

The Regular Meeting of the Municipal Council of the Borough of Hawthorne was held on the above date at 7:02 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
Councilman.....	Joseph Wojtecki
Borough Administrator	Eric Maurer
Borough Attorney.....	Michael J. Pasquale
Borough Engineer	Dr. Steven T. Boswell
Borough Clerk.....	Lori DiBella
<u>ABSENT:</u>	
Director of Revenue and Finance.....	Mary Jeanne Hewitt

FLAG SALUTE

Council President Bertollo invited all present to join him in the flag salute and moment of silence for American Student Otto F. Warmbier and Senator Scalise who's health continues to improve.

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 Minutes for the Regular Meetings of June 7, 2017; moved by Council Vice President Matthews, seconded by Councilman Bennett. Carried on voice vote.

PUBLIC COMMENT (Agenda Items Only)

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 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 Wojtecki, seconded by Council Vice President Matthews. Carried on voice vote.

ADOPTION OF ORDINANCES: None

OLD BUSINESS:

Councilman Lane asked for an update on his request to have the generators at the DPW covered. Administrator Maurer responded he will have an answer by the next meeting. Councilman Lane and Administrator Maurer have been working with Engineer Nash for a solution regarding the lack of receptacles on top of the poles. Engineer Boswell adding during tomorrow's meeting they will present their final solution.

Council Vice President Matthews asked Administrator Maurer if he addressed the concerns of resident Roszkowski on 9th Ave. He responded a letter has been prepared and will be mailed to Mr. Roszkowski tomorrow. Some of the issues presented can be resolved and others cannot. Council President Matthews questioned why summons have not been issued to condo owners for working outside the allowed hours. Administrator Maurer responded police would need to be notified when said violation is occurring, not after. One of the concerns was the gate is always left open, one of the conditions was the gate would remain closed. Administrator Maurer responded they will make sure the gate is closed at all times.

Council Vice President Matthews asked if there is any ramification against the managing firm for allowing poles to be installed without power for the Downtown Revitalization project. Administrator Maurer responded the error should have been caught earlier but that will not have any impact of the outcome of the project's appearance or monetary. Council Vice President asked Engineer Boswell if the curbs edge will be saw cut and have expansion joints installed. Engineer Boswell responded expansion joints are required and he will confirm they are being installed.

Councilman Wojtecki stated garbage and recycling is still being picked up prior to 7am. Administrator Maurer responded summonses have been issued and this has been addressed with the contractor. He will speak with Borough Attorney to review what ramifications can be done.

NEW BUSINESS:

Councilman Wojtecki stated some of the Diamond Bridge Ave. businesses have unsightly storage on Grand Ave. Council President Bertollo added some of the debris has been cleaned up but more needs to be done.

Councilman Lane asked if the conduits on Lafayette Ave were inspected by the Borough Electrical Inspector or the engineer on site? Engineer Boswell responded there is an electrical inspection scheduled for this week and he will find out who inspected the conduits. Councilman Lane stated the conduits are installed and have been backfilled. His concern is there is a difference with the depth, in the paver or dirt area, being 18” then there is in the street area being 24”. Administrator Maurer stated the conduits were inspected and the wires will also be inspected.

Council President Bertollo would like the Council and Shade Tree to form a standard for tree removal based on the safety of the residents and their homes. He asked, “When is a tree too large to be within 15’ from a home?” Today’s event of a tree falling on a home on Kingston Avenue could have been a tragedy and in order to avoid situations like this he would like there to be propaganda in place for healthy trees which may just be too large. Mayor Goldberg responded The Shade Tree has met with DPW and Downes Tree Service to develop a pruning list and, Administrator Maurer added, procedures for after trees are inspected. He added this is different than what Council President is requesting. Council President Bertollo added his recommendation is to review trees in one ward at a time perhaps one ward per quarter. Councilman Wojtecki added some of the larger trees were there prior to the homes. Council President Bertollo responded we will leave the determination of safety to the experts. Mayor Goldberg feels we need to be proactive when it is determined a tree needs to be removed that it be done quicker instead of sitting on a list. It was clear the tree on Kingston needed to come down as determined one month ago. Administration is working on finding out why it was not removed prior to falling so this does not happen again. A conversation followed.

ADMINISTRATIVE AGENDA PRESENTED BY MAYOR GOLDBERG:

- We hung the Pride Flag last week at Borough Hall, and I met this afternoon with the Hawthorne High School Bears Club to discuss issues of mutual concern.
- The pool is open Monday, Tuesday and Wednesday, 3 pm – 8 pm. Beginning Thursday, the pool is open for the season 10 am – 8 pm.
- Congratulations to Lincoln Middle School, St. Anthony School, and Hawthorne Christian Academy and Hawthorne High School graduates.
- We are looking forward to Leadership Camp the week of August 14 – August 18.
- Our Environmental Commission’s “Native Plant Grand Openings” will be at 10 am at Borough Hall this Saturday, June 24. Please join us. The plantings showcase native plants of the region, and the back of Borough Hall is beautiful. Thank you to Rayna and her commission for all they do.
- The Boro Bandshell had the first show of the 2017 summer season – Joe Zisa & Friends. The rain held off, we had a large crowd, and the music was terrific. Thanks to our sponsors and to Mike Pasquale and his Bandshell Committee.
- Please remember to drive carefully when school is out for the summer.
- Swearing in of Deputy Court Administrator Nora Bauer-Khoury.
- Welcome St. Joseph’s Healthcare System – Guy Angelbeck and members of the team Jennifer and Steve.

MAYORS APPOINTMENT:

Council President Bertollo entertained a motion to appoint Nora C. Bauer-Khoury as Deputy Court Administrator for a term to expire December 31, 2017; moved by Council Vice President Matthews, seconded by Councilman Mele. On roll call, all voted yes; motion carried. Mayor Goldberg administered the Oath of Office.

PRESENTATION: ST. JOSEPH'S WAYNE HOSPITAL

Jennifer Mendrzycki-VP and St. Joseph's Wayne Hospital Site Administrator
Steven Alderson-VP of Physician Services St. Joseph's Healthcare System
Guy Angelbeck- Manager of Provider Relations/Physician Services

Ms. Mendrzycki gave a brief update of the new activities and programs going on at St. Joe's Wayne and Paterson campuses.

REPORTS:

Borough Attorney Michael Pasquale

Synthetic Turf Field – Friday of last week he filed an appeal in the Appellate Division of the Superior Court challenging the decision of the DEP Commissioner, Bob Martin, permitting the synthetic turf field project to go forward. He also reported that he sent a letter to Anthony DeNova last week advising that the County could not proceed with any development until it comes before the Hawthorne Planning Board for review. Mr. DeNova referred the matter to County Council and as yet no reply has been received. Mr. Pasquale stated that the Mayor and Council will continue this fight as the idea of a synthetic turf field in this beautiful, historic park is completely out of character with its intended use.

Affordable Housing – The case in Mercer County that is being conducted regarding the obligation of municipalities to address the affordable housing obligation that came to exist for the “gap years” is coming to a close. The Court asked its Special Master, Richard Reading, to listen to the arguments advanced by the Fair Share Housing Center and Dr. Kinsey and the arguments advanced by the Municipal Consortium and Econsult and revise his report one way or the other. Mr. Reading issued a revised report significantly lowering his own numbers, finding the Econsult position far better supported than the position of Dr. Kinsey. While the Court is free to accept, reject or modify its own expert's position, it is very likely to lean heavily on his report. This is good news and shows why participation in the consortium is of value to every community including this one.

Tax Appeals – We reached settlement with another taxpayer, 153 Central Avenue, which is the Lakeview Farms building. The details will be set forth in a memo for next meeting but the settlement is again very favorable and reduces the total number of appeals in the Tax Court.

Bandshell – Last night was opening night at the Bandshell with Joe Zisa and Friends. The stars aligned as even the weather cooperated. A crowd of 300 people gathered and the show went off without a hitch. Special thanks to the Bandshell Committee for its hard work and special thanks to people in the Borough who did so much to help make opening night a success. The next concert is on July 13th with La Diva Tenors presenting, “Broadway and Beyond.” Please join us all season long and follow us on the Borough Website, facebook, Instagram and twitter.

Engineer Dr. Boswell

Arlington Avenue - The base map is being prepared, followed by design drawings for the 2017 NJDOT Municipal Aid award. Our proposal to address the preparation of plans and specifications and provide construction inspection was submitted to the Borough on June 12th.

Band Shell –

Corrective Work - GK Fotinos will start Monday, June 19th, with the corrective work, which will be completed by July 3rd.

Bathroom and Area Lighting - The architect, Ed Easse, prepared an initial drawing for the restroom structure, but was considering some modifications to the configuration and dimensions. We provided a drawing of the site including a tentative location for the structure to Ed.

DPW Building - Recent bids have not yet been rejected. The project was to be discussed on June 12th at the Public Works Committee Meeting.

2016 Road Program - Final close out documents and payment invoices are being prepared and will be reviewed with the contractor prior to submitting to the Borough.

Streetscape Project - By the end of Friday, June 16th, all trees and gratings will be installed except for one or two gratings. All signs are installed except for one or two. The decorative street lights are installed and we are working with Solar Mite to address the receptacles. A conference call is scheduled for Tuesday, June 20th. Also for Tuesday, an electrical inspection is scheduled with Ed Pepe. Traffic signals are expected to be delivered on June 28th, pushing back substantial completion till the end of July.

Passaic Avenue Cross Connection - Our proposal is expected to be approved on June 19th for the investigation and if necessary, design, to address the cross connection.

Rock Road Improvements - 4 Clean Up started concrete work on Monday, June 12th, and once completed, will begin the 2017 Road Program and concrete work on Lee Avenue.

Water Storage Tank Painting - The specifications for the cathodic protection and painting of the Goffle Hill Storage Tank are substantially complete. We are working with the Water Dept. to address the draining of the tank and new weir, as well as, fire flow, when this tank is taken out of service.

GPS Field Survey and GIS Services - The Water Dept. is still reviewing the maps with the storm and sanitary information collected. A demo of the computer program and collected data is being scheduled with the software provider. A trial to address the collection of service connection information with the Water Dept. still needs to be scheduled.

Municipal Complex Message Board - Forman Signs is planning to install the message board sign on June 27th. Pascack Data Services, Inc., the Borough's website provider, provided the Borough's IP address to OPTEC Displays for wireless communications. A purchase order was issued to Post & Kelly to address the required electrical connections and upgrades from the building to the new sign.

2017 Road Program - 4 Clean Up will begin concrete work on Lee Avenue and then continue on Eighth Avenue, the CDBG funded portion. Deborah Hoffman (CD) will be notified of the construction schedule to perform a site inspection.

Tax Map Updates - The tax assessor, Tim Henderson, is reviewing the tax map updates and revised street address numbers.

125 Maitland Ave - 4 Clean Up will address during the 2017 Road Program when working on Elberon.

Air Permits for Emergency Generators - The permit package is being prepared and a Facility ID # obtained only for air related permits. A meeting will be scheduled with the Administrator to create the "MyNewJersey" portal account, which is required for the on line submission of the permit package.

110 Hawthorne Avenue Sidewalk - Our inspector, Alex Bushong, will meet with contractor.

Mayor Goldberg added we have had 2 very serious accidents in Hawthorne recently. A woman was riding her bicycle down Goffle Hill Rd and hit something causing her to fall off her bike. The outcome was unfortunate. The second incident involved a woman, who after putting her child on a school bus, was struck by a vehicle that allegedly passed 2 cars and then the school bus prior to hitting the victim. Our hearts go out to the families for these unnecessary tragedies. The woman who was hit by the bus is recovering in the hospital.

Administrator Maurer

Administration identified a vendor who will take cooking oil from the recycling center at a reasonable price, this will be in place shortly. All items received at the recycling center at a cost to us are being reviewed. The correct committee will review the current items and make adjustments to the fees as needed.

R 109-17 on the agenda tonight authorizes a lease with T-Mobile which will complete the leasing of the top of the Longview Tank Cell Tower. The rents from these leases will be generating roughly one million dollars per year.

QUESTIONS FOR THE ADMINISTRATION

Council President Bertollo confirmed that the Ordinance for the bathrooms by the bandshell also included exit lighting and the path from the parking lot to the pool will also be lit up. Engineer Boswell confirmed this and stated the lighting will be done with the bathrooms; plans will not be complete on the lighting until the building is done. Council President Bertollo asked what was going to be done from the macadam to the top of the hill to make it more handicaps accessible or some type of access which will be safer than the grass that is there now. Mayor Goldberg responded administration will look into it.

Councilman Lane asked Attorney Pasquale for more information on a project by the County planning to update the ball fields. He responded there was a proposed rehabilitation project for the fields. Mayor Goldberg added they came to the Planning Board, The Borough and The Environmental Commission asking for support for their grant. The support was declined for this grant opportunity because we felt they would make improvements and charge us a larger fee to use the fields.

Councilman Lane asked Engineer Boswell if it would be possible to have the lighting installed prior to the construction of the bathrooms. He stated the walk ways are used for the pool and the bandshell and are needed.

He responded yes however they need to install the lights based on the site plans. Administrator Maurer added the first the project of the installation of lights will have to be bid.

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 Council Vice President Matthews, seconded by Councilman Wojtecki. Carried on voice vote.

INTRODUCTION OF ORDINANCES: None

RESOLUTIONS:

CONSENT AGENDA: R 101-17 through R 109-17:

R 101-17 Introduced by Councilman Mele

Borough of Hawthorne payroll dated June 9, 2017.

CURRENT FUND	WT 888889	\$	275,209.12
WATER OPERATING FUND	WT 888889	\$	41,773.19
OTHER TRUST II FUND	WT 888889	\$	25,608.96
GENERAL CAPITAL FUND	WT 888889	\$	-
DOG DEDICATED FUND	WT 888889	\$	-
	TOTAL PAYROLL	\$	342,591.27
CURRENT FUND TO PAYROLL/FICA	WT 888889	\$	15,245.87
WATER OPERATING FUND TO PAYROLL/FICA	WT 888889	\$	-
	TOTAL FICA	\$	15,245.87

R 102-17 Introduced by Councilman Mele

WHEREAS, the annual principal and semi-annual interest payments for the General Serial Bonds of 2012 have become due and payable on July 15, 2017, and

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that the Treasurer is hereby authorized to wire funds in the amount of \$225,000.00 in Principal and \$45,182.00 in Interest from the Current Fund, and \$60,000.00 in Principal from the Assessment Trust Fund and \$70,000.00 in Principal and \$10,825.00 in Interest from the Water Operating Fund.

R 103-17 Introduced by Councilman Mele Refunds of Tax Overpayments

WHEREAS, an appeal was filed with the New Jersey State Tax Court for a reduction of the assessed value of property and a settlement was agreed upon as follows:

<u>Block/Lot</u>	<u>Original Assessment</u>	<u>Judgement</u>	<u>Difference</u>	<u>Overpayment</u>
2009				
12/2	\$875,000.00	\$825,000.00	\$ 50,000.00	\$ 2,338.00
80 Wagaraw Road, Hawthorne, LP c/o McKirdy & Riskin, Esq. 8-94 Wagaraw Rd.				
2010				
12/2	\$875,000.00	\$825,000.00	\$ 50,000.00	\$ 2,438.00
80 Wagaraw Road, Hawthorne, LP c/o McKirdy & Riskin, Esq. 8-94 Wagaraw Rd.				
2011				
12/2	\$875,000.00	\$825,000.00	\$ 50,000.00	\$ 2,549.50
80 Wagaraw Road, Hawthorne, LP c/o McKirdy & Riskin, Esq. 8-94 Wagaraw Rd.				
2012				
12/2	\$875,000.00	\$850,000.00	\$ 25,000.00	\$ 1,294.25
80 Wagaraw Road, Hawthorne, LP c/o McKirdy & Riskin, Esq. 8-94 Wagaraw Rd.				
2013				
12/2	\$875,000.00	\$850,000.00	\$ 25,000.00	\$ 1,321.00

80 Wagaraw Road, Hawthorne, LP c/o McKirdy & Risken, Esq. 8-94 Wagaraw Rd.

2014

12/2 \$875,000.00 \$850,000.00 \$ 25,000.00 **\$ 1,343.50**

80 Wagaraw Road, Hawthorne, LP c/o McKirdy & Riskin, Esq. 8-94 Wagaraw Rd.

2015

12/2 \$875,000.00 \$850,000.00 \$ 25,000.00 **\$ 1,401.00**

80 Wagaraw Road, Hawthorne, LP c/o McKirdy & Riskin, Esq. 8-94 Wagaraw Rd.

2016

12/2 \$875,000.00 \$850,000.00 \$ 25,000.00 **\$ 1,417.75**

80 Wagaraw Road, Hawthorne, LP c/o McKirdy & Riskin, Esq. 8-94 Wagaraw Rd.

2009

12/3 \$323,400.00 \$275,000.00 \$ 48,400.00 **\$ 2,263.18**

100 Wagaraw Road, Hawthorne, LP c/o McKirdy & Riskin, Esq. 100 Wagaraw Rd.

2010

12/3 \$323,400.00 \$275,000.00 \$ 48,400.00 **\$ 2,359.98**

100 Wagaraw Road, Hawthorne, LP c/o McKirdy & Riskin, Esq. 100 Wagaraw Rd.

2011

12/3 \$323,400.00 \$275,000.00 \$ 48,400.00 **\$ 2,467.92**

100 Wagaraw Road, Hawthorne, LP c/o McKirdy & Riskin, Esq. 100 Wagaraw Rd.

2012

12/3 \$323,400.00 \$265,000.00 \$ 58,400.00 **\$ 3,023.37**

100 Wagaraw Road, Hawthorne, LP c/o McKirdy & Riskin, Esq. 100 Wagaraw Rd.

2013

12/3 \$323,400.00 \$265,000.00 \$ 58,400.00 **\$ 3,085.86**

100 Wagaraw Road, Hawthorne, LP c/o McKirdy & Riskin, Esq. 100 Wagaraw Rd.

2014

12/3 \$323,400.00 \$265,000.00 \$ 58,400.00 **\$ 3,138.42**

100 Wagaraw Road, Hawthorne, LP c/o McKirdy & Riskin, Esq. 100 Wagaraw Rd.

2015

12/3 \$323,400.00 \$265,000.00 \$ 58,400.00 **\$ 3,272.74**

100 Wagaraw Road, Hawthorne, LP c/o McKirdy & Riskin, Esq. 100 Wagaraw Rd.

2016

12/3 \$323,400.00 \$263,400.00 \$ 60,000.00 **\$ 3,402.60**

100 Wagaraw Road, Hawthorne, LP c/o McKirdy & Riskin, Esq. 100 Wagaraw Rd.

2009

12/4 \$279,700.00 \$220,000.00 \$ 59,700.00 **\$ 2,791.57**

104 Wagaraw Road, Hawthorne, LP c/o McKirdy & Riskin, Esq. 104 Wagaraw Rd.

2010

12/4 \$279,700.00 \$220,000.00 \$ 59,700.00 **\$ 2,910.97**

104 Wagaraw Road, Hawthorne, LP c/o McKirdy & Riskin, Esq. 104 Wagaraw Rd.

2011

12/4 \$279,700.00 \$220,000.00 \$ 59,700.00 **\$ 3,044.10**

104 Wagaraw Road, Hawthorne, LP c/o McKirdy & Riskin, Esq. 104 Wagaraw Rd.

2012

12/4 \$279,700.00 \$220,000.00 \$ 59,700.00 **\$ 3,090.67**

104 Wagaraw Road, Hawthorne, LP c/o McKirdy & Riskin, Esq. 104 Wagaraw Rd.

2013

12/4 \$279,700.00 \$220,000.00 \$ 59,700.00 **\$ 3,154.55**

104 Wagaraw Road, Hawthorne, LP c/o McKirdy & Riskin, Esq. 104 Wagaraw Rd.

2014

12/4 \$279,700.00 \$220,000.00 \$ 59,700.00 **\$ 3,208.28**

104 Wagaraw Road, Hawthorne, LP c/o McKirdy & Riskin, Esq. 104 Wagaraw Rd.

2015

12/4 \$279,700.00 \$220,000.00 \$ 59,700.00 **\$ 3,345.59**

104 Wagaraw Road, Hawthorne, LP c/o McKirdy & Riskin, Esq. 104 Wagaraw Rd.

2016

12/4 \$279,700.00 \$220,000.00 \$ 59,700.00 **\$ 3,385.59**

104 Wagaraw Road, Hawthorne, LP c/o McKirdy & Riskin, Esq. 104 Wagaraw Rd.

TOTAL: \$ 62,048.39

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that the Treasurer be authorized to issue a refund for the overpayment of taxes for 2009- 2016 in accordance with the state judgment.

R 104-17 Introduced by Councilman Mele

WHEREAS, there exists a need for engineering services for preliminary investigation and design for Passaic Avenue Sewer Improvements in the Borough of Hawthorne at a cost not to exceed \$20,000.00.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that Boswell Engineering be awarded a contract in the amount not to exceed \$20,000.00, and that the Mayor and Municipal Clerk be directed and authorized to enter into and execute a contract, in a form approved by the Borough Attorney subject to certification by the Chief Financial Officer.

R 105-17 Introduced by Councilman Mele

WHEREAS, there exists a need for additional engineering services for the SCADA upgrades for the Borough of Hawthorne at a cost not to exceed \$4,500.00.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that Boswell Engineering be awarded a contract in the amount not to exceed \$4,500.00, and that the Mayor and Municipal Clerk be directed and authorized to enter into and execute a contract, in a form approved by the Borough Attorney subject to certification by the Chief Financial Officer.

R 106-17 Introduced by Councilman Mele

WHEREAS, there exists a need for engineering services of data collection, design and construction administration for the rehabilitation of the Mary Street and Goffle Hill Tanks for the Water Utility in the Borough of Hawthorne at a cost not to exceed \$110,000.00 for the Goffle Hill Tank and \$165,000.00 for the Mary Street Tank.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that Boswell Engineering be awarded a contract in the amount not to exceed \$275,000.00, and that the Mayor and Municipal Clerk be directed and authorized to enter into and execute a contract, in a form approved by the Borough Attorney subject to certification by the Chief Financial Officer.

R 107-17 Introduced by Councilman Mele

WHEREAS, the Borough of Hawthorne on two occasions in 2016 received and reviewed bids for the acquisition and installation of a prefabricated storage building and truck wash at its DPW facility on Goffle Road; and

WHEREAS, in each instance the Borough rejected the bids submitted as being in excess of the estimate prepared in connection with the project and in excess of the funding available by way of duly adopted bond ordinance; and

WHEREAS, the Borough, through its Engineer, made modifications to the plans and specifications and also increased the funding available by way of duly adopted amendment to the bond ordinance before again soliciting bids for the project as redesigned; and

WHEREAS, the bid solicitation permitted bidders to bid on a base bid and one alternate for replacement of roll-up doors; and

WHEREAS, as part of the bid solicitation the Borough of Hawthorne reserved unto itself the right to accept or reject the lowest responsible bid in its discretion; and

WHEREAS, a total of six bids were received however the apparent third low bid, submitted by Cipriano Enterprises, was deemed by the Borough Attorney to be fatally defective for failure to include a Shareholder Statement with its submission; and

WHEREAS, the five remaining bids were all deemed to be responsive to the solicitation and none had defects rendering the same non-compliant; and

WHEREAS, the base bid of the lowest bidder, which was submitted by Daskal, LLC, of Garfield, New Jersey, in total sum of \$883,872, significantly exceeded estimates for the same prepared in advance of the bid by the Borough and exceeded funds available through all identified sources allocated for the work; and

WHEREAS, the Local Public Contracts Law permits rejection of bids where the same exceed funds available for payment of the same;

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that it does reject the bids 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 all persons who submitted bids in connection therewith.

R 108-17 Introduced by Councilman Mele

2017-2018 LIQUOR LICENSE RENEWALS

WHEREAS, The Municipal Clerk is submitting the following *Club License* Renewal Applications for approval for the 2017-2018 license term:

Lic#1604-31-026-001 Riverside Veterans, Inc.	123 Royal Ave
Lic#1604-31-020-001 Hawthorne Post 199 American Legion	1 Legion Place

WHEREAS, The Municipal Clerk is submitting the following *Plenary Retail Consumption License* Renewal Applications for approval for the 2017-2018 license term:

Lic#1604-32-004-005	Diamond Unlimited Corp. t/a Diamond Pub & Liquors	203 Diamond Bridge
Lic#1604-32-018-004	Holst & Lehman Corp t/a Hawthorne Liquors/Rumors	610 Lafayette Ave
Lic#1604-32-011-016	Silk City Restaurant Group t/a Artisan Kitchen & Bar	142 Goffle Road
Lic#1604-33-003-004	Maks Restaurant Group t/a The Front Porch	217 Wagaraw Road
Lic#1604-33-002-006	Evad Been, Inc. t/a Jiggles	105 Mohawk Ave
Lic#1604-33-010-002	Mattar 98A Corp. t/a Macaluso's	161 Rea Ave
Lic#1604-33-005-007	Meson Galicia, Inc. t/a Granada Restaurant	410 Wagaraw Road
Lic#1604-33-007-008	Pesca Inc. t/a Bottagra Restaurant	80 Wagaraw Road
Lic#1604-33-008-003	Phiefer Company t/a Kirker's Inn	237 Diamond Bridge
Lic#1604-33-013-007	Puzo Pizza International, Inc t/a Puzo's Restaurant	4 Garfield Ave
Lic#1604-33-019-008	Rurff Inc t/a R.D. Benders	587 Lafayette Ave
Lic#1604-33-016-004	Shortway's Barn Inc. t/a Shortway's Barn	991 Goffle Road
Lic#1604-33-009-007	Zira Inc t/a Ossy's Café	158 Lincoln Ave
Lic#1604-33-015-005	Nissan Spirits LLC	(Pocket License)
Lic#1604-33-006-003	San Giuseppe Santa Croce Camerina Society	(Pocket License)
Lic#1604-33-017-010	Gerald A. Wlodarczyk	(Pocket License)

NOW, THEREFORE, BE IT RESOLVED, that the Hawthorne Municipal Council, of the Borough of Hawthorne, has no objection to the renewal of these licenses and is not aware of any circumstances that would prohibit the renewal of said licenses.

R 109-17 Introduced by Councilman Mele

WHEREAS, the Borough of Hawthorne previously solicited bids for the installation of telecommunications equipment, specifically the erection of antennas and related equipment, by way of lease agreement, at the Longview Water Tank owned by the Borough of Hawthorne; and

WHEREAS, the first bid solicitation resulted in the execution of leases with Anova Technologies, Inc., Tatora, LLC, Apsara Networks, Inc., Verizon Wireless, and AAA North Jersey; and

WHEREAS, the Borough then solicited bids a second time resulting in the execution of a lease with Scientel Wireless, LLC; and

WHEREAS, the Borough, having twice solicited bids, began to negotiate with potential lessees for the installation of equipment on remaining space located on the Longview Water Tank, divided by sectors as depicted in the bid documents, for installation of antennas on the water tank as well as ground space on the premises and in an equipment shed; and

WHEREAS, the Borough through its Administration negotiated a potential lease with T-Mobile Wireless, LLC, for three of the remaining sectors located on the Longview Tank together with ground space; and

WHEREAS, the Administration has deemed the amounts offered by way of lease agreement by T-Mobile to be consistent with industry standard for such location and consistent with rents paid by other tenants on the Longview Tank; and

WHEREAS, the Borough Attorney has reviewed the process followed by the Administration and has advised that a contract can be awarded without bid as bids were on two occasions solicited but not received for every sector on the Longview Tank;

NOW THEREFORE IT IS HEREBY RESOLVED, by the Municipal Council of the Borough of Hawthorne that it does award a lease agreement for location of antennas and related equipment on the Longview Water Tank to:

T-Mobile Northeast LLC, a Delaware Limited Liability Company

AND IT IS FURTHER RESOLVED, that the Council does authorize the Mayor and Clerk to execute and deliver a lease agreement consistent with the solicitation and subject to final approval by the Borough Attorney.

Council President Bertollo entertained a motion to approve consent agenda resolutions R101-17 through R109-17 moved by Councilman Mele, seconded by Councilman Lane. Council President Bertollo stated prior to discussing the resolutions, Clerk DiBella would like to add her comments to R108-17. Clerk DiBella added she has the completed health inspections conducted by Jean Mugulusi. Since they were received late in the day copies were not made and handed out. On Mugulusi’s first report, Benders was given a conditional approval. Upon re-inspection on 6/17, they passed with a satisfactory approval. All of the establishments have tax clearance, and were inspected by health, police and fire. She added on the original report there were 2 establishments with pending tax clearance, they have since been cleared. On roll call, all voted yes except Councilman Lane who abstained from Liquor License 1604-32-018-004 on R 108-17; motion carried.

Council President Bertollo added Deputy Clerk Vanessa Nienhouse has given her notice and is thanked for her services. He added the hiring committee will meet shortly to review applications once received. It will be business as usual in the Clerk’s Office.

REPORTS OF SPECIAL COUNCIL COMMITTEES:

Councilman Mele – Commended Attorney Pasquale and the Band Shell Committee on a job done well this past Sunday. Environmental Chair Rayna Laiosa held an awards assembly where she honored the children of Hawthorne and Kohler as the “Green Business of the Year” for switching to solar panels. Laiosa also received a \$2000 grant for the town for maintaining our silver sustainability.

Councilman Bennett – The Public Works Committee will meet tomorrow at 6:30pm. The Board of Rec met on June 14th and issued the permit for the Mark Sasso fundraiser on Saturday July 22 where ESPN will broadcast from Wagaraw Field. Prior to this evenings Summer Rec sign up there were already 400 children signed up.

CORRESPONDENCE: None.

BILLS:

VENDOR	CHECK#	TOTAL	DESCRIPTION
<u>CURRENT FUND</u>			
10-75 EMERGENCY LIGHTING, LLC	22604	588.00	REAR LIGHTING REPAIRS TOWER 2
80-104 WAGARAW RD	22605	62,048.39	REFUND TAX APPEAL
AAA EMERGENCY SUPPLY CO INC	22606	1,205.09	REPAIRS SCBA/CO/BOX LIGHTS
ACTION DATA SERVICES	22607	1,082.74	PAYROLL PROCESSING #11 5/26/17
AERIAL RISE LLC	22608	885.00	SIGNAL 1 AERIAL INSPECTION
AMERICAN HOSE & HYDRAULICS	22609	502.58	R-2 TARP REPAIRS
AQUARIUS IRRIGATION	22610	69.14	MISC WATER PARTS & SUPPLIES
BELMAR SPRING WATER	22611	6.15	WATER COOLER FOR POOL USE
BOLTZER LANDSCAPING INC	22612	1,965.24	2017 APRIL-MAY LANDSC SERVICES
BOSWELL ENGINEERING, INC	22613	764.00	ENG SVC
BRUNSWICK FAIRLAWN LANES	22614	17.94	BOWLING SPECIAL OLYMPICS
CABLEVISION STRATFORD	22615	757.92	MAY CABLE SERVICES
CANON SOLUTIONS AMERICA INC	22616	12.15	JUNE 17 COPIER FOR DPW
CARL MOTTOLA	22617	103.30	RENEWAL CERTIFICATION
CARROT-TOP INDUSTRIES INC	22618	350.66	FLAG/POLE/GOLD TASSLES
CINTAS FIRST AID AND SAFETY	22619	499.34	FIRST AID SUPP VAR DPT

CINTAS CORP	22620	423.88	JUNE RUG SERVICE AT BORO
COFONE CONSULTING GROUP, LLC	22621	4,000.00	2016 AFFORD HOUSING
COLLINS COMPANY	22622	764.00	WINDSCREENS TENNIS COURTS
COUNTY OF BERGEN	22623	255.00	BASIC TELECOMM COURSE
DOHENY LLC	22624	1,259.99	POOL PORTA VAC
DOWNES TREE SERVICE, INC.	22625	1,800.00	TREE REMOVAL
EDMUNDS & ASSOCIATES	22626	9,848.00	2017 SOFTWARE MAINT TAX
E V S SERVICES LLC	22627	60.00	6/7/17 COUNCIL MTG
FDR HITCHES LLC	22628	700.60	SALTER REPAIR
FIRE SERV SAFETY TESTING, INC	22629	1,302.20	ANNUAL LADDER TESTING
FIREPENNY	22630	195.47	12" DIAMOND BLADE
GARDEN STATE HGWY PROD, INC	22631	566.50	NATIVE PLANT SIGNS
GILL ID SYSTEMS	22632	1,572.00	POOL MISC. SUPPLIES
GRAMCO BUSINESS COMM	22633	90.00	MICROPHONE WIRE EXTENSION
HAWTHORNE B.O.E.	22634	158.65	POSTAGE
HAWTHORNE PRESS INC	22635	13.26	LEGAL NOT CHANGE MEETING
HEITS BUILDING SERVICES OF	22636	1,450.00	JUNE CLEANING SERVICE
HENRY'S PLUMBING & HEATING	22637	82.40	MISC. PLUMBING/HEATING
HIGHVIEW AT HAWTHORNE	22638	13,838.50	CONDO SERVICES 2016
IMPAC FLEET INC.	22639	8,290.90	MARCH GAS WATER/BORO
IRINA CONTE	22640	3,500.00	CONSULTANT SERVICES
JACK DOHENY COMPANIES INC	22641	1,909.19	S-2 PRESSURE HOSE
JANNICELLI & SON L.L.C.	22642	180.00	CUT GRASS & REMOVE DEBRIS
JERSEY ELEVATOR INC	22643	154.26	JUNE CONTRACTED SERVICES
JORDAN TRANSPORTATION, INC	22644	510.00	FAIRVIEW LAKES YMCA
LAFAYETTE HILLS CONDO ASSOC	22645	3,297.39	CONDO SERVICES 2016
LANGUAGE LINE SERVICES	22646	129.64	MAY 2017 SVC
LORI DIBELLA	22647	140.30	REIMBURSEMENTS
MAIN POOL & CHEMICAL CO, INC	22648	1,629.75	CHEMICALS FOR THE POOL
M & B SEPTIC SERVICE, LLC	22649	84.00	MAY 17 PORT-A-POTTY FRANK FLD
MEADOWLANDS FORD TRUCK	22650	2,601.88	5-0 TRUCK EMERGENCY REPAIRS
MICHAEL J. PASQUALE, ESQ	22651	7,783.50	JUNE RETAINER
MONTONE REMOD & CONS CO,	22652	5,550.00	RECON HIGHVIEW TER BASIN
NEWARK BRUSH COMPANY LLC	22653	291.50	R-11 CROSS BODY BROOM
NJ SPORTS & EXPOSITION AUTH	22654	978.46	2017 DUMPING FEES
NJLOM	22655	240.00	12 SUBSCRIPTIONS NJ MUNICIPAL
P & A AUTO PARTS, INC	22656	169.99	SERVICE FLOOR JACK
PAGANO COMPANY	22657	910.50	CONDO SERVICES 2016
PASCACK DATA SERVICES	22658	3,199.00	JUNE SERVICES 2017
PETE TERRIZZI	22659	875.00	CLEAN UP CALVO PL & VAN WINK
POLICE & FIRE RETIREMENT SYSTE	22660	4,129.08	EMP SHARE MEMB RETRO SALARY
POSTMASTER-PATERSON	22661	225.00	PERMIT 301 POSTAGE MKTG MAIL
PUBLIC EMPLOYEE RETIREMENT	22662	5,870.92	EMP SHARE RETRO ACTIVE SALARY
PUBLIC SERV ELEC & GAS	22663	23,546.03	MAY 2017
RECREATION SUPPLY COMPANY	22664	121.92	POOL SUPPLIES:HIP PACK & MASKS
RIZZO'S REPTILE DISCOVERY LLC	22665	600.00	REPTILES FOR EARTH DAY!
ROBERT POLITO LANDSCAPING	22666	150.00	CLEAN UP 339 WARBURTON
ROBERT BERGER	22667	103.14	CLOROX AND POOL SUPPLIES
RT OFFICE PRODUCTS	22668	543.60	OFFICE EQUIPM & SUPPLIES
SCALES INDUSTIRAL TECH	22669	1,132.69	ALARM REPAIR ON BUILDING TWR
SHOTMEYER BROS FUEL CO	22670	4,290.56	3/31/17 DIES FOR BORO VEHICLES
STAPLES	22671	64.45	DPW OFFICE SUPPLIES
TANIS HARDWARE	22672	573.49	MISC. SUPPLIES/PARTS BLANKET
THE BODY WORKS INC	22673	1,315.68	REAR BUMPER REPAIRS
THOMAS ZACONIE	22674	75.98	MAY MILEAGE
THOMSON REUTERS INC	22675	1,862.00	NJ STAT 2017
TIRE MANAGEMENT, LLC	22676	232.50	TIRE RECYCLING / DISPOSAL

TRIMBOLI & PRUSINOWSKI LLC	22677	580.50	LEGAL SVC TO 5/25/17
TYCO ANIMAL CONTROL SERVICES	22678	2,380.00	MAY PLUS 3 EMER RESPONSES
LIFE STORAGE	22679	199.00	STORAGE UNIT CLERK AUG
VERIZON WIRELESS (N)	22680	1,651.29	5/3-6/2/17
VERIZON	22681	1,697.51	6/1-6/30/17
WASTE MANAGEMENT OF NJ	22682	40,388.04	MAY 2017
WINDSTREAM	22683	1,364.11	SVC TO 6/10/17

Total Current **244,760.84**

DOG DEDICATED

NJ DEPARTMENT OF HEALTH	6183	293.40	COVER LICENSE 1144-1218
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Total Dog Dedicated **293.40**

GENERAL CAPITAL

BOSWELL ENGINEERING, INC	3567	14,902.00	2017 ROAD PROGRAM
GANNETT FLEMING, INC.	3568	20,987.40	DOWNTOWN
MICHAEL J. PASQUALE, ESQ	3569	412.50	ORDINANCES

Total General Capital **36,301.90**

OTHER TRUST I

BOSWELL ENGINEERING, INC	7082	388.00	JASON KOCH - 35 CHERYL HILLS
KATHERINE E. WEBSTER	7083	25.00	RETURN COMM GARDEN DEPOSIT

Total Other Trust I **413.00**

OTHER TRUST II

HOSKINS HARDWARE INC.	5273	250.00	PROPANE TANK RECYCLING
JOE ZISA	5274	2,425.00	BANDSHELL 6/18/2017
PREMIER VISION CARE NETWORK	5275	630.00	PREMIER VISION CARE PROGRAM

Total Other Trust II **3,305.00**

WATER CAPITAL

BOSWELL ENGINEERING, INC	1139	3,335.50	ENGIN WATER TANK REHAB
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Total Water Capital **3,335.50**

WATER OPERATING

ACTION DATA SERVICES	11094	270.68	PAYROLL PROCESSING #11 5/26/17
AGRA ENVIRONMENTAL SVC	11095	1,205.00	MONTHLY - WATER LAB TESTING
AQUARIUS IRRIGATION SUPPLY	11096	17.67	MISC WATER PARTS & SUPPLIES
CABLEVISION STRATFORD	11097	89.90	MAY CABLE SERVICES
CANON SOLUTIONS AMERICA INC	11098	12.16	JUNE 17 COPIER FOR DPW
CINTAS FIRST AID AND SAFETY	11099	67.15	FIRST AID SUPP VAR DPT
CINTAS CORP	11100	156.95	MAY DPW RUG WKLY SERVICE
EDMUNDS & ASSOCIATES	11101	3,843.00	2017 SOFTWARE MAINT TAX/WAT
GP JAGER INC	11102	5,858.88	WATER CHLORINE BRIQUETTES
HENRY'S PLUMBING & HEATING	11103	22.29	MISC. PLUMBING/HEATING
IMPAC FLEET INC.	11104	748.71	MARCH GAS WATER/BORO
ONE CALL CONCEPTS, INC.	11105	133.75	MAY DPW MARKOUTS 2017 -
PASCACK DATA SERVICES	11106	708.00	JUNE SERVICES 2017
PUBLIC EMPLOYEE RETIREMENT	11107	3,197.28	EMP SHARE RETRO ACTIVE SALARY
PUBLIC SERV ELEC & GAS	11108	30,904.97	MAY 2017
RIO SUPPLY, INC	11109	4,500.00	ANN MAINT CONTRACT 2017
SHOTMEYER BROS FUEL CO	11110	100.51	3/31/17 DIES FOR BORO VEHICLES
TANIS HARDWARE	11111	121.09	MISC. SUPPLIES/PARTS BLANKET
VERIZON WIRELESS (N)	11112	321.69	5/3-6/2/17
VERIZON	11113	655.38	6/1-6/30/17
WINDSTREAM	11114	454.70	SVC TO 6/10/17

Total Water Operating **53,389.76**

BUILDERS' ESCROW

BOSWELL ENGINEERING, INC	5349	297.00	HRYNCEWICH
BOSWELL ENGINEERING, INC	5350	990.00	HAWTHORNE GOSPEL CHURCH
BOSWELL ENGINEERING, INC	5351	198.00	PARTNER CONSTRUCTION SRV
MICHAEL J. PASQUALE, ESQ	5352	123.75	GORGA
BOSWELL ENGINEERING, INC	5355	1,953.00	HAWTHORNE SUBSTATION
BURGIS ASSOCIATES, INC	5356	688.75	HAWTHORNE SUBSTATION
BOSWELL ENGINEERING, INC	5357	3,785.00	ROYAL REALTY, LLC
BOSWELL ENGINEERING, INC	5358	970.00	BERGEN MOBILE CONCRETE, LLC
BOSWELL ENGINEERING, INC	5359	7,103.50	233 CENTRAL AVE.
MICHAEL J. PASQUALE, ESQ	5360	206.25	233 CENTRAL AVE
CONKLIN ASSOCIATES	5361	873.00	233 CENTRAL AVE SOIL MOVEMENT

Total Builders' Escrow **17,188.25**

Total Bill List **358,987.65**

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. Seeing none, Council President Bertollo entertained a motion to close the public comment, moved by Council Vice President Matthews, seconded by Councilman Wojtecki. Carried on voice vote.

ADJOURNMENT

At 8:03 p.m. Council President Bertollo entertained a motion to adjourn the regular meeting, moved by Councilman Bennett, seconded by Councilman Sinning. Carried on voice vote.

THE NEXT REGULAR MEETING OF THE MUNICIPAL COUNCIL IS

WEDNESDAY, JULY 5th 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