

The Regular Meeting of the Municipal Council of the Borough of Hawthorne was held on the above date at 7:00 p.m. in the Council Meeting Room of the Municipal Building, 445 Lafayette Avenue, Hawthorne, New Jersey, with the following present

Mayor.....	Richard S. Goldberg
Council President.....	John N. Bertollo
Council Vice President	Frank E. Matthews
Councilman.....	Bruce Bennett
Councilman.....	John V. Lane
Councilman.....	Dominic Mele
Councilman	Garret Sinning
Borough Administrator	Eric Maurer
Borough Attorney.....	Michael J. Pasquale
Borough Engineer.....	Dr. Stephen T. Boswell
Borough Clerk.....	Lori DiBella
<u>ABSENT:</u>	
Councilman.....	Joseph Wojtecki

FLAG SALUTE:

Council President Bertollo invited all present to join him in the flag salute.

STATEMENT:

Adequate notice of this meeting has been provided by the Annual Schedule of Regular Meetings heretofore adopted and posted on the Public Bulletin Board at the Municipal Building, emailed to the Hawthorne Press, Herald News, The Record, The Gazette and all persons who have requested the mailing of such schedule, and a copy of said schedule has remained on file in the office of the Borough Clerk from and since December 8, 2016.

APPROVAL OF MINUTES:

Approval of the Bid Minutes for Restroom Structure & Lighting, Repair of Small Trucks and Snow Plowing Services, moved by Councilman Sinning, seconded by Councilman Lane. On roll call, all voted yes, with the exception of Council President Bertollo who abstained from the Repair of Small Trucks and Snow Plowing Services, motion carried.

PUBLIC COMMENT: (Agenda Items Only)

Council President Bertollo opened the meeting to the public. He stated if anyone desires to be heard, please raise your hand to be recognized, come forward to the microphone, state your name and address and sign the sheet for the record. He stipulated this be for agenda items only. Seeing none, Council President Bertollo entertained a motion to close public comment, moved by Councilman Sinning, seconded by Councilman Lane. Carried on voice vote.

ADOPTION OF ORDINANCES: None.

OLD BUSINESS: None.

NEW BUSINESS: None.

ADMINISTRATIVE AGENDA PRESENTED BY MAYOR GOLDBERG:

I would like to thank the people for their support for another four years and I look forward to continue doing the people's business. I want to congratulate my opponents and my running mates for a hard fought campaign, it's not easy to run for office. I want to thank the VFW and the American Legion for their Veteran's Day service on Saturday at Borough Hall. I also want to thank Paul Chepurko for the street dedication program on Saturday afternoon. We will have a ground breaking for the DPW Garage Building, not sure of the date yet. On Thanksgiving and Christmas many people go hungry, so please consider giving food to a pantry which we have right here at Borough Hall. On Tuesday, December 12th at 7:00pm at the Library, the Stigma Free Committee will be hosting guest speaker Sean Campbell. There is no charge and light refreshments will be served. Borough offices will be closed on Thursday, November 23rd and Friday, November 24th for Thanksgiving. The Borough Tree Lighting is on Friday, December 1st at 6:00, please join us as we kick off the holiday season. Just a reminder that the 2018 parking permits go on sale December 4th, we will have two late nights, December 4th until 7:00 and December 12th until 7:45. Please be mindful that the 2017 parking permits expire at midnight December 31st.

Mayor Goldberg called upon the Administration for their reports.

Attorney Michael J. Pasquale

Borough Attorney Pasquale congratulated Mayor Goldberg and Council Members Bennett, Lane and Mele on their re-election and all who participated in the election.

Synthetic Turf Field – A scheduling order is yet to issue from the Appellate Division regarding the submission of briefs.

Mid-American Salt – Reply briefs have been submitted and a decision is awaited.

Tax Appeals – Our Assessor, Tim Henderson, reports that the Borough is going to be ordered to complete a revaluation for the year 2020 by the Passaic County Board of Assessors. As we knew this was coming, initial work, including the update of our Tax Map, was undertaken. Currently all properties are assessed at 53% of their actual value. The revaluation will result in all properties being assessed at 100% of value. In the process, properties that have been undervalued will go up, over valued down, and some will stay the same. It is a long process and at the end taxpayers not satisfied with the result can file tax appeals. Progress reports will be given from time to time.

Band Shell – A wrap up meeting took place on November 2nd. Lisa Sloomaker has officially been welcomed to the committee. The group outlined a plan to have 7 or 8 concert events and 2 movies in 2018. We will be bringing back some popular nights and introducing some new material. We will be partnering on August 1 with the Municipal Alliance and the Police Department with National Night Out. Jean Mele hand wrote thank you's to all donors and fundraising for next year will start in January. The work of the Committee is substantial and the support of the Council, which tonight committed to the installation of restrooms, a changing area for musicians and lighting, is a show of the support we have received from the governing body. We thank everyone for a successful 2017 and promise bigger and better for 2018.

Engineer Dr. Stephen T. Boswell

Arlington Avenue - Marini Bros. will start work tomorrow, work could not be started today due to the severe weather.

Band Shell – Tonight you are going to reject R189-17 with Michael's advice. We are working with Ed Easse to develop a sketch, and if you approve that sketch we will then go back out to bid with that, cutting it from three bathrooms to two, trying to get us under the number that we need to get to.

DPW Building – As of today the building department has issued the building permit for the outside structure, not yet for the sub code people, that's coming. The building itself by a week from Friday, we will have all of the shop drawings in including rebar drawings and everything else has to be approved by us. The extra garage door that is going to be put on the existing building might be here as soon as next week. There is a six week lead time on the auto water separator which was ordered four weeks ago.

Streetscape Project – We have told the contractor to go ahead with the WP1010MXD's, which are the hard covers that will be powder coated, it will take about two weeks. This will be done at no cost to the borough.

Passaic Avenue Cross Connection – We've gotten a price from the Northwest Bergen Utilities Authority to use their TV at a cost of \$1,100. We are going to solicit a few more prices before we make any recommendation on that.

Rock Road Improvements – Improvements are done, we just need the coring because it is a DOT local aid project, so they have penalties if it isn't properly compacted. Key Tech will be coming in to do the cores probably in the next week.

Water Storage Tank Painting – A preconstruction meeting is set for Monday the 27th at 1:00 and that work will begin right after that.

Road Improvement Program – 8th Avenue is paved, there are a few punch list items on Prospect Street and Elberon, a curb at 20 8th Avenue that needs to be re-poured as well as the curb at 41 1st Avenue.

Municipal Pool – Tonight you are approving the introduction of the Filter Pot Bond Ordinance to replace the filter pots down at the pool, the design is being completed on that. In regards to the spray equipment, we have found one that may allow you to do it sooner rather than later. There may be some that actually run off of the existing flow line into the pool and then you just put it into the kiddy pool, you don't need a return or filtration.

Elberon & Lafayette Ave. – The Stop Sign has been raised to the legal height of 7'.

Administrator Eric Maurer

Administrator Maurer offered his congratulations to Mayor Goldberg and the Council members. Administrative hearings on the 2018 departmental budget requests will be held on November 28th and 29th.

The contracts for the new engine for Fire Company No. 3 have been signed and submitted to the vendor, delivery is due by November of 2018.

Proposals for Arborist/Certified Tree Expert are due this coming Friday.

The Joint Grant Application with Prospect Park to NJ Department of Transportation for Prescott Avenue has been submitted by the grant writer.

The County is presenting its recommendation for the replacement of the 6th Avenue bridge to municipal officials at a meeting in the Prospect Park Municipal Building at 4:30 on December 6th.

In regards to the revaluation, this Council had enough foresight to appropriate the money for the revaluation contractor this year which will be carried forward, there is no impact on taxes because we used surplus funds. Under revaluation, you don't double the taxes, the taxes are set by the budget and limited by State law on how much you are allowed to raise them.

QUESTIONS FOR THE ADMINISTRATION

Councilman Bennett asked Dr. Boswell how our water system is going to be affected with the new regulations on chemicals PFOA and PFNA, since there are high levels in New Jersey. PFOA and PFNA are the by-products of Teflon. Engineer Boswell said it makes the most sense to keep the strippers and then add the granulated activated carbon after the strippers. Residents should be aware that the Water Department is taking a proactive approach to this, they are already looking at it, and there is generally a three year phase-in period. One year of monitoring, one year of planning and one year of installing. The cost could be around a million dollars.

Councilman Lane asked Dr. Boswell if we would be looking at a different type of construction in regards to the band shell bathrooms. Dr. Boswell stated yes and they were having a meeting between the administrator, the architect and engineer on Monday to talk about those options. Councilman Lane also stated that some of the lights on the south side of Lafayette Ave. are not on. Administrator Maurer said they are aware and there is a punch list of things that have to be completed. Councilman Lane asked Administrator Maurer if we had a tree planting on Elberon Avenue, Administrator Maurer said that would be happening in early December.

Council President Bertollo asked if there were any other questions for the Administration. Seeing none, Council President Bertollo entertained a motion to record the Administrative Agenda, moved by Councilman Mele, seconded by Councilman Matthews. Carried on voice vote.

INTRODUCTION OF ORDINANCES:

BOND ORDINANCE NO. 2197-17

BOND ORDINANCE PROVIDING FOR THE REPLACEMENT OF FILTER POTS AND OTHER IMPROVEMENTS, INCLUDING PIPING, MECHANICAL EQUIPMENT, PUMPS AND ELECTRICAL IMPROVEMENTS, ALL AT THE HAWTHORNE MEMORIAL SWIMMING POOL, IN AND BY THE BOROUGH OF HAWTHORNE IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING \$330,000.00 THEREFOR AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE BOROUGH IN THE AMOUNT OF \$313,500.00 FOR FINANCING THE SAME.

The Municipal Council of the Borough of Hawthorne, in the County of Passaic, New Jersey (not less than two-thirds of all members thereof affirmatively concurring), do hereby ORDAIN as follows:

Section 1. The improvement described in Section 3 of this Bond Ordinance is hereby authorized as a general improvement to be made or acquired by the Borough of Hawthorne, in the County of Passaic, New Jersey. For the said improvement or purpose stated in Section 3, there is hereby appropriated the sum of \$330,000 said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$16,500 as the down payment for said improvement or purpose required by law and now available therefor in the Capital Improvement Fund of the Borough by virtue of provision in a budget or budgets of the Borough previously adopted.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$330,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$313,500 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Borough in a principal amount not exceeding \$313,500 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which said obligations are to be issued is the acquisition and installation by the Borough of filter pots and other improvements, including piping, mechanical equipment, pumps and electrical improvements all at the Hawthorne Memorial Swimming Pool, as well as related equipment incidental to the purchase and all work and materials necessary or incidental thereto, all in accordance with specifications therefore prepared or about to be prepared by the Borough Engineer of the Borough of Hawthorne, and on file or about to be on file with the Borough Clerk and hereby approved.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$313,500.

(c) The estimated cost of said purpose is \$330,000, the excess thereof over the said estimated maximum amount of bonds or notes being the amount of the said \$16,500 down payment.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time, subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate, and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purpose described in Section 3 of this Bond Ordinance is not a current expense and is a property or improvement which the Borough may lawfully acquire or make as a general improvement.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law, and according to the reasonable life thereof computed from the date of the said bonds authorized by this Bond Ordinance is fifteen (15) years.

(c) The supplemental debt statement required by said Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Finance in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Law is increased by the authorization of the bonds and notes provided for in this Bond Ordinance by \$313,500 and that the said obligations authorized by this Bond Ordinance will be within all debt limitations prescribed by said Law.

(d) An aggregate amount not exceeding \$70,000 for items of expense mentioned in and permitted under Section 40A:2-20 of said Law may be included in the foregoing estimate of the cost of said improvement or purpose.

Section 6. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this Bond Ordinance. Said obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of said obligations and interest thereon without limitations of rate or amount.

Section 7. The capital budget of the Borough is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistency herewith. Resolutions in the form promulgated by the Local Finance Board showing all detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Borough Clerk and are available for public inspection.

Section 8. This Bond Ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by said Local Bond Law.

BE IT RESOLVED, that Ordinance No. 2197-17 does now pass a first reading and that said Ordinance be further considered for final passage at a meeting of the Governing Body in the Municipal Building, 445 Lafayette Avenue, Hawthorne, New Jersey, on December 6, 2017 at 7:00 p.m., at which time and place all persons interested will be given an opportunity to be heard concerning the same, and the Clerk is hereby authorized and directed to publish said ordinance in the Hawthorne Press once and posted on the borough website, at least one week prior to said hearing, with a notice of its introduction and of the time and place, when and where said ordinance would be considered for final passage.

Council President Bertollo entertained a motion to approve Ordinance No. 2197-17 moved by Councilman Bennett, seconded by Councilman Lane. On roll call, all voted yes; motion carried.

BOND ORDINANCE 2198-17

A BOND ORDINANCE TO AMEND BOND ORDINANCE 2103-14, AS AMENDED BY ORDINANCES 2135-15 AND 2183-17, PROVIDING FOR THE CONSTRUCTION OF A BANDSHELL AND OTHER IMPROVEMENTS AT THE POOL COMPLEX PROPERTY IN AND BY THE BOROUGH OF HAWTHORNE, IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING \$453,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$280,250 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF, BY INCREASING THE AMOUNT APPROPRIATED THEREUNDER FROM \$453,000 TO \$503,000, INCREASING THE AMOUNT OF THE DOWN PAYMENT FROM THE CAPITAL IMPROVEMENT FUND OF THE BOROUGH OF HAWTHORNE FROM \$51,875 TO \$54,375, AND INCREASING THE AMOUNT OF BONDS OR NOTES TO FINANCE PART OF THE COST FROM \$280,250 TO \$327,750.

BE IT ORDAINED by the Municipal Council of the Borough of Hawthorne, in the County of Passaic and State of New Jersey, that:

Section 1. Bond Ordinance 2103-14, heretofore adopted on March 5, 2014, as amended by Ordinance 2135-15, adopted on May 4, 2015, and Ordinance 2183-17, adopted on April 5, 2017, shall be and hereby is further amended by revising Section 1 thereof, and the provisions of all pertinent sections of the same so as to read as follows:

“Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Borough of Hawthorne, in the County of Passaic, New Jersey (the "Borough") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$503,000.00, including the sum of \$54,375 as the down payment required by the Local Bond Law and further including a Passaic County Open Space Grant in the amount of \$238,875 (the "County Grant"). The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.”

Section 2. Bond Ordinance 2104-13, as amended by Ordinances 2135-15 and 2183-17 shall be and is further amended by revising Section 2 and the provisions of all pertinent sections of the same so as to read as follows:

“Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment and in anticipation of receipt of the County Grant, negotiable bonds are hereby authorized to be issued in the principal amount of \$327,750 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.’

Section 3. Bond Ordinance 2104-13, as amended by Ordinances 2135-15 and 2183-17 shall be and is further amended by revising Section 6(d) and the provisions of all pertinent sections of the same so as to read as follows:

“6(d) An aggregate amount not exceeding \$85,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.”

Section 4. All other parts or provisions of Ordinance 2103-14, Ordinance 2135-15 and Ordinance 2183-17 not specifically amended by this Ordinance, shall remain in full force and effect.

Section 5. This Ordinance shall take effect twenty (20) days after final adoption and publication as provided by law.

BE IT RESOLVED, that Ordinance No. 2198-17 does now pass a first reading and that said Ordinance be further considered for final passage at a meeting of the Governing Body in the Municipal Building, 445 Lafayette Avenue, Hawthorne, New Jersey, on December 6, 2017 at 7:00 p.m., at which time and place all persons interested will be given an opportunity to be heard concerning the same, and the Clerk is hereby authorized and directed to publish said ordinance in the Hawthorne Press once and posted on the borough website, at least one week prior to said hearing, with a notice of its introduction and of the time and place, when and where said ordinance would be considered for final passage.

Council President Bertollo entertained a motion to approve Ordinance No. 2198-17 moved by Councilman Matthews, seconded by Councilman Lane. On roll call, all voted yes; motion carried.

ORDINANCE NO. 2199-17

AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT THE CODE OF THE BOROUGH OF HAWTHORNE SO AS TO AMEND CHAPTER 540, ZONING, SECTION 540-8 (W), HOURS OF OPERATION OF BUSINESSES IN A RESIDENTIAL ZONE, SO AS TO EXTEND SUCH REGULATION TO HOURS OF OPERATION OF BUSINESSES WITHIN 200 FEET OF A RESIDENTIAL ZONE IN THE B-1 AND B-2 ZONING DISTRICTS

WHEREAS, the Municipal Council of the Borough of Hawthorne previously enacted Ordinance 2119-14 on July 30, 2014, regulating hours of operation of businesses in residential zones; and

WHEREAS, the Municipal Council wishes to extend the provisions of said Ordinance so as to include therein all businesses within 200 feet of a residential zone in the B-1 and B-2 Zoning Districts;

NOW THEREFORE, BE IT ORDAINED, by the Municipal Council of the Borough of Hawthorne, in the County of Passaic and State of New Jersey, that:

Section 1. Chapter 540, Zoning, Section 540-8, General Regulations, 540-8 (W), setting forth hours of operation regulations for any businesses operating in residential zones, is hereby amended to include businesses within 200 feet of a residential zone in the B-1 and B-2 Zoning Districts, with the same to read as follows:

W. No business operation established in any residential zone, and no business operation in the B-1 or B-2 Zoning District which is located within 200 feet of a residential zone, shall have hours of operation with opening of the business earlier than 7:00 a.m. and closing of the business later than 10:00 p.m., except on Sundays, when no business may have hours of operation with opening before 12:00 noon. No deliveries to such business shall likewise commence prior to 7:00 a.m. and all deliveries must be completed before 10:00 p.m. Monday through Saturday, or before 12:00 noon on Sundays except as may be approved by any reviewing board. Nothing herein shall preclude the reviewing board hearing any application from establishing more restrictive hours for operation or delivery, based upon the nature of the proposed business operation and other facts and circumstances considered by the board. Hours of operation or delivery beyond that authorized by this Ordinance shall be prohibited. The foregoing restriction shall not apply to any business already established and in operation on the date this ordinance is adopted where approved hours of operation differ from the requirements of this subsection. No business already established and in operation as of the date of this subsection shall increase or expand hours of operation beyond existing hours of operation or the hours permitted by this subsection, whichever is the greater.

Section 2. If any section, subsection or part of this ordinance is adjudged by a Court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not impair or invalidate the remainder of this ordinance.

Section 3. The remaining portion of Chapter 540, Zoning, shall remain in full force and effect except as modified hereunder. All parts and provisions of any ordinance which are inconsistent with the provisions of this ordinance shall be repealed to the extent of such inconsistency.

Section 4. This Ordinance shall take effect upon final adoption and publication as provided by law.

BE IT RESOLVED, that Ordinance No. 2199-17 does now pass a first reading and that said Ordinance be further considered for final passage at a meeting of the Governing Body in the Municipal Building, 445 Lafayette Avenue, Hawthorne, New Jersey, on December 6, 2017 at 7:00 p.m., at which time and place all persons interested will be given an opportunity to be heard concerning the same, and the Clerk is hereby authorized and directed to publish said ordinance in the Hawthorne Press once and posted on the borough website, at least one week prior to said hearing, with a notice of its introduction and of the time and place, when and where said ordinance would be considered for final passage.

Council President Bertollo entertained a motion to approve Ordinance No. 2199-17 moved by Councilman Mele, seconded by Councilman Sinning. Councilman Matthews asked Attorney Pasquale if the wording should read hours of operations "adjacent to" and not "in" a residential zone in the title of the Ordinance. Attorney Pasquale explained that the original title stated hours of operation "in" a residential zone which we are now extending to hours of operation of businesses within 200 feet of a residential zone, the existing title is being expanded. Councilman Lane asked Attorney Pasquale if the 200 feet goes from the property line of the proposed structure out to the circumference, Attorney Pasquale said yes, 200 feet in all directions. On roll call, all voted yes; motion carried.

RESOLUTIONS:

CONSENT AGENDA: MR 08-17, 185-17 through R 190-17:

MR 08-17 Introduced by Councilman Mele

BE IT RESOLVED by the Mayor and Council of the Borough of Hawthorne, in the County of Passaic and State of New Jersey, that:

1. The words and phrases used herein shall have the same meaning respectively ascribed to them in Subtitle 1 of Title 39 of the Revised Statutes of New Jersey.
2. Pursuant to the Authority granted under N.J.S.A. 39:4-197.6, the following location was previously designated as a restricted parking space for use by persons who have been issued special vehicle identification cards by the Division of Motor Vehicles.
3. The parking space located on the southerly side of Westervelt Avenue beginning fifteen feet (15') from Utility Pole #60140 and extending twenty-three feet (23') westerly thereof in front of the premises known as Block 2 Lot 19 (also known as 14 Westervelt Avenue) as shown on the Borough Tax Map, is no longer needed.

Street Address	Original Resolution Date
14 Westervelt Avenue	October 16, 2002

4. The Police Department is hereby directed to have the sign calling attention to the provisions of this resolution removed.
5. This resolution shall take effect on adoption.

R 185-17 Introduced by Councilman Mele

Borough of Hawthorne payroll dated November 9, 2017.

CURRENT FUND	WT 888889	\$	267,219.91
WATER OPERATING FUND	WT 888889	\$	41,400.15
OTHER TRUST II FUND	WT 888889	\$	1,251.36
GENERAL CAPITAL FUND	WT 888889	\$	-
DOG DEDICATED FUND	WT 888889	\$	-
TOTAL PAYROLL		\$	309,871.42
CURRENT FUND TO PAYROLL/FICA	WT 888889	\$	14,600.37
WATER OPERATING FUND TO PAYROLL/FICA	WT 888889	\$	-
TOTAL FICA		\$	14,600.37

R 186-17 Introduced by Councilman Mele

WHEREAS, the Borough of Hawthorne distributes school taxes to the Hawthorne Board of Education on a monthly basis; and

WHEREAS, the Hawthorne Board of Education has requested that these funds be transferred directly to their bank account in Columbia Bank, ABA# 221271935.

NOW THEREFORE BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that the Treasurer be and is hereby authorized to make the above referenced transfer in the amount of \$3,054,271.00 from the Current Fund and charged to School Taxes Payable for November 2017.

R 187-17 Introduced by Councilman Mele

WHEREAS, various appropriations in the 2017 Municipal Budget may be over expended and others under expended.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that the Treasurer be and is hereby authorized to make the following transfers:

<u>TO</u>	<u>FROM</u>	<u>AMOUNT</u>	<u>TOTAL</u>
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TRANSFER

Vehicle Maintenance O/E	Group Insurance O/E	\$10,000.00	\$10,000.00
Municipal Court O/E	Municipal Court S/W	\$ 1,000.00	\$ 1,000.00

TOTAL TRANSFERS **\$11,000.00**

R 188-17 Introduced by Councilman Mele

WHEREAS, the Borough of Hawthorne received bids on November 2, 2017 for Small Truck and Passenger Vehicle Maintenance and Repair for the years 2018-2019, as authorized by the Local Public Contracts Law; and

WHEREAS, one bid was received, from DGK Enterprises, Inc., trading as Hawthorne Auto Lab, with rates for labor, parts and oil changes being set forth in the bid proposal and incorporated herein by reference; and

WHEREAS, the bid was reviewed by the Borough Attorney, who found that the bid of the apparent low bidder was compliant with the bid solicitation and the Local Public Contracts Law; and

WHEREAS, the Administration reviewed the qualifications of the apparent low bidder and determined that the contractor is capable of meeting the terms of the bid solicitation; and

WHEREAS, the Administration also reviewed the prices set forth in the bid proposal and deemed the same to be consistent with the expectation of the solicitation, and therefore has recommended an award of contract to the apparent low bidder;

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that it does award a contract to:

DGK Enterprises, Inc.
225 Diamond Bridge Avenue
Hawthorne, New Jersey 07506

for Small Truck and Passenger Vehicle Maintenance and Repair for the year 2018, with an option in favor of the Borough for the year 2019, in accordance with its bid, incorporated herein by reference, subject to certification of availability of funds by the Chief Financial Officer, and does authorize the Mayor and the Clerk to execute and deliver a contract to the said entity upon approval as to form by the Borough Attorney.

R 189-17 Introduced by Councilman Mele

WHEREAS, the Borough of Hawthorne solicited bids for the construction of a restroom building and installation of area lights at Little Franklin Field, receiving bids on October 31, 2017; and

WHEREAS, ten bids were submitted, with the apparent low bid being submitted by Tri-Plex Industries in the sum of \$241,000 as to the base bid and \$77,000 as to Alternate A, that being the installation of area lights; and

WHEREAS, the bids were reviewed by the Borough Attorney who found that the bids were as a whole all responsive to the bid solicitation and free from defect rendering the same non-responsive; and

WHEREAS, as part of the bid solicitation, the Borough reserved unto itself the right to reject all bids in accordance with the Local Public Contracts Law; and

WHEREAS, the amount of the lowest bid exceeded the amount allocated for purpose of the project pursuant to the Ordinance duly adopted and providing funding to the project as well as the estimate prepared by the Borough Engineer, making an award of contract impossible; and

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that it does reject the bid submitted by all bidders for reasons set forth in this resolution, and does authorize the Administrator and the Clerk to take all appropriate action to so notify the person who submitted a bid in connection therewith.

R 190-17 Introduced by Councilman Mele

Whereas New Jersey's population demands an ample water supply provided by adequate open space to support our quality of life; and

Whereas, Open Space in the form of parkland, family farms, historic and cultural sites, recreational areas and natural watershed areas is vital to our economy, planned growth, protection of property values, water quality, and safety and urban, suburban and rural quality of life; and

Whereas, continued, plentiful and sustained funding is vital to a strategic Open Space program to bolster and enhance private, municipal, county, other state and federal Open Space funding programs; and

Whereas provisions for stewardship to properly care for parks, preserved lands, and historic sites is an important component of Open Space efforts; and

Whereas, New Jersey's Payment In Lieu of Taxes program (PILOT) should be restored to full funding because it encourages municipalities to host state and non-profit preserved open space; Now therefore be it resolved that (municipality, board or county name here) supports sustainable, continuing funding for Open Space in New Jersey.

Council President Bertollo entertained a motion to approve consent agenda resolutions MR08-17; R185-17 through R190-17, moved by Councilman Mele, seconded by Councilman Bennett.

OFF-CONSENT:

R 191-17 Introduced by Council Vice President Matthews

WHEREAS, the Borough of Hawthorne received bids on November 2, 2017 for 2018-2019 Snow Plowing Services, as authorized by the Local Public Contracts Law; and

WHEREAS, one bid was received, from Downes Tree Service, Inc., with hourly rates for two different vehicle types, based upon gross vehicle weight of such vehicle, being set forth in the bid proposal and incorporated herein by reference; and

WHEREAS, the bid was reviewed by the Borough Attorney, who found that the bid of the apparent low bidder was compliant with the bid solicitation and the Local Public Contracts Law; and

WHEREAS, the Administration reviewed the qualifications of the apparent low bidder and determined that the contractor is capable of meeting the terms of the bid solicitation; and

WHEREAS, the Administration also reviewed the prices set forth in the bid proposal and deemed the same to be consistent with the expectation of the solicitation, and therefore has recommended an award of contract to the apparent low bidder;

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that it does award a contract to:

Downes Tree Service, Inc.
65 Royal Avenue
Hawthorne, New Jersey 07506

for Snow Plowing Services for the year 2018, with an option in favor of the Borough for the year 2019, in accordance with its bid, incorporated herein by reference, subject to certification of availability of funds by the Chief Financial Officer, and does authorize the Mayor and the Clerk to execute and deliver a contract to the said entity upon approval as to form by the Borough Attorney.

Council Vice President Matthews entertained a motion to approve Off-Consent agenda resolution R191-17, moved by Councilman Mele, seconded by Councilman Lane. All voted yes with the exception of Council President Bertollo who abstained, motion carried.

REPORTS OF SPECIAL COUNCIL COMMITTEES:

Councilman Lane reported this Thursday is the Board of Health meeting and he will have a report at the next meeting.

Councilman Mele thanked those who elected them in the last election; Saturday night the Senior Cubs A team is playing in the Super Bowl at Rivervale.

Council Vice President Matthews reported the Chamber of Commerce Santa Parade is Saturday, December 2nd, the day after the Tree Lighting. The Company of the Year dinner is January 5th, anyone interested in attending can contact Meg at the Chamber, this year's honorees are A-Van Electric and Glen Rock Savings.

Councilman Sinning reported the Ordinance Committee's next meeting is Tuesday the 21st.

CORRESPONDENCE: None.

BILLS:

VENDOR	CHECK #	TOTAL	DESCRIPTION
CURRENT FUND			
10-75 EMERGENCY LIGHTING, LLC	23378	13,955.63	17 TAHOE ELECTRIC INSTALLATION
10-75 EMERGENCY LIGHTING, LLC	23378	680.52	PERMANENT LIGHTING NEW 5-0 CAR

ACTION DATA SERVICES	23379	643.80	3QTR2017 QTRLY TAX FILING
ACTION DATA SERVICES	23379	568.81	PR #22 10/27/17
ADAM GEIER	23380	100.00	REIMBURSE WORK BOOTS
AMERICAN HOSE & HYDRAULICS CO	23381	240.00	R-5 CHAIN HOOKS FABRICATION
AMERICAN HOSE & HYDRAULICS CO	23381	35.00	R-5 CHAIN HOOKS HOOK
AMERICAN HOSE & HYDRAULICS CO	23381	240.00	R-2 CHAIN HOOKS-FABRICATION
AMERICAN HOSE & HYDRAULICS CO	23381	35.00	R-2 CHAIN HOOKS-HOOKS
ATLANTIC CRANE INSPECTION SERV	23382	645.00	ANNUAL CHAIN HOIST INSPECTION
A-VAN ELECTRICAL	23383	41.85	BORO HALL ELECTRICAL SUPPLIES
AWARD CO OF AMERICA	23384	69.00	
AWARD CO OF AMERICA	23384	21.50	
B AND B DISPOSAL, LLC	23385	20,191.66	NOVEMBER 17
B AND B DISPOSAL, LLC	23385	33,000.00	NOVEMBER 17
BOSWELL ENGINEERING, INC	23386	720.00	PRO SVC B 8 L 7
BOSWELL ENGINEERING, INC	23386	2,280.14	PRO SVC
BRAEN STONE INDUSTRIES, INC	23387	195.44	ROAD SUPPLIES - BLANKET
BRAEN STONE INDUSTRIES, INC	23387	95.76	ROAD SUPPLIES - BLANKET
BRAEN STONE INDUSTRIES, INC	23387	500.00	ROAD SUPPLIES - BLANKET
CABLEVISION	23388	538.73	CABLE SRVS. - VARIOUS DEPT.
CINTAS CORP	23389	265.80	RUG SERVICE AT BORO HALL WKLY
CINTAS CORP	23389	88.60	RUG SERVICE AT BORO HALL WKLY
CITY WIDE TOWING	23390	100.00	S-1 EMERGENCY TOW HAW-PATERSON
DARLEY	23391	4,035.00	SIREN/POLE MOUNT/MOTOR
EMERGENCY EQUIPMENT SALES	23392	7,160.55	ENGINE 3 REPAIRS
FDR HITCHES LLC	23393	49.46	R-11 REPAIRS NEW SPOT LIGHT
FDR HITCHES LLC	23393	90.00	R-11 REPAIRS LABOR
FDR HITCHES LLC	23393	143.84	R-0 SAFETY LIGHTING-LIGHTBAR
FDR HITCHES LLC	23393	49.92	RECTANG CENTER MT
FDR HITCHES LLC	23393	180.00	LABOR
GARDEN STATE HGWY PROD, INC	23394	67.50	ROAD STREET SIGN LAPSPLICE
GARDEN STATE HGWY PROD, INC	23394	195.00	ROAD STREET SIGN U CHANNELS
GARDEN STATE HGWY PROD, INC	23394	187.50	ROAD STREET SIGN ROUND POLES
HAWTHORNE PRESS INC	23395	43.68	LEGAL NOTICE
HAWTHORNE PRESS INC	23395	47.58	LEGAL NOTICE
HAWTHORNE PRESS INC	23395	385.00	FULL PAGE AD LEAF SCHEDULE
HEITS BUILDING SERVICES OF	23396	1,450.00	MONTHLY CLEANING SERVICES
HFD #1	23397	1,700.00	COMPANIES 1 3RD QTR RENT
HFD #1	23397	45.00	HFD #1 3RD QTR PHONE
HFD #2	23398	1,700.00	TOWER 2 3RD QTR RENT
HFD #2	23398	45.00	HFD #2 3RD QTR PHONE
HFD #3	23399	1,700.00	COMPANY 3 3RD QTR RENT
HFD #3	23399	45.00	HFD #3 3RD QTR PHONE
HFD #4	23400	1,700.00	COMPANY 4 3RD QTR RENT
HFD #4	23400	45.00	HFD #4 3RD QTR PHONE
IMPAC FLEET INC.	23401	8,252.28	GASOLINE FUEL BOROUGH VEHICLES
INSURANCE RESTORATION SPECIALI	23402	360.00	DEPARTMENT GEAR CLEANING
JERSEY ELEVATOR INC	23403	154.26	ELEVATOR CONTRACTED SERVICES
LANGUAGE LINE SERVICES	23405	189.42	SEPTEMBER 2017
LITTLE FALLS TROPHY & ENGRAVIN	23407	360.00	H392/SM 2" PUMPKIN TROPHY
M & B SEPTIC SERVICE, LLC	23408	84.00	PORT-A-POTTY SERVICE FRANK FLD
MGL PRINTING SOLUTIONS	23409	344.00	LASER PET FORMS 2000 PKG
MGL PRINTING SOLUTIONS	23409	23.00	SHIPPING
MICHAEL J. PASQUALE, ESQ	23410	222.75	ORDINANCES
MICHAEL J. PASQUALE, ESQ	23410	330.00	LIQ LIC
MICHAEL J. PASQUALE, ESQ	23410	717.75	ORDINANCES
MICHAEL J. PASQUALE, ESQ	23410	140.25	MISC
MICHAEL J. PASQUALE, ESQ	23410	1,229.25	LITIGATION
MICHAEL J. PASQUALE, ESQ	23410	1,518.00	CONTRACTS
MICHAEL J. PASQUALE, ESQ	23410	4,615.50	NOVEMBER RETAINER
MICHAEL J. PASQUALE, ESQ	23410	123.75	ESCROW
MICHAEL J. PASQUALE, ESQ	23410	74.25	TAX APPEALS
MUNICIPAL RECORD SERVICE	23411	716.00	TRAFFIC TICKETS/MAILERS
NASSAU NDI DIAGNOSTICS	23412	13,280.00	DEPARTMENT ANNUAL PHYSICALS
NORA C. ADAMS	23413	160.00	INTERPRETING SVC IN COURT
OAKLAND MARINE & EQUIPMENT INC	23414	13.45	OUTDOOR POWER EQUIPMENT
OAKLAND MARINE & EQUIPMENT INC	23414	220.85	OUTDOOR POWER EQUIPMENT
OCCUPATIONAL MEDICAL ASSO	23415	850.00	NEW MEMBER TESTING
PACE GLASS, INC	23416	569.10	GLASS DISPOSAL / RECYCLING
RR DONNELLEY	23417	220.50	SAFETY PAPER 42A
RR DONNELLEY	23417	73.50	SAFETY PAPER 42B
RT OFFICE PRODUCTS	23418	39.59	SUPPLIES FOR FIN & TAX OFFICE
RT OFFICE PRODUCTS	23418	32.99	SELF STAMP - LAURIE FOLEY

RT OFFICE PRODUCTS	23418	43.11	SUPPLIES FOR FIN & TAX OFFICE
RT OFFICE PRODUCTS	23418	299.98	TONER FOR ASSESSOR'S OFFICE
S & S WORLDWIDE INC	23421	1,213.99	BRD OF REC HALLOWEEN SUPPLIES
SHOTMEYER BROS FUEL CO	23419	5,874.30	BORO DPW VEHICLES DIESEL FUEL
SITONE LANDSCAPE SUPPLY, LLC.	23404	683.00	YRLY FIELD MAINTENANCE SUPPLS.
SOUTH JERSEY ENERGY	23420	4.79	SEPT 17
STRATEGIC SAFETY DYNAMICS LLC	23422	4,454.40	FIRE FIGHTER GEAR SETS
STRATEGIC SAFETY DYNAMICS LLC	23422	7,364.00	FIRE FIGHTER GEAR SETS
TANIS HARDWARE	23423	38.27	HARDWARE STORE - ALL COMPANIES
TANIS HARDWARE	23423	392.48	MISC. SUPPLIES/PARTS ROAD
TANIS HARDWARE	23423	100.93	MISC. SUPPLIES/PARTS BORO HALL
THOMAS GALLO	23424	100.00	COUNCIL MTG 10/18 11/1/17
THOMSON REUTERS INC	23425	233.00	NJ RULES OF COURT 2018
VERIZON	23427	73.53	10/17-11/16/17
VERIZON	23427	187.76	10/16-11/15/17
VERIZON	23427	86.52	10/25-11/24/17
VERIZON	23427	86.02	10/25-11/24/17
VERIZON WIRELESS (N)	23426	81.45	10/26-11/25/17
VERIZON WIRELESS (N)	23426	384.10	10/24-11/23/17
VERIZON WIRELESS (N)	23426	838.50	10/26-11/25/17
VITAL COMMUNICATIONS, INC.	23428	525.00	NOVEMBER
VITAL COMMUNICATIONS, INC.	23428	77.00	NOVEMBER
WASTE MANAGEMENT OF NJ	23429	34,405.47	OCTOBER 17
YANKEE PROPANE, INC	23430	36.54	TANK MAINTENACE - TRAINING CTR
ZEP MANUFACTURING	23431	540.75	SEWER AID CLEANING SOLUTION
ZEP MANUFACTURING	23431	44.99	SEWER AID CLEANING SOLUTION
TOTAL CURRENT FUND		189,401.59	

DOD DEDICATED

NJ DEPARTMENT OF HEALTH	6190	6.00	LIC 1265 TO 1270
TYCO ANIMAL CONTROL SERVICES	6191	2,380.00	OCTOBER 17
TOTAL DOG DEDICATED		2,386.00	

GENERAL CAPITAL

4 CLEAN-UP, INC	3597	89,920.34	NJDOT ROCK ROAD CONTRACT
4 CLEAN-UP, INC	3597	54,804.23	2017 ROAD PROGRAM
BOSWELL ENGINEERING, INC	3598	85.00	2016 ROAD PROGRAM ENGINEERING
BOSWELL ENGINEERING, INC	3598	1,022.00	PASSAIC AVE SEWERS
FED EX	3599	30.02	RETURN OF BID DOCUMENTS
HAWTHORNE PRESS INC	3600	52.12	LEGAL NOTICES BOND ORD 2192
HAWTHORNE PRESS INC	3600	41.34	ADOPTION BOND ORD 2192
MICHAEL J. PASQUALE, ESQ	3601	222.75	ORDINANCES - ORD 2192
SUPLEE, CLOONEY & COMPANY	3602	425.00	PREP OF SDS ORDINANCE# 2192
TOTAL GENERAL CAPITAL		146,602.80	

WATER OPERATING

ACTION DATA SERVICES	11284	160.95	3QTR2017 QTRLY TAX FILING
ACTION DATA SERVICES	11284	142.20	PR #22 10/27/17
AGRA ENVIRONMENTAL SVC	11285	970.00	MONTHLY - WATER LAB TESTING
A-VAN ELECTRICAL	11286	20.08	MISC. PARTS & SUPPLIES WATER
CABLEVISION	11287	89.90	CABLE SERVICES - WATER DEPT.
CINTAS CORP	11288	35.00	DPW CINTAS RUG WKLY SERVICE
CORE & MAIN LP	11289	576.00	WATER MAIN COUPLINGS 6"
CORE & MAIN LP	11289	654.00	WATER MAIN COUPLINGS 8"
IMPAC FLEET INC.	11290	1,248.96	GASOLINE - DPW WATER VEHICLES
LONGO ELETRC & MECHANICAL INC	11292	2,580.00	EMERGENCY REPAIRS WATER SYSTEM
LONGO ELETRC & MECHANICAL INC	11292	16,350.00	PUMP & PIPING MAITLAND AVE
LONGO ELETRC & MECHANICAL INC	11292	7,480.00	EMERGENCY REPAIRS WATER SYSTEM
MONTONE REMOD & CONS CO, INC	11293	15,750.00	ROCK LEDGE REPAIRS WATER BREAK
ONE CALL CONCEPTS, INC.	11294	233.75	DPW MARKOUTS 2017
SHOTMEYER BROS FUEL CO	11295	115.54	BORO DPW WATER VEHICLES DIESEL
TANIS HARDWARE	11296	149.89	MISC. SUPPLIES/PARTS WATER
VERIZON WIRELESS (N)	11297	207.84	10/26-11/25/17
TOTAL WATER OPERATING		46,764.11	

TOTAL BILL LIST

385,154.50

Council President Bertollo entertained a motion to approve the bill list and forward them to the Treasurer for payment, moved by Councilman Mele, seconded by Councilman Sinning. On roll call, all voted yes, with the exception of Councilman Lane who abstained on bills pertaining to the Ambulance Corps and Fire Department and Council President Bertollo who abstained on Downes Tree Service. Motion carried.

PUBLIC COMMENT:

Council President Bertollo opened the meeting to the public. He stated if anyone desired to be heard, please raise your hand to be recognized, come forward to the microphone, state your name and address.

Victor Terraglia, 50 Ridge Road

Mr. Terraglia took the opportunity to congratulate the Mayor and Council members who won the election.

Council President Bertollo entertained a motion to close the public portion of the meeting, moved by Councilman Lane seconded by Councilman Sinning. On roll call all voted yes, motion carried.

ADJOURNMENT:

At 7:45p.m. Council President Bertollo entertained a motion to adjourn the regular meeting, moved by Councilman Mele, seconded by Councilman Bennett. On roll call all voted yes, motion carried.

THE NEXT REGULAR MEETING OF THE MUNICIPAL COUNCIL IS

WEDNESDAY, DECEMBER 6th at 7:00 P.M.

Persons with disabilities which require aides such as: sign language interpreter, telecommunications, braille, tapes or large print, should notify the Borough Clerk's office ten days prior to attendance at a meeting so accommodations may be made. Thank you.

John N. Bertollo, Council President

Lori DiBella, RMC, Borough Clerk