

The Regular Meeting of the Municipal Council of the Borough of Hawthorne was held on the above date at 7:05 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 Representative.....	Johanna Burke
Borough Engineer	Dr. Steven T. Boswell
Borough Clerk.....	Lori DiBella
<u>ABSENT:</u>	
Councilman.....	Joseph Wojtecki
Director of Revenue and Finance.....	Mary Jeanne Hewitt
Borough Attorney.....	Michael J. Pasquale

FLAG SALUTE

Council President Bertollo invited all present to join him in the Pledge of Allegiance. Council President asked that everyone remain standing for a moment of silence for the fallen military in honor of Memorial Day.

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.

Council President Bertollo stated although the agenda states there will be a closed session to discuss a Candidate for Construction Official Position, the candidate is no longer available. Administration will contact the next candidate and there will be a special meeting held May 31, 2017 at 6:30pm. The resume of said individual will be available for review prior to the meeting.

APPROVAL OF MINUTES:

Approval of Minutes for the Regular Meetings of April 19th and May 3rd as amended and Bid Minutes for DPW Truck Wash opened on May 11, 2017; moved by Councilman Sinning, seconded by Councilman Mele. Councilman Lane stated there were some corrections needed on the May 3rd Minutes which he gave to Clerk DiBella. Due to this he stated yes as amended. 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 Bennett, seconded by Councilman Lane. Carried on voice vote.

ADOPTION OF ORDINANCES:

WATER UTILITY BOND ORDINANCE NO. 2186-17

WATER UTILITY BOND ORDINANCE PROVIDING FOR PAINTING AND OTHER SPECIFIED IMPROVEMENTS TO THE GOFFLE HILL AND MARY STREET TANKS AS HEREIN OR HEREAFTER DESCRIBED ALL IN AND BY THE BOROUGH OF HAWTHORNE IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING ONE MILLION ONE HUNDRED FIFTY THOUSAND (\$1,150,000) DOLLARS THEREFOR AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE BOROUGH FOR FINANCING THE SAME.

PUBLIC HEARING

Council President Bertollo opened the meeting to the public. He stated if anyone desires to be heard regarding Ordinance No. 2186-17 please raise your hand to be recognized, come forward to the microphone and state your name and address for the record.

Seeing none, Council President Bertollo entertained a motion that the public hearing on Ordinance No. 2186-17 be closed and that it be resolved this ordinance was posted on the bulletin board, Hawthorne Press and on the borough website. Copies of said ordinance were made available to the general public. Now, therefore, be it resolved that this ordinance be adopted and the Clerk is authorized to advertise the same according to law, moved by Councilman Bennett, seconded by Councilman Mele. Councilman Mele stated he wants to make sure the public understands that this is not for a new tank, but for refurbishing the existing one. Council President Bertollo added it would be over \$6 million dollars for a new one. Administrator Maurer added the ordinance will be repayed with water utility revenues and is already built into our rate structure. On roll call, all voted yes, motion carried.

BOND ORDINANCE NO. 2187-17

DUMP TRUCK AND BRINE APPLICATOR IN AND BY THE BOROUGH OF HAWTHORNE IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING \$250,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE BOROUGH IN THE AMOUNT OF \$237,500 FOR FINANCING THE SAME.

PUBLIC HEARING

Council President Bertollo opened the meeting to the public. He stated if anyone desires to be heard regarding Bond Ordinance No. 2187-17 please raise your hand to be recognized, come forward to the microphone and state your name and address for the record.

Seeing none, Council President Bertollo entertained a motion that the public hearing on Bond Ordinance No. 2187-17 be closed and that it be resolved this ordinance was posted on the bulletin board, Hawthorne Press and on the borough website. Copies of said ordinance were made available to the general public. Now, therefore, be it resolved that this ordinance be adopted and the Clerk is authorized to advertise the same according to law, moved by Councilman Mele, seconded by Councilman Lane. On roll call, all voted yes, motion carried.

OLD BUSINESS:

Councilman Lane stated the door where the oxygen deliveries come at the Ambulance Corps building is not working. He reiterated they cannot receive necessary oxygen deliveries until this door is fixed.

NEW BUSINESS:

Councilman Sinning asked for an update on Central Ave. Administrator Maurer responded there was a delay in the project due to interference with the water and sewer systems. Councilman Sinning stated the road has been closed for two weeks. Administrator Maurer indicated there was trouble locating where they had to tie into the

sewer and the sanitary storm water lines. A conversation followed regarding how this has affected businesses and it was determined Lakeview Farms was the only business affected and it was not for the entire two weeks.

Council Vice President Matthews stated that since the County has clearly ignored our multiple objections to the turf field, he asked that Administrator Maurer consider sending a letter to the County stating the Hawthorne Police Department will no longer be responding to calls in Goffle Brook Park. He feels that since they are not working with us we should no longer extend this courtesy. He also suggested a letter be sent to the State regarding Hawthorne PD responding to incidents on Route 208. Council President Bertollo added he feels that a letter might not be necessary but the Police Department should just follow the protocol which is in place. Mayor Goldberg added most likely the call in the park would be for a Hawthorne resident who needs assistance. He added if we state we will not be going into the park, we would be denying our own residents necessary services. He feels a letter to the State Police and the County Sheriff stating we are handling an unfair burden on our Police Department would be sufficient.

Councilman Lane stated he spoke with Administrator Maurer about the pot holes and the rain on Central Ave. Councilman drove by there today and there is a lot of debris from the construction taking place there. He added the town is not responsible for the cleanup and that it should be done every night for the safety of the residents walking and driving in that area. Administrator Maurer responded he will contact the Project Manager. Councilman Lane added if they don't listen we can invoke a stop order on their project. Councilman Mele asked if they will be repaving the street. Administrator Maurer responded they will have to restore the pavement to its original condition before construction.

Regarding the 2017 Road Program, Councilman Lane asked if there was going to be a meeting between the Engineer, Arborist and Shade Tree Commission to decipher which trees on each street will need addressing. Administrator Maurer responded those parties will meet twice on this project; once during the design and again before the project begins.

ADMINISTRATIVE AGENDA PRESENTED BY MAYOR GOLDBERG:

At every Council Meeting he has had the privilege of addressing the people of our community. You hear from the CFO, Attorney, Engineer and Administrator. We have an exceptional professional staff and are blessed in this community to have employees in this building. Our DPW and Police Department who are second to none. We have a council that supports one another and that always comes together for the good of the Borough. We are a team and he is fortunate enough to not only be a member of this team but as your Mayor, its leader. He is so proud of what they have accomplished. Last meeting we adopted a budget that includes a tax increase of a mere 1.48 percent which was the lowest tax increase in the last 20 years. We have the highest bond rating we have ever achieved and after weathering the economic down turn of 2009 we have seen an increase of our ratable base and investments in our community like never before. In the past 3 ½ years the Planning Board has approved 78 applications for new businesses. We are definitely growing. Over the past 9 years we have introduced Hawthorne Day which keeps getting better, we welcomed our band shell which had a phenomenal first year, we created a 9/11 Memorial and we pay tribute 3 times a year to those "Hawthornites" who made the ultimate sacrifice for this nation by dedicating street corners in their memory. We are mindful of our environment and introduced a community garden, and have been a certified "Tree City USA" for over 25 years. We have achieved silver certified status from Sustainable New Jersey. All of this comes at no cost to the tax payers, which brings me to the point I would like to make. What makes Hawthorne so great and why I say "we" every time I speak of our accomplishments, is we are truly a community. From our Volunteer Fire Fighters and Ambulance Corps. to our Boards and Commissions, from our youth programs to our seniors, from our church groups to our civic organizations, we are a community, a family. We work hard, we play hard, but most of all we support one another which makes tonight such an important special night. Many of you may have heard that the Director of the Department of Environmental Protection has granted approval to the County of Passaic to install a synthetic turf field in Historic Goffle Brook Park. We stood shoulder to shoulder across

our community to let our County and State know we in this community oppose this project. He has been so heartened to hear from so many that have been willing to stand up and be heard. We have come together with this issue and will continue with our opposition.

He announced, he brought for the public, a resolution that he will ask Clerk DiBella to read in a moment. To have our Attorney start suit to enjoin the County from under taking this project. I present to you Council President Bertollo, a resolution, which I ask this Council to adopt tonight, supporting this action. In Hawthorne we not only work and play hard, we fight hard and this is just the beginning. He then asked Clerk DiBella to read the resolution.

OFF-CONSENT:

R 94-17 Introduced by Councilman Lane

WHEREAS, the County of Passaic has proposed to install a synthetic turf field in historic Goffle Brook Park, despite a ruling from the State of New Jersey Historic Preservation Office that such would be an encroachment on the historic nature of the park; and

WHEREAS, the Mayor and Council of the Borough of Hawthorne have spoken with unanimity in opposition to the installation of this encroachment in the community only to have the concerns of the people of Hawthorne be ignored by their elected County Freeholders; and

WHEREAS, the County of Passaic, despite a ruling that the installation of a synthetic turf field would be an encroachment and despite unanimous opposition from the Mayor and Council on behalf of the citizens of Hawthorne, made application to the State of New Jersey Department of Environmental Protection for approval of this ill-considered project; and

WHEREAS, the Mayor and Council again spoke with unanimity against this project at the State Historic Sites Council, which failed to adopt a resolution recommending the plan to the Director of the Department of Environmental Protection; and

WHEREAS, the Director, despite a finding that the turf field represents an encroachment, despite unanimous opposition from the community leaders in Hawthorne and despite a failure of the Historic Sites Council to endorse the plan of the County of Passaic, granted approval to the project without conducting a hearing or considering the objections of the people of Hawthorne; and

WHEREAS, the failure of elected officials on the County level and appointed official on the State level leaves the people of Hawthorne with no recourse except to turn to the Courts of this State to uphold the law that has so clearly been ignored by the arbitrary, capricious and unreasonable determination to grant approval to this project;

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that it does authorize the Municipal Attorney to take action to enjoin and prevent this encroachment and to preserve the historic integrity of Goffle Brook Park by the filing of an action against the County of Passaic and the State of New Jersey Department of Environmental Protection.

Council President Bertollo entertained a motion to approve off consent agenda resolution R94-17 moved by Councilman Lane, seconded by Councilman Bennett. Councilman Lane asked Attorney Burke if it would be possible to do an injunction so that this suit can be documented immediately. Mayor Goldberg responded this resolution will enable our attorney to take any and all legal action to stop this project. This includes asking for an injunction to starting suit against the County and if need be to go to Administrative Court against the NJDEP. This opens up every legal option to the Borough. Council President Bertollo thanked Mayor Goldberg for putting this together. He stated he believes it is a terrible way to spend so much money. The County spent

millions of dollars to beautify this park and the turf field will ruin that. Council Vice President Matthews added he is afraid the turf field would be the beginning of more to come such as removing the play area for more parking. A conversation followed about the importance of the County bringing back the retention basin. Council President Bertollo added he feels the money would be better spent on fixing a flooding problem which is creating a potential danger. Councilman Lane added at the time when the casting pond was there, Wagaraw Road did not flood. He stated the County removed the casting pond without the permission from the NJDEP which is required. He feels we have gone above and beyond even stating we would provide the water to take care of the grass instead of the turf field. Mayor Goldberg added this will be devastating to the south end of the town if this is put there. On roll call, all voted yes; motion carried.

Mayor Goldberg continued his report.....

What truly makes tonight special, though, is we come together now to celebrate all of the best things we represent. Master Sergeant Roberto Oquendo invited Mayor Goldberg to the 108th Air Wing Civil Engineering Squadron training at Tyndall Air Force Base in Florida on December 10, 2009. He left the Borough at 5:15 AM, drove to McGuire Air Force Base and boarded a military transport plane to Florida where he had lunch with Hawthorne resident Master Sergeant Oquendo and witnessed about six training exercises. Roberto informed him that he was being sent to the Middle East after Christmas. Mayor Goldberg wished him well and promised to keep in touch. They emailed back and forth during his deployment, and in 2010 Roberto requested that Mayor send him a Hawthorne flag that would fly with the American flag and the State of New Jersey flag in Iraq. After a time Mayor Goldberg stopped hearing from Roberto and made inquiries into his whereabouts. Finally he learned that Roberto had returned home. After several attempts to reach him he showed up at Borough Hall, and apologized for not getting back to Mayor Goldberg sooner. Roberto indicated he was having adjustment issues and that our flag was in a duffle in his garage that he couldn't bring himself to open. Mayor Goldberg told him that seeing him was enough and the fact that he was physically healthy was all the Mayor needed. They agreed that they could wait until he was ready. Several years later Roberto came in and said he was ready. Tonight we celebrate Roberto and the flags that flew in Iraq. It is my pleasure to present Master Sergeant Roberto Oquendo. Mayor Goldberg stated they have placed the American Flag, New Jersey Flag and Hawthorne flags in boxes which were on display at the meeting. These are the flags which flew in Iraq and were presented to the Borough from Master Sergeant Roberto Oquendo as a gift and as a reminder of our resident's service to the Borough and this County.

Master Sergeant Roberto Oquendo stated these flags flew outside the airbase for ten days during a sand storm. He stated the sand was still in the bag with the flags. It was an honor for him to represent the town and present these back to Mayor Goldberg. He stated it took a little time because he was ill but he always made sure the flags were safe. Along with the flags he gave Mayor Goldberg some sand from the place where the flags stood. He thanked the town and stated he has been a resident since 2009 and is so happy to belong to the community.

Mayor Goldberg stated it is their intention to display the flags with a plaque commemorating this evening. Master Sergeant Oquendo is an example of someone from Hawthorne who served his County and is now serving his community. The Mayor thanked Roberto and presented him with a proclamation...

PROCLAMATION:

WHEREAS, Master Sergeant Roberto Oquendo Castro joined the Puerto Rico Air National Guard with the 140th Air Control Command in Punta Salinas, Puerto Rico with the rank of Airman First Class, thereafter being transferred to the New Jersey Air National Guard in 1991 with the 108th Civil Engineer Squadron at McGuire AFB with the rank of Senior Airman; and

WHEREAS, Master Sergeant Roberto Oquendo Castro completed several temporary duty tours throughout the United States giving support as needed due to natural disasters such as Hurricane Katrina in New Orleans, Louisiana, and numerous floods in California; and

WHEREAS, Master Sergeant Roberto Oquendo Castro was deployed 11 times to Saudi Arabia, Turkey, Kyrgyzstan, Afghanistan, Egypt, Qatar, Kuwait and Iraq between 2000 and 2010 in support to Operation Enduring Freedom, Operation Iraqi Freedom, Operation New Dawn and Operation Desert Storm; and

WHEREAS, on December 10, 2009, Mayor Richard S. Goldberg traveled to Tyndall Air Force Base in Florida to visit with Hawthorne resident Master Sergeant Roberto Oquendo Castro while he was training and assigned to the 108th Air Wing Civil Engineering Squadron; and

WHEREAS, on January 29, 2010 Master Sergeant Roberto Oquendo Castro was deployed to Sather Air Base in Iraq, which was the location where Saddam Hussein was found and where he had all his principal palaces, and where Master Sergeant Roberto Oquendo Castro remained until April 27, 2010; and

WHEREAS, after numerous e-mail correspondence between Mayor Richard S. Goldberg and Master Sergeant Roberto Oquendo Castro in early 2010, Master Sergeant Roberto Oquendo Castro requested a Borough of Hawthorne flag be sent to him at Sather Air Base in Iraq; and

WHEREAS, Master Sergeant Roberto Oquendo Castro proudly displayed the United States flag, the State of New Jersey flag, and the Borough of Hawthorne flag while stationed in Iraq and now presents back to this community the flags that stood with him in harm's way as a sign of our strength and commitment; and

WHEREAS, in September 2016 Master Sergeant Roberto Oquendo Castro retired after 32 years of service with the Meritorious Service Medal and two Air Force Commendation Medals, attaining the rank of Master Sergeant; and

WHEREAS, Master Sergeant Roberto Oquendo Castro thankfully returned to the Borough of Hawthorne unharmed and continues to call this community his home; and

WHEREAS, a grateful community now takes a moment to welcome Master Sergeant Roberto Oquendo Castro home and thanks him for his service to our great Country and this great Borough.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED, by the Mayor and Council of the Borough of Hawthorne on behalf of all of its residents, that it joins in the thanks to Master Sergeant Roberto Oquendo Castro for his service, and graciously accepts these flags which will proudly be displayed in its Council Chambers as a tribute to his dedication to Country and Community.

Council President Bertollo thanked Roberto for his service.

REPORTS:

Borough Attorney Representative Johanna Burke:

Thank you Mayor and thank you Master Sergeant Oquendo for your service to our country and this incredible gesture tonight. Johanna Burke introduced herself. She is as a mother who devotes herself to her son, Aidan, and brings awareness and support to those who live with children on the Autism Spectrum as well as the founder of Fight for Autism. She is also an attorney and is happy to fill in for Attorney Pasquale tonight, who is attending the State Bar Association Convention this week.

Synthetic Turf Field – As you are aware, the office of the Commissioner of the DEP granted approval to the application of the County of Passaic to install a turf field in Goffle Brook Park. As the Mayor noted, no consideration was given at all to the thoughts of the people who live in this community by the County or the Commissioner. On your agenda tonight is a resolution authorizing Mr. Pasquale to file suit and seek to enjoin

the County from going forward with this project. It is hard to imagine that anyone would think it makes good sense to install a synthetic turf field in a historic park that has undergone such careful restoration. We will fight this fight because it is right for the people of Hawthorne.

Affordable Housing – Last week a Court appointed Master in Mercer County, Richard Reading, issued a report regarding the two approaches advanced to address the “gap years.” As you recall, the Supreme Court ruled that municipalities, in addition to addressing substandard housing in existence today and future need to 2025, also need to address the unmet housing need that COAH failed to address from 1999-2015. Not surprisingly, Dr. Kinsey found that need to be astronomical. The experts hired by the Municipal Consortium, Econsult, found a much lower number to be the correct number. Mr. Reading analyzed both reports and largely sided with the Econsult report. This matter is proceeding in Mercer but will have statewide implications which Mr. Pasquale will follow.

Tax Appeals – 2017 County Tax Appeals were heard yesterday in Wayne. As noted, the number of appeals was down substantially from prior years, a tribute to our stable tax base and strong housing sales. Mr. Pasquale will have a more detailed report next meeting.

Peace and Good Order – After our last Council meeting Mr. Pasquale took a look at our Peace and Good Order Ordinance. He found some obvious areas that are outdated and generally date back to a bygone era. On your agenda tonight is an ordinance to repeal six sections. These include defacing a police or fire call box (we have pull boxes and a false alarm is still covered under the criminal code), expectorating in public, which is gross but not really a known health hazard, operating a carnival, which does not seem to be much of a threat these days, using an air rifle or bb gun, which is covered under our firearms ordinance, destroying crops or orchards, which dates back to a time when we had an orchard in town, and finally playing ball in the street. Some good comes of most every discussion and it was good to take a look at this ordinance and weed out things that no longer belong.

Bandshell – Opening night is Father’s Day night with Joey Zisa and Friends. The schedule will include seven concerts and three movies. There is one near and dear to me and that is the second annual Fight for Autism night, where local musicians come together and play for no charge to help raise money and awareness for this special cause. I am working with Michael and Lisa Sloomaker to make this a phenomenal event and ask everyone to mark August 13, 7:00 p.m. on their calendars. And that concludes my report.

Attorney Burke invited everyone to join her on Sunday June 4th at the Hawthorne High School for the 2nd annual Fight for Autism walk which begins at 10am. If it rains all activities for the event will be inside the gymnasium at the High School. Any money raised will go directly to local families with children with Autism.

Engineer Dr. Boswell

Band Shell Bathrooms - The Borough has selected a three (3) single stall bathroom structure for Little Franklin Field, which will be located on the south side of the band shell, next to the treatment building. We are finalizing a schedule with the architect for specs and bidding and will prepare a revised budget.

DPW Building - We are reviewing the bids. Three (3) contractors transcribed in words the total computed costs of ten (10) items as unit costs, thereby inflating the actual bid amount. Words govern over figures.

2016 Road Program - The ADA ramps at McKinley are completed.

Streetscape Project -Solar-Mite Electrical Contractors has two (2) crews on the project. Crew 1 finished the conduit on Lafayette except for one light pole foundation on the NE corner of Lafayette and Diamond Bridge. Junction boxes are being installed and the contractor will continue to install foundations along Lafayette for all decorative sign posts (28) and the movie theater parking lot apron. Crew 2 started this week on Diamond Bridge with curb and sidewalk forming and pouring. $\frac{3}{4}$ of the southern side curb has been poured. Thursday will be a spot pour and stamp the SE corner so the Borough can see if they approve of the pattern and color.

For the rest of Thursday and Friday, Crew 2 will start curb and sidewalk on the northern side of Diamond Bridge. The contractor is pushing to have all sidewalks done prior to the Friday before Memorial Day, which would complete the curb, sidewalk foundations and all conduits.

Rock Road Improvements - The contractor, 4 Clean Up, plans to start the project simultaneously with the 2017 Road Program, which should begin after Memorial Day.

Water Storage Tank Painting - We are preparing the specifications and bid documents to address the Goffle Hill Storage Tank rehabilitation, cathodic protection and painting.

GPS Field Survey and GIS Services - Our Environmental Dept. met with the Water Dept. on Wednesday, May 10th, and reviewed the maps and the storm and sanitary data and information collected. We will go back out and collect the data for service connections after the Water Dept. marks up the plans accordingly.

Municipal Complex Message Board - Forman Signs is planning to install the message board sign on June 28th. The sign's electrical information has been forwarded to Post & Kelly for a cost to address the necessary electrical connections from the building.

2017 Road Program - The pre-construction meeting was held on Thursday, May 11th, at 3:00 pm. 4 Clean Up, plans to start the project simultaneously with the 2017 Road Program right after Memorial Day.

Tax Map Updates - The tax map updates and revised numbers were provided to the Borough for their review and comments.

84 Buena Vista - Smith Soudy will address the concrete splatter on the driveway.

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

Water System Emergency Repair Contract – There was a question as to why the bids so high. It was the interpretation by the one high bidder which was incorrect. He stated he believes the high bidder also had more work than the low bidder.

Air Permits for Emergency Generators - We are preparing the necessary air permit applications for the new water system generators. Information was requested from both the Borough and generator suppliers for the permit applications. We received the Certificate of Conformity for the 30 kw and 80 kw Kohler generators. Work should be done shortly.

110 Hawthorne Avenue Sidewalk - Boswell met with contractor and the work will be corrected under the maintenance bond at no cost to the Borough.

72 Parmelee Avenue Handicap Ramp - This is part of Smith-Soudy's punch list and will be repaired.

Llewellyn Avenue Handicap Ramp - 4 Clean Up will address under the 2017 Road Program.

Mayor Goldberg reminded everyone that Monday May 29th is Memorial Day. There will be a service in front of Bureau Hall at noon, followed by our parade which begins at 1pm. This is a great way to pay tribute to those who paid the ultimate price and a way to reconnect with our residents. This year's Grand Marshall is Paul Korzinski from Paul's Motors.

Administrator Maurer

Best wishes to John Buonanno, who is retiring on June 1st, after serving for the last year as Building Official and a total of 15 years as our Fire Sub Code Official. Our first candidate for the position withdrew his application which is the reason we cancelled the closed session tonight. An offer is now being made to another candidate with the intention of having the Council interview him for Council Advise and Consent at the special meeting on May 31st at 6:30pm. In case there is a delay in starting the full time position Administrator Maurer is working on plans for interim coverage.

The vendor for the new construction software, Spatial Data Logic, will be conducting staff training next week with the plans to go live June 1st.

Recognizing our loss control efforts, Morris County Joint Insurance Fund gave the Borough a safety award which comes with a \$400 gift certificate to be used towards safety equipment. The Morris County JIF also conducted a safety and loss control inspection of our facilities. There were only two minor suggestions for improvement which will be addressed. Participation in the JIF and their safety program saves the Borough significant money on our insurance.

The Police Benevolent Association has filed for arbitration on the grievance denied by the council on April 5th regarding payment to a retiree for accumulated Garcia Time. We are in the process of arbitrator selection.

The proposal review committee is in the process of reviewing the proposals received for computer support services under our competitive contracting process. References have been checked and scoring is underway. An award is expected in June with a contract beginning July 1st.

Administrator Maurer is working with DPW to prepare specifications for a dump truck. This is being funded by bond ordinance 2187 which was voted on tonight. He is also looking into the possibility of purchasing this truck through a national co-op called National Joint Powers Alliance. NJPA has 32,000 members nationwide including 1,000 governmental units in New Jersey. Whether or not NJPA is used for the purchase of this truck, he does recommend joining this co-op for the opportunities it offers. He will present a resolution on this next month.

Preparations continue for the opening of the Municipal Pool on the weekend of Memorial Day. Mayor Goldberg added the residents will have a great summer with the new management of the pool.

QUESTIONS FOR THE ADMINISTRATION

Councilman Lane thanked Dr. Boswell for responding to his questions on the pricing of the bids received for the DPW Truck Wash Building. He then asked Administrator Maurer if the Council could interview candidates two and three the same night in case they prefer one over the other. Councilman Lane asked about the current agreement we have with Galveston-Houston deal we had over the new co-op Administrator Maurer mentioned. Administrator Maurer responded he will look into that as well but believes they don't have what the Borough is looking for in this case. He added before they choose any co-op he will look into those the borough is already a member of. He would like to join the NJPA co-op in order to look at their pricing.

Councilman Lane asked for follow up on the generators. Administrator Maurer responded he has asked the public works director to give him the written procedure. He will give to the engineer to see if he has any suggestions. Councilman Lane reiterated his question if the generators would be run weekly or biweekly. Engineer Boswell responded they would be exercised for one hour per week which is standard. He stated he feels once every two weeks is adequate and that is what he would recommend.

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 Lane, seconded by Councilman Sinning. Carried on voice vote.

INTRODUCTION OF ORDINANCES:

ORDINANCE NO. 2189-17

AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT THE CODE OF THE BOROUGH OF HAWTHORNE, CHAPTER 357, PEACE AND GOOD ORDER, SECTION 357-2, PROHIBITED ACTS, BY REPEALING CERTAIN SUBSECTIONS THEREUNDER

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 357, Peace and Good Order, Section 357-2, Prohibited Acts, is revised, amended and to the extent indicated repealed in part so as to eliminate certain subsections thereunder, with the following specific subsections to be repealed:

§ 357-2 Prohibited acts

A. Except as otherwise permitted by law, no person shall, within the limits of the Borough:

Section 2. All other parts or provisions of Chapter 357 of the Code of the Borough of Hawthorne or any other ordinance or regulation not specifically amended by this Ordinance shall remain in full force and effect.

Section 3. This Ordinance shall take effect twenty (20) days after final adoption and publication as provided by law.

BE IT RESOLVED, that Ordinance No. 2189-17 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 June 7, 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. 2189-17 moved by Councilman Bennett, seconded by Councilman Mele. On roll call, all voted yes; motion carried.

RESOLUTIONS:

CONSENT AGENDA: R 88-17 through R 93-17:

R 88-17 Introduced by Councilman Mele
Borough of Hawthorne payroll dated May 12, 2017.

CURRENT FUND	WT 888889	\$	257,947.30
WATER OPERATING FUND	WT 888889	\$	42,123.44
OTHER TRUST II FUND	WT 888889	\$	41,282.30
GENERAL CAPITAL FUND	WT 888889	\$	-

DOG DEDICATED FUND	WT 888889	\$	-
TOTAL PAYROLL		\$	341,353.04
CURRENT FUND TO PAYROLL/FICA	WT 888889	\$	15,069.70
WATER OPERATING FUND TO PAYROLL/FICA	WT 888889	\$	-
TOTAL FICA		\$	15,069.70

R 89-17 Introduced by Councilman Mele

WHEREAS, the annual principal and semi-annual interest payments for the Refunding Bonds of June 1, 2012 have become due and payable on June 1, 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 \$710,000.00 in Principal and \$40,150.00 in Interest from the Current Fund, \$60,000.00 in Principal and \$3,400.00 in Interest from the Water Operating.

R 90-17 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 \$2,994,383.00 from the Current Fund and charged to School Taxes Payable for May 2017.

R 91-17 Introduced by Councilman Mele

WHEREAS, the Borough of Hawthorne distributes taxes to the County of Passaic each quarter; and

WHEREAS, the County of Passaic has requested that these funds be sent to them via ACH wire transfer to their bank account in Lakeland Bank.

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 \$4,261,519.89 for County Taxes and \$57,728.47 for Open Space Taxes for a total of \$4,319,248.36 for 2nd Quarter 2017.

R 92-17 Introduced by Councilman Mele

WHEREAS, the Memorial Day Parade in the Borough of Hawthorne will take place this year on Monday, May 29, 2017, and organizations that will be performing in the parade require payment immediately following the parade.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that the Treasurer be and is hereby authorized to draw checks against the Current fund in the amounts, and for the organizations, listed below, and that these checks be distributed after their services have been performed.

Hawthorne Caballeros Alumni	1,100.00
Hawthorne Caballeros	1,100.00

Hawthorne High School Band	600.00
NY Skyliners Alumni Drum & Bugle Corps	2,500.00
NY Skyliners Drum & Bugle Corps	1,200.00
Uptown String Band	1,750.00
Harmony Senior Drum Corps	1,450.00
Paramus Catholic High School Band	500.00
6 st New Hampshire Volunteers	300.00
Military Transport Association	650.00
Passaic County Tech ROTC	200.00
North Brunswick High School Band	1,000.00
Reilly Raiders Drum & Bugle Corps	2,500.00
Passaic High School Marching Band	1,800.00
John F. Kennedy High School Band	200.00

R 93-17 Introduced by Councilman Mele

WHEREAS, an interfund, in the amount of \$900.00 was created, by a posting error between the Current Fund and the Other Trust II – Public Defender Fees Fund.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that the Treasurer be and is hereby authorized, to liquidate said interfund by issuing a check for \$900.00 from the Other Trust II - Public Defender Fees Fund payable to the Current Fund.

Council President Bertollo entertained a motion to approve consent agenda resolutions R88-17 through R93-17 moved by Councilman Mele, seconded by Councilman Sinning. On roll call, all voted yes except Council Vice President Matthews and Councilman Lane who voted no on R91-17; motion carried.

REPORTS OF SPECIAL COUNCIL COMMITTEES:

Council Vice President Matthews - At last night’s Planning Board meeting the Royal Ave. plans took a turn and now will be heard by the Zoning Board again. There was an attorney questioning if there was a use variance and thus required to be heard in front of the Zoning Board. However, use variances were based on number of units and according to the Cox Land Use Law, the number of bedrooms doesn’t matter, it is the number of units that matter. Our local code says only a certain percentage of two bedroom units are allowed, the Royal Ave. project was exceeding this by a large percent. Their attorney was arguing that increasing the bedrooms was the issue thus requiring a variance. The Zoning Board and Planning Board Attorney’s as well as the Municipal Engineer disagreed.

Councilman Bennett – The Public Works Committee met on Monday which has mostly been covered in the meeting. There are the bond ordinances for the refurbishment of the Goffle Hill water tank and the dump truck and brine system on the agenda tonight. Maitland well and Well no. 8 are not working but are being repaired under a new contract with Longo Mechanics. The repairs at Goffle Hill are being repaired by the preceding contract with Precision Electric.

Councilman Mele– Attended a ROAR Graduation with the Mayor and commended Officers Tafuri and Roberts for doing an excellent job. He feels the ROAR program takes the police department to a new level. Congratulations to Mrs. Lewis from St. Anthony’s for being selected as Teacher of the Year by the VFW.

Council President Bertollo congratulated the graduates of the Junior Police Academy. He added it is a program in its 20th year and a wonderful program which involves the police department on different levels. The children participate in a range of activities with their favorite being the visit to the Passaic County Jail and the pistol

range. This is a great program with joint participation from the Police Department, Municipal Alliance and The Boys and Girls Club.

CORRESPONDENCE: None.

BILLS:

VENDOR	CHECK#	TOTAL	DESCRIPTION
CURRENT FUND			
ACTION DATA SERVICES	22410	810.60	PR #9 4/28/17
AGL WELDING SUPPLY CO, INC	22411	208.81	WELDING GASES
AMERICAN HOSE & HYDRAULICS CO	22412	3,845.18	R-7 EMERGENCY REPAIRS
AMERICAN WOODCARVING	22413	350.00	STIGMA FREE SIGNAGE
AQUARIUS IRRIGATION SUPPLY,INC	22414	18.86	MISC WATER PARTS & SUPPLIES
ARTHUR MONTAYNE	22415	50.00	MED REIMB 2017
A-VAN ELECTRICAL	22416	172.00	FENCE TIES
BARCIA BROS FENCE CO INC	22417	1,725.00	WAG BALL FIELD FENCE REPAIRS
BCB JANITORIAL SUPPLY CO INC	22418	127.60	JANITORIAL SUPPLIES - BLANKET
BOB'S TIRES & WHEELS INC	22419	466.00	HOT BOX TIRES
BOROUGH OF FAIR LAWN	22420	6,558.10	APPARATUS REPAIRS
BOSWELL ENGINEERING, INC	22421	3,975.00	GENERAL ENGINEERING
BRAEN STONE INDUSTRIES, INC	22422	1,396.78	ROAD SUPPLIES
CABLEVISION STRATFORD	22423	538.48	MAY CABLE SERVICES
CANON SOLUTIONS AMERICA INC	22424	12.15	MAY 17 COPIER FOR DPW
CARL MOTTOLA	22425	47.85	APRIL MILEAGE
CHIEF FIRE EQUIP CO	22426	195.75	2017 FIRE EXT REFILLS
CINTAS FIRST AID AND SAFETY	22427	218.89	BLANKET FIRST AID SUPPLIES
CINTAS CORP	22428	449.20	APR RUG SERVICE AT BORO
COMMUNICATION SPECIALISTS	22429	662.00	PORTABLE RADIO REPAIRS
CONTINENTAL FIRE & SAFETY, INC	22430	495.72	NOZZEL REPAIRS/AKRON BRASS
METRO GROUP OF NEW JERSEY	22431	382.86	MOTORCYCLE SERVICE
DOWNES TREE SERVICE, INC.	22432	6,350.00	REPAIRS TO TRAINING CENTER
ELLEN BROGNO	22433	120.75	HEALTH AWARENESS PINS
ELLIOTT LEWIS CORP	22434	1,694.00	EMERG NO HEAT BORO HALL
EMERGENCY EQUIPMENT SALES	22435	2,042.78	ENGINE 3 PUMP REPAIRS
E V S SERVICES LLC	22436	150.00	4/24/17 BOE MEETING
FAIR LAWN DPW	22437	1,770.00	TOWER 2 HYDRAUL FLUID LEAK
FIRST MOUNTAIN ARBORICULTURE L	22438	1,430.00	TREE INSPECTIONS BY ARBORIST
FREMGEN POWER EQUIPMENT INC	22439	180.00	CALVIS CHAIN SLIPS
GET A CAN	22440	8,250.00	4/1-4/30/17 MONTHLY VEG SVC
GOLD TYPE BUSINESS MACHINES,	22441	1,014.40	JAN TO MAR TICKET FEES
HAWTHORNE AUTO LAB	22442	553.80	VEHICLE MAINTENANCE
HAWTHORNE CAR WASH, INC	22443	1,644.00	VEHICLE WASHES
HAWTHORNE PRESS INC	22444	632.96	AD DPW
HAWTHORNE PROJECT GRADUATION C	22445	1,000.00	REPLACE OUTDATED CK #17362
HEITS BUILDING SERVICES OF	22446	1,450.00	MAY CLEANING SERVICE
HENRY'S PLUMBING & HEATING INC	22447	212.49	PLUMBING/HEATING SUPPLIES

HFD #1	22448	169.55	STANDBY ACME
HFD #2	22449	114.76	STANDBY MARCH 17
HFD #2	22449	1,700.00	1ST QTR RENT
HFD #4	22450	345.19	SNOW STAND BY SUPPLIES
ID CHECKING GUIDE	22451	119.70	ID CHECKING SYSTEM
IMPAC FLEET INC.	22452	7,505.53	MARCH GAS BORO VEHICLES
INSURANCE RESTORATION SPECIALI	22453	500.00	CELL CLEAN UP INC # 7164
JACK DOHENY COMPANIES INC	22454	6,678.37	S-2 SEWER VAC TRUCK REPAIRS
JERSEY ELEVATOR INC	22455	154.26	MAY CONTRACTED SERVICES
JESSICA TUMMINELLO	22456	210.00	FRAMES & LENSES
SITEONE LANDSCAPE SUPPLY, LLC.	22457	502.50	YEARLY FIELD MAINTENANCE
LAWMEN SUPPLY CO OF NJ, INC	22458	94.51	GUN CLEANING SOLUTION
LINCOLN MIDDLE SCHOOL	22459	500.00	TRANSPORT SOAR COURSE
LORI DIBELLA	22460	80.00	LICENSE & NOTARY RENEW
LOUIS BAY 2nd LIBRARY	22461	203,780.00	2017 MUNIC BUDGET PAYMT
M & B SEPTIC SERVICE, LLC	22462	84.00	MAY PORT-A-POTTY FRANK FLD
MICHAEL J. PASQUALE, ESQ	22463	8,444.00	ORDINANCE
MONTONE REMOD & CONS CO, INC	22464	575.00	MUNICIPAL LOT STORM DRAIN
NJ MOTOR VEHICLE COMMISSION	22465	60.00	TITLE PLATES KUBOTA TRACTOR
NJ SPORTS & EXPOSITION AUTH	22466	1,227.86	2017 DUMPING FEES
NJLOM	22467	110.00	AD CONSTRUCTION CODE
NORTH JERSEY MEDIA GROUP INC	22468	193.05	PUB NOTICE & BOND ORD
NORTH JERSEY FRIENDSHIP	22469	312.00	STIGMA FREE T-SHIRTS
NY SUSQUEHANA & WESTERN RAILWA	22470	1,199.35	ANN FEE
PABCO INDUSTRIES	22471	450.00	CLEAR BAGS- ALL RECEPTICALS
PASSAIC CNTY MUNI CLERKS ASSOC	22472	200.00	MUNICIPAL CLERKS DUES 2017
PFISTER ROOFING	22473	1,145.00	EMERG ROOF REPAIRS BORO
RICHARD MC AULIFFE	22474	60.00	VEHICLE REGISTRATION
ROMANCE FLORIST	22475	150.00	FLOWERS - HENDERSON
RR DONNELLEY	22476	220.50	SAFETY PAPER
RT OFFICE PRODUCTS	22477	1,692.89	SUPPLIES FOR TAX & FIN OFFICE
SCOTT CRIMMEL	22478	72.69	CEL EARTH SUPPLIES
SHOTMEYER BROS FUEL CO	22479	3,647.24	MARCH DIESEL BORO VEHICLES
SOUTH JERSEY ENERGY	22480	71.81	APRIL NAT GAS
STAPLES	22481	585.62	OFFICE SUPPLIES
STEFANO CARUSO	22482	79.99	REIMB SAFETY SHOES
TANIS HARDWARE	22483	926.82	MISC. SUPPLIES/PARTS BLANKET
TRIMBOLI & PRUSINOWSKI LLC	22484	2,185.50	LEGAL SVC THRU 4/25
TRIOUS, INC	22485	2,379.46	GOOSE SWEEPER BRUSHES
TYCO ANIMAL CONTROL SERVICES	22486	2,320.00	APRIL 2017
LIFE STORAGE	22487	199.00	L7/1-8/1/17 STORAGE
US MUNICIPAL SUPPLY, INC.	22488	294.13	R-11 SWEEPER SWITCHES
VERIZON WIRELESS (N)	22489	1,451.91	4/24-5/23 MDT
VERIZON	22490	167.94	4/25-5/24 POOL SVC
VITAL COMMUNICATIONS, INC.	22491	702.00	APRIL
WALDWICK PRINTING COMPANY	22492	361.00	RESIDENT PARKING PERMITS
WASTE MANAGEMENT OF NJ	22493	36,075.11	APRIL

WILLIAM C PONDER	22494	250.00	HAWKS FALCONS
WILLIAM MARRA	22495	50.00	MED REIMB 2017
Total Current		341,600.25	

DOG DEDICATED			
CAROL CHAMBERLIN	6177	60.00	RABIES CLINIC 5.9.17
EMILY MINTZ	6178	45.00	RABIES CLINIC 5.9-17
JANICE PATMOS	6179	45.00	RABIES CLINIC 5.9.17
PHYLLIS WOOLDRIDGE	6181	60.00	RABIES CLINIC 5.9.17
Total Dog Dedicated		210.00	

GENERAL CAPITAL			
BOSWELL ENGINEERING, INC	3560	5,775.00	2016 ROAD PROGRAM
HAWTHORNE PRESS INC	3561	264.28	AWARD OF CONTRACTS
NORTH JERSEY MEDIA GROUP INC	3562	104.78	PUB NOTICE & BOND ORD
Total General Capital		6,144.06	

OTHER TRUST II			
AMERICAN WOODCARVING	5266	865.00	WELCOME TO HAWTH SIGN
POST & KELLY ELECTRIC CO, INC	5267	780.00	SUMP PUMP REPAIRS
Total Other Trust II		1,645.00	

WATER CAPITAL			
HAWTHORNE PRESS INC	1136	52.90	LEGAL NOTICES
Total Water Capital		52.90	

WATER OPERATING			
ACTION DATA SERVICES	11049	202.65	PR #9 4/28/17
AGRA ENVIRONMENTAL SVC	11050	3,910.00	WATER LAB TESTING
AQUARIUS IRRIGATION SUPPLY,INC	11051	27.08	MISC WATER PARTS & SUPPLIES
BOSWELL ENGINEERING, INC	11052	792.00	EMERG WATER CONTRACT
CABLEVISION STRATFORD	11053	89.90	MAY CABLE SERVICES
CANON SOLUTIONS AMERICA INC	11054	12.16	MAY 17 COPIER FOR DPW
CINTAS CORP	11055	259.75	APRIL DPW RUG WKLY SERVICE
DELL GARDEN CENTER	11056	32.63	EQUIPMENT & SUPPLIES
HAWTHORNE AUTO LAB	11057	53.50	VEHICLE MAINTENANCE
HD SUPPLY WATERWORKS, LTD	11058	704.00	FIRE HYDRANT PARTS
HENRY'S PLUMBING & HEATING INC	11059	74.30	PLUMBING SUPPLIES
IMPAC FLEET INC.	11060	1,013.18	MARCH GAS BORO VEHICLES
JAMES SODER	11061	120.00	REIMB WATER LIC W-1
LOWES HOME IMPRV BUSINESS ACCT	11062	363.47	SUPPLIES WATER DEPT
ONE CALL CONCEPTS, INC.	11063	163.75	APRIL DPW MARKOUTS 2017 -
POST & KELLY ELECTRIC CO, INC	11064	325.00	SO STATION PUMP CONTROL
RT OFFICE PRODUCTS	11065	43.26	SUPPLIES FOR TAX & FIN OFFICE
SHOTMEYER BROS FUEL CO	11066	47.54	MARCH DIESEL BORO VEHICLES
SIR SPEEDY, INC	11067	94.00	BUSINESS CARDS
TANIS HARDWARE	11068	157.03	MISC. SUPPLIES/PARTS BLANKET

VERIZON WIRELESS (N)	11069	397.93	4/26-5/25
WALDWICK PRINTING COMPANY	11070	92.65	WATER SHUT-OFF HANGERS

Total Water Operating 8,975.78

Total Bill List 358,627.99

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 Councilman Mele, seconded by Councilman Lane. Carried on voice vote.

Council President Bertollo added May 31st at 6:30 is the special meeting. The meeting will begin with a private session then go into a public session. This meeting will not be televised. The next meeting is June 7th at 7:30 instead of 7:00 and is Youth in Government Night where our high school students come and learn about government. Also, the June 21st meeting has been moved to Monday, June 19th at 7:00 to accommodate the high school graduation.

ADJOURNMENT

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

THE NEXT REGULAR MEETING OF THE MUNICIPAL COUNCIL IS

YOUTH IN GOVERNMENT 
WEDNESDAY, JUNE 7, 2016
MEETING WILL BEGIN AT 7:30 PM

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