

MINUTES OF REGULAR MEETING HELD NOVEMBER 21, 2017

Pursuant to rules of Council of the Town of Westfield, the members thereof convened in regular session Tuesday, November 21, 2017 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 22, 2016. The notice was, on that date, posted on the bulletin board in the Municipal Building, mailed to THE WESTFIELD LEADER, AND THE STAR LEDGER, and filed with the Clerk of the Town of Westfield.”

PRESENT: Mayor Skibitsky, Council Members Arena, LoGrippo, Della Fera, Donnelly, Oliveira, Stokes

ABSENT: Council Members Neylan & Loughlin

Invocation was given by Councilman Arena
Salute to the flag was lead by Cub Scouts

APPOINTMENT

The following resolution, introduced by Councilman Arena, Vice Chairman of the Finance Policy Committee, seconded by Councilman Stokes was adopted by the following roll call vote:

(250) WHEREAS, pursuant to NJSA 40A:9-133 a., every municipality shall appoint a municipal clerk for a three-year term; and

WHEREAS, commencing January 1 following the third anniversary of the effective date of P.L. 1197, c.279 (C40A:9-133.9 et al), no person shall be appointed or reappointed as a municipal clerk unless that person holds a registered municipal clerk certificate issued pursuant to section 3 or section 4 of P.L. 1985, c174 (C.40A:9-133 or C.40A:9-133.4); and

WHEREAS, pursuant to Sec. 2-75(a) of the code of the Town of Westfield, the town clerk shall be appointed by the administrator with the approval of the mayor and town council to hold office for a term of three years and subject to the provisions of the Revised Statutes, section 40:46-7, with respect to tenure of office.

NOW, THEREFORE, BE IT RESOLVED that the Town Council does hereby appoint Tara Rowley, RMC as the Westfield Municipal Clerk effective immediately for a three-year term expiring on November 21, 2020.

Yeas: Arena
LoGrippo
Della Fera
Donnelly
Oliveira
Stokes
Mayor Skibitsky

Nays:

Absent: Neylan
Loughlin

PRESENTATIONS

Mayor Skibitsky presented the following proclamation:

Town of Westfield
Westfield, New Jersey
PROCLAMATION
Claire J. Gray

WHEREAS, on May 31, 1985, Governor Kean signed a bill establishing the designation of Registered Municipal Clerk (“RMC”); and

WHEREAS, so diverse is the role of Municipal Clerk, encompassing a myriad of state statutes, that legislation was enacted in 1991 specifically defining the “Core” duties of this statutory office; and

WHEREAS, the Core duties include, but are not limited to, serving as secretary of the municipal corporation, serving as secretary to the governing body, serving as chief administrative officer of all elections held in the municipality, serving as chief registrar of voters in the municipality, and serving as records coordinator and manager; and

WHEREAS, within each Core duty are tasks the Mayor and Town Council depend on the RMC to perform in order to successfully govern the Town of Westfield, including preparing agendas, keeping the official records of the proceedings of meetings, administering oaths of office, issuing certain licenses and permits, administering the mandatory records retention schedule, advertising ordinances and the municipal budget as per state statute, acting as liaison to the public and corresponding on behalf of the governing body, receiving service of legal documents, and so much more; and

WHEREAS, the role of the RMC is so vital to the governance and welfare of the community that every municipality in the State of New Jersey is required to appoint one; and

WHEREAS, Claire J. Gray, RMC has served the Town of Westfield as the Town Clerk since 2005, fulfilling the Core duties of the position with dedication, decorum, and proficiency; and

WHEREAS, Mrs. Gray has been a devoted employee of the Town for many years and in several capacities previous to serving as the Town Clerk, Mrs. Gray served as an office clerk in the Fire Department (1992-1996) and the Recreation Department (1996-1999), and as the executive assistant in the Office of Administration (2000-2005); and

WHEREAS, Mrs. Gray has announced her retirement, and this being her last meeting, the Town Council and I wish to recognize her many years of noble service to the Council and the community;

NOW, THEREFORE, BE IT PROCLAIMED that I, Mayor Andrew K. Skibitsky, on behalf of the Town Council and the good citizens of the Town of Westfield, hereby extend a heartfelt thank you to Claire J. Gray for her many years of hard work and dedication to duty, and extend our collective very best wishes for a long, healthy, and happy retirement.

ADVERTISED HEARINGS

“SPECIAL ORDINANCE NO. 2210
CAPITAL ORDINANCE OF THE TOWN OF WESTFIELD, IN THE COUNTY OF UNION, NEW JERSEY AUTHORIZING THE UNDERTAKING OF VARIOUS SANITARY AND STORM SEWER IMPROVEMENTS IN, BY AND FOR THE TOWN, APPROPRIATING THEREFOR THE SUM OF \$75,000 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM CAPITAL SURPLUS OF THE TOWN”

Advertised returnable this evening.

Mayor Skibitsky declared the hearing closed.

GENERAL ORDINANCE NO. 2088
“AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD,
CHAPTER 13”

Advertised returnable this evening.

Mayor Skibitsky declared the hearing closed.

GENERAL ORDINANCE NO. 2089
“AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD,
CHAPTER 24”

Advertised returnable this evening.

Mayor Skibitsky declared the hearing closed.

PENDING BUSINESS

An ordinance entitled, “SPECIAL ORDINANCE NO. 2210
CAPITAL ORDINANCE OF THE TOWN OF WESTFIELD, IN THE COUNTY OF
UNION, NEW JERSEY AUTHORIZING THE UNDERTAKING OF VARIOUS
SANITARY AND STORM SEWER IMPROVEMENTS IN, BY AND FOR THE
TOWN, APPROPRIATING THEREFOR THE SUM OF \$75,000 AND PROVIDING
THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM CAPITAL
SURPLUS OF THE TOWN”

Introduced by Councilman Arena, seconded by Councilman Donnelly, was taken up, read and passed by the following vote of all present upon roll call as follows:

Yeas: Arena	Nays:	Absent: Neylan
LoGrippto		Loughlin
Della Fera		
Donnelly		
Oliveira		
Stokes		
Mayor Skibitsky		

An ordinance entitled, “GENERAL ORDINANCE NO. 2088 - AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD, CHAPTER 13”

Introduced by Councilman LoGrippto, seconded by Councilman Arena, was taken up, read and passed by the following vote of all present upon roll call as follows:

Yeas: Arena	Nays:	Absent: Neylan
LoGrippto		Loughlin
Della Fera		
Donnelly		
Oliveira		
Stokes		
Mayor Skibitsky		

An ordinance entitled, “GENERAL ORDINANCE NO. 2089 - AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD, CHAPTER 24”

Introduced by Councilman LoGrippto, seconded by Councilman Oliveira, was taken up, read and passed by the following vote of all present upon roll call as follows:

Yeas: Arena

Nays:

Absent: Neylan

LoGrippe

Loughlin

Della Fera

Donnelly

Oliveira

Stokes

Mayor Skibitsky

BIDS**MINUTES**

On a motion by Councilman Stokes seconded by Councilman Donnelly, Council approved the Minutes of the Town Council Conference Session & Regular Meeting held October 24, 2017, with Councilman Oliveira abstaining.

PETITIONS AND COMMUNICATIONS**OPEN DISCUSSION BY CITIZENS**

John Rotchford of 866 Knollwood Terrace spoke in support of the Mayor, Council and town employees and thanked all for their service. He also wished everyone a Happy Thanksgiving.

BILLS AND CLAIMS

Introduced by Councilman Arena, seconded by Councilman Della Fera were adopted unamiously.

RESOLVED that the bills and claims in the amount of \$564,858.88 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 Arena, Vice Chairman of the Finance Policy Committee, seconded by Councilman LoGrippe were unanimously adopted.

(251) RESOLVED that the Chief Financial Officer be authorized to draw a warrant in the amount of \$30.00 to the order of New Jersey Department of Health, P.O. Box 369, Trenton, New Jersey for Dog Licenses issued by the Town Clerk for the month of October 2017.

(252) RESOLVED that the Chief Financial Officer be authorized to draw a warrant in the amount of \$525.00 to the order of Treasurer, State of New Jersey, P.O. Box 660, Trenton, NJ 08646-0660 for Marriage/Civil Union License Fees issued by the Registrar of Vital Statistics for the quarter of July – September 2017.

(253) RESOLVED that the Chief Financial Officer be authorized to draw a warrant in the amount of \$5.00 to the order of Treasurer, State of New Jersey, Burial Permit Fees, P.O. Box 370, Trenton, NJ 08625-0370 for Non-EDRS Burial Permits issued by the Registrar of Vital Statistics for the quarter of July – September 2017.

(254) RESOLVED, that the Chief Financial Officer be and hereby is, authorized to draw warrant for unused parking permit fee as follows:

Hua Guo

#17060119

\$70.00

206 Florence Avenue
Westfield, NJ 07079

(255) RESOLVED that the Chief Financial Officer be and he hereby is authorized to draw warrants to the following persons, this amount being overpaid for 2016-2017:

Block/Lot/Qualifier <u>Name</u>	<u>Property Address</u>	Quarter/Year <u>Amount</u>
405/8 BORENSTEIN, Jodie	436 Roanoke Road	4 th /2017 \$12,163.12
510/7 CHENG, Chunxia Mail to: 337 Catamaran St Foster City, CA 94404	528 Birch Avenue	3 rd /2017 \$5,337.14
1004/3 TRECENO-PUERTAS, Miguel A	145 Dudley Avenue West	3 rd /2017 \$1,968.85
1306/22 PARTRIDGE, Brian	511 Topping Hill Road	1 st /2016 \$5,411.17
3206/1 Ray Equipment Corporation Check payable to: RPC, Inc Mail to: 6 Emery Avenue – Suite 1 Randolph, NJ 07869	421 Central Avenue	4 th /2017 \$7,701.92
4702/78 SERZAN, Jennifer	39 Doris Parkway	3 rd /2017 \$2,584.86
4911/14 MEHTA, Vishvesh	160 Harrow Road	1 st /2017 \$5,281.97
5101/12 MOORE, Alan & Kelly Mail to: 3304 Latania Dr Tampa, FL 33618	413 Clifton Street	3 rd /2017 \$6,004.28
5110/17 MU, Sophie & CHANG, Lee Check payable to: Wells Fargo Real Estate Tax Services Mail to: Attn: Financial Support 1 Home Campus Des Moines, IA 50328	62 Cottage Place	4 th /2017 \$6,778.93

(256) WHEREAS, there exist on the records in the Tax Collector's office sewer balances for the year 2016:

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector be and she hereby is authorized to cancel the sewer balances below for the year 2016:

<u>Account</u>	<u>Amount</u>
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<u>Number</u>	
3688-0	\$4.91
3846-0	\$0.08
3860-0	\$4.62
3943-0	\$0.59
4890-0	\$6.19
5461-0	\$9.98
6171-0	\$7.41
6194-0	\$0.13
7596-0	\$2.75
7900-0	\$2.35

(257) WHEREAS, the Town of Westfield’s current 911 system is in need of replacement; and
 WHEREAS, Johnston Communications has submitted a proposal dated November 2, 2017 for a five (5) year lease agreement at a total cost not to exceed \$202,589.64; and

WHEREAS, the purchase of goods and services by local contracting units from authorized Union County Coop Contract #42-1017 without competitive bidding is authorized by the Local Public Contracts Law, N.J.S.A. 40A:2-12; and

WHEREAS, Certificate of the Town Treasurer, certifying to 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 is to be charged to Police Department account 130-208, and is subject to the availability of funds in subsequent budget years, under Purchase Order 17-04627.

NOW THEREFORE BE IT RESOLVED, that the following contract is awarded, and that the proper Town Officials be, and they are hereby, authorized to act as appropriate in the execution and discharge of this contract:

Johnston Communications 911/Telecommunications System
 322 Belleville Turnpike
 North Arlington, NJ 07031

Financing of this purchase provided through:

Municipal Capital Finance
 4600 Broadway
 Allentown, PA 18104-3214

(258) WHEREAS, there exists a need to run a promotional examination in accordance with the agreement between THE TOWN OF WESTFIELD and FIREMEN’S MUTUAL BENEVOLENT ASSOCIATION BRANCH #30; and

WHEREAS, quotes were solicited and received to administer said examination; and

WHEREAS, it has been determined that Resource Management Associates, 17037 South Oak Park Avenue, Tinley Park, Illinois 60477 can provide the necessary professional services to administer the examination and meet the needs of the Fire Department at a price not to exceed \$11,810.00, and;

WHEREAS, the Town Treasurer certified to the availability of adequate funds for payment, which will be in an amount not to exceed \$11,810.00 charged to the Fire Department Account, 125-215, and prepared in accordance with N.J.A.C. 5:30-5.3.

NOW, THEREFORE, BE IT RESOLVED that the Town of Westfield will enter into a contract for the administration of a Fire Department promotional examination, using Purchase Order 17-04726 ;

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.

(259) WHEREAS, the Town of Westfield has resolved to join both the Suburban Joint Insurance Fund and the Municipal Excess Liability Joint Insurance Fund, following a detailed analysis; and

WHEREAS, the Bylaws of said Funds require that each Municipality appoint a Risk Management Consultant to perform various professional services as detailed in the Bylaws; and

WHEREAS, the Bylaws indicate that the commission rate for said Risk Management Consultant shall not exceed six percent (6%) of the Member's Annual Assessment; and

WHEREAS, the Requests for Qualifications/Proposals for Risk Management Consultant were advertised pursuant to General Ordinance 1753 of the Town of Westfield to be returnable on November 14, 2017; and

WHEREAS, after review of the proposal received, World Insurance Associates, LLC proposes to perform the services outlined for two and one half per cent (2.5%) of the Member's Annual Assessment and has successful past performance for the Town of Westfield; and

WHEREAS, engagement of Risk Managers for fees representing less than 6% requires approval of the Suburban Joint Insurance Fund Commission; and

WHEREAS, the Town of Westfield has decided to award this contract to World Insurance Associates, LLC following a fair and open process in accordance with N.J.S.A. 19:44A-20.5.

NOW, THEREFORE, BE IT RESOLVED that the Town of Westfield does hereby appoint World Insurance Associates LLC, 115 Grove Street East, Westfield, NJ 07090 as its Risk Management Consultant for the year 2018 in accordance with the Fund's Bylaws, to be charged to Account Number 184-221 and subject to funds being provided and available in the 2018 Temporary and Operating Budgets; and

BE IT FURTHER RESOLVED that the Town of Westfield hereby submits this resolution to the Fund Commission for approval,

BE IT FURTHER RESOLVED that the Mayor and Town Clerk are hereby authorized and directed to execute the Risk Management Consultant's Agreement and to cause a notice of this decision to be published in the *Westfield Leader* pursuant to N.J.S.A. 40A:11-5(1)(a)(i).

The following resolution, introduced by Councilman Arena, Vice Chairman of the Finance Policy Committee, seconded by Councilman Donnelly was adopted by the following roll call vote:

(260) WHEREAS, pursuant to 40A:9-135, the governing body of any municipality, by ordinance, may create the office of deputy municipal clerk and provide for appointments thereto; and

WHEREAS, pursuant to Sec. 2-75(10) (b) of the Code of the Town of Westfield, the deputy town clerk shall be appointed by the administrator with the approval of the mayor and town council.

NOW, THEREFORE, BE IT RESOLVED that the Town Council does hereby appoint Maureen Lawshe, RMC as the Westfield Deputy Municipal Clerk effective November 1, 2017.

Yeas: Arena LoGrippto Della Fera Donnelly Oliveira Stokes Mayor Skibitsky	Nays:	Absent: Neylan Loughlin
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The following resolution, introduced by Councilman Arena, Vice Chairman of the Finance Policy Committee, seconded by Councilman Donnelly was adopted by the following roll call vote:

(261) RESOLVED that the Chief Financial Officer be authorized to make the following transfer(s) in the 2017 budget accounts:

	<u>OUT</u>	<u>IN</u>
<u>CURRENT FUND</u>		
TOWN CLERK		
7-01-102-101 (Salaries & Wages - S&W)	4,000.00	
COLLECTION OF TAXES		
7-01-105-101 (S&W)	4,000.00	
ASSSSMENT OF TAXES		
7-01-110-201 (Other Expenses – O/E)		1,000.00
FINANCE		
7-01-115-101 (S&W)	4,000.00	
LEGAL		
7-01-120-212 (O/E)		20,000.00
FIRE HYDRANT SERVICE		
7-01-123-211(O/E)		500.00
FIRE SAFETY OFFICIAL		
7-01-127-101 (S&W)		4,000.00
7-01-127-200 (O/E)		1,000.00
PARKING ADMINISTRATION		
7-01-131-101 (S&W)		5,000.00
SCHOOL CROSSING GUARDS		
7-01-132-101 (S&W)	10,000.00	
RECREATION		
7-01-155-201 (O/E)		1,500.00
GROUP INSURANCE		
7-01-183-221 (O/E)	<u>11,000.00</u>	_____

Mayor Skibitsky

Public Safety, Transportation and Parking Committee

Code Review & Town Property Committee

The following resolution, introduced by Councilman Della Fera, Chairman of the Code Review and Town Property Committee, seconded by Councilman LoGrippe were unanimously adopted.

(262) WHEREAS, The Town of Westfield Planning Board adopted the Town's most recent Housing Plan Element and Fair Share Plan dated October 19, 2016, on November 7, 2016; and

WHEREAS, The Town of Westfield's Housing Plan Element and Fair Share Plan promotes an affordable housing program pursuant to the Fair Housing Act (N.J.S.A. 52:27D-301, et. seq.) and the regulations of the Council on Affordable Housing (N.J.A.C. 5:94-1, et. seq.); and

WHEREAS, the Town of Westfield's Housing Plan Element and Fair Share Plan includes affordable housing initiatives that create opportunities for affordable housing units through a combination of inclusionary development and court approved credits from prior round affordable housing developments; and

WHEREAS, the Town Administrator and Town Planner recommend to the Mayor and Council that Community Grants, Planning & Housing be selected as the Town of Westfield's Affordable Housing Administrative Agent; and

WHEREAS, the Mayor and Council of the Town of Westfield wish to enter into an agreement with Community Grants, Planning & Housing for the purpose of administering and enforcing the affordability controls and, the Town's Affirmative Marketing Plan which shall be adopted by resolution, in accordance with the regulations of the Council on Affordable Housing pursuant to N.J.A.C. 5:94 et.seq., and the New Jersey Uniform Housing Affordability Controls pursuant to N.J.A.C. 5:80-26 et.seq.; and

NOW, THEREFORE BE IT RESOLVED, that Community Grants, Planning & Housing is selected as the Administrative Agent for the units in The Town of Westfield's affordable housing program for a term effective January 1, 2018 and terminating close of business December 31, 2018; and

BE IT FURTHER RESOLVED that Community Grants, Planning & Housing shall be awarded said contract at a fee not to exceed \$13,350 under the Affordable Housing (Administrative Services) budget account number 120-218, subject to certification of funds in the 2018 budget Account No. 122-218; and

BE IT FURTHER RESOLVED, that the Town of Westfield hereby designates the Municipal Housing Liaison as the liaison to Community Grants, Planning & Housing; and

BE IT FURTHER RESOLVED, that the proper town officials be, and hereby are, authorized and directed to enter into an agreement with Community Grants, Planning & Housing.

(263) WHEREAS, pursuant to N.J.S.A. 33:1-40, the governing body of each municipality may by ordinance limit the hour between which the sale of alcoholic beverages at retail may be made and prohibit the retail sale of alcoholic beverages on Sunday; and

WHEREAS, Section 4-6 of the Town Code of the Town of Westfield currently restricts the sale of alcoholic beverages on Sunday before 12:00 o'clock noon; and

WHEREAS, in 2017, Christmas Eve Day and New Year's Eve Day fall on a Sunday;
and

WHEREAS, requests by local businesses have been made to grant a waiver of the Sunday restrictions for this calendar year in order that local businesses may operate competitively with businesses in other municipalities.

NOW THEREFORE, BE IT RESOLVED that Section 4-6 be amended for 2017 only so as to allow the sale and delivery of alcoholic beverages on Sunday, December 24, 2017 and December 31, 2017, between the hours of 9:00 a.m. and 10:00 p.m.

Regarding the following ordinance, Councilman Della Fera, Chairman of the Code Review & Town Property Committee, made the following announcement:

I hereby move that an ordinance entitled, "GENERAL ORDINANCE NO. 2090 - AN ORDINANCE AMENDING THE LAND USE ORDINANCE OF THE TOWN OF WESTFIELD TO ADDRESS THE REQUIREMENTS OF THE FAIR HOUSING ACT REGARDING COMPLIANCE WITH THE TOWN'S AFFORDABLE HOUSING OBLIGATIONS"

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 11th day of December 2017 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 Donnelly.

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

Yeas: Arena	Nays:	Absent: Neylan
LoGrippo		Loughlin
Della Fera		
Donnelly		
Oliveira		
Stokes		
Mayor Skibitsky		

Regarding the following ordinance, Councilman Della Fera, Chairman of the Code Review & Town Property Committee, made the following announcement:

I hereby move that an ordinance entitled, "GENERAL ORDINANCE NO. 2091 - AN ORDINANCE TO AMEND THE LAND USE ORDINANCE OF THE TOWN OF WESTFIELD"

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 11th day of December 2017 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
LoGrippto		Loughlin
Della Fera		
Donnelly		
Oliveira		
Stokes		
Mayor Skibitsky		

Public Works Committee

The following resolution, introduced by Councilman Oliveira, Chairman of the Public Works Committee, seconded by Councilman LoGrippto were unanimously adopted.

(264) WHEREAS, a need exists for the Town of Westfield to retain professional engineering services for various field improvement projects; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et. seq.) authorizes the letting of contracts for professional services without competitive bidding; and

WHEREAS, the Town of Westfield has acquired the needed professional engineering service in conjunction with the services provided by Amy S. Greene Environmental Consultants, Inc., 4 Walter Foran Boulevard, Suite 209, Flemington, New Jersey 08822-4666; and

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

WHEREAS, John Belle of Amy S. Greene Environmental Consultants, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that John Belle and Amy S. Greene Environmental Consultants, Inc., have not made any reportable contributions to a Town of Westfield municipal political committee, candidate committee, or joint candidate committee for any candidate seeking elective office in the Town of Westfield in the previous one year which would bar the award of the contract, and that the contract will prohibit John Belle and Amy S. Greene Environmental Consultants from making reportable contributions through the term of the contract to such candidates and political committees; 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. 5:30-5.4, has been furnished to the Town Clerk. Expenditure of funds pursuant to this contract is charged to the Park Improvement Account (T-05-600-076) under Purchase Order 17-04727.

NOW THEREFORE BE IT RESOLVED that:

1. The Town of Westfield enters into a contract with John Belle, Amy S. Greene Environmental Consultants, Inc., 4 Walter Foran Boulevard, Suite 209, Flemington, New Jersey 08822 for the aforementioned engineering services at a fee not to exceed \$55,000; and
2. The term of the contract will begin January 1, 2017 and will end December 31, 2017; and
3. The Business Disclosure Entity Certification and Determination of Value for John Belle, Amy S. Greene Environmental Consultants, Inc., shall be placed on file along with this resolution; and
4. This contract is awarded without competitive bidding as a “Professional Service” under the provisions of the Local Public Contracts Law N.J.S.A.:11-5(1)(a); and
5. A notice of this resolution shall be published in The Westfield Leader as public notice of the action in accordance with N.J.S.A. 40A:11-5(1)(a).

(265) WHEREAS, the Town of Westfield entered into a one (1) year contract with Giordano Company, 142-156 Frelinghuysen Avenue, Newark, New Jersey 07114, effective January 2, 2017, for the Curbside Collection of Recyclable Materials for which the services of a licensed disposal company will be required, and

WHEREAS, the Town of Westfield desires to continue the aforesaid contract in 2018 for the Curbside Collection of Recyclable Materials, exercising the Town’s contractual option to extend the term of the contract for one year, and

WHEREAS, Certificate of the Town Treasurer, certifying to 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 to be charged to Public Works Account 137-245, subject to funding in the 2018 Budget.

NOW THEREFORE BE IT RESOLVED, that a lump sum contract in the amount of \$325,000.00 be awarded to Giordano Company, effective January 2, 2018, 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 2018 Temporary Municipal Budget and Operating Budget, as finally adopted, 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.

Reports of Department Heads

Report of Steve Freedman, Construction Official, showing monies collected for permits in the amount of \$105,593.00 for the month of October 2017 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 \$8,732.50 representing monies collected during the month of October 2017.

Report of Carol Salvaggio, Certified Court Administrator, stating that she had turned over to the Chief Financial Officer check in the amount of \$63,294.83 representing fines and costs collected in the Municipal Court and Violations Bureau during the month of October 2017 was received, read and ordered filed.

Report of Claire J. Gray, Town Clerk, showing fee collected in the amount of \$4,210.00 during the month of October 2017 was received, read, and ordered filed.

Report of David J. Kelly, Chief of the Fire Department, showing Fees collected in October 2017 in the amount of \$4,691.00 was received, read and ordered filed.

Report of David C. Wayman, Chief of the Police Department, showing fee collecting in the amount of \$3,196.05 during the month of October 2017.

Reports of Henry Wang, Deputy Collector of Taxes, showing taxes total collections of tax and sewer \$15,108,184.58 during the period October 1, 2017 to October 30, 2017.

Mayor Skibitsky wished everyone a safe and happy Thanksgiving holiday as well as informing everyone the December 5th Council Meeting has been changed to December 11th.

Upon motion by Councilman LoGrippo, seconded by Councilman Donnelly the meeting was adjourned at 8:31 p.m.

Tara Rowley

Town Clerk