

**MINUTES OF REGULAR MEETING HELD MAY 23, 2023**

Pursuant to rules of Council of the Town of Westfield, the members thereof convened in regular session Tuesday, May 23, 2023, at 8:00 p.m.

Mayor Brindle made the following announcements:

“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 13, 2022. 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 Brindle, Councilmembers: Parmelee, LoGrippo, Katz, Mackey, Contract, Dardia, Root

**ABSENT:** Councilwoman Habgood

Invocation was given by Councilman Katz

Salute to the flag.

**APPOINTMENTS**

**PRESENTATIONS**

Mayor Brindle presented the following proclamation:

**Town of Westfield  
Westfield, New Jersey  
Proclamation  
National Gun Violence Awareness Day  
June 2, 2023**

**WHEREAS**, every day, more than 120 Americans are killed by gun violence and more than 200 are shot and wounded, with an average of more than 17,000-gun homicides every year; and

**WHEREAS**, Americans are 26 times more likely to die by gun homicide than people in other high-income countries; and

**WHEREAS**, New Jersey has 427 gun deaths every year, with a rate of 4.8 deaths per 100,000 people, a crisis that costs the state \$5.3 billion each year, of which \$168.9 million is paid by taxpayers; New Jersey has the 5<sup>th</sup> lowest rate of gun deaths in the US; and

**WHEREAS**, cities and small towns across the nation, including Westfield, are working to end the senseless violence with evidence-based solutions; and

**WHEREAS**, support for the Second Amendment rights of law-abiding citizens goes hand-in-hand with keeping guns away from people with dangerous histories; and

**WHEREAS**, protecting public safety in our communities is our highest responsibility and our law enforcement officers—in partnership with local violence intervention activists and resources—know their communities best, are the most familiar with local criminal activity and how to address it, and are best positioned to understand how to keep our citizens safe; and

**WHEREAS**, gun violence prevention is more important than ever as we see an increase in firearm homicides, and nonfatal shootings across the country, increased calls to domestic violence hotlines, and an increase in city gun violence; and

**WHEREAS**, in January 2013, Hadiya Pendleton was tragically shot and killed at age 15 and on June 2, 2023, to recognize her 26th birthday, people across the United States will recognize National Gun Violence Awareness Day and wear orange in tribute to Hadiya Pendleton, other victims of gun violence and the loved ones of those victims; and

**WHEREAS**, the idea was inspired by a group of Hadiya's friends, who asked their classmates to commemorate her life by wearing orange; they chose this color because hunters wear orange to announce themselves to other hunters when out in the woods, and orange is a color that symbolizes the value of human life; and

**WHEREAS**, anyone can join this campaign by pledging to wear orange on June 2nd, the first Friday in June in 2023, to help raise awareness about gun violence and by wearing orange Americans will raise awareness about gun violence and honor the lives of gun violence victims and survivors; and

**WHEREAS**, we renew our commitment to reduce gun violence and pledge to do all we can to keep firearms out of the hands of people who should not have access to them, and encourage responsible gun ownership to help keep our families and communities safe.

**NOW, THEREFORE**, I, Mayor Michelle W. Brindle, along with the members of the Town Council, declares June 2, 2023, as National Gun Violence Awareness Day in the Town of Westfield and in doing so, encourage all citizens to support efforts to prevent the tragic effects of gun violence and to honor and value human lives.

Mayor Brindle presented the following proclamation:

## **Town of Westfield Westfield, New Jersey Proclamation Building Safety Month May 2023**

**WHEREAS**, the Town of Westfield is committed to recognizing that our growth and strength depends on the safety and essential role our homes, buildings and infrastructure play, both in everyday life and when disasters strike; and

**WHEREAS**, our confidence in the resilience of these buildings that make up our community is achieved through the devotion of vigilant guardians—building safety and fire prevention officials, architects, engineers, builders, tradespeople, design professionals, laborers, plumbers and others in the construction industry—who work year-round to ensure the safe construction of buildings; and

**WHEREAS**, these guardians are dedicated members of the International Code Council (ICC), a nonprofit that brings together local, state, territorial, tribal and federal officials who are experts in the built environment to create and implement the highest-quality codes to protect us in the buildings where we live, learn, work and play; and

**WHEREAS**, every May, the ICC sponsors Building Safety Month to remind the public about the critical role of our local code officials — who assure us of safe, sustainable and affordable buildings that are essential to our prosperity; and

**WHEREAS**, the theme for Building Safety Month 2023, “It Starts with You”, encourages us all to raise awareness about building safety on a personal, local and global scale; and

**WHEREAS**, each year, in observance of Building Safety Month, people all over the world are asked to consider the commitment to improve building safety, resilience and economic investment at home and in the community, and to acknowledge the essential service provided to

all of us by local and state building departments, fire prevention bureaus and federal agencies in protecting lives and property.

**NOW, THEREFORE, BE IT PROCLAIMED**, that I, Michelle W. Brindle, Mayor of the Town of Westfield, along with the members of the Town Council, hereby recognizes the essential role of the Westfield building code and fire prevention professionals in protecting our community. **BE IT FURTHER PROCLAIMED** that the month of May 2023, be designated as ***Building Safety Month*** in the Town of Westfield.

## **OPENING REMARKS**

### **Administrator's Update**

The Town Administrator discussed updates regarding the Lamberts Mill Road and Rahway Avenue traffic lights. The light has not been activated due to timing directives. The timing directives have to be aligned with Conrail. Since the installation of the light the timing directives have changed. Conrail and the Federal Rail Administration required new timing to be done which complicates the matter. The Town has been in contact with the County Engineer and County Public Works Director and thanked them both for being diligent in contacting Conrail. It is expected the light will be activated within the next month or two. This has been a long project but it is critical to have the timing line up with Conrail.

### **Mayor's Update**

Good evening, and thanks to everyone who is joining us tonight both in person and online this evening. As a reminder, public comment will be accepted in person only, and we are live streaming for viewing only via Facebook. As always, the replay will also be available afterwards on Facebook, YouTube, and TV 36.

I'd like to start by congratulating all the participants and volunteers in Sunday's Greta's Run 5K to benefit Imagine, as well as Executive Director Lindsay Schambach and the race organizers who had a record number of registrants. Special thanks to our Police Department, Fire Department, Rescue Squad, and the Public Works Department who ensured this race went off without a hitch. It was a beautiful day for our community to come together in support of a great organization!

Since we last met, we've had more new businesses open their doors in Westfield! We've welcomed the women's clothing store Cachet Boutique, located at 112 Central Avenue (across from Starbucks), as well as the House of Wine and Liquor at 560 North Avenue in the former TD Bank location. Over the next two months we will also welcome the downtown openings for German Doner Kebab, Wonder, and Rumble Boxing!

## **MAYORS' RAHWAY RIVER COALITION CHARETTE**

Today, Town Administrator Jim Gildea and I joined mayors and administrators from across the area for the first of a two-day charette on the Rahway River Basin Fluvial Flood Risk Management Feasibility Study. The event is being hosted by the Army Corps of Engineers and the New Jersey Department of Environmental Protection, and today included a site tour of selected known flood-prone areas, as well as a USACE Presentation on their study. Tomorrow, the Mayors' Council presentation will include an overview of problem areas in various municipalities, as well as measures/alternatives to focus on going forward.

As you may recall, we were invited to join this coalition and, importantly, have representation in the USACE study after their representatives came to Robinsons Branch Creek for a site visit last year, which included community members who live in that area, as well as Ward 4 Councilmembers Katz and Mackey, and Jim Gildea. This area continues to be our primary focus for Westfield in the inclusion of this study.

With approximately 20 representatives on hand today from both the New Jersey and New York divisions of the USACE, as well as the NJDEP, it's encouraging to see this issue receiving

significant attention and resources to address a long-term issue with stormwater management and flooding along the Rahway River Watershed. For our neighbors in the Knollwood Avenue flume area, we are hopeful that this study and its associated outcomes will be one of several measures we can take to help mitigate stormwater issues.

### **MEMORIAL DAY PARADE**

As the holiday weekend approaches, I want to remind everyone who will be in town on Monday to come out and join the Martin Wallberg American Legion Post 3 to honor those who made the ultimate sacrifice for our freedom.

The traditional remembrance ceremony will begin this year at 10:00 AM in Memorial Plaza, which is later than previous years, with the parade to follow. The route will proceed down East Broad Street and turn left on North Euclid, ending in Mindowaskin Park, where all members of the public are invited for a gathering with music and refreshments. The Westfield Police Department will escort all participating veterans to Fairview Cemetery for the annual solemn service to be held there. The American Legion will also host its annual barbecue with music and entertainment from 2:00 - 5:00 at 1003 North Avenue.

This year's Grand Marshal is Westfield resident and Korean War Veteran Wally Lawrence Brown. Wally attended McKinley and Roosevelt schools, followed by Westfield High School in the last year of its Elm Street location, graduating in 1951 before joining the United States Marine Corps. Wally trained at Parris Island in South Carolina and was stationed at Camp Pendleton in California before transferring to Seoul, South Korea, where he served as an administrative assistant to the commander in the general fleet marine force, First Marine Division Pacific. After attending the Army School of stenography in Indiana, he transferred back to Korea, which is where completed his enlistment.

On his return to the U.S., Wally took a job with the IRS and attended college in the evening. In 1958, he returned to Westfield and worked for six years as a mailman before returning to the IRS as an internal tax auditor. He worked in that capacity and continued his education to eventually become the first African American graduate of law enforcement from Rutgers and was assigned as a Special Agent in the Criminal Investigation Division of the Internal Revenue Service in New Jersey. He retired in 2000.

Wally is a member of the Centennial Elks here in Westfield. He has served as President of the Westfield Community Center and is presently serving as a Trustee.

As part of the Black History Month exhibit earlier this year, Wally was celebrated as the oldest living African American from the first African American family in the Town of Westfield from the 1700s.

Many thanks to the members of the American Legion, and to community volunteers Joe Mindak, Keith Gibbons, and Jim McDonald, who have dedicated many hours to this important tradition.

### **PIZZA WITH THE POLICE**

Don't miss Pizza with the Police on Thursday, May 25, from 4:00 - 5:30 at Outta Hand Pizza. Stop by for a slice and a soda compliments of the Westfield Police Department!

This informal setting is a great opportunity to meet the Community Policing Bureau, ask questions, and discuss any concerns you may have. The event will feature live music, and kids can check out police equipment on display. Thanks to Outta Hand for hosting – I look forward to seeing you there!

### **TONIGHT'S AGENDA**

Tonight, we have several legislative items on the agenda, two of which I'd like to briefly highlight.

The first is a resolution to award a contract for Mindowaskin Park Fencing, which I'm going to have Councilwoman Root address, as she and Councilwoman Habgood have been very involved in these ongoing discussions on behalf of Ward 1 residents who live near the park, as well as the Police Department, and Recreation Commission.

[Remarks by Councilwoman Root]:

Thank you, Mayor. The installation of the renovated Mindowaskin playground in 2018 has been very popular with families, but the larger play equipment also changed the sight lines in the playground, making it more difficult for parents and caregivers to keep their eyes on their children. Many have raised concerns about children potentially running into the street or wading into the stream. Tonight's resolution to add a fence around Mindowaskin Park playground was initially recommended in the Strategic Parks Plan, and subsequently requested by many parents who use the playground regularly. However, it was not feasible until we completed the Mindowaskin stream cleaning project, as the equipment necessary for that project required unobstructed access to the area. Since that time, Councilwoman Habgood and myself, along with Town Administrator Jim Gildea, and Chief Battiloro, have met with some of the neighbors who live across from the park to discuss various park issues, including security concerns related to ongoing nighttime teenage gatherings in the park. Chief Battiloro also suggested a fence would also help with enforcing security measures. As part of these discussions, the proposal for the decorative fence was agreed upon, which will fully enclose the playground with gated access, and we are now able to move forward with this safety improvement for everyone's enjoyment of the playground. We hope to have the fence installed this summer and will continue to provide updates as the timing is finalized.

And finally, tonight we have a public hearing and an ordinance on second reading to approve a bond issuance of \$11.8M for the Edison Fields Project.

As I mentioned at our last meeting, this project was timed to strategically coincide with the incoming PILOT revenues anticipated from the Westfield Crossing project (expected to yield \$20M over the 30-year developer agreement) which will fund the majority of the projected cost, thereby mitigating the burden on taxpayers. The \$11.8M bonds being authorized tonight is more than the anticipated final project cost to ensure maximum financial flexibility so that the most environmentally sensitive materials and adequate screening landscaping for the neighbors can be considered. We also anticipate receiving some funding from grants and sponsorships. Any unused authorized funds will be repealed and not bonded which can then be redirected to future uses – in this case, supporting concurrent grass field initiatives.

As I announced at the May 9 Town Council meeting, to support that effort, we are dedicating the incremental \$300K Westfield Crossing developer contribution to the Park Improvement Fund to support a grass field plan that will include the simultaneous assessment and implementation of designated grass playing fields, and all that it would require, to ensure they remain safe and well-maintained for our sports teams.

It's important to note that this project is as much a stormwater management project as it is a recreation project, and is being designed to meet New Jersey's newest state standards which will significantly improve stormwater runoff for this neighborhood that sees flooding from the Robinsons Branch of the Raritan River – improvements that would not be possible by maintaining the existing grass fields. To receive the approval of the New Jersey Department of Environmental Protection, stormwater runoff must be improved from current conditions and meet the state's most updated flood protection requirements or this project cannot move forward.

In terms of next steps, we plan to award a contract at an upcoming Council meeting to T&M Associates for the design and project management work, a firm that was chosen by the project review committee after a public RFP that resulted in a rigorous interview process of seven firms. We anticipate their work to be completed in the fall, at which time we will then seek to hire a

construction firm in anticipation of shovels in the ground late spring/early summer of next year, in coordination with the Board of Education.

Three years after the Strategic Parks Plan was adopted, and after receiving significant input from numerous professionals and most importantly, feedback from the community, I'm thrilled that this Council is acting on the recommendations of our Recreation Commission to deliver an innovative solution that finally addresses the increasingly dire field shortage that has challenged our community for decades. This project is a benefit to our student athletes, a win for Town sports leagues, and an opportunity to improve the neighborhood stormwater infrastructure that would otherwise not be possible. I am personally most excited that this project provides the opportunity to support the expansion of girls sports such as field hockey and flag football.

I want to thank the members of the Board of Education, as well as school and administration officials, for their support and partnership in what I hope will be the first of many shared service collaborations. I would also like to thank the members of this Town Council for their rigor and diligence in reviewing this project, the Edison neighbors who have respectfully and thoughtfully shared their concerns and suggestions which has yielded a better outcome, the Recreation Commission for their advocacy and support especially Chair Jenn Gilman and Vice Chair Russ Howell, Recreation Commission liaison Councilman Scott Katz, Recreation Director Meghan Schaffer, and Town Administrator Jim Gildea for their significant efforts and commitment over the past few years to make this project possible.

With that, let's get to work.

Councilwoman Mackey acknowledged the banners that are around the traffic circle for veterans. This represents the first batch of veterans that were submitted by family members and sponsors. Councilwoman Mackey acknowledged Grand Marshall Wally Lawrence Brown has his own banner and encourages everyone to go view them.

### **ADVERTISED HEARINGS**

1. **SPECIAL ORDINANCE NO. 2023-03**

AN BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE EDISON SCHOOL MULTIPURPOSE FIELDS PROJECT IN, BY AND FOR THE TOWN OF WESTFIELD, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$11,800,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

Advertised returnable this evening.

Tim Eaton, 762 Knollwood Terrace, stated residents have presented many times to the Town Council, Board of Education, and the Recreation Commission over the past year in support of natural grass fields rather than artificial turf metabolites. Mr. Eaton mentioned there are many reasons he is not in support of artificial turf and tower lights for Edison School. He expressed concern regarding the carcinogens, toxins, and pollutants that can cause cancer, disease, asthma, lung ailments, and liver damage. He also explained that artificial turf migrates into the environment and neighborhoods nearby, while natural grass fields keep the soil and water clean. Mr. Eaton stated natural grass fields that are maintained by a professional field manager would last longer than artificial turf, which he states could wear out over time and is not recyclable. He mentioned that artificial turf produces more non-contact injuries, including skin burns and abrasions, furthermore, noting the NFL Players Association is against turf. He explains that artificial turf kills anything underneath the turf making it impossible to restore the original environment and

contains chemicals which do not metabolize but that accumulate and lead to dangerous outcomes. Mr. Eaton discussed how natural grass fields would reduce climate change by absorbing carbon dioxide and releasing oxygen. Natural grass fields would also be cooler and retain more water. He also expressed his concerns with tower lights, stating they are intrusive and would create more games and practices which will generate noise, traffic, and parking issues within the surrounding neighborhoods. He feels this will make the area less safe, ruining the quality of life and home values as neighborhoods will be commercialized. Lastly, he feels natural grass fields are consistent with Westfield's green initiatives. He asks the Council to consider natural grass fields with no tower lights to keep children safe and preserve the beautiful neighborhoods.

Jean Lehmborg, 528 Grove Street, has urged the Mayor and Council to become educated about the hazards associated with plastics, including plastic grass, by watching a recording of plastics impact on human health. Mentioned planetary studies which is the understanding of how humans damage the planet. All the plastics are composed of a polymer. Some of the additives that are found in plastic grass are highly toxic and have not been properly tested. She stated these issues can cause health concerns such as cancer, nervous system toxicity, immune dysfunction, and thyroid cardiovascular disease. She further discussed environmental issues related to plastic particles and chemical additives getting into the food chain and into us to chemicals, plastic and plastic additives released to the environment. She stated replacing natural grass field with a plastic carpet is really a bad idea. Especially, if it occurs on a school property or in a park. She mentioned that for the past year members of the public, scientists, and medical professionals have brought many concerns to the Council and it is up to them to decide on what is to be done. She asks that the Council choose natural grass fields over artificial turf that would burden the children, raise health concerns, and hurt the environment.

Greg Lehmborg, 528 Grove Street, wanted to address comments Mayor Brindle made regarding stormwater runoff improvements that would be made from the Edison School Field Project. Although drainage and retention basin will absolutely help mitigate the runoff of the field, drainage systems and retention basins work the same whether they are underneath grass or plastic. Mr. Lehmborg feels the drainage issues can be fixed if natural grass is used at the location as well and does not think it can only be fixed if artificial turf is used. The New Jersey Department of Environmental Protection's Green Acres' mission is to preserve and enhance New Jersey's natural environment. The single use plastic bags ban implemented a year ago in New Jersey was to reduce plastic pollution in the state. NJDEP's mission is being undermined with every new plastic field that's installed or replaced. Mr. Lehmborg noted the Green Acres program helps fund these plastics fields. Mr. Lehmborg mentioned even Governor Murphy would rather have natural grass than artificial turf. It's better for the environment and for the kids. The Edison Field Project will absolutely undermine anything that the Town of Westfield and the Green Team have done or will do for years to come.

Hearing no further comments, Mayor Brindle declared the hearing closed.

### **PENDING BUSINESS**

An ordinance entitled, "SPECIAL ORDINANCE NO. 2023-03 - AN BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE EDISON SCHOOL MULTIPURPOSE FIELDS PROJECT IN, BY AND FOR THE TOWN OF WESTFIELD, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$11,800,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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

Council Comments

Mayor Brindle acknowledged and thanked Mr. Eaton and Mr. and Mrs. Lehmberg for their diligence. They have been attending these meetings regularly for over a year and Mayor Brindle believes their comments and concerns have led the Town to conduct more due diligence. Some of these comments have resulted in the Town gathering more information on the best, and most environmentally friendly materials, safer materials, and to be cost efficient. Although well maintained grass fields is ideal there is a balance of practical reality to deliver to the student athletes. Mayor Brindle feels this ordinance and projects does a good job at balancing both. The project has the full support of the school district and the administration. The Edison School administration feel comfortable about moving this forward. Mayor Brindle once again thanked everyone for their input.

Councilman Contract reiterated comments he made at the previous meeting regarding his vote in favor of the bond ordinance. He would rather have grass fields but understands the direction the Town is going in, and that is to include artificial turf to ultimately meet the needs of the community. He believes having a seat at the table and being involved in this project going forward can meet the concerns and voices of residents like the Lehmberg's, Mr. Eaton, and Ward 3. He hopes to mitigate many of the issues and concerns they have voiced. Councilman Contract stated, he is trying to do what he thinks is best for Ward 3. He knows his vote reflects that.

Councilman LoGrippe commented on the recent petition submitted by the residents of Scotch Plains regarding their field project. The field project in question will go to a referendum and he feels it is great that Scotch Plains residents will have a say. Councilman LoGrippe also commented on the change of costs of the Edison School Field Project. He understands inflation and additional costs but feels the cost is too high with potentially to rise in the upcoming years. He would like to see the residents of Westfield have a chance to vote on the project.

Yeas: Parmelee  
Katz  
Mackey  
Contract  
Dardia  
Root  
Mayor Brindle

Nays: LoGrippe

Absent: Habgood

**BIDS**

**TOWN OF WESTFIELD  
INVITATION TO RE-BID  
May 11, 2023  
2023 ADA DOOR INSTALLATION**

**Bidder**

**Amount of Bid**

<b><u>Bidder</u></b>	<b><u>Amount of Bid</u></b>
<b>A Plus Glass &amp; Metal LLC</b>	<b>\$62,270.00</b>
<b>Ochoa Enterprises, LLC</b>	<b>\$94,000.00</b>

**MINUTES**



On a motion by Councilwoman Mackey and seconded by Councilman LoGrippo, Council unanimously approved the Minutes of the Town Council Conference Session and Regular Meeting held May 9, 2023.

**PETITIONS AND COMMUNICATIONS**

**OPEN DISCUSSION BY CITIZENS**

Mayor Brindle opened the public comments portion of the meeting and asked if there were any questions or comments.

Hearing no comments, Mayor Brindle closed this portion of the meeting.

**BILLS AND CLAIMS**

On motion by Councilman Parmelee, seconded by Councilman Contract, bills and claims were adopted unanimously:

RESOLVED that the bills and claims in the amount of \$673,797.16 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 Parmelee, seconded by Councilwoman Root, were unanimously adopted.

**Resolution No. 120**

WHEREAS, Tower Homes LLC. placed the required cash bond of \$1,500.00 to cover the Road Opening Permit #22-245 for 732 Summit Avenue; and

WHEREAS, Tower Homes LLC. is entitled to have this amount to be returned, and

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

NOW THEREFORE BE IT RESOLVED that the Treasurer be authorized to draw a warrant in the name of Tower Homes LLC. for \$1,500.00 and forward to 1 Martin Place, Cranford, New Jersey, 07016.

**Resolution No. 121**

RESOLVED, that the Town Treasurer be authorized to refund the following fees to the following individual via checks:

<u>Name</u>	<u>Account</u>	<u>Class</u>	<u>Fee</u>
Salvatore Lumetta	Pool Membership 03-55-920-202	Memorial Pool 2023 Membership Non-Resident Couple	\$608.00 Check
Kim Dickey	Pool Membership 03-55-920-202	Memorial Pool 2023 Membership Resident Couple	\$323.00 Check
Nicole Breslow	Tennis/Rec T- 05-600-071	Safe Sitter/May 13 Class Jake Breslow	\$118.75 Check
Ellen D'Amato	Tennis/Rec T-05-600-071	Adult Pickleball/Session 2 Intermediate Level	\$100.00 Check
Virginia Lynn	Tennis/Rec T-05-600-071	Adult Pickleball/Session 2 Intermediate Level 2	\$100.00 Check

Susan McDonough	Tennis/Rec T-05-600-071	Adult Pickleball/Session 2 Beginner /Thursday AM #2	\$95.00 Check
Laurie Grossman	Tennis/Rec T-05-600-071	Adult Pickleball/Session 2 Beginner/Thursday AM #2	\$95.00 Check
Ed Pierce	Pool Membership 03-55-920-202	Memorial Pool 2023 Membership Resident Family of 5 or more	\$569.05 Check
Alex Benke	Tennis/Rec T-05-600-202	Playground/Summer 2023 Wilson School	\$389.50 Check
Kathy Kirk	Tennis/Rec T-05-600-202	Adult Pickleball/Session 2 Intermediate PM Class	\$95.00 Check
Lina Hernandez	Pool Membership 03-55-920-202	Memorial Pool 2023 Membership Resident Family of 4 or less	\$460.75 Check

RESOLVED, that the Town Treasurer be authorized to refund the following fees to the following individual via credit card:

<u>Name</u>	<u>Reason</u>	<u>Program</u>	<u>Fee</u>
David Naczycz	Class Canceled	Brightwood Park Nature Class Yoga in the Park/Reese Naczycz	\$10.00 Credit Card
Kuo-Chang Lu	Withdrew	Volleyball Camp 2023 Brian Lu Session 3/\$110.20 Brian Lu Session 2/\$166.25 Brian Lu Session 1/\$166.25 Alexander Lu Session 1/\$110.20 Alexander Lu Session 2/\$166.25 Alexander Lu Session 3/\$166.25	\$885.40 Credit Card
Elizabeth Taylor	Wrong Permit	Resident Conservation Center Seasonal 2023 Permit	\$60.00 Credit Card
Nikhil Lele	Withdrew	Youth Tennis/Spring 2023 Session 2/Wed Level 2	\$122.55 Credit Card
Karen Sanders	Withdrew	Adult Pickleball/Spring 2023 Session 2/Beginner/AM Class #2	\$95.00 Credit Card
Daniela Pozzo	Withdrew	Adult Tennis / Spring 2023 Session 2 / Fri / AM Class	\$147.25 Credit Card

**Resolution No. 122**

WHEREAS, a need exists for the purchase of fencing for Mindowaskin Park Playground as provided for in Special Ordinance (S.O.) 2211, and

WHEREAS, Challenger Fence Company, 53 Kentucky Ave, Patterson, NJ 07503 is an authorized vendor with the Union County Cooperative, of which the Town of Westfield is a member, and purchase of this equipment can be awarded to an authorized vendor through the State of New Jersey Procurement Bureau, and

WHEREAS, the New Jersey State Public Contract Law 40A:11-3 et. seq. states that when

accepting an item under a cooperative contract, specifically, Union County Cooperative Contract #BA-22-2022, a resolution must be adopted by the Governing Body, and

WHEREAS, the Town Treasurer certifies to the availability of adequate funds for payment, prepared in accordance with N.J.A.C. 5:30 1.10, in the amount of \$38,420.00 for the cost and installation of fencing, and is to be charged to S.O. 2211, Account C-07-17-211-00A, under Purchase Order 23-01738.

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.

**Resolution No. 123**

WHEREAS, a need exists for the installation of an ADA door with key fob software for the Town Hall Community Room, and

WHEREAS, sealed bids were received on Thursday, May 11, 2023.

WHEREAS, the low bid, submitted by A Plus Glass & Metal, LLC., 205 Hamilton Avenue, Hasbrouck Heights, NJ 07604, in the amount of \$60,270.00 has been analyzed and found to be in conformance with the appropriate specifications, 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 pursuant to this Contract is to be charged to the Community Development Block Grant account 3-01-55-900-253 for \$15,000.00 with the remaining balance of \$45,270.00 charged to the Recreation Program Trust account T-05-600-071, under Purchase Order #23-01740.

NOW THEREFORE BE IT RESOLVED, that a Lump Sum Contract not to exceed \$60,270.00 be awarded to A Plus Glass & Metal, LLC. 205 Hamilton Avenue, Hasbrouck Heights, NJ 07604, 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.

**Resolution No. 124**

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

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

NOW, THERFORE, BE IT RESOLVED that the Town of Westfield hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget year 2023 in the sum of \$66,321.75, which is now available from the Solid Waste Administration FY 2023 Clean Communities grant; and

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

General Appropriations	
Clean Communities	\$66,321.75

BE IT FURTHER RESOLVED that one copy of this resolution be forwarded electronically to the Division of Local Government Services by the Chief Financial Officer.

**Public Safety, Transportation and Parking Committee**

**General Ordinance No. 2023-23**

Regarding the following ordinance, Councilwoman Root made the following announcement:

I hereby move that an ordinance entitled, “GENERAL ORDINANCE NO. 2023-23 – AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD, CHAPTER 13”.

The motion was seconded by Councilman Dardia.

General Ordinance No. 2023-23 was approved by the following vote of all present upon roll call as follows:

Yeas: Parmelee	Nays:	Absent: Habgood
LoGrippto		
Katz		
Mackey		
Contract		
Dardia		
Root		
Mayor Brindle		

Heretofore introduced, General Ordinance No. 2023-23 does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 13th day of June 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.

**Code Review & Town Property Committee**

The following resolution, introduced by Councilman Parmelee, seconded by Councilwoman Mackey, was unanimously adopted.

**Resolution No. 125**

RESOLVED that the following applications for Peddlers License be and the same are hereby approved:

Danny Vasiliadis	Mohammad Awawda
Danny’s Soft Serve	Good Humor
1081 E. Grant Street	700 Probst Avenue
Elizabeth, NJ 07201	Fairview, NJ 07022
Albert Ogunmoye	Anton Uri
Good Humor	Scream Truck
17 Orchard Place	111 Fernwood Court
Irvington, NJ 07111	Clifton, NJ 07011

BE IT FURTHER RESOLVED that the licenses shall not be issued by the Town Clerk unless the departmental inspections of the premises have been completed and the premises approved for the licensed use.

**General Ordinance No. 2023-24**

Regarding the following ordinance, Councilman Parmelee made the following announcement:

I hereby move that an ordinance entitled, “GENERAL ORDINANCE NO. 2023-24 – AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD, CHAPTER 13”.

The motion was seconded by Councilwoman Root.

General Ordinance No. 2023-24 was approved by the following vote of all present upon roll call as follows:

Yeas: Parmelee	Nays:	Absent: Habgood
LoGrippe		
Katz		
Mackey		
Contract		
Dardia		
Root		
Mayor Brindle		

Heretofore introduced, General Ordinance No. 2023-24 does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 13th day of June 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.

#### **Public Works Committee**

The following resolution, introduced by Councilman Katz, seconded by Councilman LoGrippe, was unanimously adopted.

#### **Resolution No. 126**

WHEREAS, Public Works Supervisor, Rich Eubanks has been certified as a Recycling Coordinator for the Town of Westfield; and

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Westfield that Rich Eubanks shall be paid \$3,316.00 for additional duties performed as Recycling Coordinator for calendar year 2023.

#### **Council Comments**

Councilman Contract expressed his gratitude for the Town's Recycling Coordinator, Public Works Supervisor Richie Eubanks. As former Chair of the Public Works Committee, Councilman Contract has worked with Richie Eubanks closely and acknowledged his commitment to supporting recycling in town. Many residents of Westfield participate in the recycling programs, and the Conservation Center, due to the help of Richie and his crew. Councilman Contract thanked Richie for his help in supporting the many recycling efforts in town.

The Town Administrator Gildea echoed Councilman Contract's comments. Richie has been in this role for three years and has done a phenomenal job. Richie is very proactive in seeking new initiatives.

#### **COMMITTEE REPORTS**

#### **ADJOURNMENT**

A motion to adjourn, made by Councilman Contract and seconded by Councilwoman Mackey at 8:55 P.M. was unanimously carried.

Respectfully submitted,

Maureen Lawshe, RMC

Town Clerk