



AGENDA
January 25, 2022
Council Conference Meeting
7:00 p.m.

APPOINTMENTS

PRESENTATIONS

BIDS

RESOLUTIONS

Finance Policy Committee

1. Resolution authorizing the Chief Financial Officer to draw warrant for dog licenses for December 2021
2. Resolution establishing a custodian for the Administration Petty Cash Fund
3. Resolution authorizing the Chief Financial Officer to draw warrant to refund various street opening Cash Bond
4. Resolution authorizing the Chief Financial Officer to prepare warrants for postage payment in connection with tax assessment notices to the property owners
5. Resolution authorizing the Chief Financial Officer to draw a check for the balance of escrow monies
6. Resolution authorizing the Chief Financial Officer to draw warrants for overpaid taxes for 2021
7. Resolution authorizing the Chief Financial Officer to draw warrants for 2019 pursuant to Tax Court of New Jersey
8. Resolution authorizing the Chief Financial Officer to draw warrant for fourth quarter Construction Official's State Permit Fees
9. Resolution authorizing the Chief Financial Officer to issue warrants for Special District Taxes
10. Resolution authorizing the Chief Financial Officer to issue warrants for Union County Open Space Taxes
11. Resolution to set compensation for Ward Commission
12. Resolution requesting permission for the dedication by rider for a self-insurance program
13. Resolution to submit a grant application and execute a grant contract with NJDOT for Prospect Street Striping Improvement Project
14. Resolution authorizing the Chief Financial Officer to make a budget transfer

Public Safety, Transportation and Parking Committee

1. Resolution authorizing the Westfield Police Department to participate in the Law Enforcement Support Officer (LESO) 1033 Program

Code Review & Town Property Committee

1. Resolution authorizing the release of funds from the Affordable Housing Trust Fund to the ARC of Union County to be used towards development of a single-family group home

Public Works Committee

ORDINANCES

GENERAL ORDINANCE NO. 2022-01

AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD, CHAPTER 20

GENERAL ORDINANCE NO. 2202-02

AN ORDINANCE TO AMEND THE SECTION OF THE CODE OF THE TOWN OF WESTFIELD REGARDING ADDRESSING COUNCIL

GENERAL ORDINANCE NO. 2022-03

AN ORDINANCE AMENDING ARTICLE 16, EXTERIOR SIGNS, OF THE LAND USE ORDINANCE OF THE TOWN OF WESTFIELD

GENERAL BUSINESS

Event Requests

DWC Events

Westfield Chamber of Commerce

Westfield Neighborhood Council

Westfield Mental Health Commission

Westfield Green Team

Westfield Recreation Commission

Westfield Baseball League

Greta's Run

Light the Night Run

Washington-Rochambeau Annual March

COMMITTEE REPORTS

OPEN DISCUSSION BY CITIZENS

EXECUTIVE SESSION



**TOWN OF WESTFIELD
TOWN COUNCIL
REGULAR MEETING**

**Tuesday, January 25, 2022
8:00 PM**

PROPOSED AGENDA

This agenda is prepared for the information of the public. It is the order of the meeting; however, if changes in order, deletions or additions are made, they will be noted at the time.

1. Roll Call
2. Invocation
3. Salute to the flag
4. Appointments

Special Improvement District Board

Les Trent *December 31, 2022*
(Unexpired term)

5. Presentations
6. Advertised Hearings
7. Approval of Minutes from Town Council Conference Session held January 11, 2022
Approval of Minutes from Town Council Regular Meeting held January 11, 2022
8. Petitions and Communications
9. Open discussion by citizens
10. Bills and Claims in the amount of \$852,600.11
11. Reports of Standing Committees

Finance Policy Committee

1. Resolution authorizing the Chief Financial Officer to draw warrant for dog licenses for December 2021
2. Resolution establishing a custodian for the Administration Petty Cash Fund

3. Resolution authorizing the Chief Financial Officer to draw warrant to refund various street opening Cash Bond
4. Resolution authorizing the Chief Financial Officer to prepare warrants for postage payment in connection with tax assessment notices to the property owners
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10. Resolution authorizing the Chief Financial Officer to issue warrants for Union County Open Space Taxes
11. Resolution to set compensation for Ward Commission
12. Resolution requesting permission for the dedication by rider for a self-insurance program
13. Resolution to submit a grant application and execute a grant contract with NJDOT for Prospect Street Striping Improvement Project
14. Resolution authorizing the Chief Financial Officer to make a budget transfer
15. GENERAL ORDINANCE NO. 2022-01
AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD, CHAPTER 20

Public Safety, Transportation and Parking Committee

1. Resolution authorizing the Westfield Police Department to participate in the Law Enforcement Support Officer (LESO) 1033 Program

Code Review & Town Property Committee

1. Resolution authorizing the release of funds from the Affordable Housing Trust Fund to the ARC of Union County to be used towards development of a single-family group home
2. GENERAL ORDINANCE NO. 2022-02
AN ORDINANCE TO AMEND THE SECTION OF THE CODE OF THE TOWN OF WESTFIELD REGARDING ADDRESSING COUNCIL
3. GENERAL ORDINANCE NO. 2022-03
AN ORDINANCE AMENDING ARTICLE 16, EXTERIOR SIGNS, OF THE LAND USE ORDINANCE OF THE TOWN OF WESTFIELD

Public Works Committee

12. Reports of Department Heads

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY

RESOLUTION NO.

FINANCE POLICY COMMITTEE

JANUARY 25, 2022

RESOLVED that the Chief Financial Officer be authorized to draw a warrant in the amount of \$19.20 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 December 2021.

TOWN OF WESTFIELD
WESTFIELD, NEW JERSEY
RESOLUTION NO.

FINANCE POLICY COMMITTEE

JANUARY 25, 2022

WHEREAS, Joan Thermann was custodian of the Petty Cash Fund for the Administrative Offices, and

WHEREAS, in accordance with N.J.S.A. 40A:5-21, the Town of Westfield is changing custodians to Ellen O'Donnell; and

WHEREAS, Ellen O'Donnell is bonded in the amount of \$1,000,000 by virtue of an Employee Dishonesty Blanket Coverage bond through the Municipal Excess Liability Joint Insurance Fund.

NOW, THEREFORE BE IT RESOLVED that that Council of the Town of Westfield hereby authorizes such action and that two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY
RESOLUTION

FINANCE POLICY COMMITTEE

JANUARY 25, 2022

WHEREAS, the following applicants have placed the required cash bond of \$1,500.00 to cover the following Road Opening Permits, and

Date	Permit No.	Applicant	Address of Opening
01/14/21	21-016	American Residential Services, LLC AJ Perri 1162 Pine Brook Road Tinton Falls, NJ 07724	121 North Euclid Avenue
01/19/21	21-017	Robert Martino 210 Canterbury Road Westfield, NJ 07090	210 Canterbury Road
01/22/21	21-022	Elshiekh Enterprises LLC 12 Via Vitale Kenilworth, NJ 07033	507 Edgar Road

WHEREAS, the above applicants are entitled to have this amount to be returned to the them, and

WHEREAS the Town Engineer has inspected the roadway excavations and has found the excavations to have been properly repaired.

NOW THEREFORE BE IT RESOLVED that the Treasurer be authorized to draw a warrant in the name of the applicants noted above for \$1,500.00 and forward to the applicants address as listed.

TOWN OF WESTFIELD
WESTFIELD, NEW JERSEY
RESOLUTION NO.

FINANCE POLICY COMMITTEE

JANUARY 25, 2022

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

WHEREAS, payment for the postage to the United States Postal Service is required prior to the mailing of 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 \$4,000.00, to be charged to the Tax Assessor's postage account.

TOWN OF WESTFIELD
WESTFIELD, NEW JERSEY
RESOLUTION NO.

FINANCE POLICY COMMITTEE

JANUARY 25, 2022

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 properties and

WHEREAS, expert advice and testimony was given, and

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

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:

App #	Name	Address	G/L	Refund Balance
BOA 20-057	Lawence Darrow	4 Carol Road	1-05-560-844	\$250.00
Return to:	Lawrence Darrow	4 Carol Road	Westfield NJ	07090 Refund Balance
App #	Name	Address	G/L	Refund Balance
BOA 21-045	Jared & Heidi Kanefsky	26 Carol Road	1-05-560-895	\$250.00
Return to:	Jard & Heidi Kanefsky	26 Carol Road	Westfield NJ	07090 Refund Balance
App #	Name	Address	G/L	Refund Balance
BOA 21-034	Craig & Gabrielle Joseph	26 Carol Road	1-05-560-884	\$250.00
Return to:	Craig & Gabrielle Joseph	26 Carol Road	Westfield NJ	07090 Refund Balance
App #	Name	Address	G/L	Refund Balance
BOA 21-047	Christopher Rossi	679 Shackamaxon	1-05-560-897	\$250.00
Return to:	Christopher Rossi	679 Shackamaxon	Westfield NJ	07090 Refund Balance
App #	Name	Address	G/L	Refund Balance
BOA 21-028	Robert Magnanini	539 Lawrence	1-05-560-878	\$250.00
Return to:	Robert Magnanini	539 Lawrence	Westfield NJ	07090 Refund Balance
App #	Name	Address	G/L	Refund Balance
BOA 21-020	Xiaoyan Zhuang	811 Grant	1-05-560-870	\$250.00
Return to:	Xiaoyan Zhuang	811 Grant	Westfield NJ	07090 Refund Balance

App #	Name	Address	G/L	Refund Balance
BOA 21-044	Julia Sharma	12 Mohawk Trail	1-05-560-894	\$1,000.00
Return to:	Julia Sharma	12 Mohawk Trail	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-018	Kathleen Shannon	420 Birch Avenue	1-05-560-868	\$600.00
Return to:	Kathleen Shannon	420 Birch Avenue	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-021	John Mirrione	124 Livingston Street	1-05-560-871	\$100.00
Return to:	John Mirrione	124 Livingston Street	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-004	Leo & Hannah Rodriguez	128 Florence Avenue	1-05-560-854	\$250.00
Return to:	Leo & Hannah Rodriguez	128 Florence Avenue	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-025	Harry Lampart	116 Barchester Way	1-05-560-875	\$250.00
Return to:	Harry Lampart	116 Barchester Way	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-031	Anthony Melzi	312 Washington Street	1-05-560-881	\$100.00
Return to:	Anthony Melzi	312 Washington Street	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-030	Taylor & Jacqueline Young	822 Village Green	1-05-560-880	\$100.00
Return to:	Taylor & Jacqueline Young	822 Village Green	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-026	Frank & Camille Fortino	1 Priscilla Lane	1-05-560-876	\$500.00
Return to:	Frank & Camille Fortino	1 Priscilla Lane	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-015	Stephen Irons	736 Oak Avenue	1-05-560-865	\$500.00
Return to:	Stephen Irons	736 Oak Avenue	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-032	Rachel Paris	634 Norman Place	1-05-560-882	\$250.00
Return to:	Rachel Paris	634 Norman Place	Westfield NJ	07090

App #	Name	Address	G/L	Refund Balance
BOA 21-029	Albert & Karen Rimondi	533 Clark Street	1-05-560-879	\$1,000.00
Return to:	Albert & Karen Rimondi	533 Clark Street	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-035	Ben & Dina Ebel	465 Channing Avenue	1-05-560-885	\$250.00
Return to:	Ben & Dina Ebel	465 Channing Avenue	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-008	Stephen & Tina Squeri	801 Lenape Trail	1-05-560-858	\$1,375.00
Return to:	Stephen & Tina Squeri	801 Lenape Trail	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-003	Nick & Nicol Boccagna	765 First Street	1-05-560-853	\$250.00
Return to:	Nick & Nicole Boccagna	765 First Street	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-014	Jason Nagel	605 East Broad Street	1-05-560-864	\$750.00
Return to:	Jason Nagel	605 East Broad Street	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-007	Rory Alegria & Michelle Cristaldi	671 Carleton Road	1-05-560-857	\$250.00
Return to:	Rory Alegria & Michelle Cristaldi	671 Carleton Road	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-019	Christopher & Lindsay Mascali	516 Dorian Court	1-05-560-869	\$250.00
Return to:	Christopher & Lindsay Mascali	516 Dorian Court	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-016	Lauren and Neal Patel	728 Tamaques Way	1-05-560-866	\$250.00
Return to:	Lauren and Neal Patel	728 Tamaques Way	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-017	Timothy & Melissa Fern	450 Beechwood Place	1-05-560-867	\$250.00
Return to:	Timothy & Melissa Fern	450 Beechwood Place	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-010	Craig Schneider	150 Stanmore Place	1-05-560-860	\$500.00

Return to:	Craig Schneider	150 Stanmore Place	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 20-063	BHB Company	215 South Avenue East	1-05-560-850	\$250.00
Return to:	BHB Company	215 South Avenue East	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-011	Lauren & Marc Shanker	1621 Rising Way	1-05-560-861	\$250.00
Return to:	Lauren & Marc Shanker	1621 Rising Way	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-005	Jasmine & Jacob Kriss	1300 Overhill Street	1-05-560-855	\$1,500.00
Return to:	Jasmine & Jacob Kriss	1300 Overhill Street	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-006	Kimberly Tosh	617 Lawrence Avenue	1-05-560-856	\$250.00
Return to:	Kimberly Tosh	617 Lawrence Avenue	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-001	Maureen & William Higgins	526 Hanford Place	1-05-560-851	\$500.00
Return to:	Maureen & William Higgins	526 Hanford Place	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-002	Michael Guernsey	154 Harrison Avenue	1-05-560-852	\$250.00
Return to:	Michael Guernsey	154 Harrison Avenue	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-009	Madeline Lee	59 Michael Drive	1-05-560-859	\$250.00
Return to:	Madeline Lee	59 Michael Drive	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 20-062	Joao P. Gonclaves	319 Elizabeth Avenue	1-05-560-849	\$250.00
Return to:	Joao P. Gonclaves	319 Elizabeth Avenue	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 20-061	Elaine & Jeff Heintz	564 Sherwood Parkway	1-05-560-848	\$500.00
Return to:	Elaine & Jeff Heintz	564 Sherwood Parkway	Westfield NJ	07090
App #	Name	Address	G/L	Refund Balance
BOA 21-012	Adam & Jessica Weinstein	417 Baker Avenue	1-05-560-862	\$250.00
Return to:	Adam & Jessica Weinstein	417 Baker Avenue	Westfield NJ	07090

App #	Name	Address	G/L	Refund Balance
BOA 20-056	Caroline Sevchuk	888 Winyah Avenue	1-05-560-843	\$750.00
Return to:	Caroline Sevchuk	888 Winyah Avenue	Westfield NJ	07090

App #	Name	Address	G/L	Refund Balance
BOA 21-040	Lisa and Daniel Jemal	16 Breeze Knoll Drive	1-05-560-890	\$250.00
Return to:	Lisa and Daniel Jemal	16 Breeze Knoll Drive	Westfield NJ	07090

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY
RESOLUTION NO.

FINANCE POLICY COMMITTEE

JANUARY 25, 2022

RESOLVED that the Chief Financial Officer be, and he hereby is authorized to draw warrants to the following persons, these amounts being overpaid for 2020-2021:

<u>Block/Lot/Qualifier</u>	<u>Property Address</u>	<u>Quarter/Year</u>
<u>Name</u>	<u>Property Address</u>	<u>Amount</u>
309/7 NAROD, Jason	56 Barchester Way	3 rd /2020 \$4,610.95
1005/10 RATHS, Joseph	521 Prospect Street	1 st /2020 \$6,559.12
2001/12 CRISCUOLO, Steven	125 Golf Edge	4 th /2021 \$1,323.76
4803/14 PRASAD, Narayan SHRIVATSA, Shwetha	217 Elizabeth Avenue	1 st /2020 \$3,128.79

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY
RESOLUTION NO.

FINANCE POLICY COMMITTEE

JANUARY 25, 2022

RESOLVED that the Treasurer be and he hereby is authorized to draw warrants to the order of the following persons, this being the amount taxes were overpaid for the years 2019 pursuant to the Tax Court of New Jersey:

Block/Lot

<u>Name</u>	<u>Address</u>	<u>Year</u>	<u>Amount</u>
2506/8.01/C0035	111 Prospect Street	2019	\$3,209.95
Wolf Vespasiano LLC Attorney Trust Account and Mary Josephine Ward-Gallagher			
331 Main Street			
Chatham, NJ 07928			

TOWN OF WESTFIELD
WESTFIELD, NEW JERSEY
RESOLUTION NO.

FINANCE POLICY COMMITTEE

JANUARY 25, 2022

RESOLVED that pursuant to N.J.A.C. 5:23-4.19, that the Chief Financial Officer be authorized and directed to draw a warrant in the sum of \$15,252.00 to the TREASURER, STATE OF NEW JERSEY for the fourth quarter Construction Official's State permit fees for 2021.

BE IT FURTHER RESOLVED that said check be forward to the Division of Codes and Standards, Department of Community Affairs, CN 802, Trenton , New Jersey 08625-0802.

TOWN OF WESTFIELD
WESTFIELD, NEW JERSEY
RESOLUTION

FINANCE POLICY COMMITTEE

JANUARY 25, 2022

RESOLVED that the Chief Financial Officer is hereby authorized to issue warrants noted below to the order of the Downtown Westfield Corporation, for Special District Taxes as provided in the year 2022 budget:

February 8, 2022	\$104,086.75
May 10, 2022	\$104,086.75

TOWN OF WESTFIELD
WESTFIELD, NEW JERSEY
RESOLUTION

FINANCE POLICY COMMITTEE

JANUARY 25, 2022

RESOLVED that the Chief Financial Officer is hereby authorized to issue warrants noted below to the order of the County of Union, for County Purpose and Open Space Taxes and Added and Omitted County and Open Space Taxes as provided in the year 2022 budget:

County Purpose Taxes	
February 15, 2022	\$9,670,698.46
May 16, 2022	\$9,670,698.46
County Open Space Taxes	
February 15, 2022	\$307,545.58
May 16, 2022	\$307,545.58
County Added & Omitted Taxes	
February 15, 2022	\$321,076.80
County Open Space Added & Omitted Taxes	
February 15, 2022	\$9,662.29

TOWN OF WESTFIELD
WESTFIELD, NEW JERSEY
RESOLUTION

FINANCE POLICY COMMITTEE

JANUARY 25, 2022

WHEREAS, the Town of Westfield is governed by a charter providing that the Municipality shall be divided into Wards and Districts; and

WHEREAS, as per N.J.S.A. 10:44-13(c), within three months following official promulgation by the Governor of a Federal Census Count, a Ward Commission shall be established consisting of the six (6) members of the County Board of Elections and the Town Clerk; and

WHEREAS, the names and addresses of the Ward Commissioners are as follows:

Tara Rowley, Town Clerk - Commissioner
425 E. Broad Street, Westfield, NJ 07090

Mary Ellen Harris - Commissioner
Clara T. Harelik, Esq.- Commissioner
Dennis Kobitz – Commissioner
Tony Teixeira – Commissioner
Debbie Varnerin - Commissioner
James Foerst, Esq. - Chairman
271 N. Broad St., Elizabeth, NJ 07207

Nicole DiRado, Board of Elections Administrator – Support Staff
Linda Wise, Board of Elections Deputy Administrator – Support Staff
Bridget Sloane, Chief Coordinator – Support Staff
271 N. Broad St., Elizabeth, NJ 07207; and

WHEREAS, pursuant to N.J.S.A 40:44-12, Ward Commissioners and support staff are entitled to compensation as recommended by the Union County Board of Elections; and

WHEREAS, in addition to said compensation, N.J.S.A 40:44-12 also requires that the governing body provide reimbursement to the Ward Commission for necessary expenses, specifically the services of a surveyor or engineer; and

WHEREAS, at a meeting held December 14, 2021, the Ward Commission appointed Remington & Vernick Engineers, Secaucus, New Jersey, to serve as consulting engineer to the Ward Commission; and

WHEREAS, the Town of Westfield's share for said consulting engineering services is \$3,470.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Town Council hereby authorize compensation at \$500 for the Ward Commission Chairman, each Ward Commissioner and each support staff member; and

BE IT FURTHER RESOLVED the Mayor and Town Council hereby authorize payment to Remington & Vernick Engineers for consulting engineering services at a fee not to exceed \$3,470.

TOWN OF WESTFIELD
WESTFIELD NEW JERSEY
RESOLUTION NO.

FINANCE POLICY COMMITTEE

JANUARY 25, 2022

RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION
BY RIDER FOR A SELF -INSURANCE PROGRAM
REQUIRED BY N.J.S.A. 40A:10-1 et seq.

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance, and

WHEREAS, N.J.S.A 40A:10-1 et seq. provides for receipt of Self-Insurance Program funds to provide for the operating costs to administer this act, and

WHEREAS, N.J.S.A. 40A:4-39 provides that dedicated revenues anticipated from a Self-Insurance Program for the Town of Westfield are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Town of Westfield, County of Union, New Jersey, as follows:

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of the Self-Insurance Program for the Town of Westfield, as authorized under N.J.S.A. 40A:10-1 et seq.
2. The Clerk of the Town of Westfield, County of Union is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

TOWN OF WESTFIELD
WESTFIELD, NEW JERSEY
RESOLUTION NO. 55-2022

FINANCE POLICY COMMITTEE

JANUARY 25, 2022

**RESOLUTION TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT
CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR
THE PROSPECT STREET STRIPING IMPROVEMENT PROJECT**

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Town Council of the Town of Westfield formally approves the grant application for the above stated project; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to submit an electronic grant application identified as LAIF-2022-Prospect Street Striping Improvement-00042 to the New Jersey Department of Transportation on behalf of the Town of Westfield; and

BE IT FURTHER RESOLVED that the Mayor and Town Clerk are hereby authorized to sign the grant agreement on behalf of the Town of Westfield and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

TOWN OF WESTFIELD
WESTFIELD, NEW JERSEY
RESOLUTION NO.

FINANCE POLICY COMMITTEE

JANUARY 25, 2022

RESOLVED that the Chief Financial Officer be authorized to make the following transfer(s) in the 2021 Budget (Appropriation Reserve) accounts, where (S&W) refers to the Salary & Wages line item while (O/E) refers to the Other Expenses line items:

	<u>OUT</u>	<u>IN</u>
<u>CURRENT FUND</u>		
Legal Services		
1-01-120-212 (O/E)	15,000	
 Police Department		
1-01-130-208 (O/E)		15,000
	<hr/>	<hr/>
	<u>\$15,000</u>	<u>\$15,000</u>

**TOWN OF WESTFIELD
WESTFIELD, NEW JERSEY
GENERAL ORDINANCE NO. 2022-01**

**AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF
WESTFIELD, CHAPTER 20**

BE IT ORDAINED by the Town Council of the Town of Westfield in the County of Union as follows:

SECTION 1. The provisions of Sections 20-23 and 20-25 are hereby amended to read as follows:

20-23. There shall be an annual sewer user fee for each property based on the uses of the property in accordance with the following schedule:

- (a) Single Family uses. The sewer user fee for a single-family residence shall not exceed \$245.00 per annum.
- (b) Commercial and Industrial uses. The sewer user fee for commercial and industrial properties shall not exceed \$975.00 per annum.
- (c) Multi-Family uses. The sewer user fee for each multi-family unit on a property shall not exceed \$175.00 per annum.

The term “multi-family unit” shall mean each unit in a building containing two (2) or more separate dwelling units. The term “single-family residence” shall mean a building consisting of only one (1) dwelling unit within said building.

20-25. By no later than the second regularly scheduled Town Council meeting in February of each year, the Town Council, by resolution, shall determine the sewer fee for the then current calendar year, subject to the maximum amounts set forth in Section 20-23. The bill for the sewer user fee shall be forwarded by the Town to the property owner, or other party designated in writing by the property owner, on or before end of the month of February of each year and shall be due no later than April 1 of each year. There shall be a ten (10) day grace period from the due date. Sewer user fees shall be a lien upon the property until paid, and the Town shall have the right to exercise the same remedies it has for the collection of taxes upon real estate with interest, cost and penalties as provided in N.J.S.A. 54:4-67.

SECTION II. All ordinances or parts of ordinances, including all provisions contained in Chapter 20, in conflict or inconsistent with any part of the terms of this ordinance are hereby repealed to the extent that they are in such conflict or inconsistent.

SECTION III. In the event any section, part or provision of this ordinance shall be held unconstitutional or invalid by any court, such holding shall not affect the validity of this ordinance as a whole, or any part thereof, other than the part so held unconstitutional or invalid.

SECTION IV. This ordinance shall take effect after passage and publication, as soon as, and in the manner permitted by law.

TOWN OF WESTFIELD
WESTFIELD, NEW JERSEY
RESOLUTION NO.

PUBLIC SAFETY COMMITTEE

JANUARY 25, 2022

**RESOLUTION AUTHORIZING PARTICIPATION IN THE DEFENSE LOGISTICS
AGENCY, LAW ENFORCEMENT SUPPORT OFFICE, 1033 PROGRAM TO
ENABLE THE WESTFIELD POLICE DEPARTMENT TO REQUEST AND ACQUIRE
EXCESS DEPARTMENT OF DEFENSE EQUIPMENT**

WHEREAS, the United States Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Officer (LESO), 1033 Program to make use of excess Department of Defense personal property by making that personal property available to municipal, county and state law enforcement agencies ("LEAs"); and

WHEREAS, DLA rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting LEA; and

WHEREAS, participation in the 1033 Program allows municipal and county LEAs to obtain property that they might not otherwise be able to afford in order to enhance community preparedness, response, and resiliency; and

WHEREAS, although property is provided through the 1033 Program at no cost to municipal and county LEAs, these entities are responsible for the costs associated with the delivery, maintenance, fueling, and upkeep of the property, and for the special training on the operation of any acquired property; and

WHEREAS, N.J.S.A. 40A:5-30.2 requires the governing body of the municipality or county to approve, by a majority of the full membership, both enrollment in, and the acquisition of, any property through the 1033 Program.

NOW, THEREFORE, BE IT RESOLVED, by the Town Council of the Town of Westfield that the Westfield Police Department is hereby authorized to enroll in the 1033 Program for a 1-year period, with authorization to participate terminating on December 31 of the calendar year from January 1, 2020 to December 31, 2022.

BE IT FURTHER RESOLVED, that the Westfield Police Department is hereby authorized to acquire items of non-controlled property designated "DEMIL A," which may include office supplies, office furniture, computers, electronic equipment, generators, field packs, non-military vehicles, vehicle parts, clothing, traffic and transit signal systems, exercise equipment, farming and moving equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, construction materials, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, clothing, respirators, binoculars, and any other supplies or equipment of a non-military nature identified by the LEA, if it shall become available within the period of time for which this resolution authorizes, based on the needs of the Westfield Police Department.

BE IT FURTHER RESOLVED, that the Westfield Police Department shall develop and implement a full training plan and policy for the maintenance and use of the acquired property; and

BE IT FURTHER RESOLVED, that the Westfield Police Department shall provide a quarterly accounting of all property obtained through the 1033 Program, which shall be available to the public upon request; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately and shall be valid to authorize the requests to acquire "DEMIL A" property that may be made available through the 1033 Program during the period of time for which this resolution authorizes, with program participation and all property request authorization terminating on December 31st of the current calendar year from January 1, 2022 to December 31, 2022.

TOWN OF WESTFIELD
WESTFIELD, NEW JERSEY
RESOLUTION NO.

CODE REVIEW & TOWN PROPERTY COMMITTEE

JANUARY 25, 2022

**RESOLUTION AUTHORIZING THE RELEASE OF \$192,908 FROM THE TOWN'S
AFFORDABLE HOUSING TRUST FUND TO THE ARC OF UNION COUNTY TO BE USED
TOWARDS DEVELOPING A SINGLE-FAMILY GROUP HOME WITH 4 UNITS OF SPECIAL
NEEDS HOUSING AT 901 MORRIS AVENUE (BLOCK 3605, LOT 12.02)**

WHEREAS, The Town of Westfield Planning Board adopted the Town's most recent Housing Plan Element and Fair Share Plan dated February 22, 2018, on March 5, 2018, with a 2021 Amendment adopted on June 7, 2021; 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 approved Affordable Housing Trust Fund Spending Plan is part of the Housing Element and Fair Share Plan and provides an allocation for and authorizes the use of funds from the Affordable Housing Trust fund, for among other things, use towards working with non-profit affordable housing organizations in the development of affordable housing to provide 20 additional affordable housing units, half for families, by December 31, 2025; and

WHEREAS, The Town of Westfield issued a Request for Proposals and Qualifications to Non-Profits Affordable Housing Organizations so those organizations could make a request to utilize the dedicated funds to help the Town reach its goal to provide the 20 additional affordable housing units; and

WHEREAS, The Arc of Union County has requested funding in the amount of \$192,908 from the Town's Affordable Housing Trust fund to be used towards the development of a single-family group home with 4 units of special needs housing at 901 Morris Avenue (Block 3605, Lot 12.02); and

WHEREAS, the Town of Westfield's Housing Commission has reviewed the request from the Arc of Union County and is recommending the award of funding; and

WHEREAS, the use of such funds as requested by the Arc of Union County from the Affordable Housing Trust Fund is consistent with the Spending Plan; and

WHEREAS, adequate funds are available in the Affordable Housing Trust Fund for use by the Arc of Union County.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Town of Westfield hereby authorizes the release of \$192,908 from the Town's Affordable Housing Trust Fund to the Arc of Union County for the purposes set forth herein and in accordance with the Town's Affordable Housing Trust Fund Spending Plan, contingent upon execution of an agreement that the proper town officials be, and hereby are, authorized and directed to enter into with the Arc of Union County, which shall include at a minimum requirements that ensure that the property shall have 4 units of special needs housing and that there be a Declaration of Covenants, Conditions & Restrictions Implementing Affordable Housing Controls which will deed restrict the property in accordance with the Uniform Housing Affordability Controls, N.J.A.C. 5:80-26.1 et. seq., which agreement shall be executed prior to the release of funding.

**TOWN OF WESTFIELD
WESTFIELD, NEW JERSEY**

GENERAL ORDINANCE NO. 2022-02

**AN ORDINANCE TO AMEND THE SECTION OF THE CODE OF THE
TOWN OF WESTFIELD REGARDING ADDRESSING COUNCIL**

WHEREAS, the Mayor of the Town of Westfield (the “Town”) is charged with recognizing residents at Town Council meetings and allowing them to speak for up to ten (10) minutes; and

WHEREAS, the Mayor and Town Council recognize importance of the principles, as embodied in the Open Public Meetings Act, **N.J.S.A. 10:4-6** et seq., that government meetings should be conducted in the open, to the greatest extent possible, consistent with the public interest and without invading individual privacy; and that the public must be permitted to speak at such open public meetings on any issue that the speakers believe may be of concern to the residents of the municipality; and

WHEREAS, Open Public Meetings Act permits municipal governing bodies to determine the length of time that each individual may address the governing body during the public comment period; and

WHEREAS, the Mayor and Town Council recognize that there will be and have been times in which the 10-minute time period allotted to each speaker under the Westfield Town Code particularly in the case of heavily attended meetings, may delay meetings for an unreasonable length of time, and may effectively deny some speakers their right to address the Mayor and Council, because they may no longer be able to attend these open public meetings at later hours of the evening.

NOW, THEREFORE, BE IT RESOLVED, as follows:

SECTION I. Section 2-66, Chapter 2, “Addressing Council,” of the Town Code shall be and is hereby amended as follows”

Taxpayers or residents of the Town, or their legal representatives may address the Council during the period of open discussion by citizens on any matter over which the Council has jurisdiction. Any person desiring to address the Council shall first seek to be recognized by the presiding officer and such person, upon recognition, shall give his or her name and address. Unless additional time is granted by the presiding officer, each person shall limit his or her statement to 5 minutes. All remarks shall be addressed to the presiding officer.

SECTION II. All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in conflict or inconsistent.

SECTION III. If any section, provision, or part of provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance, or any part thereof, other than the part so held unenforceable or invalid.

SECTION IV. This Ordinance shall take effect after passage and publication in the manner provided by law.

**TOWN OF WESTFIELD
WESTFIELD, NEW JERSEY
GENERAL ORDINANCE NO. 2022-03**

**AN ORDINANCE AMENDING ARTICLE 16, EXTERIOR SIGNS,
OF THE LAND USE ORDINANCE OF THE TOWN OF WESTFIELD**

WHEREAS, the Land Use Ordinance permits multi-family dwellings containing more than four units to have a sign if they are located in certain zone districts which existed at the time of the adoption of Article 16, Exterior Signs, contained therein; and

WHEREAS, since the adoption of Article 16, Exterior Signs, affordable housing overlay zone districts have been created which allow for multi-family dwellings containing more than four units, and the Town Planner recommends that Article 16, Exterior Signs, be updated to allow for multi-family housing containing more than four units constructed in those districts to also have signage; and

WHEREAS, the Town Planner recommends that existing placement and dimensional standards contained within the ordinance for multi-family dwellings containing more than four units remain the same at this time.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Westfield in the County of Union as follows:

SECTION I. The Town Council of the Town of Westfield does hereby find that multi-family dwellings within the Town must be provided adequate opportunity to enable them to be readily identified. The Town Council does hereby further find that the public interest of the Town of Westfield will be served by amending the Land Use Ordinance of the Town of Westfield in the manner set forth herein.

SECTION II. Article 16, Section 16.04 titled “PERMITTED SIGNS”, subsection “C” introductory paragraph is hereby amended to read as follows:

C. Signs for multi-family dwellings containing more than four (4) units. Regardless of the zone district, each lot containing a lawful, multi-family dwelling containing more than four (4) units shall be permitted the following sign(s):

SECTION III. All ordinances or parts of ordinances in conflict or inconsistent with any part of this ordinance are hereby repealed to the extent that they are in conflict or inconsistent.

SECTION IV. In the event that any section, provision, or part of provision of this ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this ordinance as a whole, or any part thereof, other than the part so held unenforceable or invalid.

SECTION V. This ordinance shall take effect after passage and publication in the manner provided by law.