



**AGENDA**  
**March 8, 2022**  
**Council Conference Meeting**  
**7:00 p.m.**

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**APPOINTMENTS**

**PRESENTATION**

**BIDS**

**RESOLUTIONS**

**Finance Policy Committee**

1. Resolution authorizing the Chief Financial Officer to refund dumpster security payment
2. Resolution authorizing the Chief Financial Officer to refund Recreation Department fees
3. Resolution authorizing the Chief Financial Officer to draw a check for the balance of escrow monies
4. Resolution authorizing the application to the NJ Clean Energy Community Energy Planning Grant Program
5. Resolution to approve temporary emergency appropriations
6. Resolution authorizing the Chief Financial Officer to make a budget transfer

**Public Safety, Transportation and Parking Committee**

**Code Review & Town Property Committee**

1. Resolution to approve Peddler's License

**Public Works Committee**

1. Resolution to award a contract for various landscape material for the Department of Public Works
2. Resolution authorizing the Mayor to execute a memorandum of understanding with the Township of Scotch Plains for the collection of bulk waste

**ORDINANCES**

**GENERAL BUSINESS**

Event request-Annual Easter Egg Hunt

**COMMITTEE REPORTS**

Finance Policy Committee

**OPEN DISCUSSION BY CITIZENS**

**EXECUTIVE SESSION**



**TOWN OF WESTFIELD  
TOWN COUNCIL  
REGULAR MEETING**

**Tuesday, March 8, 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
5. Presentations  
    Proclamation – Girl Scout Day
6. Advertised Hearings
  1. GENERAL ORDINANCE NO. 2022-06  
AN ORDINANCE AMENDING ARTICLE 5, ENTITLED, “FEES, DEPOSITS, GUARANTEES AND OTHER PAYMENTS” OF THE LAND USE ORDINANCE OF THE TOWN OF WESTFIELD
  2. GENERAL ORDINANCE NO. 2022-07:  
AN ORDINANCE DESIGNATING 23 STONELEIGH PARK, SHOWN ON THE TOWN TAX MAPS AS BLOCK 4209, LOT 2 AS A HISTORIC LANDMARK AND MODIFYING THE ZONING MAP
  3. GENERAL ORDINANCE NO. 2022-08:  
AN ORDINANCE DESIGNATING 112 FERRIS PLACE, SHOWN ON THE TOWN TAX MAPS AS BLOCK 2504, LOT 14 AS A HISTORIC LANDMARK AND MODIFYING THE ZONING MAP
  4. GENERAL ORDINANCE NO. 2022-09:  
AN ORDINANCE DESIGNATING THE “COFFEE KIOSK,” LOCATED AT THE WESTFIELD SOUTH AVENUE TRAIN STATION, AS A HISTORIC LANDMARK AND MODIFYING THE ZONING MAP
7. Approval of Minutes from Town Council Executive Session held February 22, 2022  
Approval of Minutes from Town Council Conference Session held February 22, 2022  
Approval of Minutes from Town Council Regular Meeting held February 22, 2022
8. Petitions and Communications
9. Open discussion by citizens

10. Bills and Claims in the amount of \$491,961.25

11. Reports of Standing Committees

Finance Policy Committee

7. Resolution authorizing the Chief Financial Officer to refund dumpster security payment
8. Resolution authorizing the Chief Financial Officer to refund Recreation Department fees
9. Resolution authorizing the Chief Financial Officer to draw a check for the balance of escrow monies
10. Resolution authorizing the application to the NJ Clean Energy Community Energy Planning Grant Program
11. Resolution to approve temporary emergency appropriations
12. Resolution authorizing the Chief Financial Officer to make a budget transfer

Public Safety, Transportation and Parking Committee

Code Review & Town Property Committee

1. Resolution to approve Peddler's License

Public Works Committee

1. Resolution to award a contract for various landscape material for the Department of Public Works
2. Resolution authorizing the Mayor to execute a Memorandum of Understanding with the Township of Scotch Plains for the collection of bulk waste

12. Reports of Department Heads

**TOWN OF WESTFIELD  
WESTFIELD, NEW JERSEY  
GENERAL ORDINANCE NO. 2022-06**

**AN ORDINANCE AMENDING ARTICLE 5, ENTITLED “FEES, DEPOSITS,  
GUARANTEES AND OTHER PAYMENTS” OF THE LAND USE ORDINANCE  
OF THE TOWN OF WESTFIELD**

**WHEREAS**, the last assessment and update of Subsection 5.02, entitled “Schedule of Fees” and Subsection 5.03, entitled “Payment for Professional Services and Other Expert Services” which both pertain to applications for development submitted to the Planning Board or Board of Adjustment within the Town of Westfield was completed 14 years ago, in 2008; and

**WHEREAS**, the Department of Planning and Zoning has researched fees charged by other municipalities in the State of New Jersey, compared those fees to those found in the Westfield Land Use Ordinance, and is recommending that both the application fees and escrow deposit requirements contained within the Town Land Use Ordinance be updated; and

**WHEREAS**, the Zoning Officer also reviews applications for development submitted to the Planning Board and Board of Adjustment, but under current ordinance may not bill escrow accounts for time spent on those applications. As a result, the costs of the Zoning Officer’s time spent on an application for development becomes the responsibility of all taxpayers and not just the applicant; and

**WHEREAS**, the Department of Planning and Zoning is recommending that the Westfield Land Use Ordinance be amended to permit the Zoning Officer’s time spent on an application for development be billed to an applicant’s escrow account; and

**WHEREAS**, fees charged cover the administrative costs associated with the review of an application for development and also defray the costs of tuition for those persons required to take the course in land use law and planning in the Town as required by the New Jersey Municipal Land Use Law; and

**WHEREAS**, the New Jersey Municipal Land Use Law allows for a municipality to require a developer to post guarantees for the installation and maintenance of all necessary improvements to ensure that there will be enough funding available for the completion of all necessary improvements in a development; and

**WHEREAS**, Subsection 5.04 of the Land Use Ordinance of the Town of Westfield, entitled “Inspection Fees; Required Deposit”, and Subsection 5.05, entitled “Performance and Maintenance Guarantees”, contains provisions for same, however, the last update to these sections was made in September of 1998; and

**WHEREAS**, the New Jersey Municipal Land Use Law has been amended in regard to provisions for performance, maintenance guarantees, and other guarantee requirements since that time and the Westfield Land Use Ordinance must be updated to reflect those amendments; and

**WHEREAS**, the proposed amendment to Subsection 5.04 and Subsection 5.05 is consistent with the New Jersey Municipal Land Use Law and makes the Town Land Use Ordinance current with New Jersey Municipal Land Use Law provisions.

**NOW THEREFORE, BE IT ORDAINED** by the Town of Westfield as follows:

**SECTION I: §5.02 SCHEDULE OF FEES**, is hereby deleted in its entirety and replaced with the following:

**§ 5.02. SCHEDULE OF FEES.**

There is hereby established in connection with the various applications for development and other matters which are the subject of this ordinance the following schedule of fees. Every applicant for development shall file with his application a filing fee as indicated in the following schedule. Requests for more than one (1) of the items listed below shall require the payment of separate fees for each item, the sum of which shall be the total fees to be paid. The fee for preliminary and final major subdivisions or site plan approval shall be considered cumulative and both shall be paid at the time of the application for preliminary approval.

**A. Fees Required**

Application Type	Fee
All "C" variances and exceptions, § 7.01C (Planning Board or Board of Adjustment, as applicable)	Detached one or two dwelling unit buildings: \$265 for the first variance, and \$100 per each additional variance
	Other: \$265 per variance
Each "D" variance, § 7.01D (Board of Adjustment):	Detached one or two dwelling unit buildings: \$500 per
	Other: \$1,000 per
Request for the issuance of permits for structures in areas reserved on the Official Map or for lots not fronting upon a street, § 7.01E or § 7.01F or for Certificates of Non-Conforming use, § 7.01H (Planning Board or Board of Adjustment, as applicable)	\$250
Appeal alleging erroneous decision of the Zoning Officer regarding the zoning regulations, § 7.02B (Board of Adjustment):	\$250
Interpretation of the zoning regulations, Zoning Map or Official Map, § 7.02C (Board of Adjustment):	\$500
Conditional use review, Article 18 (Planning Board)	\$300

Informal review of concept plan, § 8.07 (Planning Board)	\$250
Minor site plan, § 8.08 (Planning Board or Board of Adjustment, as applicable)	\$500
Minor subdivision, § 8.09 (Planning Board or Board of Adjustment, as applicable)	\$500
Preliminary major site plan, § 8.10 (Planning Board or Board of Adjustment, as applicable)	\$500, plus \$150 per 10k square feet over 20k square feet of lot area; plus \$20 per 1k square feet over 1k square feet of gross floor area
Preliminary major subdivision, § 8.10 (Planning Board or Board of Adjustment, as applicable)	\$1,000, plus \$250 per lot
Final major site plan, § 8.11 (Planning Board or Board of Adjustment, as applicable)	50% of preliminary application fee
Final major subdivision, § 8.11 (Planning Board or Board of Adjustment, as applicable)	50% of preliminary application fee
List of property owners within two hundred (200) feet of applicant's property from current tax duplicates, § 4.04C	\$.25 per name or \$10.00, whichever is greater.
Transcripts of Planning Board or Board of Adjustment hearings	Must be obtained from the court reporter.
Duplicate copies of any permit or certificate	\$10.00
Special Meeting of the Planning Board or Zoning Board of Adjustment	\$1,000.00 shall be paid to the Town of Westfield prior to setting the special meeting date.
Extension requests	\$100.00 shall be paid for any request to extend the expiration date of a development or variance approval to be heard by the Planning Board or Zoning Board of Adjustment.

**SECTION II: §5.03 PAYMENT FOR PROFESSIONAL SERVICES AND OTHER EXPERT SERVICES, §5.03.A is hereby deleted in its entirety and replaced with the following:**

**A. Schedule of Deposits**

The initial deposit for payment of professional services shall be as set forth on the following schedule, provided that if the Board Secretary determines that an initial deposit greater than indicated on the following schedule is necessary to reimburse the anticipated cost of professional services as relates to a particular application, such as, but not limited to circulation-intensive sites requiring the services of a traffic engineering consultant, the applicant shall be required to deposit said greater amount.

Application Type	Initial Deposit
Appeal for "C" variance, § 7.01C (Planning Board or Board of Adjustment, as applicable)	Detached one or two dwelling unit buildings: \$800
	Other: \$1,000
Appeal for "D" variance, § 7.01D (Board of Adjustment)	Detached one or two dwelling unit buildings: \$800
	Other: \$2,000
Request for the issuance of permits for structures in areas reserved on the Official Map or for lots not fronting upon a street, § 7.01E or § 7.01F or for Certificates of Non-Conforming use, § 7.01H (Planning Board or Board of Adjustment, as applicable)	\$250
Appeal alleging erroneous decision of the Zoning Officer regarding a zoning regulation, § 7.02B (Board of Adjustment)	\$500
Interpretation of the zoning regulations, Zoning Map or Official Map, § 7.02C (Board of Adjustment)	\$500
Conditional use review, Article 18 (Planning Board)	\$750
Informal review of concept plan, § 8.07 (Planning Board)	\$400
Minor site plan, § 8.08 (Planning Board or Board of Adjustment, as applicable)	\$750
Minor subdivision, § 8.09 (Planning Board or Board of Adjustment, as applicable)	\$750 per lot
Preliminary major site plan, § 8.10 (Planning Board or Board of Adjustment, as applicable)	\$5,000
Preliminary major subdivision, § 8.10 (Planning Board or Board of Adjustment, as applicable)	\$2,500 plus \$25 per lot

Final major site plans, § 8.11 (Planning Board or Board of Adjustment, as applicable)	If reviewed at same time as preliminary major site plan: none.  If reviewed subsequent to preliminary major site plan: One half preliminary Major Site Plan escrow fee.
Final major subdivisions, § 8.11 (Planning Board or Board of Adjustment, as applicable)	½ the cost of the preliminary major subdivision escrow fee

**SECTION III: §5.03 PAYMENT FOR PROFESSIONAL SERVICES AND OTHER EXPERT SERVICES, §5.03.D.1. is hereby amended to read as follows:**

1. Professional charges may include the services of a duly licensed engineer, surveyor, planner, architect, landscape architect, court reporter, traffic expert (can be unlicensed), attorney, realtor, appraiser or other expert providing professional services (whether as an employee of the Town or otherwise engaged by the Town) to ensure that an application complies with the standards set forth in this ordinance and other experts whose testimony is in an area or in areas where the Board requires further information.

**SECTION IV: §5.03 PAYMENT FOR PROFESSIONAL SERVICES AND OTHER EXPERT SERVICES, §5.03E.1.b. is hereby deleted in its entirety. The existing §5.03E.1.c. shall be re-lettered respectively.**

**SECTION V: §5.04 INSPECTION FEES, REQUIRED DEPOSIT, is hereby deleted in its entirety and replaced with the following:**

**§ 5.04 INSPECTION FEES; REQUIRED DEPOSIT.**

The obligor shall reimburse the Town of Westfield for reasonable inspection fees paid to the Town Engineer for the inspection of improvements as set forth in §5.05 of this article. Fees shall not exceed the sum of the amounts set forth in §5.04A.1 and §5.04A.2 of this article. Prior to the initiation of any construction approved pursuant to this ordinance, the developer shall deposit with the Board Secretary sufficient funds to reimburse the Town for inspection fees paid to the Town Engineer. Deposits shall be paid by cashier's check, certified check, or bank money order. The Town Engineer shall not perform any inspection if sufficient funds to pay for those inspections are not on deposit. Deposits shall be as follows:

- A. Not to exceed, except for extraordinary circumstances, the greater of \$500 or 5% of the cost of bonded improvements that are subject to a performance guarantee under this article; and
- B. Not to exceed 5% of the cost of private site improvements that are not subject to a performance guarantee under this article, which cost shall be determined pursuant to § 15 of P.L. 1991, c. 256 (N.J.S.A. 40:55D-53.4).
- C. For those developments for which the inspection fees total less than \$10,000, the fees may, at the option of the developer, be paid in two



installments. The initial amount deposited in escrow by a developer shall be 50% of the inspection fees. When the balance on deposit drops to 10% of the inspection fees because the amount deposited by the developer has been reduced by the amount paid to the Town Engineer for inspections, the developer shall deposit the remaining 50% of the inspection fees.

- D. For those developments for which the inspection fees total \$10,000 or greater, the fees may, at the option of the developer, be paid in four installments. The initial amount deposited in escrow by a developer shall be 25% of the inspection fees. When the balance on deposit drops to 10% of the inspection fees because the amount deposited by the developer has been reduced by the amount paid to the Town Engineer for inspection, the developer shall make additional deposits of 25% of the inspection fees.
- E. If the Town of Westfield determines that the amount in escrow for the payment of inspection fees, as calculated pursuant to this article, is insufficient to cover the cost of additional required inspections, the Town of Westfield may require the developer to deposit additional funds in escrow provided that the Town of Westfield delivers to the developer a written inspection escrow deposit request, signed by the Town Engineer, which: informs the developer of the need for additional inspections, details the items or undertakings that require inspection, estimates the time required for those inspections, and estimates the cost of performing those inspections.
- F. Appeals for the amount charged for the inspection of improvements shall follow the procedures in §5.03H.

**SECTION VI: §5.05 PERFORMANCE AND MAINTENANCE GUARANTEES**, is hereby deleted in its entirety and replaced with the following §5.05, entitled **GUARANTEES REQUIRED; SURETY; RELEASE**:

**§ 5.05 GUARANTEES REQUIRED; SURETY; RELEASE.**

Before filing of final subdivision plats or recording of minor subdivision deeds or as a condition of final site plan approval or as a condition to the issuance of a zoning approval pursuant to Subsection d. of § 52 of P.L. 1975, c. 291 (N.J.S.A. 40:55D-65), the Town of Westfield may require and shall accept in accordance with the standards adopted herein and regulations adopted pursuant to § 1 of P.L. 1999, c. 68 (N.J.S.A. 40:55D-53a) for the purpose of assuring the installation and maintenance of certain on tract improvements, the furnishing of a guarantees in accordance with the following standards:

- A. Form of guarantee.** At least ten percent (10%) of the guarantee shall be in the form of cash or a certified check made payable to the Town of Westfield. The balance of the guarantee shall be in the form of any security issued by an institution authorized to issue such securities in the State of New Jersey and which may be accepted by the Town and approved by the Town Attorney, including but not limited to surety bonds, cash and letters of credit; provided that the Town shall only accept an irrevocable letter of credit if it:

1. Constitutes an unconditional payment obligation of the issuer running solely to the Town for an express initial period of time of at least one (1) year but no more than two (2) years from the date of final approval;
2. Is in the amount determined by the developer and approved by the Town Engineer or Town Council, as applicable, as provided herein, less the amount of any other forms of guarantee furnished;
3. Is issued by a banking or savings institution authorized to do and doing business in the State of New Jersey; and
4. Permits the Town to draw upon the letter of credit if the obligor fails to furnish another letter of credit which complies with the provisions of this section thirty (30) days or more in advance of the expiration date of the letter of credit or such longer period in advance thereof as is stated in the letter of credit.

**B. Performance Guarantees.** The following standards shall apply to the administration of performance guarantees:

1. The developer shall furnish a performance guarantee in favor of the Town of Westfield in an amount not to exceed 120% of the cost of installation of only those improvements required by an approval or developer's agreement, ordinance, or regulation to be dedicated to a public entity, and that have not yet been installed, which cost shall be determined by the developer and approved by the Town Engineer, as appropriate, according to the method of calculation set forth in § 15 of P.L. 1991, c. 256 (N.J.S.A. 40:55D-53.4), for the following improvements as shown on the approved plans or plat; streets, pavement, gutters, curbs, sidewalks, street lighting, street trees, surveyor's monuments, as shown on the final map and required by the "Map Filing Law," P.L. 1960, c. 141 (N.J.S.A. 46:23-9.9 et seq.; repealed by § 2 of P.L. 2011, c. 217) or N.J.S.A. 46:26B-1 through 8, water mains, sanitary sewers, community septic systems, drainage structures, public improvements of open space, and any grading necessitated by the preceding improvements. The developer shall prepare an itemized cost estimate of the improvements covered by the performance guarantee for review and approval by the Town Engineer, which itemized cost estimate shall be appended to each performance guarantee posted by the obligor.
2. The Town of Westfield may also require a performance guarantee to include, within an approved phase or section of a development, privately owned perimeter buffer landscaping, as required by local ordinance or imposed as a condition of approval. At the developer's option, a separate performance guarantee may be posted for the privately-owned perimeter buffer landscaping.

**C. Temporary Certificate of Occupancy Guarantees.** The following standards shall apply to the administration of temporary certificate of occupancy guarantees:

In the event that the developer shall seek a temporary certificate of occupancy for a development, unit, lot, building, or phase of

development, as a condition of the issuance thereof, the developer shall furnish a separate guarantee, referred to herein as a "temporary certificate of occupancy guarantee," in favor of the Town of Westfield in an amount equal to 120% of the cost of installation of only those improvements or items which remain to be completed or installed under the terms of the temporary certificate of occupancy and which are required to be installed or completed as a condition precedent to the issuance of the permanent certificate of occupancy for the development, unit, lot, building or phase of development and which are not covered by an existing performance guarantee. Upon posting of a temporary certificate of occupancy guarantee, all sums remaining under a performance guarantee, required pursuant to § 5.05B.1., which relate to the development, unit, lot, building, or phase of development for which the temporary certificate of occupancy is sought, shall be released. The scope and amount of the temporary certificate of occupancy guarantee shall be determined by the Town Engineer. At no time may the Town of Westfield hold more than one guarantee or bond of any type with respect to the same line item. The "temporary certificate of occupancy guarantee" shall be released by the Town Engineer upon the issuance of a permanent certificate of occupancy with regard to the development, unit, lot, building, or phase as to which the temporary certificate of occupancy relates.

**D. Safety and Stabilization Guarantees.** The following standards shall apply to the administration of safety and stabilization guarantees:

A developer shall furnish to the Town of Westfield a safety and stabilization guarantee, in favor of the Town of Westfield. At the developer's option, a safety and stabilization guarantee may be furnished either as a separate guarantee or as a line item of the performance guarantee. A safety and stabilization guarantee shall be available to the Town of Westfield solely for the purpose of returning property that has been disturbed to a safe and stable condition or otherwise implementing measures to protect the public from access to an unsafe or unstable condition, only in the circumstance that: a. Site disturbance has commenced and, thereafter, all work on the development has ceased for a period of at least 60 consecutive days following such commencement for reasons other than force majeure; and b. Work has not recommenced within 30 days following the provision of written notice by the Town of Westfield to the developer of the Town of Westfield's intent to claim payment under the guarantee. The Town shall not provide notice of its intent to claim payment under a safety and stabilization guarantee until a period of at least 60 days has elapsed during which all work on the development has ceased for reasons other than force majeure. The Town shall provide written notice to a developer by certified mail or other form of delivery providing evidence of receipt.

The amount of a safety and stabilization guarantee for a development with bonded improvements in an amount not exceeding \$100,000 shall be \$5,000.

The amount of a safety and stabilization guarantee for a development with bonded improvements exceeding \$100,000 shall be calculated as a percentage of the bonded improvement costs of the development or phase of development as follows: \$5,000 for the first \$100,000 of bonded improvement costs, plus 2 1/2% of bonded improvement costs in excess of \$100,000 up to \$1,000,000, plus 1% of bonded improvement

costs in excess of \$1,000,000.

The Town shall release a separate safety and stabilization guarantee to a developer upon the developer's furnishing of a performance guarantee which includes a line item for safety and stabilization in the amount required under this subsection.

The Town shall release a safety and stabilization guarantee upon the Town Engineer's determination that the development of the project site has reached a point that the improvements installed are adequate to avoid any potential threat to public safety.

**E. Maintenance Guarantees.** The developer shall post with the Town of Westfield, prior to the release of a performance guarantee required pursuant to § 5.05B.1., § 5.05B.2., or both § 5.05B.1. and § 5.05B.2. Except as specifically provided otherwise below, maintenance guarantees shall be administered in the same manner as performance guarantees as provided by this article.

1. The developer shall post with the Town, upon the inspection and issuance of final approval of the following private site improvements by the Town Engineer, a maintenance guarantee in an amount not to exceed 15% of the cost of the installation of the following private site improvements: stormwater management basins, in-flow and water quality structures within the basins, and the out-flow pipes and structures of the stormwater management system, if any, which cost shall be determined according to the method of calculation set forth in § 15 of P.L. 1991, c. 256 (N.J.S.A. 40:55D-53.4).
2. The term of the maintenance guarantee shall be for a period not to exceed two years and shall automatically expire at the end of the established term.

**F. Acceptance of guarantee from successor developer.** A successor developer must furnish a replacement guarantee as a condition to the approval of a permit update under the State Uniform Construction code for the purpose of updating the name and address of the owner of property on a construction permit.

1. The governing body or approving authority shall not accept a replacement guarantee without securing:
  - a. Written confirmation from the new obligor that the intent of the new obligor is to furnish a replacement guarantee, relieving the predecessor obligor and surety, if any, of any obligation to install improvements, and
  - b. Written verification from the Town Engineer that the replacement guarantee is of an amount sufficient to cover the cost of the installation of improvements, but not to exceed 120% of the cost of the installation, which verification shall be determined consistent with section 41 of P.L.1975, c.291 (C.40:55D-53).
2. An approving authority shall notify the governing body whenever it accepts a replacement guarantee. Notice shall contain a copy of the written confirmation of the new obligor's intent to furnish a

replacement performance guarantee and the Town Engineer's written verification of the sufficiency of the amount of that replacement performance guarantee.

3. Within 30 days after receiving notice from the approving authority of its acceptance of a replacement guarantee, the governing body, by resolution, shall release the predecessor obligor from liability pursuant to its performance guarantee.

**G. Exception for improvements related to other jurisdictions.** In the event that other governmental agencies or public utilities are or will be the owner of the utilities to be installed or the improvements are covered by a performance or maintenance guarantee to another governmental agency, no performance or maintenance guarantee, as the case may be, shall be required by the Town for such utilities or improvements.

**H. Time allowed for completion of improvements.** Performance guarantees shall state the time period within which all improvements are to be installed by the developer. No performance guarantee shall run for a term longer than two years, except as provided otherwise by this article.

**I. Extension of time allowed for completion of improvements.** The time allowed for installation of the bonded improvements for which the performance guarantee has been provided may be extended by the governing body by resolution. As a condition or as part of any such extension, the amount of any performance guarantee shall be increased or reduced, as the case may be, to an amount not to exceed 120% of the cost of the installation, which cost shall be determined by the developer and approved by the Town Engineer according to the method of calculation set forth in § 15 of P.L. 1991, c. 256 (N.J.S.A. 40:55D-53.4) as of the time of the passage of the resolution.

**J. Failure to complete improvements within time specified.** If the required bonded improvements are not completed or corrected in accordance with the performance guarantee, the obligor and surety, if any, shall be liable thereon to the Town of Westfield for the reasonable cost of the improvements not completed or corrected, and the Town may either prior to or after the receipt of the proceeds thereof complete such improvements. Such completion or correction of improvements shall be subject to the public bidding requirements of the "Local Public Contracts Law," P.L. 1971, c. 198 (N.J.S.A. 40A:11-1 et seq.).

**K. Release of performance guarantee.** Release of performance guarantees shall be in accordance with the following procedures:

1. Upon substantial completion of all required street improvements (except for the top course) and appurtenant utility improvements, and the connection of same to the public system, the obligor may request of the governing body in writing, by certified mail addressed in care of the Municipal Clerk, that the Town Engineer prepare, in accordance with the itemized cost estimate prepared by the developer and approved by the Town Engineer and appended to the performance guarantee pursuant to Subsection B of this section, a list of all uncompleted or unsatisfactory completed bonded improvements. If such a request is made, the obligor shall send a copy of the request to

the Town Engineer. The request shall indicate which bonded improvements have been completed and which bonded improvements remain uncompleted in the judgment of the obligor. Thereupon the Town Engineer shall inspect all bonded improvements covered by obligor's request and shall file a detailed list and report, in writing, with the governing body, and shall simultaneously send a copy thereof to the obligor not later than 45 days after receipt of the obligor's request.

2. The list prepared by the Town Engineer shall state, in detail, with respect to each bonded improvement determined to be incomplete or unsatisfactory, the nature and extent of the incompleteness of each incomplete improvement or the nature and extent of, and remedy for, the unsatisfactory state of each completed bonded improvement determined to be unsatisfactory. The report prepared by the Town Engineer shall identify each bonded improvement determined to be complete and satisfactory together with a recommendation as to the amount of reduction to be made in the performance guarantee relating to the completed and satisfactory bonded improvement, in accordance with the itemized cost estimate prepared by the Town Engineer and appended to the performance guarantee pursuant to Subsection B of §5.05.
3. The governing body, by resolution, shall either approve the bonded improvements determined to be complete and satisfactory by the Town Engineer, or reject any or all of these bonded improvements upon the establishment in the resolution of cause for rejection, and shall approve and authorize the amount of reduction to be made in the performance guarantee relating to the improvements accepted, in accordance with the itemized cost estimate prepared by the developer and approved by the Town Engineer and appended to the performance guarantee pursuant to Subsection B of this §5.05. This resolution shall be adopted not later than 45 days after receipt of the list and report prepared by the Town Engineer. Upon adoption of the resolution by the governing body, the obligor shall be released from all liability pursuant to its performance guarantee with respect to those approved bonded improvements, except for that portion adequately sufficient to secure completion or correction of the improvements not yet approved; provided that 30% of the amount of the total performance guarantee and safety and stabilization guarantee posted may be retained to ensure completion and acceptability of all improvements. The safety and stabilization guarantee shall be reduced by the same percentage as the performance guarantee is being reduced at the time of each performance guarantee reduction. For the purpose of releasing the obligor from liability pursuant to its performance guarantee, the amount of the performance guarantee attributable to each approved bonded improvement shall be reduced by the total amount for each such improvement, in accordance with the itemized cost estimate prepared by the engineer and appended to the performance guarantee pursuant to this article, including any contingency factor applied to the cost of installation. If the sum of the approved bonded improvements would exceed 70% of the total amount of the performance guarantee, then the Town of Westfield may retain 30% of the amount of the total performance guarantee and safety and stabilization guarantees to ensure completion and acceptability of bonded improvements, as provided above, except that any amount of the

performance guarantee attributable to bonded improvements for which a temporary certificate of occupancy guarantee has been posted shall be released from the performance guarantee even if such release would reduce the amount held by the Town of Westfield below 30%.

**L. Failure of Municipal engineer or Town Council to act.** If the Town Engineer or Town Council fails to act on the request for release of a performance guarantee within the time required herein, the obligor may apply to the court in the manner provided below; provided that nothing herein shall be construed to limit the right of the obligor to contest by legal proceedings any determination of the Town Council or the Town Engineer.

1. If the Town Engineer fails to send or provide the list and report as requested by the obligor pursuant to Subsection K of this section within 45 days from receipt of the request, the obligor may apply to a court of competent jurisdiction in a summary manner for an order compelling the Town Engineer to provide the list and report within a stated time and the cost of applying to the court, including reasonable attorney's fees, may be awarded to the prevailing party.
2. If the governing body fails to approve or reject the bonded improvements determined by the Town Engineer to be complete and satisfactory or reduce the performance guarantee for the complete and satisfactory improvements within 45 days from the receipt of the Town Engineer's list and report, the obligor may apply to a court of competent jurisdiction in a summary manner for an order compelling, within a stated time, approval of the complete and satisfactory improvements and approval of a reduction in the performance guarantee for the approvable complete and satisfactory improvements in accordance with the itemized cost estimate prepared by the Town Engineer and appended to the performance guarantee pursuant to Subsection B of §5.05; and the cost of applying to the court, including reasonable attorney's fees, may be awarded to the prevailing party.
3. In the event that the obligor has made a cash deposit with the Town of Westfield or approving authority as part of the performance guarantee, then any partial reduction granted in the performance guarantee pursuant to this subsection shall be applied to the cash deposit in the same proportion as the original cash deposit bears to the full amount of the performance guarantee, provided that if the developer has furnished a safety and stabilization guarantee, the Town of Westfield may retain cash equal to the amount of the remaining safety and stabilization guarantee.

**M. Procedure for rejected bonded improvements.** If any portion of the required bonded improvements is rejected, the approving authority may require the obligor to complete or correct such improvements and, upon completion or correction, the same procedure of notification, as set forth in this section shall be followed.

**N. Right to contest.** Nothing herein, however, shall be construed to limit the right of the obligor to contest by legal proceedings any determination of the governing body or the Town Engineer.

**O. Final approval by stages or sections of development.** In the event that

final approval is by stages or sections of development pursuant to Subsection a of § 29 of P.L. 1975, c. 291 (N.J.S.A. 40:55D-38), the provisions of this section shall be applied by stage or section.

**P. Improvements dedicated to the Town of Westfield.** To the extent that any of the improvements have been dedicated to the Town of Westfield on the subdivision plat or site plan, the municipal governing body shall be deemed, upon the release of any performance guarantee required pursuant to this article, to accept dedication for public use of streets or roads and any other improvements made thereon according to site plans and subdivision plats approved by the approving authority, provided that such improvements have been inspected and have received final approval by the Town Engineer.

**SECTION VII.** 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 VIII.** 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 IX.** This ordinance shall take effect after passage and publication in the manner provided by law.



**TOWN OF WESTFIELD  
WESTFIELD, NEW JERSEY**

**GENERAL ORDINANCE NO. 2022-07**

**AN ORDINANCE DESIGNATING 23 STONELEIGH PARK, SHOWN ON THE TOWN TAX MAPS AS BLOCK 4209, LOT 2 AS A HISTORIC LANDMARK AND MODIFYING THE ZONING MAP**

**WHEREAS**, pursuant to section 5(B)(1) of the Historic Designation and Preservation Ordinance of the Town of Westfield, the Westfield Historic Preservation Commission considered nominating the property located at 23 Stoneleigh Park, Block 4209, Lot 2, and also known as the Jed Smith Foster House, as a historic landmark; and

**WHEREAS**, Robert and Anastasia Harrison, property owners of 23 Stoneleigh Park, consent to this proposed nomination, and

**WHEREAS**, pursuant to the provisions contained within the Historic Designation and Preservation Ordinance of the Town of Westfield, the Historic Preservation Commission gave full and complete consideration to the request for historic designation of the property; and

**WHEREAS**, the Historic Preservation Commission held a duly-noticed public hearing on January 11, 2022, on the proposed historic designation of the property, where all those who desired to be heard were heard; and

**WHEREAS**, the Historic Preservation Commission adopted a resolution on that date setting forth its findings of fact and providing its rationale for its recommendation to the Town Council that the Council approve the application for historic preservation designation of 23 Stoneleigh Park; and

**WHEREAS**, by Resolution dated January 11, 2022, the Town Council directed the Planning Board to review the proposed designation pursuant to the Historic Designation and Preservation Ordinance of the Town of Westfield and the New Jersey Municipal Land Use Law Section 40:55D-26 to determine whether the designation of 23 Stoneleigh Park, shown on the Town Tax Map as Block 4209, Lot 2, would be consistent with the Historic Preservation Element of the Town Master Plan and the goals and objectives contained within the Master Plan; and

**WHEREAS**, the Town of Westfield Planning Board considered this matter at its meeting on February 7, 2022, at which time the Board determined that the designation of 23 Stoneleigh Park, shown on the Town Tax Map as Block 4209, Lot 2, would be consistent with the Historic Preservation Element of the Town Master Plan and the goals and objectives contained within the Master Plan;

**NOW, THEREFORE, BE IT ORDAINED** by the Town Council of the Town of Westfield, in the County of Union and the State of New Jersey, as follows:

**SECTION I.** The Zoning Map shall be and is hereby amended and supplemented by identifying the following property as shown on the Official Tax Map of the Town of Westfield as a Historic Preservation Designated Landmark:

<b>Block</b>	<b>Lot</b>	<b>Address</b>
4209	2	23 Stoneleigh Park

**SECTION II.** Appendix III of the Land Use Ordinance, titled an *Ordinance Establishing A Historic Preservation Commission and Providing for the Designation and Preservation of Historic Districts and Historic Landmarks in the Town of Westfield*, is hereby amended to include a new subsection to read in its entirety as follows:

The private residence owned at the time of its designation by Robert and Anastasia Harrison, located at 23 Stoneleigh Park, Westfield, New Jersey, known as Lot 2, Block 4209 on the Town of Westfield tax map, being originally built circa 1905.

The Historic Preservation Commission shall be permitted to place an appropriate notation and plaque on said property indicating its historic landmark status.

**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 a 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.

**TOWN OF WESTFIELD  
WESTFIELD, NEW JERSEY**

**GENERAL ORDINANCE NO. 2022-08**

**AN ORDINANCE DESIGNATING 112 FERRIS PLACE, SHOWN ON THE TOWN TAX MAPS AS BLOCK 2504, LOT 14 AS A HISTORIC LANDMARK AND MODIFYING THE ZONING MAP**

**WHEREAS**, pursuant to section 5(B)(1) of the Historic Designation and Preservation Ordinance of the Town of Westfield, the Westfield Historic Preservation Commission considered nominating the property located at 112 Ferris Place, Block 2504, Lot 14, and also known as the Mills-Ferris Pearsall House, as a historic landmark, and

**WHEREAS**, the current owner of the property, Ferris Prospect Development, LLC, consent to this proposed nomination, and

**WHEREAS**, pursuant to the provisions contained within the Historic Designation and Preservation Ordinance of the Town of Westfield, the Historic Preservation Commission gave full and complete consideration to the petition for historic designation of the property; and

**WHEREAS**, the Historic Preservation Commission held a duly-noticed public hearing on January 11, 2022, on the proposed historic designation of the property, where all those who desired to be heard were heard; and

**WHEREAS**, the Historic Preservation Commission adopted a resolution on that date setting forth its findings of fact and providing its rationale for its recommendation to the Town Council that the Council approve the application for historic preservation designation of 112 Ferris Place, shown on the Town Tax Map as Block 2504, Lot 14; and

**WHEREAS**, by Resolution dated January 11, 2022, the Town Council directed the Planning Board to review the proposed designation pursuant to the Historic Designation and Preservation Ordinance of the Town of Westfield and New Jersey Municipal Land Use Law Section 40:55D-26 to determine whether the designation of 112 Ferris Place, shown on the Town Tax Map as Block 2504, Lot 14, would be consistent with the Historic Preservation Element of the Town Master Plan and the goals and objectives contained within the Master Plan;

**WHEREAS**, the Town of Westfield Planning Board considered this matter at its meeting on February 7, 2022, at which time the Board determined that the designation of 112 Ferris Place, shown on the Town Tax Map as Block 2504, Lot 14, would be consistent with the Historic Preservation Element of the Town Master Plan and the goals and objectives contained within the Master Plan;

**NOW, THEREFORE, BE IT ORDAINED** by the Town Council of the Town of Westfield, in the County of Union and the State of New Jersey, as follows:

**SECTION I.** The Zoning Map shall be and is hereby amended and supplemented by identifying the following property as shown on the Official Tax Map of the Town of Westfield as a Historic Preservation Designated Landmark:

<b>Block</b>	<b>Lot</b>	<b>Address</b>
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2504	14	112 Ferris Place
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**SECTION II.** Appendix III of the Land Use Ordinance, titled an *Ordinance Establishing A Historic Preservation Commission and Providing for the Designation and Preservation of Historic Districts and Historic Landmarks in the Town of Westfield*, is hereby amended to include a new subsection to read in its entirety as follows:

The private residence and the principal structure thereon owned at the time of its designation by James Ward, located at 112 Ferris Place, Westfield, New Jersey, known as Lot 14, Block 2504 on the Town of Westfield tax map, being originally built circa 1750, modified in 1862.

The Historic Preservation Commission shall be permitted to place an appropriate notation and plaque on said property indicating its historic landmark status.

**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 a 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.

**TOWN OF WESTFIELD  
WESTFIELD, NEW JERSEY**

**GENERAL ORDINANCE NO. 2022-09**

**AN ORDINANCE DESIGNATING THE “COFFEE KIOSK,” LOCATED AT THE WESTFIELD SOUTH AVENUE TRAIN STATION, AS A HISTORIC LANDMARK AND MODIFYING THE ZONING MAP**

**WHEREAS**, by unanimous vote of the Westfield Historic Preservation Commission, the Westfield Historic Preservation nominated the “coffee kiosk,” also and originally known as the Union Company Newspaper Stand, located at the Westfield South Avenue Train Station, a historic landmark, and

**WHEREAS**, pursuant to the provisions contained within the Historic Designation and Preservation Ordinance of the Town of Westfield, the Historic Preservation Commission gave full and complete consideration to the petition for historic designation of the property; and

**WHEREAS**, the Historic Preservation Commission held a duly-noticed public hearing on January 11, 2022, on the proposed historic designation of the property, where all those who desired to be heard were heard; and

**WHEREAS**, the Historic Preservation Commission adopted a resolution on that date setting forth its findings of fact and providing its rationale for its recommendation to the Town Council that the Council approve the application for historic preservation designation of the “coffee kiosk,” shown on the Town Tax Map as located at the Westfield South Avenue Train Station; and

**WHEREAS**, by Resolution dated January 11, 2022, the Town Council directed the Planning Board to review the proposed designation pursuant to the Historic Designation and Preservation Ordinance of the Town of Westfield and New Jersey Municipal Land Use Law Section 40:55D-26 to determine whether the designation of the “coffee kiosk,” shown on the Town Tax Map as being located at the Westfield South Avenue Train Station, would be consistent with the Historic Preservation Element of the Town Master Plan and the goals and objectives contained within the Master Plan;

**WHEREAS**, the Town of Westfield Planning Board considered this matter at its meeting on February 7, 2022, at which time the Board determined that the designation of the coffee kiosk would be consistent with the Historic Preservation Element of the Town Master Plan and the goals and objectives contained within the Master Plan;

**NOW, THEREFORE, BE IT ORDAINED** by the Town Council of the Town of Westfield, in the County of Union and the State of New Jersey, as follows:

**SECTION I.** The Zoning Map shall be and is hereby amended and supplemented by identifying the following structure owned by the Town of Westfield, and located at the South Avenue Train Station, as a Historic Preservation Designated Landmark:

<b>Block</b>	<b>Lot</b>	<b>Address</b>
N/A	N/A	Westfield South Avenue Train Station

**SECTION II.** Appendix III of the Land Use Ordinance, titled an *Ordinance Establishing A Historic Preservation Commission and Providing for the Designation and Preservation of Historic Districts and Historic Landmarks in the Town of Westfield*, is hereby amended to include a new subsection to read in its entirety as follows:

The kiosk, currently owned by the Town of Westfield, originally known as the Union Company Newspaper Stand, and now referred to as the “coffee kiosk,” located at the South Avenue Train Station, Westfield, New Jersey, being originally built circa 1893.

The Historic Preservation Commission shall be permitted to place an appropriate notation and plaque on said property indicating its historic landmark status.

**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 a 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.

**TOWN OF WESTFIELD**  
**WESTFIELD, NEW JERSEY**  
**RESOLUTION NO.**

**FINANCE POLICY COMMITTEE**

**MARCH 8, 2022**

LET IT HEREBY BE RESOLVED that the Chief Financial Officer be and hereby is authorized to draw a warrant for refund of dumpster security payment(s) as follows following final inspection and approval for return of deposit:

Autumn Rain Inc.  
201 East Broad Street  
Westfield, NJ 07090

Amount of refund:   \$975.00

**TOWN OF WESTFIELD**  
**WESTFIELD, NEW JERSEY**  
**RESOLUTION NO.**

**FINANCE POLICY COMMITTEE**

**MARCH 8, 2022**

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

<b><u>Name</u></b>	<b><u>Account</u></b>	<b><u>Class</u></b>	<b><u>Fee</u></b>
Linda Allen 531A Westfield Ave Westfield, NJ 07090	Tennis/Rec T-05-600-071	Refund Tia Chi / Winter Session-Canceled Linda Allen / Pro-rated	\$30.00
Michael Bieber 125 Florence Ave Westfield, NJ 07090	Tennis/Rec T-05-600-071	Refund Tai Chi / Winter Session-Canceled Michael Bieber / Pro-rated	\$30.00
Stuart Maxwell 519 Mountain Ave Westfield, NJ 07090	Tennis/Rec T-05-600-071	Refund Tai Chi / Winter Session-Canceled Ron Goodwin / Pro-rated	\$30.00
Thomas Kenny 531 Shackamaxon Dr Westfield, NJ 07090	Tennis/ Rec T-05-600-071	Refund Tai Chi / Winter Session-Canceled Jeannine Kenny / Pro-rated	\$30.00
Mary Mastropietro 1545 Rahway Ave Westfield, NJ 07090	Tennis/Rec T-05-600-071	Refund Tai Chi / Winter Session-Canceled Mary Mastropietro / Pr0-rated	\$30.00
Sandra Morrow 635 Forest Ave Westfield, NJ 07090	Tennis/Rec T-05-600-071	Refund Tai Chi / Winter Session-Canceled Sandra Morrow / Pro-rated	\$30.00
Joyce Nelson 424 Rahway Ave Westfield, NJ 07090	Tennis/Rec T-05-600-071	Refund Tai Chi / Winter Session-Canceled Joyce Nelson / Pro-rated	\$30.00



**TOWN OF WESTFIELD**  
**WESTFIELD, NEW JERSEY**  
**RESOLUTION NO.**

**FINANCE POLICY COMMITTEE**

**MARCH 8, 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:

<b>App #</b>	<b>Name</b>	<b>Address</b>	<b>G/L</b>	<b>Refund Balance</b>
PB 21-01	Jeffrey Cass	826 & 830 Summit Avenue	1-05-550-844	\$947.10
<b>Return to:</b>	<b>Jeffrey Cass</b>	<b>826 &amp; 830 Summit Avenue</b>	<b>Westfield NJ</b>	<b>07090</b>

**TOWN OF WESTFIELD**  
**WESTFIELD, NEW JERSEY**  
**RESOLUTION NO.**

**FINANCE POLICY COMMITTEE**

**MARCH 8, 2022**

RESOLUTION AUTHORIZING THE APPLICATION TO THE  
NJ CLEAN ENERGY PROGRAM COMMUNITY ENERGY PLANNING GRANT PROGRAM

**WHEREAS**, a sustainable community seeks to ensure that its environmental, economic and social objectives are balanced and mutually supportive; and

**WHEREAS**, the Town of Westfield strives to assure clean land, air and water for current and future generations; and

**WHEREAS**, New Jersey's Energy Master Plan: Pathway to 2050 ("EMP") established that community-level action is necessary to achieve the state's goal of 100% clean energy by 2050; and

**WHEREAS**, the New Jersey Board of Public Utilities has created a Community Energy Plan Grant program for municipalities to develop a community energy plan to meet the goals of the state's Energy Master Plan; and

**WHEREAS**, the Town of Westfield is invested in developing a community energy plan to help the state achieve the goal of 100% clean energy by 2050; and

**WHEREAS**, the Community Energy Plan Grant program will help the Town of Westfield to plan for and invest in renewable energy and to work towards a better environment for all residents by using the state's Energy Master Plan (EMP) as a guide to develop sustainable strategies that increase clean energy production, reduce energy use, and cut emissions.

**NOW THEREFORE BE IT RESOLVED**, that Town Council of the Town of Westfield, State of New Jersey, authorizes the submission of the aforementioned application to the NJBPU Community Energy Plan Grant program in the amount of \$10,000, and the Town will commit staff support as needed for the duration of the Community Energy Planning process, including for gathering of relevant data and for convening at least two public meetings.

**TOWN OF WESTFIELD**  
**WESTFIELD, NEW JERSEY**  
**RESOLUTION NO.**

**FINANCE POLICY COMMITTEE**

**MARCH 8, 2022**

WHEREAS, a condition has arisen with respect to either funds being needed for salaries and wages and/or contracts, commitments or payments being due to various vendors prior to the adoption of the 2022 Budget, and no provision was made in the 2022 Temporary Budget for the aforesaid purposes, and

WHEREAS, N.J.S.A. 40A:4-20 provides for creation of an emergency temporary appropriation for said purpose, and

WHEREAS, the total emergency temporary resolutions adopted in the year 2022 pursuant to the provisions of N.J.S.A. 40:4-20 (Chapter 96, P.L. 1951, as amended) including this resolution total \$6,386,961 for the Current Fund and \$103,000 for the Swimming Pool Utility Fund,

NOW, THEREFORE, BE IT RESOLVED that in accordance with N.J.S.A. 40A:4-20:

1. The emergency temporary appropriations listed below will be provided for in the 2022 Budget under the titles shown and for the amounts given as follows:

**Current Fund**

	Salaries & Wages	Other Expenses
Administrative & Executive	11,000	41,000
Town Clerk	14,000	21,000
TV 36		
Collection of Taxes	5,000	4,000
Assessment of Taxes	13,000	1,000
Financial Administration	16,000	
Legal Services & Costs		
Municipal Court	23,000	4,000
Municipal Prosecutor	3,000	
Engineering Services	93,000	
Public Works		350,000
Public Buildings & Grounds		25,000
Fire Department	252,000	26,000
Fire Official	4,000	1,000
Fire Hydrant Service		35,000
Parking Administration	11,000	
Police Department	341,000	146,000
Crossing Guards		91,000
Emergency Management		
Inspection of Buildings		15,000
Planning Board		
Telephone		
Electricity		21,000
Street Lighting		23,000
Water		1,000

Gasoline		22,000
Heating Gas		
Board of Health		
Board of Health (Contractual)	33,000	
Recreation		1,000
Celebration of Public Events		6,000
Maintenance of Free Public Library	92,000	
Animal Control		9,000
Board of Adjustment		
Group Insurance		
Other Insurance		162,000
Capital Improvement Fund		100,000
Social Security System (OASI)		
Debt Service – DBIZ Loan		27,000
Defined Contribution Retirement Plan (DCRP)		
Public Employees Retirement System (PERS)		1,316,285
Police & Firemen’s Retirement System (PFRS)		3,027,676
Subtotal	911,000	5,475,961

In the total amount of \$6,386,961

**Swimming Pool Utility Fund**

	Salaries & Wages	Other Expenses
Swimming Pool Operations	26,000	61,000
Public Employees Retirement System (PERS)		6,000
Social Security (OASI)		10,000
Subtotal	26,000	77,000

In the total amount of \$103,000

**TOWN OF WESTFIELD**  
**WESTFIELD, NEW JERSEY**  
**R E S O L U T I O N**

**FINANCE POLICY COMMITTEE**

**MARCH 8, 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:

	<b><u>OUT</u></b>	<b><u>IN</u></b>
<b><u>CURRENT FUND</u></b>		
Administration & Executive		
1-01-100-101 (S&W)		2,950
Town Clerk		
1-01-102-212 (O/E)	3,000	
Tax Collector		
1-01-105-101 (S&W)		125
1-01-105-203 (O/E)	700	
Tax Assessor		
1-01-110-101 (S&W)		225
1-01-110-201 (O/E)	500	
Legal Services & Costs		
1-01-120-212 (O/E)	6,500	
1-01-120-219 (O/E)	25,000	
Fire Department		
1-01-125-101 (S&W)		14,025
Fire Safety Official		
1-01-127-102 (S&W)		1,275
Police Department		
1-01-130-102 (S&W)		19,325
1-01-130-208 (O/E)		850
Parking Administration		
1-01-131-101 (S&W)		125
Engineering		
1-01-135-121 (S&W)		1,600
Board of Health		
1-01-150-101 (S&W)		875

Recreation		
1-01-155-102 (S&W)		450
1-01-155-201 (O/E)	1,000	
Inspection of Buildings		
1-01-165-101 (S&W)		2,000
1-01-165-201 (O/E)	1,250	
Telephone		
1-01-168-211 (O/E)	6,000	
Municipal Court		
1-01-175-201 (O/E)		125
	<hr/>	<hr/>
	<u>\$43,950</u>	<u>\$43,950</u>

**TOWN OF WESTFIELD**  
**WESTFIELD, NEW JERSEY**

**RESOLUTION NO.**

**CODE REVIEW & TOWN PROPERTY COMMITTEE**

**MARCH 8, 2022**

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

Francesco Guastella  
Stella's Ice Cream  
225 Rankin Avenue  
Cranford, NJ 07016

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.

**TOWN OF WESTFIELD**  
**WESTFIELD, NEW JERSEY**

**RESOLUTION NO. 2022**

**PUBLIC WORKS COMMITTEE**

**MARCH 8, 2022**

**WHEREAS**, a need exists for the purchase of various landscape material for use by the Department of Public Works, as provided for in Public Works account 137-255, and

**WHEREAS**, sealed bids were received on Wednesday, February 23, 2022, and

**WHEREAS**, the low bid, submitted by Northern Nurseries of New Jersey, Inc., 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 to be charged to Public Works account 137-255, under Purchase Order 22-00699 in an amount not to exceed \$75,000 subject to funding in the 2022 adopted budget.

**NOW THEREFORE BE IT RESOLVED**, that a Unit Price Contract be awarded to Northern Nurseries of New Jersey, Inc., 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.



**TOWN OF WESTFIELD**  
**WESTFIELD, NEW JERSEY**  
**RESOLUTION NO.**

**PUBLIC WORKS COMMITTEE**

**MARCH 8, 2022**

BE IT RESOLVED that the Mayor of the Town of Westfield be and hereby is authorized to execute a Memorandum of Understanding with the Township of Scotch Plains for the collection of bulky waste at Westfield's Conservation Center.