

## **MINUTES OF ORGANIZATION MEETING HELD JANUARY 4, 2022**

Minutes of Organization Meeting of the Council of the Town of Westfield held January 4, 2022 at 6:30 p.m.

Mayor Brindle read the call as follows:

Welcome to this Reorganization Meeting of the Westfield Town Council of January 4, 2022, at 6:30 p.m. for the purpose of organizing for the year 2022 and transacting such other business as may properly come before the Mayor and Town Council

Notice of the meeting was provided on December 8, 2021 to the Westfield Leader, The Star Ledger, and posted on the bulletin board and filed in accordance with the Open Public Meetings Act.

Salute to the flag.

### **MAYOR'S OPENING REMARKS**

Happy New Year everyone, and welcome to the annual organization meeting of the Westfield Town Council. Thank you all for tuning in, and to those who chose to attend in person tonight.

I speak for all of us on the Town Council when I say what a privilege it is to serve our community. I would like to extend my personal congratulations to Town Councilpersons Linda Habgood, Mike Dardia, David Contract, and Dawn Mackey for being re-elected to a second term, and gratitude to Councilmen Mark LoGrippo, Jim Boyes, Mark Parmelee, and Scott Katz for their support, and to all for their volunteer service, especially the past two challenging and unprecedented years.

Additionally, I want to thank the resident volunteers who will be appointed tonight to serve on Town Boards and Commissions, as well as the numerous volunteers who have been asked to serve on the Mayor's Advisory Councils. And to those who just completed their terms, thank you for your contributions and service to Westfield.

Once again, I'd like to acknowledge our indefatigable and committed Town Administrator Jim Gildea, who continues to lead with a steady, professional hand. Jim's contributions over his long career with Westfield are immeasurable and are only exceeded by his love and dedication to our Town as a lifelong Westfielder.

I'd like to also express our gratitude to our amazing Town Clerk Tara Rowley, who works primarily behind the scenes, but make no mistake she is the heartbeat of Town Hall. And to our former Mayor and current Town Attorney Tom Jardim, thank you for keeping us on track, enabling us to make substantial legislative progress in spite of our many pandemic related challenges.

I'd like to also acknowledge Town Planner Don Sammet, who has been instrumental in this past year's planning progress, leading our critical redevelopment efforts. We are the beneficiaries of the breadth of his knowledge, attention to detail, and commitment to Westfield in leading some of our most important initiatives.

Additionally, Westfield Police Chief Chris Battiloro, Fire Chief Tony Tiller, DPW Director Greg O'Neil and their departments deserve special kudos for their ongoing professionalism to keep us safe and operating, not only during COVID, but in their extraordinary response to Tropical Storm Ida. Kim Forde, our Public Information Officer, proved once again to be a critical member of our emergency response team by keeping us all informed.

The commitment of our Westfield Regional Health Department, led by Health Director Megan Avallone, has been unparalleled. Their vast efforts to get our community vaccinated were extraordinary, and they are directly responsible for Westfield's 98% adult vaccination rate – in addition to their ongoing and substantial work of contact tracing, communicating public health policy, and consulting with our schools as we continue to navigate this pandemic.

There are, of course, too many Town employees to list individually – all of whom have worked tirelessly this year to deliver for our residents, and they each have my heartfelt gratitude for their dedication and professionalism.

And lastly, thanks to our families, including my own, for their ongoing support of our volunteer service. We couldn't serve without them.

**PRESENT:** Mayor Brindle, Council Members Habgood, LoGrippe, Katz, Mackey, Contract, Dardia, Boyes

**ABSENT:** Councilman Parmelee

Mayor Brindle proposed the following Acting and Alternate Acting Mayor appointments for year 2022. Motion made by Councilman LoGrippe, seconded by Councilman Dardia, and unanimously confirmed by Council.

*Acting Mayor – Mark Parmelee*  
*Alternate Acting Mayor – Dawn Mackey*

Mayor Brindle proposed the following Council appointments. Motion made by Councilman Contract and seconded by Councilman LoGrippe was carried.

***Planning Board Liaison***

*Michael Dardia, Class III* *December 31, 2022*

***Board of Adjustment***

*Eldy Pavon* *December 31, 2025*

*B. Carol Molnar* *December 31, 2025*

*Samuel Reisen, Alternate No. 2* *December 31, 2023*

***Special Improvement District Board***

*Amy Fixler, Owner Director* *December 31, 2024*

*Burim Regjaj, Operator Director* *December 31, 2024*

*Roberta Loew, Operator Director* *December 31, 2024*

*Scott Katz, Council Designee* *December 31, 2022*

*Dawn Mackey, Mayor Designee* *December 31, 2022*

*Craig Gibson, Ex Officio* *December 31, 2022*

The Mayor proposed the following employee appointments. Motion made by Councilwoman Mackey and seconded by Councilman Dardia, said employee appointments were carried.

- 1. Resolution to appoint Town Engineer* *December 31, 2022*
- 2. Resolution to appoint Municipal Prosecutor* *December 31, 2022*
- 3. Resolution to appoint Public Defender* *December 31, 2022*

**Resolution No. 1**

WHEREAS, the Town Code of the Town of Westfield Section 2-88 requires that the appointment of the Town Engineer shall be made by the Town Administrator with the consent of the Mayor and approval of the Town Council; and

WHEREAS, Section 2-88 of the Town Code and N.J.S.A. 40A: 9-2 requires that the Town Engineer possess the required qualifications for performing the duties of the office; and

WHEREAS, David C. Battaglia, PE, CME, CFM, CPWM of Van Cleef Engineering Associates, LLC possesses the required qualifications.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Town Council of the Town of Westfield appoint David C. Battaglia, PE, CME, CFM, CPWM of Van Cleef Engineering Associates, LLC to the position of Town Engineer for a term ending December 31, 2022.

**Resolution No. 2**

WHEREAS, the Town Code of the Town of Westfield Section 2-85 requires that the appointment of the Municipal Prosecutor shall be made by the Mayor with approval of the Town Council for a term up to one year.

BE IT RESOLVED that the Mayor and Town Council of the Town of Westfield appoint Howard Egenberg, Esq. to the position of Municipal Prosecutor for a one-year term ending December 31, 2022.

**Resolution No. 3**

WHEREAS, the Town Code of the Town of Westfield Section 2-86.1 requires that the appointment of the Town Public Defender shall be made by the Mayor with approval of the Town Council for a term up to one year.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Town Council of the Town of Westfield appoint Robert S. Bohrod, Esq. to the position of Town Public Defender for a one-year term ending December 31, 2022.

Mayor Brindle proposed the following Board appointments. Motion made by Councilwoman Mackey and seconded by Councilman LoGrippo was carried.

***Board of Health***

<i>Elizabeth Talmont</i>	<i>December 31, 2025</i>
<i>Tara Donnelly, Alternate No. 1</i>	<i>December 31, 2023</i>
<b><i>Council Liaison - Michael Dardia</i></b>	<i>December 31, 2022</i>

***Recreation Commission***

<i>Jennifer Gilman, Chair</i>	<i>December 31, 2022</i>
<i>Amy Berman</i>	<i>December 31, 2024</i>
<i>Russell Howell</i>	<i>December 31, 2024</i>
<i>Joseph Schaefer, Alternate No. 2</i>	<i>December 31, 2024</i>
<b><i>Council Liaison - Scott Katz</i></b>	<i>December 31, 2022</i>

***Historic Preservation Commission***

<i>Katie Spikes, Class C</i>	<i>December 31, 2025</i>
<i>Jacqueline Brevard, Class C</i>	<i>December 31, 2025</i>
<i>Kathryn Reed, Alternate No. 2</i>	<i>December 31, 2023</i>
<b><i>Council Liaison – Mark LoGrip</i></b>	<i>December 31, 2022</i>

#### ***Tree Preservation Commission***

<i>Marilyn Holda-Fleck</i>	<i>December 31, 2023 (Unexpired Term)</i>
<i>Manette Scheininger</i>	<i>December 31, 2023 (Unexpired Term)</i>
<b><i>Council Liaison - James Boyes</i></b>	<i>December 31, 2022</i>

#### ***Memorial Library Board***

<i>David Collum</i>	<i>December 31, 2026</i>
<b><i>Council Liaison – James Boyes</i></b>	<i>December 31, 2022</i>

#### ***Westfield Housing Commission***

<i>John O'Brien</i>	<i>December 31, 2022</i>
<i>Sasha Nisbet</i>	<i>December 31, 2022</i>
<i>Paul Marcotullio</i>	<i>December 31, 2022</i>
<i>Carol Nixon</i>	<i>December 31, 2022</i>
<i>Karna Gerich - Cestero</i>	<i>December 31, 2022</i>
<i>Don Sammet, ex officio member</i>	<i>December 31, 2022</i>
<i>Frank Vuoso, ex officio member</i>	<i>December 31, 2022</i>

#### ***Public Arts Commission***

<i>Gwen Fisher, Class 2/Mayor Designee</i>	<i>December 31, 2022</i>
<i>John Levy, Class 3/Town Historian designee</i>	<i>December 31, 2022</i>
<i>Bob Zuckerman, Class 4/DWC Staff</i>	<i>December 31, 2023</i>
<i>Cheryl Rosario, Class 5/Resident</i>	<i>December 31, 2023</i>
<i>Dawn Mackey, Class 1/Town Council Rep.</i>	<i>December 31, 2022</i>
<i>Christine Radlmann, Alternate No. 1</i>	<i>December 31, 2023</i>
<i>Samantha Mooney, Alternate No. 2</i>	<i>December 31, 2023</i>

#### ***Human Relations Advisory Commission***

<i>Gary Mandelblatt</i>	<i>December 31, 2024</i>
<i>Juliana Rebeiro Mehta</i>	<i>December 31, 2024</i>

<i>Varsha Iyer</i>	<i>December 31, 2024</i>
<i>Elizabeth Lugones</i>	<i>December 31, 2023 (Unexpired Term)</i>
<i>Sofia Zimmerman</i>	<i>December 31, 2023</i>
<i>Paris Barker</i>	<i>December 31, 2022 (Unexpired Term)</i>
<i>Isabelle Shih, High School Representative</i>	<i>December 31, 2022</i>
<i>Lurie Silverman, Alternate No. 1</i>	<i>December 31, 2022 (Unexpired Term)</i>
<i>Ronald Holmes, Alternate No. 2</i>	<i>December 31, 2023</i>

#### ***Access and Inclusivity Council***

<i>Carl Figueroa</i>	<i>December 31, 2022</i>
<i>Jason Goldberg</i>	<i>December 31, 2022</i>
<i>Elizabeth Lugones</i>	<i>December 31, 2022</i>
<i>Juliana Rebeiro Mehta</i>	<i>December 31, 2022</i>
<i>Roseann Pizzi</i>	<i>December 31, 2022</i>
<i>Esinam Quarcoo</i>	<i>December 31, 2022</i>
<i>Caroline Thompson</i>	<i>December 31, 2022</i>
<i>Lisia Zheng</i>	<i>December 31, 2022</i>
<i>Drew Pecker</i>	<i>December 31, 2022</i>
<i>Jessie Borenstein, Alternate No. 1</i>	<i>December 31, 2022</i>
<b><i>Council Liaison - Michael Dardia</i></b>	<i>December 31, 2022</i>

#### ***Mental Health Council***

<i>Dominique Trott, Resident</i>	<i>December 31, 2023</i>
<i>Esinam Quarcoo, Resident</i>	<i>December 31, 2023</i>
<i>Anne Arena, Alternate No. 2</i>	<i>December 31, 2023</i>
<b><i>Council Liaison – Linda Habgood</i></b>	<i>December 31, 2022</i>

#### ***Bicycle Board***

<i>Douglas MacNeil, Resident</i>	<i>December 31, 2022</i>
<i>Angela Knowles, Resident</i>	<i>December 31, 2022</i>
<i>James Meiselman, Resident</i>	<i>December 31, 2022</i>
<i>Michael Ring, Resident</i>	<i>December 31, 2022</i>

*Jay Goldring, Green Team Liaison*

*December 31, 2022*

Mayor Brindle announced the following Mayoral appointments:

***Planning Board***

*Michael La Place, Class IV*

*December 31, 2025*

*Anastasia Harrison, Class IV*

*December 31, 2025*

*Ann Freedman, Alternate No. 2*

*December 31, 2023*

*Shelley Brindle, Class I, Mayor's Designee*

*December 31, 2022*

*Anthony Tiller, Class II*

*December 31, 2022*

***Solid Waste Advisory Board***

*Jeff Bryk*

*December 31, 2022*

***Union County Transportation Advisory Board***

*Harvey Davidson*

*December 31, 2022*

***Union County Air Traffic Advisory Board***

*Jerome Feder*

*December 31, 2022*

*Francis Adriaens, Alternate*

*December 31, 2022*

*Chamber of Commerce Liaison – Councilman Mark LoGrippe*

*Union County League of Municipalities – Mayor Brindle*

*Board of Education Liaison – Mayor Brindle*

*2<sup>nd</sup> Senior Citizens Housing Corporation Liaison – Councilman Mark Parmelee*

Mayor Brindle announced the following Council Committees:

***Finance Policy Committee***

*Linda Habgood, Chairwoman*

*Mark Parmelee, Vice-Chairman*

*Scott Katz*

*David Contract*

***Public Safety, Transportation & Parking Committee***

*James Boyes, Chairman*

*Michael Dardia, Vice-Chairman*

*Linda Habgood*

*Mark LoGrippe*

***Code Review & Town Property Committee***

*Mark Parmelee, Chairman*

*Dawn Mackey, Vice-Chairwoman*

*James Boyes*

*Michael Dardia*

***Public Works Committee***

*David Contract, Chairman*

*Scott Katz, Vice-Chairman*

*Mark LoGrippe*

*Dawn Mackey*

## **MAYOR'S STATE OF THE TOWN ADDRESS**

I have the privilege of delivering the State of the Town address, reflecting on key 2021 accomplishments and 2022 priorities, including the vision we have set in motion for our future.

First and foremost, I'm happy to report that the state of our Town remains strong, and that we have almost fully recovered from the fiscal challenges and uncertainty brought on by the pandemic. In spite of our current COVID challenges, signs of optimism abound as evidenced in the recent number of ribbon cuttings I've attended, the numerous new businesses that have announced their intention to open, the commitment that some of our existing businesses and commercial property owners have made to double down on their local investment, and importantly to all of us, a booming real estate market where housing values in Westfield rose almost 20% this past year. It's important to appreciate these silver linings while we continue to weather this seemingly never ending pandemic.

Our strength continues to lie in the dedication of our Town employees, the enduring commitment and volunteerism of our residents, and the resiliency of our business community.

I am proud of the following accomplishments this Council made on many fronts this year:

- Successfully managed our pandemic fiscal recovery and the successful restoration of Town services, maintaining ample surplus and AAA bond rating
- Paved 15 miles of roads, bringing our four-year total to 43 miles, almost half the Town
- Attained Police Department state professional accreditation for the first time in Town history
- Managed the clean up and recovery efforts from Tropical Storm Ida, including the first-ever storm related bulky waste pick up by Town's DPW
- Completed and adopted the Town's first-ever Land Use and Circulation Plan, finalizing the last step of the Master Plan and providing a holistic roadmap for future growth
- Adopted 29 general ordinances which included historic designations, increasing fines tenfold on graffiti bias crimes, licensing of landscapers, outlawing private residential pool rentals, and more
- Introduced Edison School field proposal in collaboration with BOE
- Adopted Redevelopment Plan and PILOT agreement for Westfield Crossing on South Avenue, providing an anticipated \$15M net revenue benefit to the Town
- Allowed for the adaptive reuse of the Handler Building on North Avenue to be converted to the region's first hydroponic vertical farm
- Continued to emphasize voluntary historic designation, with two additional historic properties designated at property owners' request – bringing the total to seven in this administration, the most in Town history
- Adopted ordinance to allow for makerspaces downtown which precipitated and enabled the Rialto's transformation into the Center for Creativity
- Launched new and enhanced Town website, allowing for enhanced automation, online payment, and communication tools
- Enhanced and beautified Open Quimby, facilitating a vibrant and successful summer in our downtown
- Received \$1.3M in pursued grants, the most in decades
- Awarded Silver Certification by Sustainable Jersey for the second time in Town history

There is a much more exhaustive list of accomplishments that can be found [on the Town website](#), but I prefer to spend my time this evening focusing on our future where we remain committed to working together to focus on progress, not partisanship.

This year, our key objectives are as follows:

- Continue our record of strong fiscal responsibility and management
- Protect the health and safety of our residents and employees
- Become a premier sustainable town
- Upgrade and invest in our parks and fields
- Diversify our housing stock; and

- Advance plans for revitalizing our Downtown

Specifically, we aim to accomplish the following:

### **1) Continue our record of strong fiscal responsibility and management**

- Maintain AAA-bond rating and ample surplus
- Prioritize new revenue streams, cost savings, and efficiencies to maximize productivity and hold the line on property taxes, while improving services
- Expand and diversify our tax base while exploring new ways to augment our revenue sources
- Continue to invest in capital and infrastructure to upgrade equipment and services and mitigate long-term maintenance costs
- Continue to execute on unprecedented multi-year paving program, which calls for 80% of Town roads to be paved by 2026, with more than half paid by utility companies

### **2) Protect the health and safety of our residents and employees**

- Continue to provide Westfield Police and Fire Departments with adequate resources and equipment to protect our residents and businesses, including:
  - Adding an additional police officer, which, with four new officers entering the Academy this month, will bring our active duty force to 52, the highest staffing level in history
  - Expanding the Town's current body-worn camera program to every officer
  - Installing License Plate Readers in every patrol car in an effort to further reduce crime and combat auto theft
- Prioritize speeding and traffic enforcement to improve pedestrian and traffic safety
- Implement recommendations of traffic, pedestrian, and circulation plan to mitigate congestion and improve pedestrian safety
- Ensure adequate staffing and funding of Regional Health Department to proactively address and manage future health crises

### **3) Continue progress towards becoming a premier sustainable town**

- Continue the transformation of the Conservation Center to a premier regional recycling facility and revenue generator for the Town
- Prioritize storm water mitigation measures by allocating resources based upon short and long-term recommendations by the newly created Westfield Infrastructure Resilience Committee (WIRC) comprised of resident volunteers and key staff members
- Continue to support Green Team efforts to engage and educate the public and business community through various public events, fairs, and sustainability initiatives
- Require best sustainable and green building practices in all new development

### **4) Upgrade our parks and fields**

- Designate specific capital budget annually to support maintenance and necessary basic park improvements, such as bathrooms, water fountains, lighting, etc.
- Prioritize the creation of new playing fields as recommended in the Strategic Parks Plan, starting with the Edison Field proposal
- Create a detailed Master Plan for Tamaques Park in partnership with the County and assess potential for relocation of the Westfield Rink, additional parking, dog park, and bike and walking trails
- Implement parking, safety, and restroom improvements to Houlihan/Sid Fay
- Continue cleanup and capital improvements to Brightwood Park in collaboration with Friends of Brightwood
- Plan for new playground at Windsor Park and new South Avenue public park to be paid for by Westfield Crossing developer

## **5) Diversify our housing stock to ensure young people can afford to live here, and seniors can afford to stay**

- Ensure fulfillment of Westfield's Affordable Housing obligations while mitigating concerns over traffic, infrastructure, and school enrollment
- Reclaim control over high profile development projects by negotiating favorable redevelopment agreements that require higher quality architectural and construction standards, traffic mitigation measures, and public improvements

And lastly, and probably most significantly:

## **6) Advance our plans for revitalizing our historic Downtown to ensure it remains vibrant for generations to come**

- In the short-term, continue to evolve Downtown beautification efforts by enhancing Open Quimby, parklets, and outdoor spaces and expanding programming to draw downtown visitors
- In 1Q, finalize agreement with operator to convert northside train station into a restaurant/bar, and open southside coffee kiosk
- Engage the public in evaluating downtown/Lord and Taylor redevelopment plan by Lord & Taylor property owner, Streetworks Development, with anticipated 2Q public presentation
- Aim to create a fiscally responsible smart growth plan that enables a new downtown live/work/play ecosystem with improved streetscapes, vibrant public gathering spaces, and additional living and working options to support and sustain our local businesses for the long-term
- Implement a long-overdue downtown parking solution that meets the needs of post-COVID commuters, employees, and shoppers
- Continue to prioritize the arts by incorporating murals, street art, and outdoor exhibits into all economic development efforts and elevating Westfield as a preeminent cultural destination, partnering with the Rialto as an anchor

We have an ambitious agenda, and it will take all of us working together to bring these goals to fruition as we strive to build an even brighter future. To achieve this, we must not fear change or progress, but rather embrace it, while we continue to prioritize maintaining our “small town” character which attracted so many of us here in the first place. To ensure Westfield remains healthy and vibrant, we need to evolve, adapt, and grow so that all are welcome and feel at home here.

Which brings me to my final point. While we've made strides on so many fronts, troubling signs of division and hate have appeared in our schools and playgrounds over the past few years. I don't believe these acts are reflective of our community at-large, but how we respond to them does define us. And we must answer: ***Who do we want to be?***

From the abundant love and compassion I've witnessed in this community during the pandemic, we already know who we are. We just need to work harder to denounce those who seek division, and actively and publicly stand up for each other. Let's heed the call from our Westfield clergy in a recently shared video of solidarity, “We need the light. Here. Now. Let's shine together.” I firmly commit to leading that charge in the year ahead and making this one of my administration's most important priorities.

In closing, I look forward to the days when COVID is no longer mentioned in this annual address. In spite of its lingering challenges, I'm proud to affirm that the state of our Town is exceptionally strong, and we are well poised to capitalize on a post-pandemic future.

I will ask once again that you continue to hold us accountable for delivering on our commitments to you, and approach this year with gratitude for our families, community, service, and health.

It remains a privilege to be your mayor. God bless our great community and country. Happy New Year! Be the Light!

### **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 the public comment portion of the meeting.

### **REPORTS OF STANDING COMMITTEES:**

#### **Finance Policy Committee**

The following resolutions, introduced by Councilwoman Habgood, Chairwoman of the Finance Policy Committee, and seconded by Councilwoman Mackey, were unanimously adopted.

#### **Resolution No. 4**

WHEREAS, the Town of Westfield is required to have a Cash Management Plan in accordance with N.J.S.A. 40A:5-14; and

WHEREAS the Cash Management Plan, in accordance with the Local Fiscal Affairs Law, must be adopted annually by the governing body through passage of a Resolution; and

NOW, THEREFORE BE IT RESOLVED by the Town Council of the Town of Westfield, in the County of Union, that the 2022 Cash Management Plan is hereby adopted.

BE IT FURTHER RESOLVED, that a copy of the plan is to be transmitted by the Chief Financial Officer to each named depository.

#### **I. STATEMENT OF PURPOSE**

The Cash Management Plan (the "Plan") is prepared pursuant to the provisions of N.J.S.A. 40A:5-14 in order to set forth the basis for the deposits ("Deposits") and Investment ("Permitted Investments") of certain public funds of the Town of Westfield, pending the use of such funds for the intended purposes. The Plan is intended to assure that all public funds identified herein are deposited in interest bearing Deposits or otherwise invested in Permitted Investments hereafter referred to. The intent of the Plan is to provide that the decisions made with regard to the Deposits and the Permitted Investments will be done to insure the safety, the liquidity (regarding its availability for the intended purposes) and the maximum investment return within such limits. The Plan is intended to insure that any Deposit or Permitted Investment matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

#### **II. IDENTIFICATION OF FUNDS AND ACCOUNTS TO BE COVERED BY THE PLAN**

A. The plan is intended to cover the deposit and/or investment of the following funds and accounts at authorized depositories of the Town of Westfield:

- Current Fund/Clearing Treasurer's and Collector's Accounts
- General Capital Account
- Dog License Account
- Other Trust Fund Accounts
- Pool Operating and Capital Accounts

B. It is understood that this Plan is not intended to cover certain funds and accounts, specifically:

- County Forfeiture Account
- Federal Forfeiture Account
- Municipal Court (General and Special Bail) Accounts
- Public Assistance Account

Change and Petty Cash Funds

Trust Funds to the extent that the deposit of such funds to an interest-bearing account would require by law the payment of interest to the provider of funds  
Any Compensating Balances maintained for the purpose of obtaining specific services from financial institutions. Such accounts may be established at the discretion of the Chief Financial Officer based on his determination of their cost effectiveness. The Chief Financial Officer shall have the authority to execute written agreements for said accounts.

**III. DESIGNATION OF OFFICIALS OF THE TOWN OF WESTFIELD  
AUTHORIZED TO MAKE DEPOSITS AND INVESTMENTS UNDER THE  
PLAN**

A. The Chief Financial Officer (“CFO” or “Treasurer”) of the Town of Westfield, (the “Designated Official”) is hereby authorized and directed to deposit and/or invest the funds referred to in the Plan. The Chief Financial Officer is authorized to designate in writing an alternate to act in his capacity during an absence.

Prior to making any such Deposits or any Permitted Investments, such officials are directed to supply to all depositories or any other parties with whom the Deposits or Permitted Investments are made a written copy of this Plan which shall be acknowledged in writing by such parties and a copy of such acknowledgment kept on file with such official.

**IV. DESIGNATION OF DEPOSITORIES**

The following banks and financial institutions are hereby designated as official depositories for all public funds referred to in the Plan, including any Certificates of Deposit which are not otherwise invested in Permitted Investments as provided for in this Plan:

**OCEANFIRST COMMUNITY  
BANK  
WELLS FARGO BANK  
INVESTORS BANK  
BANK OF AMERICA  
J. P. MORGAN CHASE BANK  
NJ CASH MANAGEMENT FUND  
HAVEN SAVINGS BANK  
NORTHFIELD BANK  
COLUMBIA BANK  
TD BANK  
PROVIDENT BANK  
PNC BANK  
LAKELAND BANK  
VALLEY NATIONAL BANK  
CAPITAL ONE BANK  
PEAPACK-GLADSTONE BANK  
CONNECTONE BANK  
SPENCER BANK**

All such depositories shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgment to the Designated Official(s) referred to in Section III above.

**V. DESIGNATION OF BROKERAGE FIRMS AND DEALERS WITH WHOM THE DESIGNATED OFFICIALS MAY DEAL**

The following brokerage firms and/or dealers and other institutions are hereby designated as firms with whom the Designated Official (s) of the Town referred to in this Plan may deal for purposes of buying and selling securities identified in this Plan as Permitted Investments or otherwise providing for Deposits. All such brokerage firms and/or dealers shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgment to the Designated Official (s) referred to in Section III above.

None designated

**VI. AUTHORIZED INVESTMENTS**

A. Investments shall be limited by the express authority of the Local Fiscal Affairs Law, N.J.S.A. 40A:5-15.1 and except as otherwise specifically provided for herein, the Designated Official is/ are hereby authorized to invest the public funds covered by this Plan in the following types of securities which, if suitable for registry, may be registered in the name of the local unit, and to the extent not otherwise held in Deposits, in the following Permitted Investments:

- (1) Bonds or other obligations of the United States of America or obligations guaranteed by the United State of America;
- (2) Government money market mutual funds;
- (3) Any obligation that a federal agency or a federal instrumentality has issued in accordance with an act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided that such obligation bears a fixed rate of interest not dependent on any index or other external factor;
- (4) Bonds or other obligations of the local unit or bonds or other obligations of school districts of which the local unit is a part or within which the school district is located;
- (5) Bonds or other obligations, having a maturity date not more than 397 days from the date of purchase, issued by New Jersey school districts, municipalities, counties, and entities subject to the "Local Authorities Fiscal Control Law," P.L. 1983, c.313 (C.40A:5A-1 et seq.). Other bonds or obligations having a maturity date not more than 397 days from the date of purchase may be approved by the Division of Local Government Services of the Department of Community Services for investment by local units;
- (6) Local government investment pools;
- (7) Deposits with the State of New Jersey Cash Management Fund established pursuant to section 1 of P. L. 1977, c.281 (C.52:18A-90.4); or
- (8) Agreements for the repurchase of fully collateralized securities if:
  - (a) the underlying securities are permitted investments pursuant to paragraphs (1) and (3) of this subsection a, or are bonds or other obligations having a maturity date not more than 397 days from the date of purchase, issued by New Jersey school districts, municipalities, counties, and entities subject to the "Local Authorities Fiscal Control Law," P.L. 1983, c.313 (C.40A:5A-1 et seq.);
  - (b) the custody of collateral is transferred to a third party;
  - (c) the maturity of the agreement is not more than 30 days;
  - (d) the underlying securities are purchased through a public depository as defined in section 1 of P. L. 1970, c.236 (C.17:9-41); and
  - (e) a master repurchase agreement providing for the custody and security of collateral is executed.
- (9) Certificates of Deposit in accordance with the following conditions:
  - (a) the funds are initially invested through a public depository as defined in section 1 of P.L. 1970, c.236 (C.17:9-41) designated by the local unit;
  - (b) the designated public depository arranges for the deposit of the funds in certificates of deposit in one or more federally insured banks or savings and loans associations, for the account of the local unit;
  - (c) 100 percent of the principal and accrued interest of each certificate of deposit is insured by the Federal Deposit Insurance Corporation;
  - (d) the designated public depository acts as custodian for the local unit with respect to the certificates of deposit issued for the local unit's account; and

(e) at the same time that the local unit's funds are deposited and the certificates of deposit are issued, the designated public depository receives an amount of deposits from customers of other banks and savings and loan associations, wherever located, equal to the amount of funds initially invested by the local unit through the designated public depository.

B. Any investment instruments in which the security is not physically held by the local unit shall be covered by a third party custodial agreement which shall provide for the designation of such investments in the name of the local unit and prevent unauthorized use of such investments.

C. Purchase of investment securities shall be executed by the "delivery versus payment" method to ensure that securities are either received by the local unit or a third party custodian prior to or upon the release of the local unit's funds.

D. Any investments not purchased and redeemed directly from the issuer, government money market mutual fund, local government investment pool, or the State of New Jersey Cash Management Fund, shall be purchased and redeemed through the use of a national or State bank located within this State or through a broker-dealer which, at the time of purchase or redemption, has been registered continuously for a period of at least two years pursuant to section 9 of P.L. 1967, c.93 (C.49:3-56) and has at least \$25 million in capital stock (or equivalent capitalization if not a corporation), surplus reserves for contingencies and undivided profits, or through a securities dealer who makes primary markets in U.S. Government securities and reports daily to the Federal Reserve Bank of New York its position in and borrowing on such U.S. Government securities.

E. For purposes of this section:

- (1) a "government money market mutual fund" means an investment company or investment trust:
  - (a) which is registered with the Securities and Exchange Commission under the "Investment Company Act of 1940," 15 U.S.C. s. 80a-1 et seq., and operated in accordance with 17 C.F.R. s.270.2a-7, except that a government money market mutual fund may not impose liquidity fees or redemption gates regardless of whether permitted to do so under 17 C.F.R. s.270.2a-7;
  - (b) the portfolio of which is limited to U.S. Government securities that meet the definition of an eligible security pursuant to 17 C.F.R. s.270.2a-7, securities that have been issued by New Jersey school districts, municipalities, counties, and entities subject to the "Local Authorities Fiscal Control Law," P.L. 1983, c.313 (C.40A:5A-1 et seq.) that meet the definition of an eligible security pursuant to 17 C.F.R. s.270.2a-7, and repurchase agreements that are collateralized by such securities in which direct investment may be made pursuant to paragraphs (1), (3) and (5) of subsection A. of this section; and
  - (c) which is rated by a nationally recognized statistical rating organization.
  
- (2) a "local government investment pool" means an investment company or investment trust:
  - a) which is managed in accordance with generally accepted accounting and financial reporting principles for local government investment pools established by the Governmental Accounting Standards Board;
  - b) which is rated in the highest category by a nationally recognized statistical rating organization;
  - c) which is limited to U.S. Government securities that meet the definition of an eligible security pursuant to 17 C.F.R. s. 270.2a-7, securities that have been issued by New Jersey school districts, municipalities, counties, and entities subject to the "Local Authorities Fiscal Control Law," P.L. 1983, c.313 (C.40A:5A-1 et seq.), that meet the definition of an eligible security pursuant to 17 C.F.R.s270.2a-7 and repurchase agreements that are collateralized by such securities in which direct investment may be made pursuant to paragraphs (1), (3) and (5) of subsection A. of this section;
  - d) which is in compliance with such rules as may be adopted pursuant to the "Administrative Procedure Act," P.L. 1968, c.410 (c.52:14B-1 et seq.) by the Local Finance Board of the Division of Local Government Services in the Department of Community Affairs, which may promulgate rules providing for disclosure and reporting requirements, and other provisions deemed necessary by the board to provide for the safety, liquidity and yield of the investments,

- e) which does not permit investments in instruments that: are subject to high price volatility with changing market conditions; cannot reasonably be expected, at the time of interest rate adjustment, to have a market value that approximates their par value; or utilize an index that does not support a stable net asset value;
- f) which purchases and redeems investments directly from the issuer, government money market mutual fund, or the State of New Jersey Cash Management Fund, or through the use of a national or State bank located within this State, or through a broker-dealer which, at the time of purchase or redemption, has been registered continuously for a period of at least two years pursuant to section 9 of P.L. 1967 C.49:3-56) and has at least \$25 million in capital stock (or equivalent capitalization if not a corporation), surplus reserves for contingencies and undivided profits, or through a securities dealer who makes primary markets in U.S. Government securities and reports daily to the Federal Reserve Bank of New York its position in and borrowing on such U.S. Government securities; and
- g) which does not impose liquidity fees or redemption gates.

F. Investments in, or deposits or purchases of financial instruments made pursuant to this section shall not be subject to the requirements of the “Local Public Contracts Law,” P.L. 1971, c.198 (C.40A:11-1 et. seq.).

## **VII. SAFEKEEPING CUSTODY PAYMENT AND ACKNOWLEDGMENT OF RECEIPT OF PLAN**

To the extent that any Deposit or Permitted Investment involves a document or security which is not physically held by the Town of Westfield, then such instrument or security shall be covered by a custodial agreement with an independent third party, which shall be a bank or financial institution in the State of New Jersey. Such institution shall provide for the designation of such investments in the name of the Town of Westfield to assure that there is no unauthorized use of the funds or the Permitted Investments or Deposits. Purchase of any Permitted Investments that involve securities shall be executed by a “delivery versus payment” method to insure that such Permitted Investments are either received by the Town of Westfield or by a third party custodian prior to or upon the release of the Town’s funds.

To assure that all parties with whom the Town of Westfield deals either by way of Deposits or Permitted Investments are aware of the authority and the limits set forth in this Plan, all such parties shall be supplied with a copy of this Plan in writing and all such parties shall acknowledge the receipt of that Plan in writing, a copy of which shall be on file with the Designated Official(s).

## **VIII. POLICIES REGARDING THE AMOUNT TO BE INVESTED AND OBTAINING RATES**

It shall be the responsibility of the Chief Financial Officer to analyze the cash flow and to invest funds in legal investments, with consideration for preservation of capital, liquidity, current and historical investment returns, diversification, maturity requirements, costs and fees, and when appropriate, policies of investment instrument administrators. The Chief Financial Officer will observe the following guidelines:

With regard to obtaining interest on the various investment pools from commercial banks, savings banks and Community banks and other depository institutions listed in Section IV above, the Chief Financial Officer shall attempt to obtain a minimum of three quotations and shall invest at the institutions offering the highest effective rate. If such investment together with all other deposits of the Town of Westfield in said institution exceeds the Federal Deposit Insurance Corporation limit, then the institution must be covered by a current Government Unit Deposit Protection Act

("GUDPA") certificate.

The Chief Financial Officer shall determine which type of legal investment will best serve the needs of the municipality and is authorized to place funds in any legal investment unless otherwise restricted by law or by the governing body.

The Chief Financial Officer is authorized to contract the services of a Financial Advisor, as needed.

The Chief Financial Officer shall develop procedures to ensure internal controls are adequate to safeguard the Town of Westfield funds.

The amount invested should be limited to idle funds, as determined by the Chief Financial Officer. (The amount of funds remaining after forecasting and calculating bills to be paid, less compensating balance requirements are considered idle funds.)

For investments in any single bond anticipation note, temporary note, emergency note, special emergency note, tax anticipation note or other notes being sold by a municipality, county, board of education or fire district, which exceeds \$2.0MM, the receiving agency should have an underlying bond rating from a nationally recognized statistical rating organization (e.g. Standard & Poor, Moody's, or Fitch) equivalent to AA or higher.

## **IX. REPORTING REQUIREMENTS**

On or as close to the first day of each month during which this Plan is in effect, the Designated Official (s) referred to in Section III hereof shall supply to the governing body a written report of any Deposits or Permitted Investments made pursuant to this Plan, which shall include, as a minimum, the following information:

- A. The name of any institution holding funds as a Deposit or a Permitted Investment.
- B. The amount of securities or Deposits purchased or sold during the immediately preceding month.
- C. The class or type of securities purchased or Deposits made.
- D. The book value of such Deposits or Permitted Investments.
- E. The estimated income to be earned on such Deposits or Permitted Investments. To the extent that such amounts are actually earned at maturity, this report shall provide an accrual of such earnings during the immediately preceding month.
- F. The fees incurred to undertake such Deposits or Permitted Investments.
- G. The market value of all Deposits or Permitted Investments as of the end of the immediately preceding month.
- H. All other information which may be deemed reasonable by the Chief Financial Officer from time to time which he believes of interest to the governing body of the Town of Westfield.

## **X. CREDIT CARDS/DEBIT CARDS AND ELECTRONIC PAYMENTS**

- A. N.J.S.A. 40A:5-43 et seq. and N.J.S.A.2B:1-5 respectively provide for Municipal Courts and municipal agencies to be authorized to establish a system to accept electronic payments such as court-imposed obligations, or other valid municipal charges.
- B. All systems established for receipt of electronic payments are subject to the rules established by the Director of the Division of Local Government Services and the Rules of Court which are further delineated by Rule 7:14-4(c) which authorizes municipal courts to accept electronic payments and N.J.A.C. 5:30-9.1 et seq. which are established by the Division of Local Government Services providing guidelines for local governments use and receipt of electronic payments.
- C. Definitions applied when utilizing electronic devices are in accordance with the definitions found in N.J.A.C. 5:30-9.2.
- D. Prior to any municipal agency utilizing a method of electronic payments, the Chief Financial Officer must have evaluated the process to ensure compliance with the rules and regulations and approved the accounting and control procedures to be utilized.

## **XI. RECEIPTS AND DISBURSEMENTS OF THE FUNDS OF THE TOWN OF WESTFIELD**

A. All municipal funds received by any official or employee shall be deposited within 48 hours to accounts in the name of the Town of Westfield. Additionally, funds can be received utilizing methods of electronic payment such as Electronic Funds Transfer (EFT) and/or Automated Clearing House (ACH).

B. No municipal funds shall be disbursed by the Chief Financial Officer prior to the approval of the Town Council except for:

- a. Debt Service payments
- b. Investments
- c. Payroll and Payroll agency turnovers
- d. School and County Tax payments
- e. Purchases made by Procurement Cards
- f. Refunds not otherwise required to be approved by Town Council
- g. Payments deemed necessary by the Chief Financial Officer

Notification of the disbursements listed above not otherwise memorialized by resolution are to be provided at the next council meeting following payment.

C. The Chief Financial Officer is authorized to designate employees who may, from time to time, initiate wire transfers. Only the Chief Financial Officer or the Town Administrator may confirm wire transfers.

D. Electronic Disbursement/Claimant Certification – In accordance with N.J.S.A. 40A:5-16(c), payments to vendors do not require Claimant Certification under certain circumstances, including but not limited to

- a. when payment to vendors is required in advance of the delivery of certain materials or services that cannot be obtained from any other source at comparable prices; or
- b. when ordering, billing and payment transactions for goods or services are made through a computerized electronic transaction; or
- c. when claim or demand is less than a threshold as set by the Local Finance Board (the Bid threshold) and the certification is not readily obtainable by the contracting unit; but such exceptions shall not include reimbursement of employee expenses or payment for personal services.

E. The Chief Financial Officer is authorized to electronically transmit pay checks bi-weekly to regular salaried employees of the Town of Westfield at the rates approved by Mayor and Council.

## **XII. PROCUREMENT CARDS PROGRAM POLICY & PROCEDURES**

The Town of Westfield Purchasing Card has been established to provide a convenient method to purchase goods and services. Only purchasing cards issued by a bank or major credit card provider with generally pre-established credit limit can be utilized.

N.J.S.A. 40A:5-16(c) and N.J.S.A. 5:30-9A; establishes specific circumstances which qualify the use of a procurement card and are as follows:

- a. Comparable pricing is not otherwise obtainable for goods and services to be available at the time and place required;
- b. The cost of purchases is comparable to cost available from other vendors who can provide the required goods and services in a timely manner.
- c. The Vendor requires immediate payment AND the Chief Financial Officer, has approved such use for a purchase from a particular vendor for a particular item.
- d. Purchase is from a “big box” or other store that does not accept vouchers, purchase orders or checks.

Purchasing Cards will not change or eliminate any provision of the Local Public Contracts Law and will be administered in accordance with the rules enumerated in N.J.S.A. 40A:5-16(c) notwithstanding the provisions of N.J.S.A. 40A:5-16(a) or N.J.A.C. 5:309A. 1 et seq.

Purchasing cards will only be distributed to select personnel, which shall be determined by the Chief Financial Officer. All authorized procurement card users will be required to complete training on the policies and procedures governing the use of the procurement

card and shall complete and sign a contract of understanding that includes the financial and legal responsibility for misuse.

Procurement cards shall be issued in the name of a specific individual but under no circumstance shall be used to purchase personal property or services, including travel and dining expense.

Limits on cards will be established by individual/title, amount, time and category of usage permissible. An authorized procurement card user is prohibited from using their P-card to conduct personal business or for any circumstance that are not authorized in N.J.S.A. 40A:5-16(c) or N.J.A.C. 5:309A.1.

### **XIII. DESIGNATION OF AUTHORIZING SIGNATURES ON TOWN CHECKS**

N.J.S.A. 40A: 4-63 provides that monies held in any separate fund shall be treated as monies held in trust and shall not be diverted to pay any other purpose. The custodian of the following separate funds shall be Scott H. Olsen, Chief Financial Officer. All disbursements shall be made by checks signed live or by facsimile signature of the Mayor, Town Clerk and Treasurer or by electronic funds transfer:

Town of Westfield Treasurer's Account, Clearing Account, Current Credit Card Account, Payroll Account, Payroll Deductions Account, Collector of Taxes Account, General Capital Account, Trust-Other Account, Dog License Account, Swimming Pool Operating Account, Swimming Pool Capital Account, Public Assistance Account, Council on Affordable Housing (CoAH) Growth Share Account, Law Enforcement – Federal Trust Account, Law Enforcement – County Trust Account, Parking Permit Account, Parking Services Coin Account, Credit Card Fee Account and Recreation Merchant Services Account.

The custodians of the following separate fund(s) shall be Vanessa Tovar or Anne M. Margeotes. All disbursements shall be made by electronic funds transfer or by checks signed live or by facsimile signature of the Court Clerk or the Deputy Court Clerk:

Westfield Municipal Court Fines Account, Westfield Municipal Court Bail Account

The custodian of the following separate fund shall be Michael Allen McGinley. All disbursements shall be made by electronic funds transfer or by checks signed live or by facsimile signature of the Library Director or Assistant Library Director or the Treasurer:

Westfield Memorial Library Account

The custodian of the following separate fund shall be Anthony Tiller. All disbursements shall be made by electronic funds transfer or by checks signed live or by facsimile signature of the Chief of the Fire Department or the Treasurer:

Westfield Fire Department Violations Account

The custodian of the following separate fund shall be Chief Christopher Battiloro or Dennis Dasilva. All disbursements shall be made by electronic funds transfer or by checks signed live or by facsimile signature of the Chief of the Police Department or the Treasurer:

Westfield Police Department Confidential Account

The custodian of the following separate fund shall be Henry Wang. All disbursements shall be made by electronic funds transfer or by checks signed live or by facsimile signature of the Collector of Taxes and/or the Treasurer and/or Administrator:

Redemption Tax Account, Tax Sale Premium Account

The custodian of the following separate fund shall be Scott H. Olsen, Chief Financial Officer. All disbursements shall be made by electronic funds transfer or by checks signed live or by facsimile signature of the Treasurer.

Developer Escrow Savings Account, Developer Escrow Checking Account

### **XIV. FEES CHARGED BY THE OFFICE OF THE TAX COLLECTOR**

A. The Collector of Taxes shall charge interest at the rate of 8% per annum on the first \$1,500 of a delinquency and 18% per annum on that amount of the delinquency as defined in N.J.S.A. 54:4-67 in excess of \$1,500 on all delinquent taxes and sewer fees during the year 2022, to be calculated from the date the tax or fee was due until the date

of actual payment.

B. The Collector of Taxes shall charge interest at the rate of 8% per annum on the whole delinquency as defined in N.J.S.A. 54:4-67 on all delinquent assessments during the year 2022 until the date of actual payment.

C. The grace period of ten (10) calendar days will be allowed for an installment of taxes, assessments and sewer fees where payments will not be subject to interest charges as provided by Chapter 105, Public Laws of 1965.

D. The Collector of Taxes is hereby authorized to sell all municipal delinquencies through December 31, 2022 in a manner prescribed by N.J.S.A. 54:5-19, and as amended by Chapter 99, Public Laws of 1977, at a date and time which the Tax Collector selects.

E. If any check or draft received by the Tax Collector from any person or organization for the payment of taxes is dishonored after deposit for "insufficient funds" or for any other reason, the Tax Collector shall not redeposit such check or draft but shall notify such person or organization by letter of this dishonor and require a replacement check, draft or cash to replace the amount of the check in addition to any interest that may accrue. A fee of \$20 shall be charged if the check is returned for "Insufficient Funds". The Tax Collector shall not accept replacement payment until the fee of \$20 is paid.

## **XV. TERM OF PLAN**

This Plan shall be in effect from adoption until December 31, 2022. Attached to this Plan is a resolution of the governing body of the Town of Westfield approving this Plan for such period of time. The Plan may be amended from time to time by the Chief Financial Officer. To the extent that any amendment is adopted by the Council, the Designated Official is directed to supply copies of the amendments to all of the parties who otherwise have received the copy of the originally approved Plan, which amendment shall be acknowledged in writing in the same manner as the original Plan was so acknowledged.

### **Resolution No. 5**

RESOLVED that warrants in the amount of \$100.00 each be drawn to Petty Cash, for the Chief Financial Officer to distribute to the following custodians and charge same to the Petty Cash account:

Ellen O'Donnell, Executive Assistant  
Christopher Battiloro, Police Chief  
Allen McGinley, Library Director  
Megan Avallone, Health Department Director  
Anthony Tiller, Fire Chief

### **Resolution No. 6**

WHEREAS, the State of New Jersey Department of the Treasury, Affirmative Action Office has adopted Public Agency Regulations; and

WHEREAS, these Public Agency Regulations for awarding contracts are pursuant to P.L. 1975, Chapter 127, (N.J.S.A. 17:27); and

WHEREAS, every public agency is required to appoint and designate an officer or employee to serve as a Public Agency Compliance Officer (P.A.C.O.) for each year;

NOW, THEREFORE, BE IT RESOLVED, that the Town Council of the Town of Westfield, County of Union, State of New Jersey, designates Tara Rowley as the Public Agency Compliance Officer (P.A.C.O.) for the Town of Westfield for the year 2022.

### **Resolution No. 7**

BE IT RESOLVED by the Town Council of the Town of Westfield, at a meeting held January 4, 2022 that the Westfield Leader and the Star Ledger be and hereby are designated as the two newspapers to which notices and other matters are to be provided under the Open Public Meetings Act (N.J.S.A.10:4-6 to 10:21) of the State of New Jersey, otherwise known as "The Sunshine Law".

### **Resolution No. 8**

WHEREAS, the Town of Westfield is a member of Sustainable Jersey™ which is a certification and incentive program for municipalities in New Jersey that want to go green, save money, and take steps to sustain their quality of life over the long term; and

WHEREAS, the Town Council of the Town of Westfield is committed to continuing to develop strategies that will reduce our impact on the environment both collectively and individually so that we might preserve our natural resources for the citizens we serve now, and in the future; and

WHEREAS, the Town Council of the Town of Westfield wishes to continue to build a model of government which benefits our residents now and far into the future with green community initiatives which are easy to replicate and affordable to implement; and

WHEREAS, as part of its participation in the Sustainable Jersey™ program and in an effort to continue to focus attention on “Green” issues, the Town Council reaffirms its establishment of its Green Team.

NOW THEREFORE BE IT RESOLVED, by the Town Council of the Town of Westfield that we do hereby appoint the following members to the Green Team:

Nancy	Albanese
Kieran	Brown
Jeff	Bryk
Liz	Chacko
Catherine	Choudhry
Katie	Doyle
Ben	Eisenberg
Mark	Eisenberg
Mercedes	Fol-Okamoto
Peter	Goldberg
Jay	Goldring
Karrie	Hanson
Jonathan	Jacobs
Walter	Korfmacher
Lois	Krause (co-chair)
Karen	Kubicina
Robert	Learner
Victor	Liu
Zoe	McKelvey
Amarish	Mehta
Anne	Pacchia
Donna	Pizzi
David	Siegler (co-chair)
Janette	Spezio
Joely	Triantafyllou
Tim	Van Epp
Medea	Villere
Jessica	Weitzman
Bianca	Wright
Lisia	Zheng

**Resolution No. 9**

WHEREAS, the Westfield Senior Advisory Council, also known as “Lifelong Westfield”, was created to generate public awareness of and support for people age 62 and older (“senior residents”) residing in the Town of Westfield;

WHEREAS, the purpose of the Senior Advisory Council is to review issues pertinent to senior residents and support their ability to remain in the Town of Westfield (age-in-place) by providing them with creative and meaningful programs, activities and services; and

WHEREAS, the Senior Advisory Council acts in an advisory capacity to the Mayor and Town Council in matters affecting senior residents with regard to their health, education, employment, housing, transportation and recreation of the Town’s senior residents.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Westfield that the following members be and hereby are appointed to the Senior Advisory Council for the year 2022:

Brad Chananie, Co-Chair

Deidre Gelinne, Co-Chair  
Sushmita Sinha  
Harvey Davidson  
Gerri Rothfleisch  
Ronald Holmes  
Kathy Dulan  
John O'Brien  
Kirti Malik  
Michele Martin  
Paul Eilbacher  
Pearl Weiner

**Resolution No. 10**

WHEREAS, there exists a need for the Annual Audit of the accounts of the Town of Westfield in accordance with N.J.S.A. 40A:5-4, and

WHEREAS, U.S. OMB Circular 133 and State of New Jersey OMB Circular 98-07 mandate that there be an audit of Federal and State Programs; and

WHEREAS, on July 26, 1996 the Town of Westfield created a Deferred Compensation Plan, which is offered to all employees, pursuant to Sections 403 (b) and 457 of the Internal Revenue Code; and

WHEREAS, pursuant to N.J.A.C. 5:37-10 the Financial Statements of such Deferred Compensation Plan must be reviewed; and

WHEREAS, pursuant to rule 15c2-12(B)(5) of the Securities and Exchange Commission a Preparation of the Secondary Market Disclosure Report must be filed; and

WHEREAS, the Local Public Contracts Law, (N.J.S.A. 40A:11-1 et seq) authorizes the letting of contracts for professional services without competitive bidding; and

WHEREAS, the Town of Westfield issued a Request for Qualifications (RFQ) for legal services through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq., and

WHEREAS, a Certificate of the Chief Financial Officer, certifying the availability of adequate funds for this contract, prepared in accordance with N.J.A.C. 5:30-5.4, will be furnished to the Town Clerk, subject to adequate funding in the 2022 Operating and Sewer Operating Budgets.

NOW THEREFORE, BE IT RESOLVED that:

1. The Town of Westfield enter into a contract with the firm of Suplee, Clooney & Company, Registered Municipal Accountants and Certified Public Accountants, for the following services:
  - (a) To perform the statutory audit of the accounts of the Town of Westfield for the year ending December 31, 2022, in accordance with the regulations of the Division of Local Government Services, Department of Community Affairs of the State of New Jersey; an audit of Federal and State Programs in accordance with the Federal Uniform Guidance and State of New Jersey OMB Circular 15-08 and Assistance with Preparation of the calendar year 2022 Financial Statement, the Annual Debt Statement and calendar year 2023 Fiscal Year Operating and Capital Budgets, for a fee not to exceed \$71,000; and
2. This contract may be renewed for two (2) additional one (1) year terms, at the Town's discretion; and
3. Total fee for the year will be \$71,000 with said expenditure charged to the various audit accounts in the Current Fund and 195-204 in the Swimming Pool Fund, subject to the availability of funds in said accounts; and
4. This contract is awarded pursuant to the "fair and open" process (N.J.S.A. 19:44A-20.5 et seq.).

**Resolution No. 11**

WHEREAS, a need exists for the Town of Westfield to retain professional legal services of a general legal counsel in conjunction with the duties of the Town Attorney for the Town of Westfield; and

WHEREAS, the Town of Westfield issued a Request for Qualifications (RFQ) for legal services through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq., and

WHEREAS, Thomas C. Jardim, Esq. of Jardim, Meisner and Susser PC has submitted a proposal dated December 15, 2021, indicating that Jardim Meisner and Susser PC would provide the above services based on the fees set forth in the firm's cost proposal; and

WHEREAS, the Town of Westfield has deemed that the background, experience and qualifications of the respondent herein satisfy the criteria set forth in the RFQ; and

WHEREAS, a Certificate of the Chief Financial Officer, certifying the availability of adequate funds for this contract, prepared in accordance with N.J.A.C. 5:30-5.4, will be furnished to the Town Clerk, subject to the availability of funds in the 2022 Budget. Expenditure of funds pursuant to this contract is to be charged to Legal Account 120-216, under a purchase order to be established following adoption of the 2022 Budget.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Town of Westfield enters into a contract with Thomas C. Jardim, Esq. to engage him to render legal services in furtherance of the ordinary duties of the Town Attorney for the Town of Westfield as described in the Code of the Town of Westfield; and
2. The term of the contract will be for a one (1) year term ending December 31, 2022.
3. This contract may be renewed for two (2) additional one (1) year terms, at the Town's discretion.
4. The estimated total fees for ordinary duties performed by the Town Attorney (and attorney's affiliated with Jardim, Meisner and Susser PC) as that term is described within the Code of the Town of Westfield for the term of the appointment shall not exceed \$52,330 with this expenditure charged to Legal Account 120-216 under a purchase order to be established following adoption of the 2022 Budget.
5. This contract is awarded pursuant to the "fair and open" process (N.J.S.A. 19:44A-20.5 et seq.).

**Resolution No. 12**

WHEREAS, a need exists for the Town of Westfield to retain professional legal services of Jardim, Meisner and Susser PC, 30B Vreeland Road, No. 201, Florham Park, New Jersey 07932 in conjunction with the duties of the Town Attorney for the Town of Westfield; and

WHEREAS, the Town of Westfield issued a Request for Qualifications (RFQ) for legal services through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq., and

WHEREAS, Jardim, Meisner and Susser PC has submitted a proposal dated December 15, 2021, indicating it would provide the above services based on the fees set forth in the firm's cost proposal; and

WHEREAS, the Town of Westfield has deemed that the background, experience and qualifications of the respondent herein satisfy the criteria set forth in the RFQ; and

WHEREAS, a Certificate of the Chief Financial Officer, certifying the availability of adequate funds for this contract, prepared in accordance with N.J.A.C. 5:30-5.4, will be furnished to the Town Clerk, subject to the availability of funds in the 2022 Budget. Expenditure of funds pursuant to this contract is to be charged to Legal Account 120-211 under a purchase order to be established following adoption of the 2022 Budget.

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

1. The Town of Westfield enters into a contract with Jardim, Meisner and Susser PC to engage such firm to render legal services for the extraordinary duties of the Town Attorney for the Town of Westfield.
2. The estimated total fees for extraordinary duties performed by the Town Attorney (and attorney's affiliated with Jardim, Meisner and Susser PC) as that term is described within the Code of the Town of Westfield for the term of the appointment shall not exceed \$220,000 with this expenditure charged to Legal Account 120-211.
3. The term of the contract will be for a one (1) year term ending December 31, 2022.
4. This contract may be renewed for two (2) additional one (1) year terms, at the Town's discretion.
5. This contract is awarded pursuant to the "fair and open" process (N.J.S.A. 19:44A-20.5 et seq.).

**Resolution No. 13**

WHEREAS, a need exists for the Town of Westfield to retain professional legal services in conjunction with the services provided by Frederick T. Danser III, Esq., in his capacity as labor counsel to the Town; and

WHEREAS, the Town of Westfield issued a Request for Qualifications (RFQ) for legal services through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq., and

WHEREAS, Frederick T. Danser III, Esq. of Apruzzese McDermott Mastro & Murphy has submitted a proposal dated December 15, 2021, indicating that Apruzzese McDermott Mastro & Murphy would provide the above services based on the fees set forth in the firm's cost proposal; and

WHEREAS, the Town of Westfield has deemed that the background, experience and qualifications of the respondent herein satisfy the criteria set forth in the RFQ; and

WHEREAS, a Certificate of the Chief Financial Officer, certifying the availability of adequate funds for this contract, prepared in accordance with N.J.A.C. 5:30-5.4, will be furnished to the Town Clerk, subject to the availability of funds in the 2022 Budget. Expenditure of funds pursuant to this contract is to be charged to the Legal Account 120-212, under a purchase order to be established following adoption of the 2022 Budget.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Town of Westfield enters into a contract with Apruzzese McDermott Mastro & Murphy in conjunction with the services provided by Frederick T. Danser III, Esq., as labor counsel to provide legal services to the Town of Westfield for labor, employment and personnel matters and related litigation.
2. The term of the contract will be for one (1) year ending December 31, 2022.
3. This contract may be renewed for two (2) additional one (1) year terms, at the Town's discretion.
4. The estimated total fees for the year shall not exceed \$50,000 with this expenditure charged to the Legal Account.
5. This contract is awarded pursuant to the "fair and open" process (N.J.S.A. 19:44A-20.5 et seq.).

**Resolution No. 15**

WHEREAS, a need exists for the Town of Westfield to retain the professional legal services of a consultant and negotiator in connection with collective bargaining between the Town and its representative employee organizations; and

WHEREAS, the Town of Westfield issued a Request for Qualifications (RFQ) for legal services through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq., and

WHEREAS, Frederick T. Danser III, Esq. of Apruzzese McDermott Mastro & Murphy has submitted a proposal dated December 15, 2021, indicating that Apruzzese McDermott Mastro & Murphy would provide the above services based on the fees set forth in the firm's cost proposal; and

WHEREAS, the Town of Westfield has deemed that the background, experience and qualifications of the respondent herein satisfy the criteria set forth in the RFQ; and

WHEREAS, a Certificate of the Chief Financial Officer, certifying the availability of adequate funds for this contract, prepared in accordance with N.J.A.C. 5:30-5.4, will be furnished to the Town Clerk subject to the availability of funds in the 2022 Budget. Expenditure of funds pursuant to this contract is to be charged to the Legal Account 120-213, under a purchase order to be established following adoption of the 2022 Budget.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Town of Westfield enters into a contract with Frederick T. Danser III, Esq., to engage him (and attorneys affiliated with Apruzzese McDermott Mastro & Murphy) in the representation of the Town of Westfield in labor negotiations with representative employee organizations.
2. The term of the contract will be for one (1) year ending December 31, 2022.
3. This contract may be renewed for two (2) additional one (1) year terms, at the Town's discretion.
4. The Total fee for the year will be \$33,000 with this expenditure charged to Legal Account.
5. This contract is awarded pursuant to the "fair and open" process (N.J.S.A. 19:44A-20.5 et seq.).

**Resolution No. 15**

WHEREAS, a need exists for the Town of Westfield to retain professional legal services to act as special affordable housing counsel; and

WHEREAS, the Town of Westfield issued a Request for Qualifications (RFQ) for legal services through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq., and

WHEREAS, Jonathan Drill of Stickel, Koenig, Sullivan & Drill has submitted a proposal dated December 15, 2021, indicating that Stickel, Koenig, Sullivan & Drill would provide the above services based on the fees set forth in the firm's cost proposal; and

WHEREAS, the Town of Westfield has deemed that the background, experience and qualifications of the respondent herein satisfy the criteria set forth in the RFQ; and

WHEREAS, a Certificate of the Chief Financial Officer, certifying the availability of adequate funds for this contract, prepared in accordance with N.J.A.C. 5:30-5.4, will be furnished to the Town Clerk, subject to the availability of funds in the 2022 Budget. Expenditure of funds pursuant to this contract is to be charged to the Legal Account 120-217, under a purchase order to be established after adoption of the 2022 Budget.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Town of Westfield enters into a contract with Stickel, Koenig, Sullivan & Drill in conjunction with the services provided by Jonathan Drill, as special affordable housing counsel to provide legal services to the Town of Westfield.
2. The term of the contract will be for a period ending December 31, 2022.
3. This contract may be renewed for two (2) additional one (1) year terms, at the Town's discretion.
4. The estimated total fees for the year shall not exceed \$20,000 with this expenditure charged to the appropriate account.
5. This contract is awarded pursuant to the "fair and open" process (N.J.S.A. 19:44A-20.5 et seq.).

**Resolution No. 16**

WHEREAS, the Town of Westfield requires specialized legal services in connection with the authorization and issuance of bonds or notes of the Town of Westfield (the "Town") in the County of Union, State of New Jersey, including the review of such procedures and the rendering of approving legal opinions acceptable to the financial community; and

WHEREAS, the Town of Westfield issued a Request for Qualifications (RFQ) for Bond Counsel services through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq., and

WHEREAS, Rogut McCarthy LLC has submitted a proposal dated December 15, 2021, indicating it would provide the above services based on the fees set forth in the firm's cost proposal; and

WHEREAS, the Town of Westfield has deemed that the background, experience and qualifications of the respondent herein satisfy the criteria set forth in the RFQ; and

WHEREAS, the expenditure of funds pursuant to this contract is to be charged to the appropriate Capital Fund accounts.

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

1. Steve Rogut, Esquire, for the firm of Rogut McCarthy LLC, 37 Alden Street, Cranford, New Jersey, be and hereby, is appointed Bond Counsel for the Town of Westfield for said services in calendar year 2022.
2. This contract may be renewed for two (2) additional one (1) year terms, at the Town's discretion.
3. This contract is awarded pursuant to the "fair and open" process (N.J.S.A. 19:44A-20.5 et seq.).

**Resolution No. 17**

WHEREAS, a need exists for the Town of Westfield to retain professional legal services to act as redevelopment counsel; and

WHEREAS, the Town of Westfield issued a Request for Qualifications (RFQ) for legal services through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq., and

WHEREAS, Robert S. Goldsmith, Esq. of Greenbaum, Rowe, Smith & Davis, LLC has submitted a proposal dated December 15, 2021, indicating that Greenbaum, Rowe, Smith & Davis, LLC would provide the above services based on the fees set forth in the firm's cost proposal; and

WHEREAS, the Town of Westfield has deemed that the background, experience and qualifications of the respondent herein satisfy the criteria set forth in the RFQ; and

WHEREAS, a Certificate of the Chief Financial Officer, certifying the availability of adequate funds for this contract, prepared in accordance with N.J.A.C. 5:30-5.4, will be furnished to the Town Clerk, subject to the availability of funds in the 2022 Budget. Expenditure of funds pursuant to this contract is to be charged to the Legal Account 120-219, under a purchase order to be established after adoption of the 2022 Budget.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Town of Westfield enters into a contract with Greenbaum, Rowe, Smith & Davis, LLC, in conjunction with the services provided by Robert S. Goldsmith, Esq., and his firm to provide redevelopment legal services to the Town of Westfield.
2. The term of the contract will be for a period ending December 31, 2022.
3. This contract may be renewed for two (2) additional one (1) year terms, at the Town's discretion.
4. The estimated total fees for the year shall not exceed \$100,000 with this expenditure charged to the appropriate account.
5. This contract is awarded pursuant to the "fair and open" process (N.J.S.A. 19:44A-20.5 et seq.).

**Resolution No. 18**

WHEREAS, a need exists for the Town of Westfield to retain professional redevelopment planning services; and

WHEREAS, the Town of Westfield issued a Request for Qualifications (RFQ) for said redevelopment planning services through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq., and

WHEREAS, Philip Abramson, AICP/PP, Topology NJ, LLC, submitted a proposal dated December 15, 2021, indicating that Topology NJ, LLC would provide the above referenced services based on the fees set forth in the firm's cost proposal; and

WHEREAS, the Town of Westfield has deemed that the background, experience and qualifications of the respondent herein satisfy the criteria set forth in the RFQ; and

WHEREAS, a Certificate of the Chief Financial Officer, certifying the availability of adequate funds for this contract, prepared in accordance with N.J.A.C. 5:30-5.4, will be furnished to the Town Clerk, subject to the availability of funds in the 2022 Budget. Expenditure of funds pursuant to this contract is to be charged to Account 190-216, under a Purchase Order number to be determined upon adoption of the 2022 Budget.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Town of Westfield enters into a contract with Topology NJ, LLC, 60 Union Street, Newark, New Jersey 07102 in conjunction with the services provided by Philip Abramson, AICP/PP, to provide redevelopment planning services to the Town of Westfield.
2. The term of the contract will be for a period ending December 31, 2022.
3. This contract may be renewed for two (2) additional one (1) year terms, at the Town's discretion.
4. The estimated total fees for the year shall not exceed \$100,000 with this expenditure charged to the appropriate account.
5. This contract is awarded pursuant to the "fair and open" process (N.J.S.A. 19:44A-20.5 et seq.).

**Resolution No. 19**

WHEREAS, the Town of Westfield requires specialized legal services in connection with the authorization and issuance of bonds or notes of the Town of Westfield (the "Town") related to potential redevelopment projects; and

WHEREAS, the Town of Westfield issued a Request for Proposals (“RFP”) for said Services through a fair and open process under N.J.S.A. 19:44A-20.4, et seq., and

WHEREAS, McManimon, Scotland & Baumann, LLC submitted a proposal dated December 15, 2021, indicating that it would provide the above-referenced Services based on the fees set forth in the firm’s cost proposal; and

WHEREAS, the Town of Westfield has deemed that the background, experience, and qualifications of the Respondent herein satisfy the criteria set forth in the RFP; and

WHEREAS, a Certificate of the Chief Financial Officer, certifying the availability of adequate funds for this contract, prepared in accordance with N.J.A.C. 5:30-5.4, will be furnished to the Town Clerk, subject to the availability of funds in the 2022 Budget.

NOW, THEREFORE, BE IT RESOLVED that:

1. McManimon, Scotland & Baumann, 75 Livingston Avenue, Second Floor, Roseland, New Jersey 07068 be and hereby are awarded a contract to provide Redevelopment Bond Counsel Services.
2. The term of the contract will be for a period ending December 31, 2022.
3. This contract may be renewed for two (2) additional one (1) year terms, at the Town’s discretion.
4. The estimated total fees for each year are not expected to exceed \$100,000, with this expenditure charged to each Developer’s Escrow account, as appropriate, using account T-05-400-101.
5. This contract is awarded pursuant to the “fair and open” process under N.J.S.A. 19:44A-20.5, et seq.

BE IT FURTHER RESOLVED that the proper Town Officials be, hereby are, authorized to take whatever actions are appropriate in the execution and discharge of this Resolution.

**Resolution No. 20**

WHEREAS, a need exists for the Town of Westfield to retain professional engineering services for Town Engineer and Planning and Zoning Engineer; and

WHEREAS, the Town of Westfield issued a Request for Qualifications (RFQ) for said engineering services through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq., and

WHEREAS, David C. Battaglia, PE, CME, CFM, CPWM, Van Cleef Engineering Associates, LLC submitted a proposal dated December 15, 2021, indicating that Van Cleef Engineering Associates, LLC would provide the above referenced services based on the fees set forth in the firm’s cost proposal; and

WHEREAS, the Town of Westfield has deemed that the background, experience and qualifications of the respondent herein satisfy the criteria set forth in the RFQ; and

WHEREAS, a Certificate of the Chief Financial Officer, certifying the availability of adequate funds for this contract, prepared in accordance with N.J.A.C. 5:30-5.4, will be furnished to the Town Clerk, subject to the availability of funds in the 2022 Budget.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Town of Westfield enters into a contract with Van Cleef Engineering Associates, LLC, 32 Brower Lane, Hillsborough, NJ 08844 in conjunction with the services provided by David C. Battaglia, PE, CME, CFM, CPWM, to provide professional engineering services for Town Engineer and Planning and Zoning Engineer to the Town of Westfield.
2. The term of the contract will be for a one-year period ending December 31, 2022.

3. This contract may be renewed for two (2) additional one (1) year terms, at the Town's discretion.
4. The estimated total fees for the year shall not exceed \$150,000 with this expenditure charged to the Engineering Account 2-01-135-114.
5. This contract is awarded pursuant to the "fair and open" process (N.J.S.A. 19:44A-20.5 et seq.).

**Resolution No. 21**

WHEREAS, the Town of Westfield has resolved to join both the Suburban Joint Insurance Fund and the Municipal Excess Liability Joint Insurance Fund, following a detailed analysis; and

WHEREAS, the Bylaws of said Funds require that each Municipality appoint a Risk Management Consultant to perform various professional services as detailed in the Bylaws; and

WHEREAS, the Bylaws indicate that the commission rate for said Risk Management Consultant shall not exceed six percent (6%) of the Member's Annual Assessment; and

WHEREAS, Requests for Qualifications for Health Insurance Consultant/Broker Services and Risk Management Services were advertised pursuant to General Ordinance 1753 of the Town of Westfield to be returnable on December 15, 2021; and

WHEREAS, after review of the proposal received, Brown & Brown Insurance, 56 Livingston Avenue, Roseland, NJ 07068, proposes to perform the services outlined for two (2 %) percent of the Member's Annual Assessment; and

WHEREAS, engagement of Risk Managers for fees representing less than six (6%) percent requires approval of the Suburban Joint Insurance Fund Commission; and

WHEREAS, the Town of Westfield has decided to award this contract to Brown & Brown Insurance following a fair and open process in accordance with N.J.S.A. 19:44A-20.5. Contract is subject to adequate funding in the 2022 budget and is to be charged to Other Insurance Account 184-221.

NOW, THEREFORE, BE IT RESOLVED that the Town of Westfield does hereby award a contract to Brown & Brown Insurance for Health Insurance Consultant/Broker Services and Risk Management Services for the year 2022 in accordance with the Fund's Bylaws; and

BE IT FURTHER RESOLVED that this contract may be renewed for two (2) additional one (1) year terms, at the Town's discretion; and

BE IT FURTHER RESOLVED that the Town of Westfield hereby submits this resolution to the Fund Commission for approval.

**Resolution No. 22**

WHEREAS, The Town of Westfield Planning Board adopted the Town's most recent Housing Plan Element and Fair Share Plan dated February 22, 2018, on March 5, 2018, with a 2021 Amendment adopted on June 7, 2021; and

WHEREAS, The Town of Westfield's Housing Plan Element and Fair Share Plan promotes an affordable housing program pursuant to the Fair Housing Act (N.J.S.A. 52:27D-301, et. seq.) and the regulations of the Council on Affordable Housing (N.J.A.C. 5:94-1, et. seq.); and

WHEREAS, the Town of Westfield's Housing Plan Element and Fair Share Plan includes affordable housing initiatives that create opportunities for affordable housing

units through a combination of inclusionary development and court approved credits from prior round affordable housing developments; and

WHEREAS, the Town Administrator and Town Planner recommend to the Mayor and Council that Community Grants, Planning & Housing be selected as the Town of Westfield's Affordable Housing Administrative Agent; and

WHEREAS, the Mayor and Council of the Town of Westfield wish to enter into an agreement with Community Grants, Planning & Housing for the purpose of administering and enforcing the affordability controls and, the Town's Affirmative Marketing Plan which shall be adopted by resolution, in accordance with the regulations of the Council on Affordable Housing pursuant to N.J.A.C. 5:94 et.seq., and the New Jersey Uniform Housing Affordability Controls pursuant to N.J.A.C. 5:80-26 et.seq.; and

NOW, THEREFORE BE IT RESOLVED, that Community Grants, Planning & Housing is selected as the Administrative Agent for the units in The Town of Westfield's affordable housing program for a term effective January 1, 2022 and terminating close of business December 31, 2022; and

BE IT FURTHER RESOLVED that Community Grants, Planning & Housing shall be awarded said contract at a fee not to exceed \$13,350 under the Affordable Housing Trust Fund , Administrative Services account line, subject to the availability of funds in the 2022 budget Account No. 120-218, to be reimbursed from the Affordable Housing Trust Fund; and

BE IT FURTHER RESOLVED, that the Town of Westfield hereby designates the Municipal Housing Liaison as the liaison to Community Grants, Planning & Housing; and

BE IT FURTHER RESOLVED, that the proper town officials be, and hereby are, authorized and directed to enter into an agreement with Community Grants, Planning & Housing.

The following resolution, introduced by Councilwoman Habgood and seconded by Councilwoman Mackey was adopted by the following roll call vote:

**Resolution No. 23**

**WHEREAS**, Section 40A: 4-19 of the Local Budget Act provides that where any contract, commitments or payments are to be made prior to the final adoption of the 2022 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided, and

**WHEREAS**, the date of this resolution is within the first thirty days of January, 2022, and

**WHEREAS**, temporary appropriations shall not exceed 26.25% of the prior year's appropriations, less appropriations for the Capital Improvement Fund and Debt Service, and

**WHEREAS**, the total appropriations in the 2021 budget, less appropriations for the Capital Improvement Fund and Debt Service in said 2021 budget is the sum of \$46,086,323.99, and

**WHEREAS**, twenty-six and one quarter percent of the total appropriations in the 2021 budget exclusive of any appropriations made for Capital Improvement Fund and Debt Service is the sum of \$12,097,660.05.

**NOW, THEREFORE, BE IT RESOLVED** that the following temporary appropriations be made and that a certified copy of the resolution be transmitted to the Chief Financial Officer for his records:

Administrative & Executive – Salaries & Wages	\$100,000.00
Administrative & Executive – Other Expenses	81,000.00
Community TV 36 – Service Other Expenses	4,000.00
Town Clerk – Salaries & Wages	60,000.00
Town Clerk – Other Expenses	5,000.00
Collection of Taxes – Salaries & Wages	38,000.00
Collection of Taxes – Other Expenses	6,000.00
Assessment of Taxes – Salaries & Wages	44,000.00
Assessment of Taxes – Other Expenses	5,000.00
Financial Administration – Salaries & Wages	95,000.00
Financial Administration – Other Expenses	7,000.00
Legal Services & Costs – Other Expenses	277,000.00
Municipal Court – Salaries & Wages	97,000.00
Municipal Court – Other Expenses	3,000.00
Municipal Prosecutor – Salaries & Wages	8,000.00
Public Defender – Salaries & Wages	1,000.00
Engineering Services & Costs – Salaries & Wages	206,000.00
Emergency Management – Other Expenses	1,000.00
Public Works – Salaries & Wages	773,000.00
Public Works – Other Expenses	657,000.00
Public Buildings & Grounds – Other Expenses	115,500.00
Planning Board – Other Expenses	52,500.00
Board of Adjustment – Other Expenses	11,000.00
Group Insurance Plan for Employees	2,000,000.00
Other Insurance Premiums	304,500.00
Fire – Salaries & Wages	912,000.00
Fire – Other Expenses	41,000.00
Fire Official – Salaries & Wages	50,000.00
Fire Official – Other Expenses	1,000.00
Hydrant Service	140,000.00
Parking Administration – Salaries & Wages	72,000.00
Police – Salaries & Wages	1,762,000.00

Police – Other Expenses	181,000.00
Crossing Guard – Other Expenses	102,000.00
Inspection of Buildings – Salaries & Wages	170,000.00
Inspection of Buildings – Other Expenses	6,000.00
Street Lighting	67,000.00
Electricity	35,000.00
Telephone	108,000.00
Water	6,000.00
Heating Gas	19,000.00
Gasoline	64,000.00
Board of Health – Salaries & Wages	38,000.00
Board of Health – Other Expenses	15,000.00
Board of Health – Contr. Service – Salaries & Wages	253,000.00
Board of Health – Contr. Service – Other Expenses	15,000.00
Recreation – Salaries & Wages	55,000.00
Recreation – Other Expenses	1,000.00
Public Events	3,000.00
Maintenance of Free Public Library	399,000.00
Social Security System (OASI)	179,000.00
Defined Contribution Retirement Plan	4,000.00
Rahway Valley Sewerage Authority	2,303,000.00
Dog Regulation	20,000.00
Debt Service – Principal	1,877,000.00
Debt Service – Interest on Bond	272,537.50
Debt Service – Int. on Bond Anticipation Note	148,500.00
<b>TOTAL TEMPORARY APPROPRIATIONS</b>	<b>14,270,537.50</b>
Less: Capital Improvement Fund and Debt Service	(2,298,037.50)
<b>TOTAL TEMPORARY APPROPRIATIONS, Less Capital Improvement Fund and Debt Service</b>	<b><u>\$11,972,500.00</u></b>

Roll Call:

Yeas: Habgood      Nays: None      Absent: Parmelee  
LoGrippto  
Katz  
Mackey

Contract  
Dardia  
Boyes  
Mayor Brindle

The following resolution, introduced by Councilwoman Habgood and seconded by Councilman Boyes, was adopted by the following roll call vote:

**Resolution No. 24**

WHEREAS, Section 40A: 4-19 of the Local Budget Act provides that where any contract, commitments of payments are to be made prior to the final adoption of the 2022 Swim Pool Utility budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided, and

WHEREAS, the date of this resolution is within the first thirty days of January 2022, and

WHEREAS, the total appropriations in the 2021 budget, less appropriations for the Capital Improvement Fund and Debt Service in said 2021 budget is the sum of \$783,906.00 and

WHEREAS, twenty-six and one quarter percent of the total appropriations in the 2021 budget exclusive of any appropriations made for Capital Improvement Fund and Debt Service is in the sum of \$205,775.83.

NOW, THEREFORE, BE IT RESOLVED that the following temporary appropriations be made for the Swimming Pool Utility and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records:

**Swimming Pool Utility:**

Operating Salaries & Wages	\$99,000.00
Operating Other Expenses	98,000.00
Social Security (OASI)	8,000.00
Interest on Bond	24,335.00
Debt Service – Principal	<u>340,000.00</u>
<b>TOTAL TEMPORARY APPROPRIATIONS:</b>	569,335.00
Less: Debt Service	<u>(364,335.00)</u>
<b>TOTAL TEMPORARY APPROPRIATIONS, Less Debt Service:</b>	<u>\$205,000.00</u>

Roll Call:

Yeas: Habgood      Nays: None      Absent: Parmelee  
LoGrippto  
Katz  
Mackey  
Contract  
Dardia  
Boyes  
Mayor Brindle

Councilwoman Habgood also announced those that would be members of the Investment Advisory Council for 2022:

Adam Contract, High School Senior  
Dominic Maurillo  
Biju Mohan  
Steven Morgenthal  
Lee Pacchia  
Drew Pecker  
Mike Pruzinsky  
Lu Qiu  
Christopher Rossi  
Eric Wallis

Public Safety, Transportation and Parking Committee

The following resolution, introduced by Councilman Dardia, Chairman of the Public Safety, Transportation and Parking Committee, and seconded by Councilman Contract, was unanimously adopted.

**Resolution No. 25**

WHEREAS, the Town of Westfield has determined a need for an on-call traffic safety and engineering services consultant to assist the Town as necessary; and

WHEREAS, the Public Safety, Transportation & Parking Committee has recommended to the Town Council that a professional services contract not to exceed \$17,000 be awarded to Bright View Engineering, 651 Old Mount Pleasant Avenue, Suite 100, Livingston, New Jersey 07039, for aforesaid services; and

WHEREAS, Certificate of the Chief Financial Officer, certifying the availability of adequate funds for this contract, prepared in accordance with NJAC 5:30-1.10, has been furnished to the Town Clerk. Expenditure of funds pursuant to this contract is to be charged to the Engineering Consultant Services Budget Account 135-114 and subject to the availability of funds in the 2022 Budget, under a Purchase Order number to be determined upon adoption of the 2022 Budget.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Westfield award a contract to Brightview Engineering for the aforementioned service at a fee not to exceed \$17,000; and

BE IT FURTHER RESOLVED that the proper Town Officials be authorized to effect whatever actions are necessary in the execution and discharge of this contract.

Code Review & Town Property Committee

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

**Resolution No. 26**

WHEREAS, the Land Use Ordinance of the Town of Westfield requires the appointment of an employee to act as the Municipal Housing Liaison with responsibility for oversight and administration of the affordable housing program for the Town of Westfield; and

WHEREAS, Article 23, §23.10A of the Land Use Ordinance of the Town of Westfield lists the responsibilities of the Municipal Housing Liaison which includes the following:

1. The Municipal Housing Liaison shall be responsible for oversight and administration of the affordable housing program for the Town of Westfield, including the following responsibilities, which shall not be undertaken by or contracted out to a third party:
  - (a) Serving as the Town's primary point of contact for all inquiries from the State of New Jersey, affordable housing providers, Administrative Agents, and interested households;
  - (b) Monitoring the status of all affordable units in the Town's Housing Element and Fair Share Plan;

- (c) Compiling, verifying, and submitting annual reports as may be required by the Superior Court, and reports to the Town Council at such intervals as deemed appropriate by the Council;
- (d) Coordinating meetings with affordable housing providers and Administrative Agents, as applicable;
- (e) Attending continuing education opportunities on affordability controls, compliance monitoring, and affirmative marketing as offered or approved by the Superior Court;
- (f) Supervising the Administrative Agent(s), if any, contracted or authorized by the Town Council to administer some or all of the affordable units in the Town;
- (g) The implementation of the Affirmative Marketing Plan and affordability controls; and
- (h) The Municipal Housing Liaison shall be responsible for the additional duties listed in Article 23, §23.10A of the Land Use Ordinance of the Town of Westfield that are not specifically delegated by the Town Council to an Administrative Agent.

NOW, THEREFORE, BE IT RESOLVED, that Donald Sammet, PP/AICP, Westfield Town Planner be and is hereby appointed the Municipal Housing Liaison for the Town of Westfield and shall be responsible for performing the duties set forth in Article 23, §23.10A of the Land Use Ordinance; and

BE IT FURTHER RESOLVED, that the term of this appointment is one year, commencing on January 1, 2022 and the 2022 compensation shall be \$8,000 in the form of a stipend, charged to Account 135-112, subject to the availability of funds in the 2022 Budget and reimbursed from the Affordable Housing Trust Fund.

#### Public Works Committee

The following resolution, introduced by Councilman Contract, Chairman of the Public Works Committee, and seconded by Councilwoman Habgood, was unanimously adopted.

#### **Resolution No. 27**

WHEREAS, the Town of Westfield is seeking a qualified professional to provide sewer collection services as well as pump station inspection and monitoring services; and

WHEREAS, Central Jersey Pump, PO Box 541, Springfield, New Jersey 07081, is a New Jersey Licensed Collection System Operator and has submitted a proposal to provide sewer collection services at a fee of \$10,200, and a proposal to provide pump station inspection and monitoring services at a fee of \$4,800; and

WHEREAS, the Town Administrator has reviewed the aforesaid proposals and recommends that a professional services contract be awarded to MVC Unlimited; and

WHEREAS, a Certificate of the Chief Financial Officer, certifying the availability of adequate funds for this contract, prepared in accordance with N.J.A.C. 5:30 1.10, will be furnished to the Town Clerk, subject to the availability of funds in the 2022 Budget.

NOW, THEREFORE BE IT RESOLVED by the Town Council of the Town of Westfield that the aforementioned contract for professional services be awarded as follows:

1. Sewer Collection System Operator at a fee not to exceed \$10,200; and
2. Pump Station Inspection and Monitoring Services at a fee not to exceed \$4,800; and

BE IT FURTHER RESOLVED that the fees for this work be charged to Budget Account No. 2-01-185-215.

A motion to adjourn, made by Councilwoman Mackey and seconded by Councilman Contract at 7:06 p.m., was unanimously carried.

Respectfully submitted,

Tara Rowley, RMC  
Town Clerk