

MINUTES OF REGULAR MEETING HELD JANUARY 28, 2014

Pursuant to rules of Council of the Town of Westfield, the members thereof convened in regular session Tuesday evening, January 28, 2014 at 8:00 p.m.

Acting Mayor Neylan 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: Acting Mayor Neylan, Council Members Arena, LoGrippo, Foerst, Della Fera, Loughlin

ABSENT: Mayor Skibitsky and Council Members Kimmins, Oliveira

Invocation was given by Councilman Arena

PRESENTATIONS

APPOINTMENT

Acting Mayor Neylan announced the following Mayoral appointment:

Greg Bashkoff Air Traffic Advisory Board December 31, 2014

ADVERTISED HEARINGS

PENDING BUSINESS

BIDS

MINUTES

On a motion by Councilman LoGrippe, seconded by Councilman Foerst Council approved the Minutes of the Town Council Meeting held December 17, 2013 with Councilman Loughlin abstaining.

On a motion by Councilman Arena, seconded by Councilman LoGrippe, Council approved the Minutes of the Conference Session held December 17, 2013 with Councilman Loughlin abstaining.

PETITIONS AND COMMUNICATIONS**OPEN DISCUSSION BY CITIZENS****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 \$860,034.83 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.

(19) WHEREAS, there is a need to communicate information to the public in the form of tax assessment notices to the property owners, and

WHEREAS, payment for the postage to the United State Postal Service is required prior to the mailing of the assessment notices;

NOW, THEREFORE, BE IT RESOLVED, that the Chief Financial Officer is hereby authorized to prepare warrants for postage payment in an amount not to exceed \$3,500.00 charged to the Tax Assessor's postage account.

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

William Dellicato 965 Woodmere Drive Westfield, NJ 07090	Watterson Street/Lot 6	#14080037	\$246.00
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The following resolution, introduced by Councilman Della Fera, seconded by Councilman Loughlin was adopted by the following roll call vote:

(21) 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	\$75,000.00	
LEGAL SERVICES – O/E 3-01-120-200		\$20,000.00
FIRE DEPT. –O/E 3-01-125-200		\$ 5,000.00
FIRE DEPT. – S&W 3-01-125-100		\$10,000.00
PUBLIC BLDG. – O/E 3-01-185-200		\$10,000.00
GASOLINE 3-01-171-200		\$20,000.00
PUBLIC WORKS – O/E 3-01-137-200		\$10,000.00

Yeas: Arena
LoGrippo
Foerst
Della Fera
Loughlin
Acting Mayor Neylan

Nays:

Absent: Kimmins
Oliveira
Mayor Skibitsky

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 Foerst was unanimously adopted.

(22) RESOLVED by the Town Council of the Town of Westfield that pursuant to authority granted by R.S. 40a:14-146, the persons named on the list below are hereby appointed SPECIAL POLICEMAN in the Town of Westfield for the year 2014 subject to the conditions and limitations set forth in the said statute, and the Chief of Police is hereby authorized to provide the SPECIAL POLICEMAN appointed with appropriate badges and certificates of appointment without cost to them:

Scott Mersereau

Code Review & Town Property Committee

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

(23) WHEREAS, Prominent Properties LLC, made an application to the Town of Westfield to demolish a single-family dwelling and detached garage, located at 515 Kimball Avenue, Block 1208, Lot 16, 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 515 Kimball Avenue, Block 1208, Lot 16, Westfield, New Jersey.

(24) WHEREAS, Novikov Brothers Properties LLC, made an application to the Town of Westfield to demolish a single-family dwelling, located at 725 Willow Grove Road, Block 4604, 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 725 Willow Grove Road, Block 4604, Lot 28, Westfield, New Jersey.

(25) WHEREAS, Richard and Susan Reich, made an application to the Town of Westfield to demolish a detached garage, located at 414 Washington Street, Block 4201, Lot 19, Westfield, New Jersey, and,

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

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Town Council of the Town of Westfield that approval is hereby granted, pursuant to final approval by Steve Freedman, Construction Official, to demolish a detached garage at 414 Washington Street, Block 4201, Lot 19, Westfield, New Jersey.

Public Works Committee

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

(26) WHEREAS, a need exists for the Town to hire a Licensed Site Remediation Professional (LSRP) to perform the necessary environmental investigation and evaluation of municipally-owned facilities in the Town of Westfield, which are currently out of compliance with New Jersey Department of Environmental Protection (NJDEP) regulations, and

WHEREAS, HL Petroleum Co., Inc., an LSRP as identified by the New Jersey Department of Environmental Protection, has submitted proposals to provide the required testing protocols in order to comply with these NJDEP regulations, and

WHEREAS, the Town Engineer has reviewed the Proposals and recommends that a professional services contract for the aforementioned services as outlined in the Proposals for the Municipal Building, dated December 30, 2013, and the Public Works Complex, dated January 2, 2014, be awarded to HL Petroleum Co., Inc., P.O. Box 1247, 2020 Clinton Street, Linden, NJ 07036, pursuant to N.J.S.A. 40A:11-6 – “Emergency Contracts”, 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 137-254.

NOW THEREFORE BE IT RESOLVED by the Town Council of the Town of Westfield that the aforementioned contract for professional engineering services be awarded to HL Petroleum Co., Inc., P.O. Box 1247, 2020 Clinton Street, Linden, NJ 07036, in a total amount not to exceed \$29,990.50.

(27) WHEREAS, the Town of Westfield desires to secure the services of a Tree Removal Company to assist the Town in the management of its street tree inventory, and

WHEREAS, in accordance with the requirements of the Local Public Contracts Law N.J.S.A. 40A:11-12 et seq., and the regulations promulgated thereunder, contracts without competitive bids may be awarded to vendors with State Contract, and

WHEREAS, the Town Engineer has reviewed the proposal submitted by Rich Tree Service, a qualified company operating under NJ State Contract #A80902, Tree Trimming, Pruning and Removal Services, 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 137-254.

NOW THEREFORE BE IT RESOLVED by the Town Council of the Town of Westfield that the aforementioned contract be awarded to Rich Tree Service Inc., 325 Bergen Street, South Plainfield, NJ 07080, in an amount not to exceed \$65,000.00, pursuant to the State Contract.

Reports of Department Heads

Upon motion by Councilman Foerst, seconded by Councilman LoGrippo the meeting was adjourned at 8:07 p.m.

Claire J. Gray
Town Clerk