the Town of Westfield requires the appointment of a town employee as the Municipal Housing Liaison with responsibility for oversight and administration of the affordable housing program for the Town of Westfield; and

WHEREAS, William Drew, the Town Planner, is certified by the Council on Affordable Housing (“COAH”) as having the qualifications to act as Municipal Housing Liaison and is agreeable to acting in this capacity; and

NOW, THEREFORE, BE IT RESOLVED, that:

1. William Drew be and is hereby appointed the Municipal Housing Liaison for the Town of Westfield and shall be responsible for performing the duties set forth in Section 23.09A of the Land Use Ordinance.

2. The term of this appointment is one year, commencing on January 1, 2014.

(352) ADMINISTRATIVE AGENT FOR LOCAL RENTAL REHABILITATION PROGRAM

WHEREAS, Article 23 of the Land Use Ordinance of the Town of Westfield requires the appointment of an administrative agent with responsibility for oversight and administration of the Local Rental Rehabilitation Program for the Town of Westfield; and

WHEREAS, William Drew, the Town Planner, has the required qualifications to act as an administrative agent and is agreeable to acting in this capacity; and

NOW, THEREFORE, BE IT RESOLVED, that:

1. William Drew be and is hereby appointed as Administrative Agent for the Local Rental Rehabilitation Program for the Town of Westfield.

2. The term of this appointment is one year, commencing on January 1, 2014.

(353) RESOLUTION REGARDING FUNDING SHORTFALL

WHEREAS, the Fair Housing Act of 1985 (the "Act") established that every community must address the indigenous need (rehabilitation) component of its affordable housing obligation; and

WHEREAS, the Act provides that communities may address this obligation by conducting a local rehabilitation program providing for funds for home improvements; and

WHEREAS, the Town of Westfield is addressing the obligation in part, by conducting a Local Rehabilitation Program providing funds for the rehabilitation of rental housing units; and

WHEREAS, the Town of Westfield has collected in its Housing Trust Fund what it believes are sufficient funds to conduct the Local Rehabilitation Program; and

WHEREAS, N.J.A.C. 5:97-6.7(d)6 requires the Town of Westfield to provide evidence of adequate and stable funding.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Westfield will be responsible for any shortfall in funding the Local Rehabilitation Program, if funds in the

Housing Trust Fund and funds collected pursuant to any development fee ordinance adopted in the future are insufficient.

(354) RESOLUTION APPOINTING ADMINISTRATIVE AGENTS

WHEREAS, Article 23 of the Land Use Ordinance of the Town of Westfield requires the appointment of an Administrative Agent to be responsible for the administration of affordable units in accordance with the provisions of Article 23, as well as the provisions of N.J.A.C. 5:96, 5-97 and 5:80-26.1 et seq.; and

WHEREAS, ARC of Union County has been responsible for the operation and administration of special needs and permanence supportive housing, located at 478 Whittier (Poets Place) and 56 Mohawk Trail; and

WHEREAS, Our House, Inc. has been responsible for the operation and administration of special needs and permanent supportive housing located at 506 Boulevard; and

WHEREAS, Homefirst Interfaith Services, Inc. has been responsible for the operation and administration of special needs and permanent supportive housing located at 550 Trinity Place, 706 Central Avenue and 710 Central Avenue; and

WHEREAS, ARC of Union County, Our House, Inc. and Homefirst Interfaith Services, Inc. have each provided evidence that they are in compliance with all applicable regulations of the Council on Affordable Housing, the New Jersey Housing and Mortgage Finance Agency and/or the New Jersey Department of Human Services;

WHEREAS, ARC of Union County, Our House, Inc. and Homefirst Interfaith Services, Inc. are agreeable to continuing to act in the capacity of Administrative Agent for the respective properties they are currently administering.

NOW, THEREFORE, BE IT RESOLVED, that:

1. ARC of Union County be and is hereby appointed as Administrative Agent for the properties located at 478 Whittier (Poets Place) and 56 Mohawk Trail and shall be responsible for performing the duties set forth in Section 23.09B of the Land Use Ordinance with respect to these properties.

2. Our House, Inc. be and is hereby appointed as Administrative Agent for the property located at 506 Boulevard and shall be responsible for performing the duties set forth in Section 23.09B of the Land Use Ordinance with respect to these properties.

3. Homefirst Interfaith Services, Inc. be and hereby appointed as Administrative Agent for the properties located at 550 Trinity Place, 706 Central Avenue

and 710 Central Avenue and shall be responsible for performing the duties set forth in Section 23.09B of the Land Use Ordinance with respect to these properties.

Public Works Committee

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

(355) WHEREAS, Fischer Contracting Inc., has completed all of the work necessary for the **2013 Improvement of Parking Lot #4** in Westfield, New Jersey as authorized by S.O. 2032, S.O. 2091, S.O. 2122, S.O. 2153, S.O. 2170, S.O. 2182, and the Downtown Improvement Project 2013, 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. 2032, S.O. 2091, S.O. 2122, S.O. 2153, S.O. 2170, S.O. 2182, and the Downtown Improvement Project 2013, and

WHEREAS, the Town has been furnished with a Lien Release, an Affidavit of Payment of Prevailing Wage, and a one year Maintenance Bond against defective workmanship and materials.

NOW THEREFORE BE IT RESOLVED, that Change Order No. 1 in the amount of \$3,044.96 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 final payment in the amount of \$8,946.88, and to effect whatever actions are necessary in the execution and discharge of Change Order No. 1, for the **2013 Improvement of Parking Lot #4** increasing the contract price to \$245,733.71.

(356) 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 October 22, 2013, and

WHEREAS, the specifications contained a technical deficiency, and therefore, it is in the best interest of the Town to reject these bids and readvertise this service.

NOW THEREFORE BE IT RESOLVED that the aforesaid bids be rejected and the Town Engineer be and is hereby authorized to re-bid.

(357) WHEREAS, N.J.S.A. 58:11-64 et. seq. requires that public sewer collection systems are required to have licensed sewer operators; and

WHEREAS, an operator with the required license is needed for the Town of Westfield's public sewer collection system, and

WHEREAS, Hatch Mott McDonald submitted a proposal dated December 9, 2013, to provide such services, and

WHEREAS, Hatch Mott McDonald has proposed to provide the aforementioned services for a fee of \$10,200.00, and

WHEREAS, the Town Administrator has reviewed the aforesaid proposal and recommends that a professional services contract for aforesaid services as outlined in the proposal dated December 9, 2013, be awarded to Hatch Mott McDonald; and

WHEREAS, a Certificate of the Chief Financial Officer, 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.

NOW, THEREFORE BE IT RESOLVED by the Town Council of the Town of Westfield that the aforementioned contract for professional services required for the Sanitary Sewer Collection System be awarded to Hatch Mott McDonald, 27 Bleeker Street, Millburn, New Jersey, in the amount of \$10,200.00, and

BE IT FURTHER RESOLVED that the fees for this work be charged to Account No. 100-205, and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published in the *Westfield Leader* as a Public Notice of action taken in accordance with N.J.S.A. 40:11-5.

Reports of Department Heads

Reports of Susan Noon, Collector of Taxes, showing taxes total collections of \$18,321,042.37 during the period November 1, 2013 to November 30, 2013 and total collections of \$16,525.34 for sewer taxes were received, read and ordered filed.

Report of Claire J. Gray, Town Clerk, showing fee collected in the amount of \$10,178.57 during the month of November 2013 was received, read, and ordered filed.

Report of Daniel J. Kelly, Chief of the Fire Department, showing Smoke Detector Fees collected in November in the amount of \$1,800.00 and Permit Fees collected in the amount of \$152.00 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 \$10,878.65 representing monies collected during the month of November 2013.

Report of Steve Freedman, Construction Official, showing monies collected for permits in the amount of \$87,213.00 for the month of November 2013 was received, read and ordered filed.

Report of Carol Salvaggio, Certified Court Administrator, stating that she had turned over to the Chief Financial Officer check in the amount of \$71,530.31 representing fines and costs collected in the Municipal Court and Violations Bureau during the month of November 2013 was received, read and ordered filed.

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

Claire J. Gray
Town Clerk