

The Reorganization Meeting of the Municipal Council of the Borough of Hawthorne was held on the above date at 7:00pm, 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 .....	Frank E. Matthews
Council Vice President .....	John N. Bertollo
Councilman .....	John V. Lane
Councilman .....	Bruce Bennett
Councilman .....	Dominic Mele
Councilman.....	Garret Sinning
Councilman .....	Joseph Wojtecki
Borough Administrator .....	Eric Maurer
Borough Attorney .....	Michael J. Pasquale
Borough Clerk .....	Lori DiBella
<b><u>ABSENT</u></b>	
Borough Engineer .....	Dr. Stephen T. Boswell

**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, e-mailed to the Hawthorne Press, Herald News, 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 7, 2017.

**INVOCATION**

Council President Bertollo invited Rabbi Jonathan Woll to give the invocation.

**INTRODUCTION OF DIGNITARIES**

Council President Bertollo acknowledged elected officials and distinguished guests: Assemblyman Robert Auth, Mayor Paul Hoelscher of Harrington Park, the Honorable John Meola, Superintendent of Schools Richard Spirito, Board of Education members Mike Sciara and Alex Clavijo, Rabbi Jonathan Woll, Pastor Howie VanDyk, Police Chief Richard McAuliffe, Retired Police Chief and DPW Director Robert Scully.

**ADMINISTERING OATH OFFICE**

Richard S. Goldberg, Mayor .....Assemblyman Robert Auth, District 39  
Dominic Mele, Councilman At Large ..... Mayor Richard S. Goldberg  
Bruce Bennett, Councilman At Large ..... The Honorable John Meola  
John V. Lane, Councilman At Large .....The Honorable Mayor Paul Hoelscher of Harrington Park

Council President Bertollo acknowledged Police Captain Jim Garrison, retired Borough Clerk Jean Mele, and Retired Principal Rosanne Zagata also in attendance.

**NOMINATION & ELECTION OF 2018 COUNCIL PRESIDENT**

Council President Bertollo then turned the meeting over to Borough Clerk DiBella, who announced the next order of business. She stated that the names for the Nomination and Election of Council President and Council Vice-President would be called in the order drawn by lots.

Borough Clerk DiBella asked for nominations for Council President. Councilman Mele nominated Councilman Matthews, seconded by Councilman Lane. There were no other nominations. On roll call, all voted yes, except Councilman Matthews who abstained, motion carried. Borough Clerk DiBella announced the 2018 Council President is Frank Matthews.

Mayor Goldberg administered the Oath of Office to Council President Frank Matthews.

**NOMINATION & ELECTION OF 2018 COUNCIL VICE PRESIDENT**

Borough Clerk DiBella asked for nominations for Council Vice President. Councilman Mele nominated Councilman Bertollo, seconded by Councilman Sinning. There were no other nominations. On roll call, all

voted yes, except Councilman Bertollo who abstained, motion carried. Borough Clerk DiBella announced the 2018 Council Vice President is John Bertollo.

Mayor Goldberg administered the Oath of Office to Council Vice President John Bertollo.

Borough Clerk DiBella turned the meeting back to Council President Frank Matthews.

### **REMARKS BY COUNCIL PRESIDENT FRANK E. MATTHEWS**

I would like to thank my colleagues for their vote of confidence. I'd also like to thank my wife Susan, and my children for giving me the additional time required. And I'd like to thank everyone in the audience for joining us tonight. Being an elected official is a responsibility that we take seriously and will keep our residents interests in mind with every decision we make. Congratulations to the Mayor and my fellow Council members on their re-election, and now that the election season is over, I hope we can all work on what unites us not what divides us.

When I was first elected, I wanted to make everyone happy, then a seasoned politician came up to me and said you only need to make 51% of the people happy. I remember thinking that was a pretty pessimistic way of looking at things...Now after doing this job for a "number of years" I can understand why he felt that way. People are motivated by many factors: Political affiliation, personal gain, anti-establishment, or a generally not happy no matter what you do. While I understand why he felt that way, I still refuse to accept his advice. I and the entire Council truly do want to make the best decisions for all our residents and yes, ...make all of them happy. I know it's not possible, but the day we stop trying is the day to move on and let someone else step up to the challenge.

Over the last couple of years, we have had a number of physical projects planned and implemented:

1. The band shell was completed, and new restrooms are being added. All programming has been provided at no cost to our residents and many people have turned out for our concerts.
2. Phase I of our Downtown Streetscape was completed and hopefully Phase II will be started soon.
3. The expansion and alteration of the DPW Building has begun and our fleet will now be protected from fire and the elements and our facilities will finally have the state mandated truck wash.
4. Our water tanks will be cleaned and repainted as per State requirements. While this is not a sexy project, this is no small or inexpensive task.

Going forward this year I don't see as many physical projects on the horizon. I would say that this year's greatest challenge will be planning our current and financial budgets without the 2% cap that Governor Murphy has hinted he will not renew. We will all have to work together to limit costs while keeping the level of service our residents come to expect. Our goal will still be working towards a 2% cap if possible.

Recently some have questioned the amount spent on our capital projects last year, but because of long range budgeting, we knew we had a decrease in expenses this year and it made sense to utilize the funds when we did to keep our budget stable and allow us to plan ahead accordingly.

This year a few of the larger items on our agenda will be:

1. We plan on spending more money on road resurfacing this year and next year than we normally do and then forecast a drop off in three years due to other expenses coming due.
2. We are preparing for our Borough wide property Re-Evaluation that is due to conclude at the end of 2019. Many Towns bond the anticipated cost of roughly 1 million dollars, but we have been budgeting for this and will continue to, and anticipate no bonding required for this expense at all.
3. We are also listening to our pool user's comments and are looking at ways to make the kiddy pool more fun and replacing decade's old infrastructure that no one sees. We do this while trying to make the pool self-sustaining so those who don't use it are not funding the improvements.
4. We are re-working the Borough Web Site and are trying to make the customer experience more productive and friendly. More forms will be listed and hopefully enable one to fill them out online and process your transaction from the comfort of your own home.

The above-mentioned goals are not a complete list but rather an over view of what we would like to do within the unknown budget challenges that will lie ahead of us without the budget cap in place. Keeping the line on tax increases is a top priority.

In conclusion, we welcome the challenges ahead and look forward to working with the Administration and our Residents to keep Hawthorne the place we all love and plan on living in for many years to come.

Thank you again for joining us tonight, and have a Happy and Healthy New Year!

### **REMARKS BY COUNCIL VICE PRESIDENT JOHN N. BERTOLLO**

I want to take a moment to thank my fellow council members for your vote of confidence in allowing me to serve as Council Vice President again this year. I am honored and look forward to the challenges that lie ahead for 2018 and beyond. Thank you to Mayor Goldberg, your administration and my fellow Council members on a very successful 2017. Our goals and objectives were met or exceeded and that is great news for the residents of our great community!

I strongly believe that our Mayor and Administration along with this Council are prepared again this year, to step up to all fiscal challenges as we prepare the 2018 Municipal Budget and continue to provide municipal services to our community in the most cost effective manner. This will not be an easy task but you can all feel very confident that this Mayor and Council will always spend our tax dollars wisely. We will continue to think outside of the box and continue to be aggressive in our approach to managing the finances of our Borough.

Another challenge is to continue working on new tax rates and smart economic redevelopment. We will continue to work feverishly on properties that are abandoned or in need of re-development. I am optimistic that the lawsuit involving the DEP vs. Pan Chemical will finally pay some dividends for the Borough of Hawthorne. I know that this cleanup has progressed at a snail's pace but it is moving forward and hopefully we can redevelop that property in the very near future. I am committed and will continue to work closely with the Administration and Police Department in solving the issues of speeding and traffic congestion in and around the Borough. We also have some potential major challenges facing the Borough and Police Department in the very near future. Governor Elect Murphy's campaign pledges to designate New Jersey as a sanctuary state and legalized recreational marijuana could have a major impact on our Police Department and Borough finances.

This Mayor and Council will continue to fully support the many volunteer groups and service organizations of our community. These dedicated individuals and organizations are the backbone of our Borough. They are second to none when it comes to giving back to our community. It is what makes Hawthorne such a special place to live!

As you can see, we have set a very aggressive agenda for the upcoming year. Our challenges set forth for 2018 are all targeted to have a positive economic outcome for the taxpayers of Hawthorne. By working together in a Spirit of Cooperation with Mayor Goldberg, my fellow Council members, our Board of Education, Passaic County officials, Borough employees and the residents of our community, there is no reason why Hawthorne cannot continue to be one of the nicest, most desirable communities in the state of New Jersey.

I wish you and all the citizens of our great town a Happy & Healthy New Year! God Bless the Borough of Hawthorne!

### **COUNCIL REMARKS**

#### **Councilman Lane**

I would like to take this opportunity to wish you a very healthy, happy and prosperous new year. Many of us here tonight and listening in already know that to reside in Hawthorne is a great experience. The services that are offered to us as residents are far superior to many other communities in our county and northern region. We are also fortunate to have remarkable financial stability here in Hawthorne. We have received the highest bond credit rating that a town the size of Hawthorne can receive from Moody's. The year 2017 proved to be a good year for Hawthorne. Our Mayor and Council worked closely together to keep taxes down, this past year we introduced the 2017 budget with only a 1.48% tax increase. That budget was adopted and implemented without having to cut any services. As a matter of fact, we even increased some of the projects to benefit our residents. For instance, the Road Program was expanded so that we were able to increase the number of roads we repaved. I must thank our Mayor and Administrator for watching our dollars so closely and keeping our spending on track. So what do we have planned for 2018, we have already started our budget preparations and it is a work in progress. We are defining our 2018 Road Program for repaving our streets and are ready to go out to bid sometime in the first quarter. Keeping our winter roads clean and safe is no simple task. We are pleased to have a state-of-the art salt brine system here in Hawthorne. In addition, to meeting our own needs, we increased our salt brine system production capacity and are selling brine solution to other government agencies. Another project that we will continue to focus on is our vacant and abandoned properties ordinance. Owners of these properties, and in some cases banks through foreclosures, must pay a yearly fee to have these properties appropriately maintained. Enforcement on this ordinance will help us deal with some of these challenging situations until workout solutions are completed. Our new Department of Publics works garage project is underway, when completed our \$3 million worth of rolling stock will be housed indoors. There will be a fire sprinkler system installed for the safety of our building and our equipment. It is estimated that 40% of our DPW equipment repair costs each year are a direct result of storing our vehicles outside. Using documents of

repair costs from prior years, it is estimated that we will save over \$40,000 per year of maintenance costs by keeping our rolling stock inside. A special thank you to our Mayor, our Administration, our Administrator and all of my fellow council members for working together and staying focused on running our community in an efficient and financially sound manner. Thank you.

#### Councilman Mele

First I would like to thank my family for supporting me during the 2017 elections and I would like to thank the people of Hawthorne for having the confidence in Team Goldberg to go forward for the next four years. One of the projects that I am supporting this year is the continued improvements at the municipal pool complex, I would like to see more people participate so we can defray some of our expenses. The tennis courts will be resurfaced this year and hopefully the bathrooms for the band shell will be built. I would like to thank Lori and Ellen for their work with the new digital sign in front of our building, it did not cost the borough any money at all.

A special thank you to all the volunteers that help support the various events held in Hawthorne, that serve on various boards, and belong to the Fire Department and Ambulance Corps. for all the dedicated work they do every year. Happy New Year!

#### Councilman Bennett

Thank you all for coming out on such a bitterly cold night to attend our reorganization meeting. And thank you to Judge John Meola for doing the honors of swearing me in for what will be my fifth term as a Hawthorne Borough Councilman.

So what does this new term have in store for me? As chairman of the Public Works committee, it's shaping up to be a busy year ahead. Work is finally scheduled to commence on the new public works building with the DEP-mandated truck washing station and oil/water separator. The new filter pots have to be installed at the pool in time for the summer season. We're still working on coming up with suitable – and affordable – restroom facilities for the Borough Bandshell. The police department's gun range will be completely modernized. We will continue to tweak and expand our brine system to make sure we get the best performance possible out of it. And those projects are all in addition to the more mundane day-to-day task of maintaining the 100 year old town's aging infrastructure. Not the most glamorous job in town – as some people have pointed out – but it's one I enjoy doing, and I'd like to thank the voters for giving me the opportunity to keep doing it.

Unlike most of my esteemed colleagues, I was not born and raised in Hawthorne. I chose to live here. I chose to raise my family here. I chose to educate my children here. Serving on this council is my way of giving back a little something to the community that has given me so much in my life.

With that said, I'd like to wish everyone a very happy, healthy and prosperous New Year, and may God bless the people of Hawthorne.

#### Councilman Sinning

I would like to congratulate John and Frank in their jobs they were elected to do, I have the ultimate confidence in their abilities to perform their duties. This council in general, regardless of party affiliation, pulls their oars in the same direction. This is the best group I have been with and I hope we stay together for a lot more years. I remember when there were no traffic lights in this town, unpaved roads and horses and wagons, this town has come a long way. It is still a great place to live and it will be for a long time. Thank you.

#### Councilman Wojtecki

I want to congratulate Mayor Goldberg, Councilman's Lane, Bennett and Mele on their re-election and would like to congratulate Council President Matthews, and Council Vice President Bertollo. I would like to thank Naomi Collier, Jacki Burrows, Meaghan Touhey and Cindy Frank for being part of the election process. I look forward to my fifteenth year as councilman, and I wish everyone a Happy New Year.

### **APPROVAL OF MINUTES None.**

#### **PUBLIC COMMENT:** (Agenda Items Only)

Council President Matthews 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 Matthews entertained a motion to close public comment, moved by Council Vice President Bertollo, seconded by Councilman Sinning. Carried on voice vote.

### **ADOPTION OF ORDINANCES**

#### **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, BY CREATING SECTION 540-8 (X),

**ESTABLISHING HOURS OF OPERATION FOR BUSINESSES 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 set forth at Section 540-8 (W) of the Code of the Borough of Hawthorne; and

WHEREAS, the Municipal Council also adopted ordinance 2112-14 on May 7, 2014 creating the B-3 and B-3A Zoning Districts and establishing as part thereof hours of operation limitations for all businesses established in such zoning districts; and

WHEREAS, the Municipal Council now wishes to extend hour of operation limitations to businesses operating in the B-1 and B-2 Zoning Districts by applying the same criteria, with one exception, now applicable in the B-3 and B-3A 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, is hereby amended by creating Section 540-8 (X), setting forth hours of operation regulations for any businesses operating in the B-1 and B-2 Zoning Districts, with the same to read as follows:

X. For business operations established in the B-1 or B-2 Zoning Districts, the permitted hours of operation for food stores and pharmacies are 6:00 am to Midnight. For restaurants, the permitted hours are 6:00 am to Midnight, or as permitted by the liquor license for the premises. All other uses are permitted to operate 6:00 am to 11:00 pm. Nothing herein shall preclude the reviewing board hearing any application from establishing more restrictive hours for operation, based upon the nature of the proposed business operation and other facts and circumstances considered by the board.

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.

**Public Hearing**

Council President Matthews opened the meeting to the public. He stated if anyone desires to be heard regarding Ordinance No. 2199-17 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 Matthews entertained a motion that the public hearing on this Ordinance be closed and that it be resolved that this ordinance was posted on the bulletin board on which public notices are customarily posted, published in the Hawthorne Press and available 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 Wojtecki, seconded by Councilman Mele. On roll call, all voted yes, motion carried.

**OLD BUSINESS** None.

**NEW BUSINESS** None.

**ADMINISTRATIVE AGENDA PRESENTED BY THE MAYOR**

**MAYOR'S ADDRESS**

I want to thank the voters for returning me to office for the next four years. The confidence you have shown in me and in this Council is something I take very seriously. 2017 was a year fraught with challenges, but we met and overcame every obstacle. While it might be tempting to rest on one's laurels this year, it's just not my style.

Last year the Council Ordinance Committee and the Administration began the arduous task of rewriting our Zoning ordinance. While the Code has been modified in bits and pieces over the years, this is the first major overhaul since adoption of the original ordinance in the 1950s. We have devoted countless hours in meetings, discussions and through certain creation of drafts, devoting four meetings to definitions alone. I am hopeful to finish to review and update of the code and have it passed by years' end.

In 2009 we reduced our Police Department from 32 officers to 30, as part of the Christie Administration's effort to cut property taxes.

Working with the PBA we kept the promises made at the start of 2017 and hired our 32nd officer at our most recent Council Meeting. We created the position of Special Police Officer 2, and with our two specials, the Borough will have the greatest manpower in the Department's history. Being located next to the 3rd largest city in New Jersey brings many challenges. Chief McAuliffe, our superior officers and our patrol officers do an outstanding job protecting our residents.

This year our Fire Department will make history by installing the first female line officer. Our membership remains strong and we recently purchased a new engine to replace the engine used by Fire Company 3. Our Department continues to respond to the Borough of Glen Rock. While technically it is considered mutual aid, we are in fact first responders to the Borough of Glen Rock.

Our ambulance corps suffered a loss last year with the passing of Dan Vanderhook. Dan's service to the Borough was close to 45 years, and he will be missed. The Corps is capably led by Chief Ken Houtsma who is now the longest serving EMT in the Borough's history.

Our Department of Public works led by Director Robert Scully and Superintendent Ronnie Gonzalez continues to do an excellent job keeping our roads safe and our water pure. The men of our DPW are our unsung heroes, working at times under extreme temperatures both hot and cold. They make me proud on a daily basis.

I have the privilege of working with the Borough's white collar workers daily. They are the face of the Borough and greet our residents with a friendly and respectful reception. They go out of their way to solve the problems of our residents. We saw the retirement last year of our long-time CFO Mary Jeanne Hewitt but have witnessed a seamless transition with Laurie Foley taking the reins. It is a testament to the team concept we have in this building and the people of this Borough are the beneficiaries.

Early this year we should see the completion of two major projects. The restoration of the former Decker Dodge site at 300 Lincoln Avenue should help revitalize the area and promises to attract new businesses to town. The transformation from an abandoned property to an attractive ratable was due to working with the property owner and discussing alternatives to a car wash. The second was a project approved by the Zoning Board of Adjustment, Hawthorne Square. It is a rental property that will transform an industrial area into apartments.

While I would have preferred an industrial use, there just wasn't any viable industrial tenants available.

We are working with a nearby business owner to hopefully put the Pyrolac property back on the tax rolls, and we are negotiating with the owners of 204 Wag to make better use of the property as well.

We continue to insist that those responsible for the condition of the Pan Chemical site complete an environmental clean-up so that this eyesore can be restored to proper use.

In 2017 we completed Phase One of our Downtown Streetscape Project. We will continue to apply for grants to continue to beautify our downtown.

2018 will mark the 10th Hawthorne Day celebration. The committee is working hard to make it a memorable day. We will continue to observe National Night Out in August and once again it will be at our band shell. Speaking of our band shell, if you haven't enjoyed a summer concert, then you're missing out on small town living at its best. Try to make it a point to attend one of this year's concerts.

My door is open to all residents to come in and share ideas and problems. Through the years I've come to realize that you learn more from listening than speaking. Some great ideas have come from residents, including putting a handicapped parking space next to the ramp at the post office.

Lastly, I want to thank the Borough Council for their support. We work well together because we have a common goal of doing what's best for Hawthorne and its residents.

May God Bless you, May God Bless Hawthorne and may God Bless the United States of America.

### **MAYOR'S APPOINTMENTS** *(With Advice and Consent of Council)*

Borough Attorney  
Borough Engineer

Michael J. Pasquale, Esq.  
Dr. Stephen T. Boswell

Council President Matthews entertained a motion to record, moved by Council Vice President Bertollo, seconded by Councilman Lane. On roll call, all voted yes, motion carried. Mayor Goldberg administered the Oath of Office. Dr. Stephen T. Boswell was not present and will be sworn in at a later date.

Borough Administrator  
Director of Public Works  
Prosecutor  
Assistant Prosecutor

Eric Maurer  
Robert Scully  
Ralph Fava  
Patricia Qualey

Council President Matthews entertained a motion to record, moved by Councilman Bennett, seconded by Council Vice President Bertollo. On roll call, all voted yes, motion carried. Mayor Goldberg administered the Oath of Office. Ralph Fava was not present and will be sworn in at a later date.

Board of Health Members

Jayne Ace-Bosgra  
Helen Pasquale  
Victor Terraglia, Jr.

Council President Matthews entertained a motion to record, moved by Councilman Wojtecki, seconded by Councilman Mele. On roll call, all voted yes, motion carried. Mayor Goldberg administered the Oath of Office. Victor Terraglia, Jr. was not present and will be sworn in at a later date.

Environmental Commission Member  
Environmental Commission Member  
Environmental Commission Member (unexpired term)  
Environmental Commission Alternate No. 2  
Environmental Commission Member (Planning Board Member)

Rosanne Zagata  
Patricia MacDonnell Dubois  
Mary Mahon  
Carol Robertson  
MaryLou DiMattia

Council President Matthews entertained a motion to record, moved by Councilman Lane, seconded by Councilman Bennett. On roll call, all voted yes, motion carried. Mayor Goldberg administered the Oath of Office.

Library Board of Trustees Member

P. Jean Mele  
Lori Garrison  
Evan Toth

Council President Matthews entertained a motion to record, moved by Council Vice President Bertollo, seconded by Councilman Sinning. On roll call, all voted yes, motion carried. Mayor Goldberg administered the Oath of Office.

Zoning Board of Adjustments Members

Scott Chamberlin  
Kevin Duffy  
Victor Cuttitta, Jr.

Council President Matthews entertained a motion to record, moved by Council Vice President Bertollo, seconded by Councilman Mele. On roll call, all voted yes, motion carried. Mayor Goldberg administered the Oath of Office. Scott Chamberlin and Kevin Duffy were not present and will be sworn in at a later date.

## **MAYOR'S APPOINTMENTS**

Shade Tree Commission Members

Rick Hockenberry  
Robert Maggio

Council President Matthews entertained a motion to record, moved by Councilman Wojtecki, seconded by Council Vice President Bertollo. On roll call, all voted yes, motion carried. Mayor Goldberg administered the Oath of Office.

Public Defender

Richard Baldi, Esq.

Council President Matthews entertained a motion to record, moved by Councilman Bennett, seconded by Council Vice President Bertollo. On roll call, all voted yes, motion carried. Mayor Goldberg administered the Oath of Office.

Municipal Alliance Committee Members

Joanne Graziano  
Kelly Clifford  
Joseph Carr  
Diane Connolly  
Irina Conte  
Jayne TenKate

Matt Corvo  
Tiffany Della Groce  
Lori DiBella  
John Meola  
Richard McAuliffe  
Howie VanDyk

Helen Pasquale  
Sherrine Schuldt  
Monica Smith  
Emily Spina  
Richard Spirito

Council President Matthews entertained a motion to record, moved by Councilman Mele, seconded by Council Vice President Bertollo. On roll call, all voted yes, motion carried. Mayor Goldberg administered the Oath of Office.

Economic Development Committee Members

William Carafello  
Paul J. Korzinski  
John Minicozzi  
Victor Terraglia  
Robert Verrengia

Council President Matthews entertained a motion to record, moved by Councilman Bennett, seconded by Councilman Lane. On roll call, all voted yes, motion carried. Mayor Goldberg administered the Oath of Office.

Board of Recreation Members

Robert Pasquale  
Melissa Riley

Council President Matthews entertained a motion to record, moved by Councilman Sinning, seconded by Council Vice President Bertollo. On roll call, all voted yes, motion carried. Mayor Goldberg administered the Oath of Office. Robert Pasquale was not present and will be sworn in at a later date.

Planning Board Class II Member  
Planning Board Class IV Member  
Planning Board Class IV Member (Environmental Commission)  
Planning Board Alternate No. 2  
Chief of the Bureau of Fire Prevention, Land Use  
Administrator and Housing Officer

Gene DeAugustines  
Robert Lucibello  
MaryLou DiMattia  
Robert Meier  
  
Gene DeAugustines

Council President Matthews entertained a motion to record, moved by Councilman Lane, seconded by Council Vice President Bertollo. On roll call, all voted yes, motion carried. Mayor Goldberg administered the Oath of Office.

Public Agency Compliance Officer  
Representative to Solid Waste Advisory Council  
Alternate Representative Solid Waste Advisory Council  
Risk Management Consultant – Vozza Agency

Eric Maurer  
Robert Scully  
Eric Maurer  
David Vozza

Council President Matthews entertained a motion to record, moved by Councilman Wojtecki, seconded by Councilman Bennett. On roll call, all voted yes, motion carried. Mayor Goldberg administered the Oath of Office.

### **COUNCIL APPOINTMENTS**

**CA-1** Appointment of Suplee, Clooney & Company as the 2018 Municipal Auditors

Bob Swisher

Council President Matthews entertained a motion to record, moved by Council Vice President Bertollo, seconded by Councilman Wojtecki. On roll call, all voted yes, motion carried. Mayor Goldberg administered the Oath of Office.

**CA-2** Planning Board Class III Member/Council Representative, Frank E. Matthews

Council President Matthews entertained a motion to record, moved by Councilman Lane, seconded by Councilman Bennett. On roll call, all voted yes, motion carried. Mayor Goldberg administered the Oath of Office.

**RESOLUTIONS:**

**CONSENT AGENDA: R 1-18 through R 15-18**

**R 1-18 Introduced by Councilman Mele**

Borough of Hawthorne payroll dated December 22, 2017.

CURRENT FUND	WT 888889	\$	282,288.63
WATER OPERATING FUND	WT 888889	\$	28,689.02
OTHER TRUST II FUND	WT 888889	\$	39,096.96
GENERAL CAPITAL FUND	WT 888889	\$	-
DOG DEDICATED FUND	WT 888889	\$	-
TOTAL PAYROLL		<u>\$</u>	<u>350,074.61</u>
CURRENT FUND TO PAYROLL/FICA	WT 888889	\$	15,096.78
WATER OPERATING FUND TO PAYROLL/FICA	WT 888889	\$	-
TOTAL FICA		<u>\$</u>	<u>15,096.78</u>

**R 2-18 Introduced by Councilman Mele**

WHEREAS, N.J.S.A. 40A:4-19 provides that where contracts, commitments of payments are to be made prior to the final adoption of the 2018 budget, temporary appropriations should be made for the purposes and amounts required in the manner and time therein provided; and

WHEREAS, this resolution will take effect on the first day of January 2018; and

WHEREAS, the said temporary appropriations are limited to 26.25% of the total appropriation in the 2016 budget, exclusive of any appropriations for Debt Service, Public Assistance and Capital Improvement Fund in the said 2017 budget.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that the following temporary appropriations be made and that a certified copy of this resolution be transmitted to the Treasurer for her records.

**R 3-18 Introduced by Councilman Mele**

WHEREAS, the Petty Cash Funds for the Treasury is returned to general funds as of December 31, 2017 and must be reestablished.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that the Treasurer be and is hereby authorized to draw a check on the Current Fund and as follows:

<u>Department</u>	<u>Custodian</u>	<u>Amount</u>	<u>Fund</u>
Treasury	Laurie A. Foley	\$300.00	Current

**R 4-18 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 January 15, 2018, 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 \$42,332.00 in Interest from the Current Fund, and \$10,125.00 in Interest from the Water Operating Fund.

**R 5-18 Introduced by Councilman Mele**

**A RESOLUTION NAMING OFFICIAL DEPOSITORIES FOR THE BOROUGH OF HAWTHORNE, NEW JERSEY FOR THE YEAR 2018**

WHEREAS, N.J.S.A. 40A:5-14 mandates that the governing body of a municipal corporation shall, by resolution passed by a majority vote of the full membership thereof, designate as a depository of its monies a bank or trust company having its place of business in the state and organized under the laws of the United States or this state.

NOW, THEREFORE, BE IT RESOLVED on this 3<sup>rd</sup> day of January, 2018, by the Council of the Borough of Hawthorne, County of Passaic, State of New Jersey, that:

1. Bank of America, Hawthorne, N.J.
2. Valley National Bank, Fair Lawn, N.J.
3. Chase Bank, Hawthorne, N.J.
4. Atlantic Stewardship, Hawthorne, N.J.
5. Wells Fargo, Hawthorne, N.J.
6. TD Bank, Hawthorne, N.J.
7. Columbia Savings Bank, Hawthorne, N.J.
8. New Jersey Cash Management Fund, Division of Investment, Department of Treasury, Trenton, N.J.

be and are hereby designated as depositories for the Borough of Hawthorne for the year 2018.

Prior to the deposit of any municipal funds in the above-mentioned depositories, said bank shall file with the Chief Financial Officer a statement indicating that the bank is covered under the Government Units Deposit Protection Act (R.S. 17:9-41).

**R 6-18 Introduced by Councilman Mele**

WHEREAS, as per N.J.S.A. 40:53 1-2, the Borough of Hawthorne designates the following newspapers as legal papers for the year 2018:

The Hawthorne Press; The Herald News; The Record and  
The Newark Star Ledger

**R 7-18 Introduced by Councilman Mele**

WHEREAS, the Municipal Council of the Borough of Hawthorne has previously adopted rules, protocols and resolutions setting forth procedural matters for the conduct and operation of the Council meetings and business; and

WHEREAS, the Municipal Council wishes to extend and continue all such rules and resolutions;

NOW THEREFORE, BE IT RESOLVED that the Municipal Council of the Borough of Hawthorne does hereby ratify and reaffirm all previously adopted procedural rules, protocols and resolutions for the year 2018.

**R 8-18 Introduced by Councilman Mele**

A RESOLUTION AUTHORIZING AWARD OF THE 2018 CONTRACT TO DR. STEPHEN T. BOSWELL AND BOSWELL MCCLAVE ENGINEERING FOR ENGINEERING SERVICES

WHEREAS, the Borough Council of the Borough of Hawthorne has the need for the services of a Municipal Engineer for the year 2018 and has determined to award the same as a non-fair and open contract pursuant to the provisions of NJSA 19:44A 20.5; and

WHEREAS, the Borough Clerk has determined and certified in writing that the value of the contract will exceed \$17,500; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5 permits a contract for professional services to be awarded without the need for competitive bids; and

WHEREAS, N.J.S.A. 40A-11-5 requires that the award of contracts for professional services be publicly advertised; and

WHEREAS, Dr. Stephen T. Boswell and Boswell McClave Engineering, has submitted a proposal and contract for said engineering services, said contract to be available for inspection in the office of the Borough Clerk; and

WHEREAS, the Administration recommends the award of contract to Dr. Stephen T. Boswell and Boswell McClave Engineering, based upon experience in the given field, familiarity with the Borough of Hawthorne and the submission of a contract within the expectation of the budget for such services; and

WHEREAS, Dr. Stephen T. Boswell and Boswell McClave Engineering has submitted to the Borough of Hawthorne a duly completed entity disclosure certification which certifies that Dr. Stephen T. Boswell and Boswell McClave Engineering has not made any reportable contributions to a political or candidate committee in the Borough of Hawthorne in the previous one year and that the contract will prohibit Dr. Stephen T. Boswell and Boswell McClave Engineering from making any reportable contributions during the term of the contract;

NOW THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Hawthorne, County of Passaic, State of New Jersey, as follows:

1. The Mayor and the Clerk of the Borough of Hawthorne are hereby authorized and directed to enter into a contract with Dr. Stephen T. Boswell of the engineering firm Boswell McClave Engineering for engineering services as Municipal Engineer for the period of January 1, 2018, through December 31, 2018, in accordance with the attached contract and at the rate of compensation as set forth in the contract as annexed.
2. The contract is entered into without competitive bidding as "Professional Service," pursuant to the Local Public Contracts Law as this is a professional service within the meaning of the law.
3. The award of this contract is subject to certification of funds by the Chief Financial Officer.
4. Notice of this award or a copy of the Resolution shall be published in the official newspaper of the Borough of Hawthorne within ten (10) days of passage as required.
5. The Business Disclosure Entity Certification and Determination of Value shall be placed on file with a true copy of this resolution.

**R 9-18            Introduced by Councilman Mele**

A RESOLUTION AUTHORIZING AWARD OF THE 2018 CONTRACT TO JOSEPH H. BURGIS AND BURGIS ASSOCIATES, INC. FOR PLANNING SERVICES

WHEREAS, the Borough Council of the Borough of Hawthorne has the need for the services of a Municipal Planning Consultant for the year 2018 and has determined to award the same as a non-fair and open contract pursuant to the provisions of NJSA 19:44A 20.5; and

WHEREAS, the Borough Clerk has determined and certified in writing that the value of the contract will exceed \$17,500; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5 permits a contract for professional services to be awarded without the need for competitive bids; and

WHEREAS, N.J.S.A. 40A-11-5 requires that the award of contracts for professional services be publicly advertised; and

WHEREAS, Joseph H. Burgis, P.P., AICP and Burgis Associates, Inc., has submitted a proposal and contract for said planning consulting services, said contract to be available for inspection in the office of the Borough Clerk; and

WHEREAS, the Administration recommends the award of contract to Joseph H. Burgis, P.P., AICP and Burgis Associates, Inc., based upon experience in the given field, familiarity with the Borough of Hawthorne and the submission of a contract within the expectation of the budget for such services; and

WHEREAS, Joseph H. Burgis, P.P., AICP and Burgis Associates, Inc., has submitted to the Borough of Hawthorne a duly completed entity disclosure certification which certifies that Joseph H. Burgis, P.P., AICP and Burgis Associates, Inc., has not made any reportable contributions to a political or candidate committee in the Borough of Hawthorne in the previous one year and that the contract will prohibit Joseph H. Burgis, P.P., AICP and Burgis Associates, Inc., from making any reportable contributions during the term of the contract;

NOW THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Hawthorne, County of Passaic, State of New Jersey, as follows:

1. The Mayor and the Clerk of the Borough of Hawthorne are hereby authorized and directed to enter into a contract with Joseph H. Burgis, P.P., AICP of the planning services firm of Burgis Associates, Inc., as the Municipal Planning Consultant for the period of January 1, 2018, through December 31, 2018, in accordance with the attached contract and at the rate of compensation as set forth in the contract as annexed.
2. The contract is entered into without competitive bidding as "Professional Service," pursuant to the Local Public Contracts Law as this is a professional service within the meaning of the law.
3. The award of this contract is subject to certification of funds by the Chief Financial Officer.
4. Notice of this award or a copy of the Resolution shall be published in the official newspaper of the Borough of Hawthorne within ten (10) days of passage as required.

5. The Business Disclosure Entity Certification and Determination of Value shall be placed on file with a true copy of this resolution.

**R 10-18      Introduced by Councilman Mele**

**A RESOLUTION AUTHORIZING AWARD OF THE 2018 CONTRACT TO TRIMBOLI & PRUSINOWSKI, LLC FOR SPECIAL LABOR COUNSEL SERVICES**

WHEREAS, the Borough Council of the Borough of Hawthorne will require professional services of Special Labor and Employment Counsel for legal services for the year 2018 and has determined to award the same as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A 20.5; and

WHEREAS, the Borough Clerk has determined and certified in writing that the value of the contract will exceed \$17,500; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5 permits a contract for professional services to be awarded without the need for competitive bids; and

WHEREAS, N.J.S.A. 40A-11-5 requires that the award of contracts for professional services be publicly advertised; and

WHEREAS, Trimboli & Prusinowski, LLC, has submitted a proposal and contract for said special labor counsel legal services, said contract to be available for inspection in the office of the Borough Clerk; and

WHEREAS, the Administration recommends the award of contract to Trimboli & Prusinowski, LLC,, based upon experience in the given field, familiarity with the Borough of Hawthorne and the submission of a contract within the expectation of the budget for such services; and

WHEREAS, Trimboli & Prusinowski, LLC, has submitted to the Borough of Hawthorne a duly completed Entity Disclosure Certification which certifies that Trimboli & Prusinowski, LLC, has not made any reportable contributions to a political or candidate committee in the Borough of Hawthorne in the previous one year and that the contract will prohibit Trimboli & Prusinowski, LLC, from making any reportable contributions during the term of the contract;

NOW THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Hawthorne, County of Passaic, State of New Jersey, as follows:

1. The Mayor and the Clerk of the Borough of Hawthorne are hereby authorized and directed to enter into a contract with Trimboli & Prusinowski, LLC, for professional services of Special Labor and Employment Counsel for legal services for the period of January 1, 2018, through December 31, 2018, in accordance with the attached contract and at the rate of compensation as set forth in the contract as annexed.
2. The contract is entered into without competitive bidding as "Professional Service," pursuant to the Local Public Contracts Law as this is a professional service within the meaning of the law.
3. The award of this contract is subject to certification of funds by the Chief Financial Officer.
4. Notice of this award or a copy of the Resolution shall be published in the official newspaper of the Borough of Hawthorne within ten (10) days of passage as required.
5. The Business Disclosure Entity Certification and Determination of Value shall be placed on file with a true copy of this resolution.

**R 11-18      Introduced by Councilman Mele**

**A RESOLUTION AUTHORIZING AWARD OF THE 2018 CONTRACT TO MCMANIMON, SCOTLAND & BAUMANN, LLC FOR BOND COUNSEL LEGAL SERVICES**

WHEREAS, the Municipal Council of the Borough of Hawthorne has the need for the professional services of Bond Counsel legal services for the year 2018 and has determined to award the same as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A 20.5; and

WHEREAS, the Borough Clerk has determined and certified in writing that the value of the contract will exceed \$17,500; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5 permits a contract for professional services to be awarded without the need for competitive bids; and

WHEREAS, N.J.S.A. 40A-11-5 requires that the award of contracts for professional services be publicly advertised; and

WHEREAS, McManimon, Scotland & Baumann, LLC, has submitted a proposal and contract for said bond counsel legal services, said contract to be available for inspection in the office of the Borough Clerk; and

WHEREAS, the Administration recommends the award of contract to McManimon, Scotland & Baumann, LLC, based upon experience in the given field, familiarity with the Borough of Hawthorne and the submission of a contract within the expectation of the budget for such services; and

WHEREAS, McManimon, Scotland & Baumann, LLC, has submitted to the Borough of Hawthorne a duly completed Entity Disclosure Certification which certifies that McManimon, Scotland & Baumann, LLC, has not made any reportable contributions to a political or candidate committee in the Borough of Hawthorne in the previous one year and that the contract will prohibit McManimon, Scotland & Baumann, LLC, from making any reportable contributions during the term of the contract;

NOW THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Hawthorne, County of Passaic, State of New Jersey, as follows:

1. The Mayor and the Clerk of the Borough of Hawthorne are hereby authorized and directed to enter into a contract with McManimon, Scotland & Baumann, LLC, for bond counsel legal services for the period of January 1, 2018, through December 31, 2018, in accordance with the attached contract and at the rate of compensation as set forth in the contract as annexed.

2. The contract is entered into without competitive bidding as "Professional Service," pursuant to the Local Public Contracts Law as this is a professional service within the meaning of the law.

3. The award of this contract is subject to certification of funds by the Chief Financial Officer.

4. Notice of this award or a copy of the Resolution shall be published in the official newspaper of the Borough of Hawthorne within ten (10) days of passage as required.

5. The Business Disclosure Entity Certification and Determination of Value shall be placed on file with a true copy of this resolution.

**R 12-18      Introduced by Councilman Mele**

**A RESOLUTION AUTHORIZING AWARD OF THE 2018 CONTRACT TO MICHAEL J. PASQUALE, ESQ. AND MICHAEL J. PASQUALE & ASSOCIATES FOR LEGAL SERVICES**

WHEREAS, the Municipal Council of the Borough of Hawthorne has the need for the services of a Municipal Attorney for the year 2018 and has determined to award the same as a non-fair and open contract pursuant to the provisions of NJSA 19:44A 20.5; and

WHEREAS, the Borough Clerk has determined and certified in writing that the value of the contract will exceed \$17,500; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5 permits a contract for professional services to be awarded without the need for competitive bids; and

WHEREAS, N.J.S.A. 40A-11-5 requires that the award of contracts for professional services be publicly advertised; and

WHEREAS, Michael J. Pasquale, Esq., has submitted a proposal and contract for said legal services, said contract to be available for inspection in the office of the Borough Clerk; and

WHEREAS, the Administration recommends the award of contract to Michael J. Pasquale, Esq., based upon experience in given field, familiarity with the Borough of Hawthorne and the submission of a contract within the expectation of the budget for such services; and

WHEREAS, Michael J. Pasquale, Esq., has submitted to the Borough of Hawthorne a duly completed Entity Disclosure Certification which certifies that Michael J. Pasquale, Esq. and Michael J. Pasquale & Associates has not made any reportable contributions to a political or candidate committee in the Borough of Hawthorne in the previous one year and that the contract will prohibit Michael J. Pasquale, Esq. and Michael J. Pasquale & Associates from making any reportable contributions during the term of the contract;

NOW THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Hawthorne, County of Passaic, State of New Jersey, as follows:

1. The Mayor and the Clerk of the Borough of Hawthorne are hereby authorized and directed to enter into a contract with Michael J. Pasquale, Esq., of the law firm of Michael J. Pasquale & Associates, for legal services as Municipal Attorney for the period of January 1, 2018, through December 31, 2018, in accordance with the attached contract and at the rate of compensation as set forth in the contract as annexed.
2. The contract is entered into without competitive bidding as "Professional Service," pursuant to the Local Public Contracts Law as this is a professional service within the meaning of the law.
3. The award of this contract is subject to certification of funds by the Chief Financial Officer.
4. Notice of this award or a copy of the Resolution shall be published in the official newspaper of the Borough of Hawthorne within ten (10) days of passage as required.
5. The Business Disclosure Entity Certification and Determination of Value shall be placed on file with a true copy of this resolution.

**R 13-18 Introduced by Councilman Mele**

WHEREAS, it is deemed necessary that the Public Agency (the Borough of Hawthorne) shall designate an officer or employee to serve as Public Agency Compliance Officer (P.A.C.O.), whose name title, business address, telephone number and fax number shall be forwarded to the State Affirmative Action Office by January 10, of every year; and

WHEREAS, the P.A.C.O. is the liaison official for matters concerning P.L. 1975, c. 127 (N.J.A.C. 17:27) and should have the authority to make the appropriate correction(s) to the Borough of Hawthorne's contracting procedures if required; and

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council that the Borough Administrator be and is hereby designated as the 2018 Compliance Officer and the Clerk is hereby directed to file a copy of this resolution with the Department of the Treasury, Affirmative Action Office, CN-209, Trenton, New Jersey 08625-0209.

2018 PUBLIC AGENCY COMPLIANCE OFFICER DESIGNATION FOR THE BOROUGH OF HAWTHORNE: ERIC MAURER

**R 14-18 Introduced by Councilman Mele**

A RESOLUTION AUTHORIZING AWARD OF THE 2018 CONTRACT TO ROBERT W. SWISHER AND SUPLEE, CLOONEY & COMPANY FOR ACCOUNTING SERVICES

WHEREAS, the Municipal Council of the Borough of Hawthorne has the need for the professional services of a Registered Municipal Accountant for the year 2018 and has determined to award the same as a non-fair and open contract pursuant to the provisions of NJSA 19:44A 20.5; and

WHEREAS, the Borough Clerk has determined and certified in writing that the value of the contract will exceed \$17,500; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5 permits a contract for professional services to be awarded without the need for competitive bids; and

WHEREAS, N.J.S.A. 40A-11-5 requires that the award of contracts for professional services be publicly advertised; and

WHEREAS, Robert Swisher, CPA, RMA, and the firm of Suplee, Clooney & Company, has submitted a proposal and contract for said accounting services, said contract to be available for inspection in the office of the Borough Clerk; and

WHEREAS, the Administration recommends the award of contract to Robert Swisher, CPA, RMA, and the firm of Suplee, Clooney & Company, based upon experience in the given field, familiarity with the Borough of Hawthorne and the submission of a contract within the expectation of the budget for such services; and

WHEREAS, Robert Swisher, CPA, RMA, and the firm of Suplee, Clooney & Company, has submitted to the Borough of Hawthorne a duly completed Entity Disclosure Certification which certifies that Robert Swisher, CPA, RMA, and the firm of Suplee, Clooney & Company has not made any reportable contributions to a political or candidate committee in the Borough of Hawthorne in the previous one year and that the contract will prohibit Robert Swisher, CPA, RMA, and the firm of Suplee, Clooney & Company from making any reportable contributions during the term of the contract;

NOW THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Hawthorne, County of Passaic, State of New Jersey, as follows:

1. The Mayor and the Clerk of the Borough of Hawthorne are hereby authorized and directed to enter into a contract with Robert Swisher, CPA, RMA, and the firm of Suplee, Clooney & Company for accounting services for the period of January 1, 2018, through December 31, 2018, in accordance with the attached contract and at the rate of compensation as set forth in the contract as annexed.
2. The contract is entered into without competitive bidding as "Professional Service," pursuant to the Local Public Contracts Law as this is a professional service within the meaning of the law.
3. The award of this contract is subject to certification of funds by the Chief Financial Officer.
4. Notice of this award or a copy of the Resolution shall be published in the official newspaper of the Borough of Hawthorne within ten (10) days of passage as required.
5. The Business Disclosure Entity Certification and Determination of Value shall be placed on file with a true copy of this resolution.

**R 15-18      Introduced by Councilman Mele**

**RESOLUTION AUTHORIZING AWARD OF THE 2018 CONTRACT TO DAVID VOZZA AND THE VOZZA AGENCY, INC. FOR RISK MANAGEMENT SERVICES**

WHEREAS, the Municipal Council of the Borough of Hawthorne has the need for the professional services of a Risk Management consultant for the year 2018 and has determined to award the same as a non-fair and open contract pursuant to the provisions of NJSA 19:44A 20.5; and

WHEREAS, the Borough Clerk has determined and certified in writing that the value of the contract will exceed \$17,500; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5 permits a contract for professional services to be awarded without the need for competitive bids; and

WHEREAS, N.J.S.A. 40A-11-5 requires that the award of contracts for professional services be publicly advertised; and

WHEREAS, David Vozza and the Vozza Agency, Inc., has submitted a proposal and contract for said risk management services, said contract to be available for inspection in the office of the Borough Clerk; and

WHEREAS, the Administration recommends the award of contract to David Vozza and the Vozza Agency, Inc., based upon experience in the given field, familiarity with the Borough of Hawthorne and the submission of a contract within the expectation of the budget for such services; and

WHEREAS, David Vozza and the Vozza Agency, Inc., has submitted to the Borough of Hawthorne a duly completed Entity Disclosure Certification which certifies that David Vozza and the Vozza Agency, Inc., has not made any reportable contributions to a political or candidate committee in the Borough of Hawthorne in the previous one year and that the contract will prohibit David Vozza and the Vozza Agency, Inc. from making any reportable contributions during the term of the contract;

NOW THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Hawthorne, County of Passaic, State of New Jersey, as follows:

1. The Mayor and the Clerk of the Borough of Hawthorne are hereby authorized and directed to enter into a contract with David Vozza and the Vozza Agency, Inc., for risk management services for the period of January 1, 2018, through December 31, 2018, in accordance with the attached contract and at the rate of compensation as set forth in the contract as annexed.
2. The contract is entered into without competitive bidding as "Professional Service," pursuant to the Local Public Contracts Law as this is a professional service within the meaning of the law.
3. The award of this contract is subject to certification of funds by the Chief Financial Officer.
4. Notice of this award or a copy of the Resolution shall be published in the official newspaper of the Borough of Hawthorne within ten (10) days of passage as required.
5. The Business Disclosure Entity Certification and Determination of Value shall be placed on file with a true copy of this resolution.

Council President Matthews entertained a motion to approve consent agenda resolutions R 1-18 through R 15-18, moved by Councilman Mele, seconded by Council Vice President Bertollo. On roll call, all voted yes, motion carried.

**OFF-CONSENT RESOLUTIONS R 16-18 through R 18-18:**

**R 16-18 Introduced by Councilman Bennett**

WHEREAS, the Borough of Hawthorne issues licenses, renewable on an annual basis, permitting the sale of used cars, both retail and wholesale; and

WHEREAS, the Municipal Clerk has received renewal applications and payment of required fees from the persons or entities set forth on the schedule annexed hereto wishing to renew licenses previously issued; and

WHEREAS, required inspections have been performed with satisfactory results reported to the Municipal Clerk;

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Borough of Hawthorne does hereby authorize the issuance of renewal licenses for used car sales, retail or wholesale as indicated, to the persons or entities on the attached schedule for the year 2018.

Council President Matthews entertained a motion to approve off-consent resolution R 16-18, moved by Council Vice President Bertollo, seconded by Councilman Lane. Councilman Wojtecki asked about the used car lot investigation results that had been received in the past, Clerk DiBella stated she would email one to Councilman Wojtecki and that there were no objections from either the Fire Official or the Police Department. On roll call, all voted yes, motion carried.

**R 17-18 Introduced by Councilman Bennett**

WHEREAS, the Borough of Hawthorne issues licenses, renewable on an annual basis, permitting the use of amusement devices at various establishments; and

WHEREAS, the Municipal Clerk has received renewal applications and payment of required fees from the persons or entities set forth on the schedule annexed hereto wishing to renew licenses previously issued; and

WHEREAS, required inspections have been performed with satisfactory results reported to the Municipal Clerk;

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Borough of Hawthorne does hereby authorize the issuance of renewal licenses for amusement devices to the persons or entities on the attached schedule for the year 2018.

Council President Matthews entertained a motion to approve off-consent resolution R 17-18, moved by Council Vice President Bertollo, seconded by Councilman Bennett. On roll call, all voted yes, motion carried.

**R 18-18 Introduced by Councilman Bennett**

WHEREAS, the Borough of Hawthorne issues licenses, renewable on an annual basis, permitting the operation of a massage establishment at identified locations; and

WHEREAS, the Municipal Clerk has received renewal applications and payment of required fees from the persons or entities set forth on the schedule annexed hereto wishing to renew licenses previously issued; and

WHEREAS, required inspections have been performed with satisfactory results reported to the Municipal Clerk;

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Borough of Hawthorne does hereby authorize the issuance of renewal licenses for massage establishments to the persons or entities on the attached schedule for the year 2018.

Council President Matthews entertained a motion to approve off-consent resolution R 18-18, moved by Council Vice President Bertollo, seconded by Councilman Sinning. On roll call, all voted yes, motion carried.

**BILLS:**

Vendor Name	Description	Amount	Check Id
LOUIS BAY 2nd LIBRARY	2018 TEMPORARY BUDGET APPROP	75,000.00	23668
MORRIS COUNTY MUNI JT INS FUND	1ST INSTALLMENT 2018	60,000.00	23669
MORRIS COUNTY MUNI JT INS FUND	1ST INSTALLMENT 2018	45,000.00	11346
MORRIS COUNTY MUNI JT INS FUND	1ST INSTALLMENT 2018	35,000.00	11346
MORRIS COUNTY MUNI JT INS FUND	1ST INSTALLMENT 2018	115,000.00	23669

STATE OF NJ - PWT	4TH QTR WATER TAX OCT-DEC 17	1,660.45	11347
VOZZA AGENCY, INC	2018 VOLUNTEER ACCIDENT/SICK	9,369.00	23670
VOZZA AGENCY, INC	2018 ACCIDENT RENEWAL	500.00	23670
TOTAL:		\$ 372,050.31	

Council President Matthews entertained a motion to approve the bills 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 Council Vice President Bertollo who abstained from bills pertaining to Downes Tree Service, Councilman Lane who abstained from bills pertaining to the Fire Department and Ambulance Corps., and Councilman Wojtecki who abstained from bills pertaining to the Fire Department. Motion carried.

**PUBLIC COMMENT**

Council President Matthews opened the meeting to the public. If anyone desires to be heard, please raise your hand to be recognized, come forward to the microphone and state your name and address.

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

**BENEDICTION**

Council President Matthews invited Pastor Howie VanDyk to give the Benediction.

**ADJOURNMENT**

Council President Matthews entertained a motion to adjourn the meeting at 8:25 p.m., moved by Councilman Wojtecki, seconded by Councilman Mele. On roll call, all voted yes.

THE NEXT REGULAR MEETING OF THE MUNICIPAL COUNCIL IS  
**WEDNESDAY, JANUARY 17<sup>th</sup>, at 7 PM**

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Frank E. Matthews  
Council President

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Lori DiBella, RMC  
Borough Clerk