

MINUTES OF REGULAR MEETING HELD MARCH 13, 2012

Pursuant to rules of Council of the Town of Westfield, the members thereof convened in regular session Tuesday evening, March 13, 2012 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 29, 2011. 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, Foerst, Della Fera, Kimmins, LoGrippo, Loughlin

ABSENT: Councilman Haas

Invocation was given by Councilman Della Fera

PRESENTATIONS

The Mayor, Town Administrator and Councilman Della Fera gave a presentation on the 2012 Municipal Budget:



2012 Municipal Budget - Headlines

- Significant revenue declines and the need for continued appropriation reductions to balance the budget have again been the main focus of the 2012 municipal budget review.
- The 2012 municipal budget has been reduced for the third year in a row.

2012 Municipal Budget - Headlines

- For the third consecutive year total Salaries and Wages have decreased.
- Retirements and negotiated concessions with unionized employees to avoid layoffs have produced an \$180,173 (-1.13%) decrease in the total Salary and Wages line item.
- Total Salaries & Wages are at 2005 levels.

2012 Municipal Budget – Headlines

- Even with continued extensive cuts in annual appropriations, when revenues decline the tax levy is impacted. Such dramatic declines in revenue cannot be addressed solely by continued cuts in appropriations.
- In order to close the over \$1 million gap in revenues, the 2012 municipal budget anticipates a sewer fee in order to continue to deliver current services and meet our statutory obligations with fewer resources.

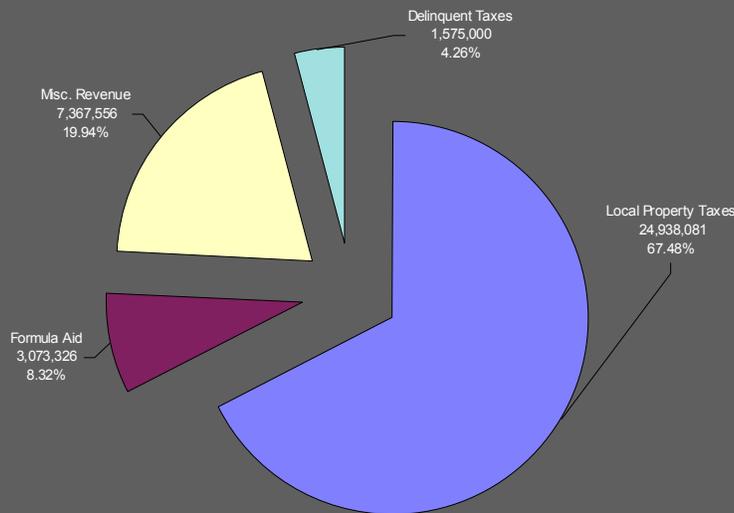
2012 Municipal Budget – Headlines

- Under the State's 2% Tax Levy Cap law the Town is approved for a maximum tax levy of \$25,120,242.
- This includes the 2% levy cap allowance (\$482,096), plus (\$533,340) in State approved exemptions.
- The 2012 municipal budget is compliant with the requirements of the 2% tax levy cap law. The amount to be raised by taxation in the 2012 budget is \$24,938,065.

2012 Municipal Budget – Quick Facts

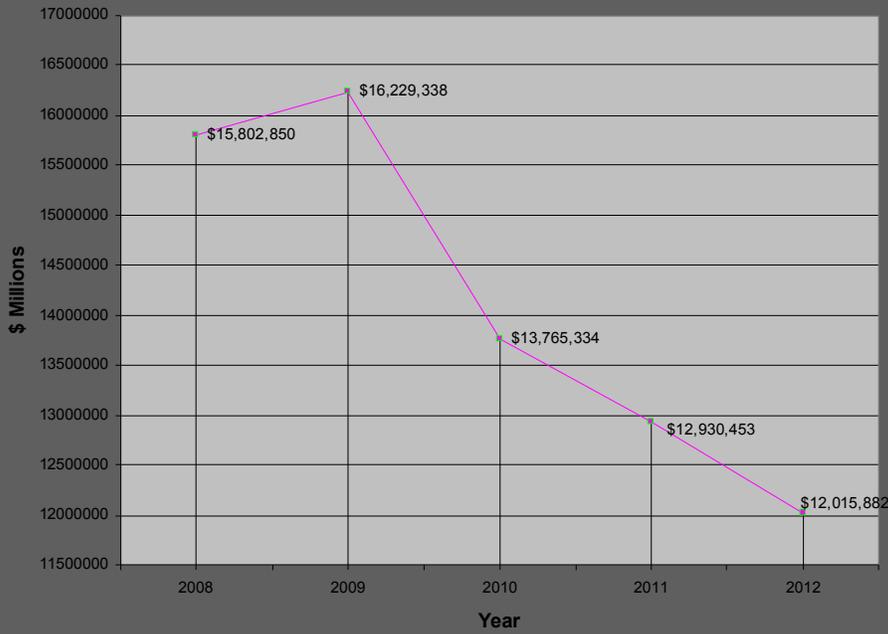
- **Total Anticipated Revenues -\$914,555 (-7.07%)**
(Includes Formula Aid, Misc. Revenues, Sewer Fee & Fund Balance)
- **Total Municipal Budget -\$86,280 (-.23%)**
(Reduced for the third consecutive year.)
- **Total Salaries & Wages -\$180,173 (-1.13%)**
(Reduced for the third consecutive year.)
- **Statutory/Required expenses -\$79,259 (-.53%)**

2012 Municipal Budget – Revenues

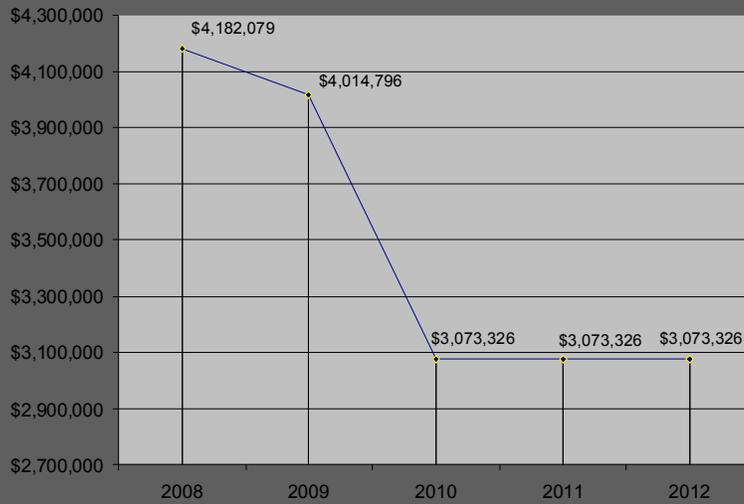


*No Fund Balance utilized in 2012 Municipal Budget

2012 Municipal Budget – Revenue Decline



2012 Formula Aid Analysis - Revenues

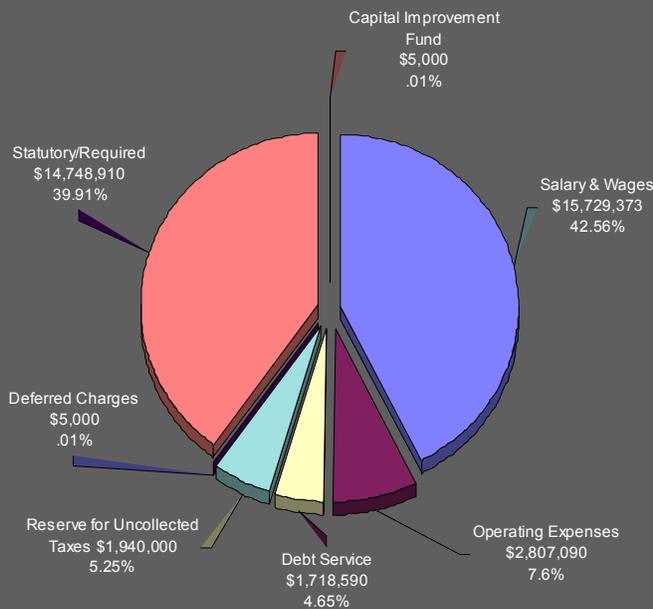


	2008	2009	2010	2011	2012
CMPTRA	\$1,473,690	\$1,161,069	\$529,527	\$469,890	\$361,498
Energy Tax Receipts	\$2,708,389	\$2,853,727	\$2,543,799	\$2,603,436	\$2,711,828

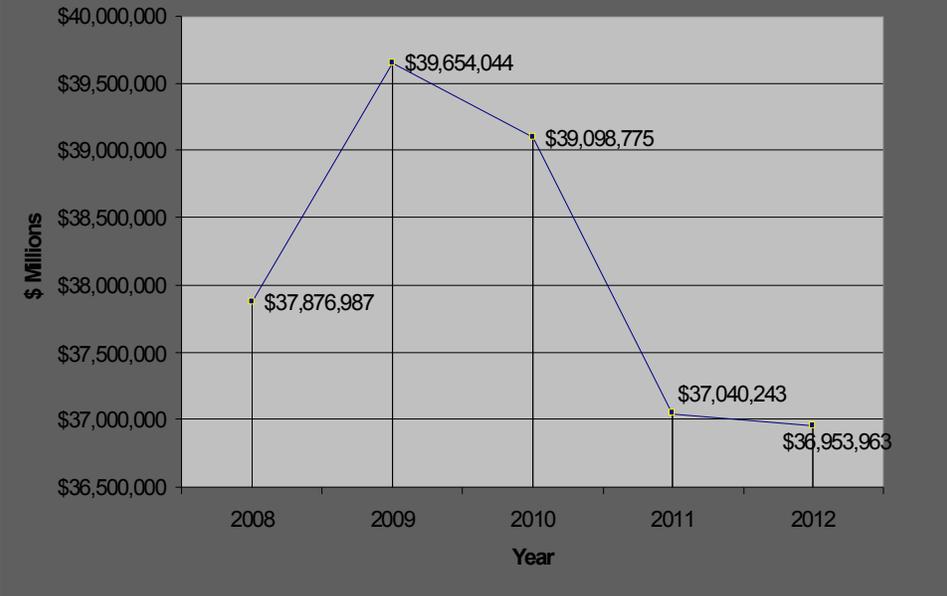
2012 Major Miscellaneous Revenue Sources

•Sewer Fee	\$1,314,255
•Municipal Court Fines and Fees	\$ 608,000
•Parking Fees (Permits, Meters & Paystations)	\$1,776,000
•Building Department Fees	\$ 800,000
•Miscellaneous Fees & Permits	\$467,000
•Cable Franchise Fees	\$ 410,625
•Interest & Costs on Taxes	\$ 347,840
•Health Service Agreements	\$ 552,149

2012 Municipal Budget – Expenditures



2012 Municipal Budget – Expenditure Reductions



2012 Municipal Budget - Expenditure Summary

	<u>2010</u>	<u>2011</u>	<u>2012</u>	<u>2011 - 2012</u> <u>Inc./Dec.</u>
S&W	\$16,196,823	15,909,546	\$15,729,373	- \$180,173 (-1.13%)
Operations	\$2,929,795	\$2,679,197	\$2,807,090	+ \$127,893 (4.77%)
Debt Service	\$1,606,180	\$1,673,331	\$1,718,590	+ \$45,259 (2.70%)
Reserve for UT	\$1,940,000	\$1,940,000	\$1,940,000	+ \$0 (0%)
Deferred Charges	\$5,000	\$5,000	\$5,000	+ \$0 (0%)
Statutory/Required	\$16,415,877	\$14,828,169	\$14,748,910	- \$79,259 (-.53%)
Capital Imp. Fund	\$5,000	\$5,000	\$5,000	+ \$0 (0%)
Total	\$39,098,775	\$37,040,243	\$36,953,963	- \$86,279 (-.23%)

7 Year Staffing Reductions:

- 32 F/T positions eliminated
- 18 P/T positions eliminated
- 9 F/T positions reduced to P/T

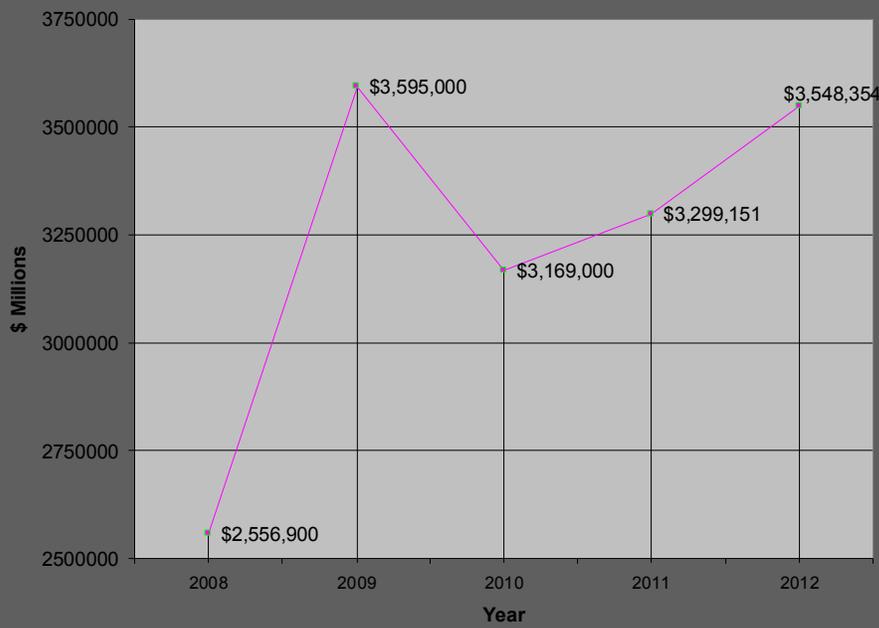


Did You Know???

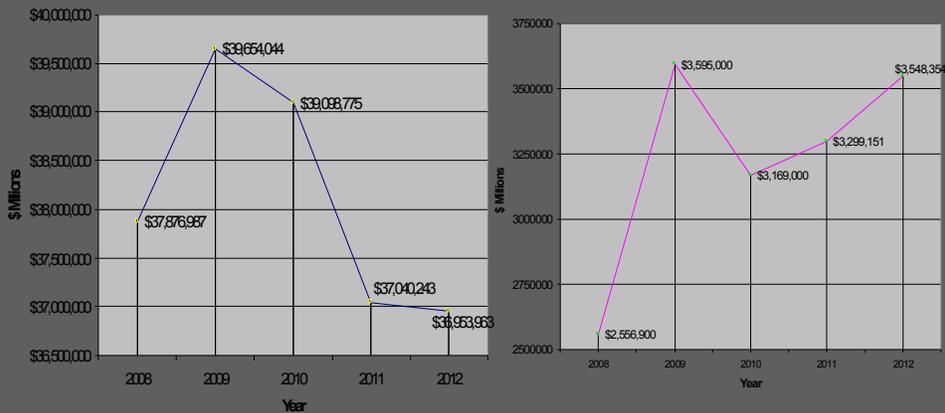
The 2012 Municipal Budget includes expenditures for:

- Street Lighting \$350,000
- Public Fire Hydrants \$507,400
- Sanitary Sewer Treatment (RVSA) \$3,548,354
- Reserve for Uncollected Taxes \$1,940,000
- Leaf Collection & Disposal \$233,000
- Curbside Recycling \$139,000
- Crossing Guards \$335,400

2012 Municipal Budget – RVSA Costs

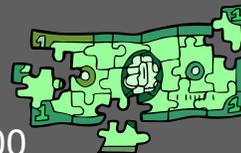


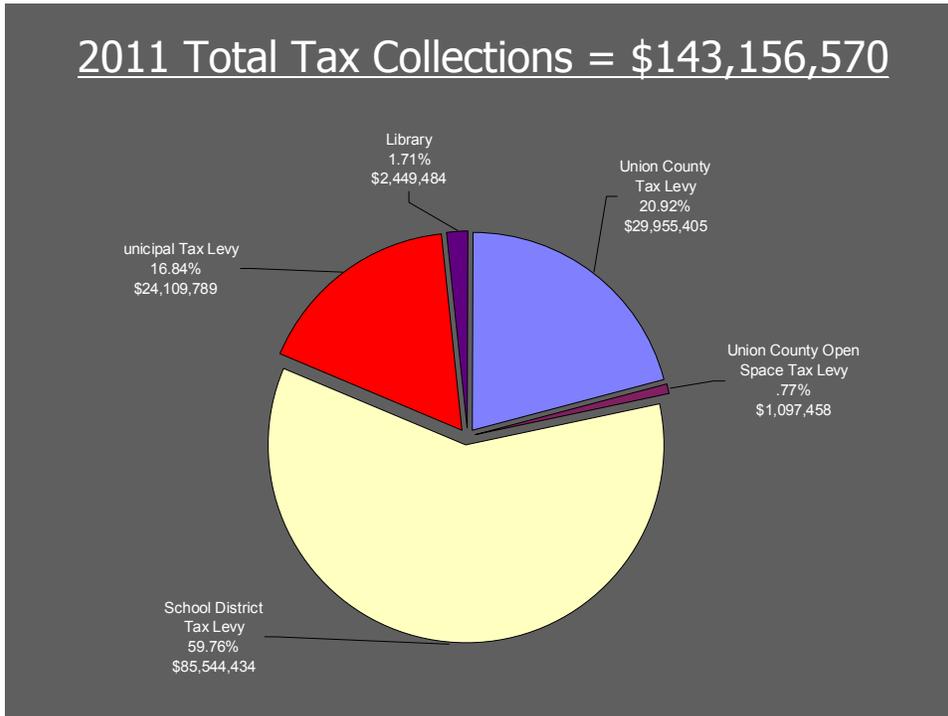
Total Budget Expenditures vs. RVSA Costs



2012 Municipal Tax Levy Calculations

<i>Total Appropriations</i>	\$36,953,963
<i>minus</i>	
<i>Anticipated Revenues</i>	\$12,015,897
<i>equals</i>	
<i>Local Purpose Tax</i>	\$24,938,065 (2% Cap +)
<i>divided by</i>	
<i>Total Ratable Value</i>	\$1,877,015,809
<i>equals</i>	
<i>Municipal Tax Rate</i>	1.329
<i>Avg. assessed home in 2012 = \$182,300</i>	
<i>Approx. increase for Municipal taxes = \$79/year</i>	





2012 Continued Examination ...

- Continued review of revenue sources to determine if anticipated revenues have been realized and whether additional increases are necessary.
- Continued review of all expense items to determine if reductions in programs, services and employees are warranted.
- Continued examination and management of debt service.
- Preparation, review and submission of capital improvement budget.



2013 Municipal Budget Challenges

- Continued Preservation of Services (Public Safety, Curbside Leaf Collection, Curbside Recycling, Conservation Center, Infrastructure Improvements, etc...)
- Continued Reduction in Expenses
- Revenues:
 - Fund Balance
 - Formula Aid
 - Miscellaneous Revenues



APPOINTMENT

ADVERTISED HEARINGS

The Council proceeded to the hearing entitled, “GENERAL ORDINANCE NO. 1985 – AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD, CHAPTER 20.”

Advertised returnable this evening

Mayor Skibitsky declared the hearing closed.

PENDING BUSINESS

An ordinance entitled, “GENERAL ORDINANCE NO. 1985 – 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:	Haas
	Neylan			
	Foerst			
	Della Fera			
	Kimmins			
	LoGrippe			
	Loughlin			
	Mayor Skibitsky			

BIDS

TOWN OF WESTFIELD
 INVITATION TO RE-BID
 TUESDAY, MARCH 6, 2012

UNLEADED GASOLINE AND NO. 2 DIESEL FUEL

The bids as follows were received, read and referred to the Town Engineer:

John Duffy Fuel Co.	
465 Mulberry Street	3.5450
Newark, NJ 07114	3.5325
National Fuel Oil, Inc.	
175 Orange Street	3.3257
Newark, NJ 07103	3.4299

TOWN OF WESTFIELD
 INVITATION TO BID
 TUESDAY, MARCH 6, 2012

2012 BRUSH REMOVAL

The bids as follows were received, read and referred to the Town Engineer:

Messercola Excavating		
96 Woodland Avenue		
Fanwood, NJ 07023	Alt. #1	49,000
Reliable Wood Products, LLC		
1 Caven Point Avenue	Alt. #1	84,000
Jersey City, NJ 07305	Alt. #2	42,000

MINUTES

On a motion by Councilwoman Neylan, seconded by Councilman Loughlin, Council approved the Minutes of the Conference Session held January 24, 2012 with Council Members Arena and Kimmins abstaining.

PETITIONS AND COMMUNICATIONS**OPEN DISCUSSION BY CITIZENS**

John Cioffi of 401 Clifton Street thanked the Mayor and Council for their work and said he realized it was a challenge. He said after watching the meetings he felt compelled to come out and thank the Council for their work.

Maria Carluccio of 1463 Central Avenue said she also appreciated the work the Council does but she did not appreciate the light being put in front of Ms. Enclusco's property.

Lisa DeCicco of 110 Cambridge Road spoke on the pedestrian activated crossing light on Central Avenue. She said the light was not put at the corner because the people on the corner objected. She said the others who live where the light is now did not object because they did not know.

Greg Kasko of 434 Everson Place thanked the Council for their work. He recommended that the Town look into the red light cameras as a source of revenue because he said he knew of municipalities that were making a lot of money issuing tickets through that technology. He also spoke about his objection to the location of the Central Avenue pedestrian light.

BILLS AND CLAIMS

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

RESOLVED that the bills and claims in the amount of \$195,253.14 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 adopted.

(94) RESOLVED that the Chief Financial Officer be authorized to draw a warrant in the amount of \$310.20 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 February 2012.

(95) RESOLVED that the Chief Financial Officer be and she hereby is authorized to draw warrants to the order of the following persons, this amount being overpaid in 2011 and 2012:

<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>YEAR</u>	<u>AMOUNT</u>
304/1	1060 Wyandotte Trail	2012	\$2079.83
	Reference number #716457612		

BAC Tax Services Corporation
CA6-913-LB-01
P.O. Box 10211
Van Nuys, CA 91499-6089

4908/8	108 Cedar Street	2011	\$386.59
	Estate of Louis J. Scalza		

Please make check payable to and mail to:
Hugo Villalobos, Esq.
1209 East Grand Street
Elizabeth, NJ 07201

(96) 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 year 2009, 2010 and 2011 pursuant to the Tax Court of New Jersey:

<u>BLOCK/LOT</u>	<u>ADDRESS</u>	<u>YEAR</u>	<u>AMOUNT</u>
3113/14	309 North Avenue East	2009	\$4058.67
		2010	\$4258.13
		2011	\$4430.59

Please make check payable to:
Michael A. Vespasiano, Attorney Trust Account

Please mail check to:
Law Office of Michael A. Vespasiano

331 Main Street
Chatham, NJ 07928

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

Name	Account	Class	Fee
Christine Miller 890 Talcott Rd. Westfield, NJ 07090	Program Trust T05-600-071	Volleyball Clinic	50.00
Susan Edwards 1219 Rahway Ave. Westfield, NJ 07090	Program Trust T05-600-071	Daddy-Daughter Dance	90.00
Wendi Cohen 1501 Pine Grove Ave. Westfield, NJ 07090	Program Trust T05-600-071	Dining Etiquette Class Hope Sanchez/Matt Cohen	110.00

(98) WHEREAS, the Westfield Recreation Department's annual Daddy-Daughter Dance held at L'Affaire for Westfield residents is scheduled for Friday March 16, 2012 and,

WHEREAS, payment for each participant to L'Affaire is required day of the event;

NOW, THEREFORE, BE IT RESOLVED, that the Chief Financial Officer is hereby authorized to prepare warrants for participant payment to L'Affaire located at 1099 Route 22 East, Mountainside, NJ 07092 in an amount not to exceed \$10,000.00 charged to the Recreation Department's Trust 217 account.

(99) WHEREAS, the Westfield Recreation Department's annual Daddy-Daughter Dance held at L'Affaire for Westfield residents is scheduled for Friday March 16, 2012 and,

WHEREAS, payment of Maitre D' fee to L'Affaire is required day of the event;

NOW, THEREFORE, BE IT RESOLVED, that the Chief Financial Officer is hereby authorized to prepare warrants for Maitre D' payment to L'Affaire located at 1099 Route 22 East, Mountainside, NJ 07092 in an amount not to exceed \$400.00 charged to the Recreation Department's Trust 217 account.

(100) WHEREAS, the Westfield Recreation Department's annual Daddy-Daughter Dance held at L'Affaire for Westfield residents is scheduled for Friday March 16, 2012 and,

WHEREAS, payment of Disc Jockey services to The Spinners Entertainment Co., is required day of the event;

NOW, THEREFORE, BE IT RESOLVED, that the Chief Financial Officer is hereby authorized to prepare warrants for the disc jockey service payment to The Spinners Entertainment Co. located at 119 North Riverview Rd., Phillipsburg, NJ 08865 in an amount not to exceed \$500.00 charged to the Recreation Department's Trust 217 account.

(101) WHEREAS, the following applicants have posted monies to be held in escrow to cover expert advice and testimony in connection with Board of Adjustment and Planning Board applications on said property; and

WHEREAS, expert advice and testimony was given, and

WHEREAS, all bills for these applications have been submitted and paid; and

WHEREAS, the applicant has requested in writing to have the balance of escrow monies be released to them;

NOW, THEREFORE, BE IT RESOLVED, that the Chief Financial Officer is authorized to draw a check for the balance of the escrow monies as follows:

Name	Address	G/L #	Budget #	Balance
Kelly Rochlin	632 Green Briar Court Westfield, NJ 07090	0-05-560-205	T-05-800-463	\$474.00
Paul McNichols	54 Tamaques Way Westfield, NJ 0790	1-05-560-227	T-05-800-487	\$344.00
Anthony & Kerri Pappalardo	26 Gallowae Westfield, NJ 07090	0-05-560-210	T-05-800-468	\$843.29

(102) WHEREAS, the Local District School Tax for the year July 1, 2011 to June 30, 2012 was raised in the 2011 Tax Levy in the sum of \$85,544,434.00, and

WHEREAS, the statutes permit the deferral of such School Tax up to 50% of the School Tax Levy or \$42,772,217.00,

NOW, THEREFORE, BE IT RESOLVED, by the Town Council of the Town of Westfield, County of Union, that the Deferred School Tax for Local District School purpose be the sum of \$42,772,217.00 as of December 31, 2011.

Notice is hereby given that the Downtown Westfield Corporation Budget was approved by the Town Council of the Town of Westfield, County of Union, on March 13, 2012.

A hearing on said Budget will be held at the Westfield Municipal Building on April 24, 2012 at 8:00 p.m. at which time and place objections to said Budget for the Year 2012 may be presented by Downtown Special Improvement District taxpayers or other interested persons.

DOWNTOWN WESTFIELD CORPORATION
SPECIAL IMPROVEMENT DISTRICT
2012 BUDGET

REVENUES

<u>GENERAL REVENUE</u>	<u>ANTICIPATED REVENUE 2012</u>
Amount to be raised by Special Improvement District Assessment	<u>\$409,605.00</u>
Total General Revenue	\$409,605.00

APPROPRIATIONS

<u>GENERAL APPROPRIATION</u>	<u>APPROPRIATIONS 2012</u>
Operating	
Salaries & Wages	\$169,832.00
Other Expenses	<u>\$239,773.00</u>
Total General Appropriations	\$409,605.00

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. 1986 – AN ORDINANCE TO ESTABLISH A CAP BANK"

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 10TH day of April, 2012 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 Neylan.

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

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

The following resolution, introduced by Councilman Della Fera, seconded by Councilman Loughlin, was adopted by the following roll call vote with Councilman Loughlin abstaining on Board of Adjustment salaries:

(106) MUNICIPAL BUDGET OF THE TOWN OF WESTFIELD, COUNTY OF UNION FOR THE FISCAL YEAR 2012

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2012;

BE IT FURTHER RESOLVED, that said Budget be published in the WESTFIELD LEADER in the issue of March 22, 2012.

The Governing Body of the TOWN OF WESTFIELD does hereby approve the following as the Budget for the year 2012:

RECORDED VOTE:

	Council Members:		
Yeas:	Arena	Nays:	
	Neylan		
	Foerst	Abstain:	
	Della Fera		
	Kimmins		
	LoGrippto	Absent:	Haas

Loughlin
Mayor Skibitsky

Notice is hereby given that the Budget and Tax Resolution was approved by the MAYOR AND COUNCIL of the TOWN OF WESTFIELD, COUNTY OF UNION, on March 13, 2012.

A Hearing on the Budget and Tax Resolution will be held at THE MUNICIPAL BUILDING, on April 24, 2012 at 8:00 p.m. at which time and place objections to said Budget and Tax Resolution for the year 2012 may be presented by taxpayers or other interested persons.

Jeff Bash of 11 Amy Drive stated he thought the sewer bill was inequitable to seniors who receive refunds from the State. The Administrator explained to him that seniors who have veteran exemptions will not be paying this fee and seniors who are eligible for statutory deductions will be eligible for a reduction in the fee, which is part of the ordinance.

Maureen Kehoe of 419 E. Dudley Avenue spoke against the sewer fee.

Public Safety, Transportation and Parking Committee

Code Review & Town Property Committee

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

(107) WHEREAS, pursuant to Chapter 24 Article VII Section 24-47 of the Town Code the Town Council has authorized the licensing of Sidewalk Cafés, and

WHEREAS, the establishments listed have made application as required by Sec. 24-48 of the Town Code, and

WHEREAS, the establishments listed have met all the terms and conditions as required,

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Westfield hereby grants licenses to the establishments listed to operate sidewalk cafés and the Town Clerk be, and is hereby authorized to issue said licenses.

16 Prospect Wine Bar

16-17 Prospect Street

Acquaviva Delle Fonti Lazio

115 Elm Street

Alan's Orchard	102 Quimby Street
Asian Fusion	114-116 Quimby Street
Bagel Chateau	223 South Ave East
Boulevard Bistro	301 South Avenue West
Bovella's Pastry Shoppe	101 East Broad Street
Brick Oven of Westfield	117 Quimby Street
Cold Stone Creamery #1069	163 East Broad Street
Gabi's Sushi & Noodles	13 Elm Street
Jersey Mike's	144 East Broad Street
La Famiglia Sorrento	631 Central Avenue
Splash of Thai	321 South Avenue West
St. Mary's Subs & Grill	261 South Avenue East
Subway	106 Quimby Street
Sweet Waters Steak House	37 Elm Street
Tinga Taqueria	110 Central Avenue

Public Works Committee

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

(108) WHEREAS a need exists for the purchase of Unleaded gasoline for the Department of Public Works motorized fleet, as authorized in the anticipated 2012 Municipal Budget, 171-211, and

WHEREAS bids for this material were received by the Town Clerk on March 6, 2012 and the low bid was submitted by National Fuel Oil, Inc., 175 Orange Street, Newark, NJ 07103 which bid has been analyzed and found to be in compliance with the applicable specifications, and

WHEREAS Certificate of the Town Treasurer, certifying to the availability of adequate funds for the contract hereby authorized, prepared in accordance with N.J.A.C. 5:30 1.10 has been furnished to the Town Clerk. Expenditure of funds pursuant to this Contract shall be charged to Gasoline Account 171-211.

NOW THEREFORE BE IT RESOLVED that the following contract be awarded and the proper Town Officials be, and they are hereby, authorized to take whatever action is appropriate in the execution and discharge of these contracts.

		<u>Unleaded Gasoline</u>	
National Fuel Oil, Inc.	Newark, New Jersey Reseller Price Per Gal.	3.3207	
175 Orange Street	Delivery & incidental charge	+ 0.0050	
Newark, NJ 07103	Net Price		3.3257

(109) WHEREAS a need exists for the purchase of No. 2 Diesel Fuel for the Department of Public Works motorized fleet, as authorized in the anticipated 2012 Municipal Budget, 171-211, and

WHEREAS bids for this material were received by the Town Clerk on March 6, 2012 and the low bid was submitted by National Fuel Oil, Inc., 175 Orange Street, Newark, NJ 07103 which bid has been analyzed and found to be in compliance with the applicable specifications, and

WHEREAS Certificate of the Town Treasurer, certifying to the availability of adequate funds for the contract hereby authorized, prepared in accordance with N.J.A.C. 5:30 1.10 has been furnished to the Town Clerk. Expenditure of funds pursuant to this Contract shall be charged to Gasoline Account 171-211.

NOW THEREFORE BE IT RESOLVED that the following contract be awarded and the proper Town Officials be, and they are hereby, authorized to take whatever action is appropriate in the execution and discharge of these contracts.

		<u>#2 Diesel Fuel</u>	
National Fuel Oil, Inc.	Newark, New Jersey Reseller Price Per Gal.	3.4010	
175 Orange Street	Delivery & incidental charge	+ 0.0289	
Newark, NJ 07103	Net Price		3.4299

(110) WHEREAS a need exists for the removal of storm-related brush debris located at the Conservation Center in the Town of Westfield, as authorized in the anticipated 2012 Municipal Budget, 137-241, and

WHEREAS, bids were received on March 6, 2012, and

WHEREAS, the apparent low bidder did not meet the requirements of Alternate #1 as identified in the contract specifications with respect to State Licensed facilities, and

WHEREAS, the next low bid for Alternate #1 was not reasonable as to price and exceeds the amount budgeted by the Town, and

WHEREAS, it is in the best interest of the Town to reject these bids for Alternate #1 and re-advertise this part of the contract.

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

Reports of Department Heads

Report of Liy-Huei L. Tsai, Chief Financial Officer, showing Cash in Bank of \$13,324,954.34 and Investments of \$373,655.82 was received, read and ordered filed.

Report of Susan Noon, Collector of Taxes, showing total collections of \$22,129,283.57 during the period February 1, 2012 to February 29, 2012 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 \$4,931.00 representing monies collected during the month of February 2012 was received, read and ordered filed.

Report of Claire J. Gray, Town Clerk, showing fee collected in the amount of \$11,933.84 during the month of February, 2012 was received, read, and ordered filed.

Report of Steve Freedman, Construction Official, showing monies collected for permits in the amount of \$53,249.00 for the month of February 2012 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 \$54,925.95 representing fines and costs collected in the Municipal Court and Violations Bureau during the month of February 2012 was received, read and ordered filed.

Report of Daniel J. Kelly, Chief of the Fire Department, showing Smoke Detector Fees collected in the amount of \$1,300.00 and \$847.00 for Permit Fees collected during the month of February 2012 was received, read and ordered filed.

At 9:31 p.m. Councilman Foerst introduced the following resolution, seconded by Councilman LoGrippo.

WHEREAS, the Open Public Meetings Act, P. L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist;

NOW, THEREFORE, BE IT RESOLVED, by the Town Council of the Town of Westfield, that the public shall be excluded from discussion of the following matter(s):

A matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of, promotion or disciplining of a specific prospective public officer or employee employed or appointed by the public body: Appointment of Police Chief

BE IT FURTHER RESOLVED, that Minutes will be kept on file in the municipal clerk's office, and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes shall be made public.

At 9:54 p.m. a motion to end the executive session was made by Councilman Foerst, seconded by Councilman LoGrippto.

Upon motion by Councilwoman Kimmins, seconded by Councilwoman Neylan the meeting was adjourned at 9:55 p.m.

Claire J. Gray
Town Clerk