

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 Lane
Councilman .....	Dominic Mele
Councilman .....	Garret Sinning
Councilman.....	Joseph Wojtecki
Director of Revenue and Finance.....	Mary Jeanne Hewitt
Borough Administrator .....	Eric Maurer
Borough Attorney.....	Michael J. Pasquale
Borough Engineer .....	Dr. Stephen T. Boswell
Borough Clerk.....	Lori DiBella

### **FLAG SALUTE**

Council President Bertollo invited all present to join him in the Pledge of Allegiance.

### **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 November 19, 2015.

### **APPROVAL OF MINUTES:**

Council President Bertollo entertained a motion to approve the Minutes of the Regular Meeting of March 16<sup>th</sup>, 2016; Bid Minutes of March 22<sup>nd</sup>, 2016, for the DPW Truck Wash Building and Generator Electrical Upgrades; Bid Minutes of March 23<sup>rd</sup>, 2016 for the Demolition of 6 Passaic Ave and 324 Wagaraw Road; moved by Councilman Wojtecki, seconded by Councilman Bennett. On roll call, all voted yes. Motion carried.

### **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 the public portion, moved by Council Vice President Matthews, seconded by Councilman Sinning. All responded "Aye" in favor, motion carried.

### **ADOPTION OF ORDINANCES:**

#### **BOND ORDINANCE NO. 2154-16**

**BOND ORDINANCE PROVIDING FOR ROAD RECONSTRUCTION, INCLUDING MILLING, PAVING AND RESURFACING, AS WELL AS CURBING, HANDICAPPED RAMPS AND RELATED IMPROVEMENTS ON VARIOUS STREETS AND PROPERTIES DESCRIBED HEREIN OR HEREAFTER IDENTIFIED, ALL IN AND BY THE BOROUGH OF HAWTHORNE IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING SEVEN HUNDRED FIFTY THOUSAND (\$750,000) DOLLARS THEREFOR AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE BOROUGH FOR FINANCING THE SAME.**

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

Section 1. The improvement described in Section 3 of this Bond Ordinance is hereby authorized as a general improvement to be made or acquired by the Borough of Hawthorne, in the County of Passaic, New Jersey. For the said improvement or purpose stated in Section 3, there is hereby appropriated the sum of \$750,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$37,500 as the down payment for said improvement or purpose required by law and now available therefor in the Capital Improvement Fund of the Borough

by virtue of provision in a budget or budgets of the Borough previously adopted. A portion of the funding, in total sum of \$50,000, is to be provided through a Community Development Block Grant (CDBG Grant).

Section 2. For the financing of said improvement or purpose and to meet the part of said \$750,000 appropriation not provided for by application hereunder of said down payment, and subject to receipt of the CDBG Grant, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$712,500 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Borough in a principal amount not exceeding \$712,500 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which said obligations are to be issued is the resurfacing or reconstruction of parts or portions of roads, curbing, handicapped ramps and the construction or reconstruction of related facilities, on various streets or properties located in the Borough of Hawthorne, together with all work and materials necessary therefor or incidental thereto, all as shown on and in accordance with plans therefor prepared by Boswell, McClave Engineering, P.E., now on file in the office of the Borough Clerk, and hereby approved. The following locations are identified as being subject to the terms of this Ordinance: McKinley Avenue, from Brookside to Buena Vista; North 11<sup>th</sup> Street, from Mohawk to the dead end; North 12<sup>th</sup> Street, from Mohawk to the dead end; Ashley Place; Third Street; Washington Avenue, from Diamond Bridge to Sylvester; Beverly Road, from Goffle Hill to Horizon; Apple Hill Court; Orchard Place; Sherman Avenue, from Lee to DeVoe; Debra Court; Laggner Court; and Vincent Street. The CDBG Grant covers Vincent Street. In addition, repair or replacement of the concrete walk at the Library, handicapped ramps on Van Winkle Avenue and curbing by Roosevelt School is anticipated by this ordinance.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$712,500.

(c) The estimated cost of said purpose is \$750,000, the excess thereof over the said estimated maximum amount of bonds or notes being the amount of the said \$37,500 down payment and is subject to the \$50,000 CDBG Grant.

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

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

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

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law, and according to the reasonable life thereof computed from the date of the said bonds authorized by this Bond Ordinance is 20 years.

(c) The supplemental debt statement required by said Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Finance in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Law is increased by the authorization of the bonds and notes provided for in this Bond Ordinance by \$712,500 and that the said obligations authorized by this Bond Ordinance will be within all debt limitations prescribed by said Law.

(d) An aggregate amount not exceeding \$150,000 for items of expense mentioned in and permitted under Section 40A:2-20 of said Law may be included in the foregoing estimate of the cost of said improvement or purpose.

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

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

Section 8. This Bond Ordinance shall take effect 20 days after the first publication thereof after final adoption as provided for in said local bond law.

### **Public Hearing**

Council President Bertollo opened the meeting to the public. He stated if anyone desires to be heard regarding Ordinance No. 2154-16 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. 2154-16 be closed and that it be resolved 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 Bennett, seconded by Councilman Wojtecki. On roll call, all voted yes, motion carried.

### **BOND ORDINANCE NO. 2155-16**

**BOND ORDINANCE PROVIDING FOR RECONSTRUCTION OR REPLACEMENT OF SIDEWALKS AND DRIVEWAY APRONS ON IDENTIFIED SITES ON MCKINLEY AVENUE, NORTH 12<sup>TH</sup> STREET, THIRD STREET, WASHINGTON AVENUE, BEVERLY ROAD, APPLE HILL COURT, DEBRA COURT AND VINCENT STREET AS DESCRIBED SPECIFICALLY HEREIN, IN AND BY THE BOROUGH OF HAWTHORNE IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING ONE HUNDRED AND TWENTY THOUSAND (\$120,000) DOLLARS THEREFOR, AUTHORIZING THE ISSUANCE OF BONDS OR NOTES FOR FINANCING PART OF THE COST THEREOF AND DIRECTING SPECIAL ASSESSMENT OF THE COST THEREOF.**

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

Section 1. The improvement described in Section 3 of this Bond Ordinance is hereby authorized as a local improvement to be made or acquired by the Borough of Hawthorne, in the County of Passaic, New Jersey. For the said improvement or purpose stated in Section 3, there is hereby appropriated the sum of \$120,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$6,000 as the down payment for said improvement or purpose required by law and now available therefor in the Capital Improvement Fund of the Borough by virtue of provision in a budget or budgets of the Borough previously adopted.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$114,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$114,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Borough in a principal amount not exceeding \$114,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which said obligations are to be issued is in conjunction with reconstruction or replacement of sidewalks and driveway aprons, including the restoration of grounds adjacent thereto, grading, seeding or planting of trees or other materials along McKinley Avenue, from Brookside to Buena Vista; North 12<sup>th</sup> Street, from Mohawk to the dead end; Third Street; Washington Avenue, from Diamond Bridge to Sylvester; Beverly Road, from Goffle Hill to Horizon; Apple Hill Court; Debra Court and Vincent Street, together with all work and materials necessary therefor or incidental thereto, all as shown on and in accordance with plans therefor prepared by Boswell, McClave Engineering, P.E., now on file in the office of the Borough Clerk, and hereby approved. The affected property owners, listed by block and lot as well as street address and name of record owner of each said lot are set forth on a list filed in the office of the Clerk, which list is hereby approved and appended hereto as Schedule A.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$114,000.

(c) The estimated cost of said purpose is \$120,000, the excess thereof over the said estimated maximum amount of bonds or notes being the amount of the said \$114,000 down payment.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purpose described in Section 3 of this Bond Ordinance is not a current expense and is a property or improvement which the Borough may lawfully acquire or make as a local improvement, the cost of which shall be specially assessed in the manner provided herein.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law, and according to the reasonable life thereof computed from the date of the said bonds authorized by this Bond Ordinance is 10 years.

(c) The supplemental debt statement required by said Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Finance in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Law is increased by the authorization of the bonds and notes provided for in this Bond Ordinance by \$114,000 and that the said obligations authorized by this Bond Ordinance will be within all debt limitations prescribed by said Law.

(d) An aggregate amount not exceeding \$25,000 for items of expense mentioned in and permitted under Section 40A:2-20 of said Law may be included in the foregoing estimate of the cost of said improvement or purpose.

(e) The number of annual installments within which the special assessments are to be levied on the lots and parcels of real estate affected by the improvement is five (5) years.

(f) The estimated maximum aggregate amount of the special assessment is \$120,000.

Section 5. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this Bond Ordinance. Said obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of said obligations and interest thereon without limitations of rate or amount.

Section 6. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate, and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

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

Section 8. The improvement described in Section 3 of this ordinance shall be undertaken as a sidewalk and driveway apron improvement and the cost thereof shall be assessed in the manner set forth in this paragraph. An accurate account of the cost of construction of the sidewalk and driveway apron, and improvements incidental thereto as described herein, shall be kept, and such cost shall be assessed upon the several properties fronting on the improvement, as nearly as may be in proportion to the particular benefit, advantage or increase in value which the respective parcels of land or real estate shall be deemed to receive by reason of said improvement and in no case shall any assessment on any parcel of land exceed the amount of such peculiar benefit, advantage or increase in value, and if benefit so assessed shall not equal the cost, the balance shall be paid by the Borough.

Section 9. Unless notice of the pendency of this ordinance is given in accordance with N.J.S.A. 40:65-6, the Borough Clerk shall cause Notice of the proposed improvement to be given to the owner or owners of real estate affected thereby prior to the making of the improvement described in Section 3 hereof or the awarding of any contract for such improvement. The Notice shall contain a description of the property affected sufficient to identify it, a description of the improvement and a statement that unless the owner or owners complete the improvement within 30 days after service thereof, the Borough will make the improvement at the expense of the owner or owners. Such Notice shall be served in accordance with the provisions of N.J.S.A. 40:65-2 to N.J.S.A. 40:65-5, and the proof of service shall be filed with the officer of the Borough in charge of the records of tax liens of the Borough within ten days after service thereof.

Section 10. The owner of any land upon which any assessment for the local improvement shall have been made may pay such assessment in the number of equal yearly installments herein determined, with legal interest on the unpaid balance of the assessment. The first of the installments shall be due and payable two months after the confirmation of the assessment, and such subsequent annual installment and interest shall be payable in each successive year thereafter at such time as the governing body shall by resolution determine, provided that any owner of land so assessed shall have the privilege of paying the whole of any assessment or of any balance of installments with accrued interest thereon at any time. Whenever any such installment shall remain unpaid for thirty (30) days from and after the time it shall become due and payable, the whole assessment or balance thereof shall become and be immediately due and payable and shall draw interest at the rate imposed upon the arrearage of taxes in the Borough and shall be collected in the same manner as provided by law for other past-due assessments. Such assessment shall remain a lien upon the land described herein until the assessment with all installments and accrued interest thereon shall be paid and satisfied. Notwithstanding anything herein to the contrary, the Borough shall have the right to waive default as may be permitted by law.

Section 11. This Bond Ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by said Local Bond Law.

### **Public Hearing**

Council President Bertollo opened the meeting to the public. He stated if anyone desires to be heard regarding Ordinance No. 2155-16 please raise your hand to be recognized, come forward to the microphone and state your name and address for the record.

#### **Bill Cook, 205 Beverly Road**

He received the notice the sidewalks were being fixed. He has previously done it himself a few years back; however, the arborist would not have the job done properly, because we were not allowed to trim the roots. Mr. Cooks showed photos of the sidewalks coming up due to the roots of the trees. It seems a little unfair that we have to pay for this project a 2<sup>nd</sup> time. Photos were given to the Clerk and the Engineer will go out to take a look. Engineer assured resident that if the tree is in fact the cause he would trim the roots or take the tree out and took his contact information.

#### **Marilyn Dietrich, 17 Apple Hill Court**

Ms. Dietrich explained she is a widow on a fixed income and asked why the taxes do not cover the sidewalks repairs. She heard the cost will be thousands from a cement guy. Dr. Boswell explained that all the sidewalks will be bid as one job, which is much cheaper than doing the work yourself. Assessments are made based on the linear foot of sidewalks price spread out over everyone having the work done. Additionally you have the option of paying the assessment immediately or over 5 years with a minimal interest rate. Dr. Boswell took her contract information.

#### **George Frisco, Corner 1074 Lafayette Ext. & Debra Court**

Mr. Frisco explained his house was there before Debra Court was built; he had nothing to do with the installation of the concrete. The Borough installed the trees around Debra Court, there is one tree (which is half dead) remaining out of 16/17 trees that were planted. The sidewalk is lifting because of the tree roots. Now he is responsible for somebody else's incompetence to him this is unacceptable. The Borough Engineer took the residents' contract information and will take a look at the property along with the Arborist.

#### **Jim Rose, 25 Apple Hill Court**

He has several raised slabs of sidewalks due to large pine trees which are on his side, first he would like the arborist to take a look to see if it's his trees and ask if they will be reset or replaced. Borough Engineer – replaced. Administrator will put the property on the arborist list of trees to look at.

#### **Mario Agostinelli, 7 Apple Hill Court**

He believes the town planted some trees between the curbs and the sidewalks, which were removed last year, there is one remaining tree on the corner that is several feet away from the fire hydrant, where the roots are completely above the ground. He feels this tree needs to come down before they do the sidewalk work. Dr. Boswell will add him to the list.

#### **Chris McNally, 121 McKinley Avenue**

Regarding the notice, just to clarify, if he wanted to get a private contractor he would have to notify the engineer's office by May 20<sup>th</sup>? Council President, yes, just realize your private contractor would have to follow the specs from what the Borough Engineer set up.

Council President Bertollo entertained a motion that the public hearing on Ordinance No. 2155-16 be closed and that it be resolved 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 Bennett, seconded by Councilman Mele. On roll call, all voted yes, motion carried.

**ORDINANCE NO. 2156-16**

**AN ORDINANCE ADOPTING THE LAND USE AND ZONING DISTRICT MAP OF THE BOROUGH OF HAWTHORNE AS REVISED BY BOSWELL ENGINEERING THROUGH DECEMBER 31, 2015**

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

WHEREAS, the Municipal Council of the Borough of Hawthorne has adopted a Zoning Ordinance as part of its Municipal Code and has, from time to time, amended and modified the same so as to revise the boundaries of zoning districts within the Borough of Hawthorne; and

WHEREAS, the Borough Engineer, Boswell Engineering, has created a Land Use and Zoning District Map depicting all zoning district boundaries within the Borough as of December 31, 2015; and

WHEREAS, the Municipal Council now wishes to adopt the Zoning Map as prepared by the Borough Engineer as the official Zoning Map of the Borough of Hawthorne and authorize execution of the title block of the same by the Mayor and Municipal Clerk;

NOW, THEREFORE, BE IT ORDAINED, that the Land Use and Zoning Map prepared by Boswell Engineering, depicting all existing Zoning Districts through December 31, 2015, be and hereby is declared to be the official Zoning Map of the Borough of Hawthorne and the Mayor and Clerk are hereby authorized to execute the title block made part of the map as and for the act of the Borough of Hawthorne.

This Ordinance shall take effect after final adoption and publication as provided by law.

**Public Hearing**

Council President Bertollo opened the meeting to the public. He stated if anyone desires to be heard regarding Ordinance No. 2156-16 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. 2156-16 be closed and that it be resolved 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 Mele, seconded by Councilman Lane. On roll call, all voted yes, motion carried.

**ORDINANCE NO. 2157-16**

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT THE CODE OF THE BOROUGH OF HAWTHORNE, CHAPTER 505, VEHICLES AND TRAFFIC, ARTICLE III, PARKING, STANDING AND STOPPING, SECTION 505-22, ANGLE PARKING, SO AS TO RETITLE THE SAME AS PARKING IN MARKED SPACES AND INCLUDE PARKING IN ANGLED, PERPENDICULAR OR PARELLEL SPACES MARKED UPON ANY STREET, AND TO AMEND SCHEDULE XVII, SECTION 505-71, TO RETITLE THE SAME AS NOTED HEREIN AND INCLUDE ADDITIONAL LOCATIONS 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 505, Vehicles and Traffic, Article III, Parking Standing and Stopping, Section 505-22, Angle Parking, shall be retitled, amended and to the extent indicated repealed and replaced, with said section to read as follows:

Sec. 505-22 Parking in Marked Spaces

No person shall park a vehicle upon any of the streets or parts thereof described in Schedule XVII (§505-71) where a parking space is marked by lines on the pavement that are angled, perpendicular or parallel except at the angle designated and provided that no part of the vehicle shall be outside of the designated space.

Section 2. Chapter 505, Vehicles and Traffic, Article X, Schedules, Section 505-71, Schedule XVII, Angle Parking, shall be retitled, amended and to the extent indicated repealed and replaced, with said

section to read as follows:

Sec. 505-71 Schedule XVII: Parking in Marked Spaces

In accordance with the provisions of §505-22, no person shall park a vehicle upon any street or part thereof described below, except at the angle designated and within the area designated by marked lines:

<b>Name of Street</b>	<b>Side</b>	<b>Angle (degrees)</b>	<b>Location</b>
Bamford Avenue	East	45	From Warburton Avenue North (to the rear of Hawthorne High School)
Grand Avenue	East	90	From Diamond Bridge Avenue for a distance of 257 feet
Grand Avenue	East	90	From a point distant 320 feet from the intersection of Diamond Bridge Avenue south to Washington Street
Royal Avenue	West	90	From Diamond Bridge Avenue for a distance of 250 feet south
Grand Avenue	West	Parallel	From Washington Street for a distance of 200 feet north of the intersection with Llewellyn Avenue
Grand Avenue	East	Parallel	From Washington Street for a distance of 150 feet north of the intersection with Llewellyn Avenue
Washington Avenue	Both	Parallel	From Washington Street to Hawthorne Avenue
Washington Street	Both	Parallel	From Lincoln Street to Lafayette Avenue
Lincoln Street	Both	Parallel	From Washington Street to Wagaraw Road
Washington Place	South	Parallel	Two stalls between railroad track and Crosswalk
Harrison Place	North	Parallel	Entire length

Section 3. All parts and provisions of Chapter 505 not specifically affected by the above amendments and modifications shall remain in full force and effect.

Section 4. This Ordinance shall take effect twenty (20) days after final adoption and publication as provided by law.

**Public Hearing**

Council President Bertollo opened the meeting to the public. He stated if anyone desires to be heard regarding Ordinance No. 2157-16 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. 2157-16 be closed and that it be resolved 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 Bennett, seconded by Councilman Wojtecki. Council President explained this is the area around the computer parking area in the center of town where we have parking boxes marked out on the street. It allows the police under title 39 to give them a summons for not parking in the box. On roll call, all voted yes, motion carried.

**ORDINANCE NO. 2158-16**

**AN ORDINANCE TO FIX THE SALARIES, WAGES AND COMPENSATION OF THE EMPLOYEES OF THE BOROUGH OF HAWTHORNE, COUNTY OF PASSAIC AND STATE OF NEW JERSEY.**

The Municipal Council of the Borough of Hawthorne in the County of Passaic and the State of New Jersey, do ordain as follows:

Section 1. The following shall be the maximum salaries of the employees of the Borough of Hawthorne and such salaries shall be paid bi-weekly. When an Employee has scheduled a vacation and during an earned period of such vacation a regular payday would occur, then such Employee may receive a pay check for the payday prior to the commencement of the vacation period, provided such advance payment is approved by the Director of the respective department. Upon any employee leaving the employ of the Borough of Hawthorne, salary will be adjusted to actual days worked.

**SALARY ORDINANCE 2016**

<b><u>Position/Title</u></b>	<b><u>2016</u></b>
Mayor.....	7,500.00
Council President.....	5,000.00
Council.....	4,000.00
Borough Clerk/Election Official/Assessment Search Officer...	64,946.00
Deputy Borough Clerk.....	35,482.00
Business Administrator.....	145,827.00
Administrative Assistant/Confidential.....	52,020.00
Administrative Assistant.....	39,677.00
Clerk - Level 4.....	39,677.00
Clerk - Level 3.....	36,864.00
Clerk - Level 2.....	31,615.00
Clerk - Level 1.....	28,091.00
Finance Director, Chief Financial Officer, Treasurer.....	114,000.00
Deputy Treasurer.....	56,789.00
Tax Collector/Collector of Rents/Tax Search Officer.....	64,743.00
Deputy Tax Collector.....	44,611.00
Tax Assessor.....	25,341.00
Construction Official/Bldg. Sub-Code Official-p/t.....	56,100.00
Building Sub-Code Assistant.....	9,286.00
Sub-Code Official/Electrical.....	12,057.00
Sub-Code Official/Plumbing.....	12,964.00
Sub-Code Official/Fire.....	11,531.00
Expedited Inspection/Review (per hour).....	30.00
Extra Duty Inspection/Review (per hour).....	30.00
Fair Housing Officer.....	2,500.00
Zoning Officer.....	12,000.00
Zoning Inspector (per hour).....	21.50
Chief, Fire Prevention Bureau.....	64,527.00
Fire/Housing Inspector (per hour).....	22.37
Local Code Enforcement.....	43,369.00
Local Code Inspector (per hour).....	14.96
Secretary Board of Health/Registrar Vit Stat.....	41,553.00
Sanitary Inspector/Reporting Officer P/T.....	21,962.00
Public Health Nurse (per hour).....	33.78
Health Doctor.....	2,000.00
Fire Chief.....	14,000.00
Clerk, Board of Fire Commissioners (per hour).....	13.50
Chief of Police.....	159,345.00
Captain .....	136,353.00
Lieutenant.....	128,320.00
Sergeant.....	120,284.00
Patrolman (5 yrs) (prior to 2000).....	112,261.00
Patrolman (7 yrs) (prior to 11/1/07).....	112,261.00
Patrolman (8 yrs) (after 11/1/07).....	112,261.00

Patrolman (7 yrs) (after 11/1/07).....	103,438.00
Patrolman (6 yrs) (after 11/1/07).....	94,585.00
Patrolman (5 yrs) (after 11/1/07).....	86,841.00
Patrolman (4 yrs) (after 11/1/07).....	76,873.00
Patrolman (3 yrs) (after 11/1/07).....	68,018.00
Patrolman (2 yrs) (after 11/1/07).....	59,161.00
Patrolman (1 yrs) (after 11/1/07).....	50,306.00
Patrolman (Starting Minimum) (after 11/1/07).....	41,451.00
Patrolman (9yrs) (after 1/1/12).....	112,261.00
Patrolman (8 yrs) (after 1/1/12).....	104,387.00
Patrolman (7 yrs) (after 1/1/12).....	96,519.00
Patrolman (6 yrs) (after 1/1/12).....	88,653.00
Patrolman (5 yrs) (after 1/1/12).....	80,786.00
Patrolman (4 yrs) (after 1/1/12).....	72,920.00
Patrolman (3 yrs) (after 1/1/12).....	65,052.00
Patrolman (2 yrs) (after 1/1/12).....	57,185.00
Patrolman (1 yrs) (after 1/1/12).....	49,318.00
Patrolman (Starting Minimum) (after 1/1/12).....	41,451.00
Patrolman (10yrs) (after 11/1/14).....	112,261.00
Patrolman (9yrs) (after 11/1/14).....	108,318.00
Patrolman (8yrs) (after 11/1/14).....	98,273.00
Patrolman (7yrs) (after 11/1/14).....	91,096.00
Patrolman (6yrs) (after 11/1/14).....	84,286.00
Patrolman (5yrs) (after 11/1/14).....	77,792.00
Patrolman (4yrs) (after 11/1/14).....	70,298.00
Patrolman (3yrs) (after 11/1/14).....	63,306.00
Patrolman (2yrs) (after 11/1/14).....	56,312.00
Patrolman (1yrs) (after 11/1/14).....	49,318.00
Patrolman (Starting Minimum) (after 11/1/14).....	41,451.00
Emergency Management Coordinator.....	1,000.00
Emergency Management Deputy Coordinator.....	500.00
Police Clerk.....	34,172.00
Civilian Dispatcher Step 4.....	36,414.00
Civilian Dispatcher Step 3.....	34,957.00
Civilian Dispatcher Step 2.....	33,501.00
Civilian Dispatcher Step 1.....	32,044.00
Civilian Dispatcher Training Rate.....	26,000.00
Crossing Guards (per hour).....	16.01
Magistrate.....	41,768.00
Court Clerk - Administrator.....	50,980.00
Deputy Court Administrator.....	36,762.00
Prosecutor.....	32,659.00
Public Defender (per monthly session).....	300.00
Court Security P/T (per hour).....	15.61
Attorney/Secretary - Planning Board.....	23,378.00
Secretary - Board of Adjustment.....	6,000.00
Secretary Special Meetings (per meeting).....	200.00
DPW Administrative Coordinator.....	44,370.00
Recycling Pick-up/Part-time (per hour).....	13.26
Recycling Center Attendant.....	12.75
Municipal Building Custodian (per hour).....	12.48
Director of Public Works.....	103,000.00
Superintendent – Public Works.....	91,071.00
Foreman- Rd/Swr/Recy/ShTr/Water/Dis (prior to 8/1/06).....	72,950.00
Foreman Cl/2 Rd/Swr/Recy/ShTr/Water/Dis (after 8/1/06).....	72,950.00
Foreman Cl/1 Rd/Swr/Recy/ShTr/Water/Dis (after 8/1/06).....	71,504.00
Foreman Cl/0 Rd/Swr/Recy/ShTr/Water/Dis (after 8/1/06).....	70,051.00
Serviceman Rd/Swr/Recy/ShTr/Water/Dis(prior 8/1/06).	67,763.00
Serviceman Class6 Rd/Swr/Recy/ShTr/Water/Dis (after 8/1/06).	67,763.00
Serviceman Class5 Rd/Swr/Recy/ShTr/Water/Dis (after 8/1/06).	64,402.00
Serviceman Class4 Rd/Swr/Recy/ShTr/Water/Dis (after 8/1/06).	61,066.00

Serviceman Class3 Rd/Swr/Recy/ShTr/Water/Dis (after 8/1/06).	57,676.00
Serviceman Class2 Rd/Swr/Recy/ShTr/Water/Dis (after 8/1/06).	54,313.00
Serviceman Class1 Rd/Swr/Recy/ShTr/Water/Dis (after 8/1/06).	50,949.00
Serviceman Class0 Rd/Swr/Recy/ShTr/Water/Dis (after 8/1/06).	46,241.00
Operator/Maintenance Class 1 (prior to 8/1/06).....	60,266.00
Operator/Maintenance Class 6 (after 8/1/06).....	60,266.00
Operator/Maintenance Class 5 (after 8/1/06).....	57,876.00
Operator/Maintenance Class 4 (after 8/1/06).....	55,486.00
Operator/Maintenance Class 3 (after 8/1/06).....	53,095.00
Operator/Maintenance Class 2 (after 8/1/06).....	50,705.00
Operator/Maintenance Class 1 (after 8/1/06).....	48,317.00
Operator/Maintenance Class 0 (after 8/1/06).....	44,730.00
Serviceman/Mechanic Class 6 (after 8/1/06).....	70,451.00
Serviceman/Mechanic Class 5 (after 8/1/06).....	68,353.00
Serviceman/Mechanic Class 4 (after 8/1/06).....	66,255.00
Serviceman/Mechanic Class 3 (after 8/1/06).....	64,145.00
Serviceman/Mechanic Class 2 (after 8/1/06).....	62,062.00
Serviceman/Mechanic Class 1 (after 8/1/06).....	59,756.00
Serviceman/Mechanic Class 0 (after 8/1/06).....	57,862.00
Serviceman Class7 Rd/Swr/Recy/ShTr/Water/Dis (after 12/31/15)	67,763.00
Serviceman Class6 Rd/Swr/Recy/ShTr/Water/Dis (after 12/31/15)	64,402.00
Serviceman Class5 Rd/Swr/Recy/ShTr/Water/Dis (after 12/31/15)	61,066.00
Serviceman Class4 Rd/Swr/Recy/ShTr/Water/Dis (after 12/31/15)	57,676.00
Serviceman Class3 Rd/Swr/Recy/ShTr/Water/Dis (after 12/31/15)	54,313.00
Serviceman Class2 Rd/Swr/Recy/ShTr/Water/Dis (after 12/31/15)	50,949.00
Serviceman Class1 Rd/Swr/Recy/ShTr/Water/Dis (after 12/31/15)	46,241.00
Serviceman Class0 Rd/Swr/Recy/ShTr/Water/Dis (after 12/31/15)	41,532.00
Operator/Maintenance Class 7 (after 12/31/15).....	60,266.00
Operator/Maintenance Class 6 (after 12/31/15).....	57,876.00
Operator/Maintenance Class 5 (after 12/31/15).....	55,486.00
Operator/Maintenance Class 4 (after 12/31/15).....	53,095.00
Operator/Maintenance Class 3 (after 12/31/15).....	50,705.00
Operator/Maintenance Class 2 (after 12/31/15).....	48,317.00
Operator/Maintenance Class 1 (after 12/31/15).....	44,730.00
Operator/Maintenance Class 0 (after 12/31/15).....	41,144.00
Serviceman/Mechanic Class 7 (after 12/31/15).....	70,451.00
Serviceman/Mechanic Class 6 (after 12/31/15).....	67,662.00
Serviceman/Mechanic Class 5 (after 12/31/15).....	64,873.00
Serviceman/Mechanic Class 4 (after 12/31/15).....	62,085.00
Serviceman/Mechanic Class 3 (after 12/31/15).....	59,296.00
Serviceman/Mechanic Class 2 (after12/31/15).....	56,507.00
Serviceman/Mechanic Class 1 (after 12/31/15).....	53,719.00
Serviceman/Mechanic Class 0 (after 12/31/15).....	50,925.00
Maintenance Person – Fields/Leaves (per hour).....	12.00
Seasonal CDL Driver P/T (per hour).....	15.00
Secretary Shade Tree (per hour).....	14.50
Compliance/Education/Training Manager.....	44,800.00
Municipal Alliance Coordinator.....	5,000.00
Director/Secretary Board of Recreation.....	12,387.00
Pool Manager.....	12,500.00
Assistant Pool Manager.....	8,000.00
Lifeguard (per hour 40 hours) .....	15.00
Badge Seller - Swimming Pool (per hour).....	11.00
Program Director - Recreation (per week).....	400.00
Supervisor - Arts & Crafts (per week).....	270.00
Summer Assistant Program Director (per week).....	270.00
Summer Counselor (per hour).....	8.38
Dance Director (per session).....	32.50
Tennis Director (per hour).....	15.00
Supervisor of Umpires (per week).....	166.75
Supervisor of Referees (per week).....	95.00

Referees/Basketball League (per game).....	35.00
Umpires Baseball (per game).....	45.00
Referees/Soccer (per game).....	50.00
Referees/Wrestling (per match).....	27.00
Director, Special Recreation Program (per session).....	53.75
Aerobics Instructor (per session).....	53.75

Section 2. There shall be paid to all Borough Volunteer Firefighters who are certified as having met annually the attendance standards established in the Fire Department Ordinance, \$439.00 annually as a clothing allowance. Qualified retired firemen may receive \$179.00. Firematic officers shall receive the following additional sums: Assistant Fire Chiefs an additional sum of \$676.00, Captains \$211.00, Lieutenants \$149.00, per annum for performing clerical duties and attending meetings in connection with their duties.

Section 3. There shall be paid to all William B. Mawhinney Memorial Ambulance Corps members who attend at least 52 meetings for ambulance duty in the current year and who have been certified as having met the requirement hereof and approved by the Mayor \$153.00 annually as a clothing allowance.

Section 4. Members of the Police Department shall receive longevity on the anniversary of their hire date as follows:

- A. Officers hired prior to 1/1/2000, five through seven years, two percent (2%); eight through ten years, four percent (4%); eleven through fifteen years, six percent (6%); sixteen through twenty years, eight percent (8%); twenty-one through twenty-four years, nine percent (9%); twenty-five and over, ten percent (10%).
- B. Officers hired after 1/1/2012, nine through ten years, two percent (2%); eleven through fifteen years, six percent (6%); sixteen through twenty years, eight percent (8%); twenty-one through twenty-four years, nine percent (9%); twenty-five and over, ten percent (10%).
- C. Officers Hired after 1/1/2015 ten years two percent (2%); eleven through fifteen years, six percent (6%); sixteen through twenty years, eight percent (8%); twenty-one through twenty-four years, nine percent (9%); twenty-five and over, ten percent (10%).

Section 5. All Patrolman working eight and one-half hour per day in the Police Department (exclusive of superior officers) shall receive overtime compensation at the rate of one and one-half times the normal hourly rate for working time in excess of eight and one-half (8 ½) hours per day, or forty-two and one-half (42 ½) hours per week to be calculated as follows:

- A. 0-30 minutes - no compensation  
31-45 minutes - .25 hour compensation  
46-60 minutes - .50 hour compensation  
Over 60 minutes, each 15 minutes or part thereof shall constitute .25 hour for compensation.
- B. All Police Personnel working twelve (12) hours per day shall receive over-time compensation at the rate of one and one-half (1 ½) times the normal hourly rate for working time in excess of twelve hours (12) per day to be calculated as follows:
- C. 0-60 minutes – no compensation  
Over 60 minutes, each 15 minutes or part thereof shall constitute .25 hour for compensation
- D. Any overtime worked contiguous to the patrolman’s regular tour of duty shall be compensated at the time and one-half rate. If an officer is required to appear in any court or forum on his day off, which arises from the performance of his duties, he shall receive a guaranteed one and one-half (1 ½) hours’ pay at time and one-half. If this appearance is contiguous to his regular tour of duty, there shall be a minimum of one (1) hour at time and one-half. However, any officer may elect to receive cash or compensatory time off, at his sole discretion.
- E. Personnel of all ranks assigned to detective functions by the Chief of Police shall receive an annual allowance of one thousand five hundred (\$1,500.00) dollars.

Section 6. All full-time salaried employees of the Department of Public Works, including Water Department Employees, shall receive longevity pay computed on base pay as follows: five through seven years, two percent (2%); eight through ten years, four percent (4%); eleven through fifteen years, six percent (6%); sixteen through nineteen years, eight percent (8%); twenty years through twenty-four years, nine percent (9%); twenty-five years and over, ten percent (10%).

- A. Members of the Department of Public Works and the Water Department: all work performed in excess of eight (8) hours per day or forty (40) hours per week shall be considered overtime and shall be paid for on the basis of time and one-half (1 ½) hours and days.
- B. Whenever an employee is required to work on a regularly scheduled holiday he shall receive one and one-half (1½)) times his regular rate of pay for each hour worked in addition to his regular pay for that holiday.
- C. In the event that an employee is recalled to duty during his regularly scheduled time off, he shall be granted four (4) hours pay if there is not work or less than four (4) hours work to be performed at one and one-half (1 ½) times his regular pay. If the call-in assignment results in more than four (4) hours work and up to eight (8) hours work to be performed, pay shall be granted for all eight (8) hours pay at one and one-half (1 ½) times his regular rate of pay.
- D. A shift differential of \$.45 per hour shall be paid for the second shift (3:00 P.M. to 11:00 P.M.), and a differential of \$.60 per hour shall be paid for the third shift (11:00 P.M. to 7:00 A.M.).
- E. Any employee who obtains a New Jersey license necessary to operate a Borough utility system (C-3 sewer collection license, T-3 water treatment license, and/or W-3 water distribution license), and who serves licensed operator of record in responsible charge of that system, shall receive as part of base pay in addition to the salary for the title as provided in the Step Plan, the annual sum of \$2,000 for each such license. The Borough reserves the right to require licenses for future appointees to the titles of Water Foreman and Sewer Foreman. Any employee who obtains one of the above licenses but does not serve as the licensed operator of record shall receive as part of base pay, in addition to the salary for the for the title as provided in the Step Plan, the annual sum of \$1,000.
- F. In addition, seven employees identified in Addendum C of the contract who signed up to take courses to pursue these licenses as of 8/12/2004 shall, upon obtaining a C-2, T-2 or W-2 license (but only one) on the way to obtaining a C-3, T-3 or W-3 license, shall receive on a one-time basis one extra week of vacation plus a one-time bonus of \$2,500 as compensation for the hours devoted to obtaining the license.
- G. If an employee holds a New Jersey Recycling Coordinator's certificate and serves as the Boroughs Recycling Coordinator they shall receive the annual sum of \$2,000.00.

Section 7. All full time White Collar Union employees and those part-time White Collar Union employees originally certified by PERC and as per the Stipulation of Settlement dated February 5, 2013, shall receive longevity pay computed on base pay as of the employees' anniversary dates as follows: five through seven years, two percent (2%); eight through ten years, four percent (4%); eleven through fifteen years, six percent (6%); sixteen through nineteen years, eight percent (8%); twenty through twenty-four, nine percent (9%); twenty-five years and over, ten percent (10%).

Section 8. The Uniform Construction Code Official, after review of requests for expedited or extra duty inspections and reviews, may determine that any sub-code official or inspector may receive additional salary at the rate proscribed in Section 1 of the Salary Ordinance for this purpose.

Section 9. All ordinance and parts of ordinances inconsistent with the provision of this ordinance be and the same are hereby repealed, but only to the extent of such inconsistencies.

Section 10. This ordinance shall take effect twenty (20) days after final passage, provided notice of the same has been duly published all as required by law.

### **Public Hearing**

Council President Bertollo opened the meeting to the public. He stated if anyone desires to be heard regarding Ordinance No. 2158-16 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. 2158-16 be closed and that it be resolved 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 Mele, seconded by Councilman Lane. On roll call, all voted yes, motion carried.

### **OLD BUSINESS:**

Councilman Lane asked for an update regarding the tractor trailers parking at the Lukoil parking lot on Wagaraw Road. Administrator stated summonses have been issued for those violations. Mayor added this situation was discussed at the Planning Board meeting. He was told if he wanted to do this he would have to file an application as of yet we had not received, therefore we instructed Code Officer to continue to summons until he either moves them or gets approvals. Regarding the outside storage on Goffle Road, the tenant was supposed to come to the Planning Board for another hearing for outside storage. Mayor stated they had missed the last two meeting, therefore the Planning Board has voted to deny his application. They had instructed the zoning officer to issue summonses. Councilman continued, there is a Community Workshop at the Hawthorne Gospel Church (along with the Municipal Alliance) May 2<sup>nd</sup>, 2016 from 6:30-9pm regarding growing epidemic in North Jersey pertaining to drugs & heroine. For more information call 973-427-6960 ext. 122. Lastly, Councilman discussed the letter received from County Administrator Mr. Anthony De Nova to our Council President who attended the last Freeholder meeting. First – the fly casting pond, he would like the County to produce all the documents from NJDEP giving the County permission to remove the casting pond and redirect the brook and taking out the pier that existed. Since the removal of the casting pond we had nothing but flooding on Goffle Road. Second – letter states the turf field is not in the flood zone, (which is an opened ended answer) he stated it's either in the floodway or the flood plain. They are planning on removing the handicap playground for more parking. He asked the Mayor to have our Engineer contact the State Historical Site Commission to get the project stopped. The letter went on to state “the development of this synthetic turf will provided for much needed recreation facilities to the residents of Hawthorne & Passaic County and in concepts with the County Park recreations and open space Master Plan.” He added he would like the Borough Attorney to get injunctions on the development of this field until we have an answer back from the State Historical Site Commission. In closing he stated he is ready to go to bat for the residents and stop the turf field and put back our casting pond and to preserve the handicap play area for the disable. Discussion ensued. Council President stated the County did back off on taking away the handicap playground, as they stated there traffic study claims there is enough parking for the field. Lastly Councilman asked if a resolution can be sent to the County regarding the discussion of the taxes from last meeting.

Councilman Wojtecki asked administration how we are with the recycling “APP”. Administrator Maurer stated we are looking at the best way to provided information. What is going on with Congress textiles with the vehicles being parked right above the waterway? Mayor will send Code Enforcer out tomorrow.

### **NEW BUSINESS:**

Councilman Wojtecki thanked Council President Bertollo for attending the Freeholders meeting and suggested for at least one Councilman to attend a freeholder meeting once a month. Borough Engineer added he received a phone call from Anthony De Nova who informed him Public Service is requiring the contractor to expose the conduit before they will sign off on it and attached it. The General Contractor (Colonnelli) was reminded twice of this requirement, but has not gotten back as to when his electrical subcontractor is available. Dr. Boswell called the President of Colonnelli today they are going to be there at 7am tomorrow exposing the conduit with the inspector from Public Service at which time they will hook it up. Councilman Lane added that pipe comes under the jurisdiction of the Electrical Code Official in Hawthorne. He inspected and signed off on it, that should have been enough for Public Service.

Councilman Lane any word on the small bucket truck. Administrator not as of yet.

### **ADMINISTRATIVE AGENDA PRESENTED BY MAYOR GOLDBERG:**

Welcome to our new hauler B&B Disposal – We appreciate their assistance earlier than expected. They've did a wonderful job completing Future's contract the last two weeks of March, and we are looking forward to our new relationship. Should you have any questions or require special assistance during this transition period, please contact the DPW at 973-427-5330 – and not B&B Disposal directly at this time. On March 24 he visited Washington School and their Wax Museum as always, the students do a wonderful job and it's an enjoyable afternoon. Yard Waste Collection begins this week. Clippings, twigs, shrub trimmings, and yard waste can be bagged, bundled or placed in containers at the curb, limit 6. Cel-Earth-Bratton will be held on Saturday, April 9 at HHS from 10 – 2. Rizzo's Reptiles, Mad Science, Local Bird Identification Workshop, face painting, games, food, and Hawthorne Recycling are just a few of the events that will be happening at Cel-Earth-Bratton. All are welcome to attend. The Borough Shred Event will be held at Borough Hall in the parking lot from 9 – 1. First 3 boxes are free – a box thereafter is \$5. This is open to Residents – please, no businesses. Townwide Garage Sale will be on Saturday, April 30. The forms are available on line,

and you can also sign up at Borough Hall. Signs ups close on April 15. He is proud to announce that our own, Rayna Laiosa, has been awarded the Chemistry Council of New Jersey Merit Award for Advocacy: Site Remediation. Rayna’s work in support of the Site Remediation Industry Network and the industry’s position on this important issue is being recognized on May 2 at their annual spring conference. There will be a Green Lecture at the Hawthorne Library on May 5 – “Creating a Certified Garden.” This lecture will promote the value of Native Plants in the Landscape. April is “National Autism Awareness Month” – our Police Department recognizing this by wearing Autism Awareness Ribbons. Our own, Johanna Burke is here this evening to accept a Proclamation by Mayor and Council as we recognize *Fight 4 Autism*.

**PROCLAMATION: “National Autism Awareness Month”**

Presented to Johanna Burke

WHEREAS, Autism Speaks was founded in 2005 and the mission of Autism Speaks is to change the future for all who struggle with autism spectrum disorders; and

WHEREAS, In 2007, the United Nations General Assembly declared April 2 as World Autism Awareness Day (WAAD), with the goal of bringing the world's attention to autism, a pervasive disorder that affects tens of millions; and

WHEREAS, autism is a complex neurobiological disorder that inhibits a person’s ability to communicate and develop social relationships, and is often accompanied by behavioral changes; and

WHEREAS, autism spectrum disorders are diagnosed in one in 68 children nationally and 1 in 45 in New Jersey; and

WHEREAS, the Centers for Disease Control and Prevention have called autism a national public health crisis whose cause and cure remain unknown; and

WHEREAS, Autism Speaks is dedicated to funding global biomedical research into the causes, prevention, treatments, and cure for autism; to raising public awareness about autism and its effects on individuals, families, and society; and to bringing hope to all who deal with the hardships of this disorder.

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Hawthorne do hereby proclaim April 2016 as

**NATIONAL AUTISM AWARENESS MONTH**

Johanna Burke said a few words and thanked everyone who attend there blue hair fundraiser this past Sunday and raised approximately \$3500 dollars. A walk is planned for Sunday June 5<sup>th</sup> at the Hawthorne High School. 10% of whatever is raised going back into the Hawthorne School District for the Special Education Programs. August 14<sup>th</sup> there will be a concert at the new Bandshell with local bands who will donate their time.

**2016 BUDGET PRESENTATION: Mayor Richard S. Goldberg**

<p>Borough of Hawthorne 2016 BUDGET PRESENTATION</p>  <p>Effective Stewardship of Your Money</p>	<p>Budgetary Planning</p> <ul style="list-style-type: none"><li>• Look Ahead Multiple Years</li><li>• Match Resources to Needs</li><li>• Maintain Services</li><li>• Stability in Tax Rates</li><li>• Good Bond Rating – Lower Borrowing Costs</li></ul>
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### Ratables

- Loss in ratables - .1%, or \$1,219,576, from 2015 to 2016 due to tax appeals.
- Minimal new construction for 2016.
- Expect further reduction for 2017 due to tax appeals.
- Expect growth by 2018 due to construction of approved projects.

### 2016 Cost Increases

- \$121,000 Garbage & Recycling Collections
- \$104,000 PFRS Pension
- \$ 98,000 Defense of Affordable Housing Plan

### Proactive Appropriations - 2016

- \$200,000 Reserve for Tax Appeals
- \$400,000 Payment of Principal on Bond Anticipation Notes
  - Reduces future principal & interest payments
- \$ 30,000 Update of Tax Maps
  - Required before upcoming revaluation

### Union Contracts

- PBA and Blue Collar contracts settled through 2018 for less than 2% per year.
- Have tentative settlement with White Collar union for a similar amount
- All employees have been contributing more each year for medical benefits through this year.

### Surplus

	2014	2015	2016
Surplus Used in Budget	\$1,595,000	\$1,941,000	\$1,708,000
Regenerated	\$1,908,743	\$2,328,944	???

Hawthorne consciously budgets to regenerate the amount of surplus we use as a budget revenue, so that the practice is sustainable

### Benefit of Healthy Surplus

A healthy fund balance allows a municipality to:

- Maintain a good bond rating
- Have adequate cash-flow during the year
- Fund one-time costs without raising taxes
- Survive economic down-turns

### Use of Surplus 2016

- \$1,175,000 General Operations
- \$ 200,000 Reserve for Tax Appeals
- \$ 138,000 Affordable Housing & Planning Costs
- \$ 65,000 Equipment Purchases
- \$ 30,000 Update Tax Map
- \$ 100,000 Pay Bond Anticipation Notes

### Water Utility

Water fees cover all expenditures

Total budget is \$3,383,901

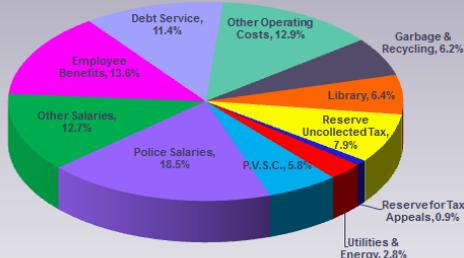
### Capital Budget

- \$750,000 Road Improvements
- \$250,000 Rock Road Improvements (NJDOT grant funding)
- \$250,000 Refurbish Fire Engine Co. 3
- \$110,000 Passaic Avenue Sewer Lining

### Debt Repayment

Debt Principal to be Paid in 2016 Budget	1,846,473
New Debt Authorized under 2016 Capital Budget	1,406,000
Net Reduction in Debt	440,473

### 2016 Budget Appropriations



### Services Funded From Municipal Taxes

- Police
- Library
- Garbage, Recycling, Leaf Pick-up
- Sewer Service
- Road Maintenance
  - Cleaning \* Snow Plowing \* Traffic Lights \* Street Lights
- Fire and Ambulance Service
  - Budget Supports Volunteer Services
- Recreation
- Shade Tree
- Code Enforcement
- Court

Municipal Tax Bill for the Average Home Assessed at \$182,000  
Per Year: \$2,212 Per Month: \$184

### Factors Driving 1.94% Tax Increase

Garbage & Recycling Collection	.90%
PFRS Pension	.77%
Other	.27%
<b>TOTAL</b>	<b>1.94%</b>



### Budgets Under the 2% Tax Levy Cap

	Tax Levy	Assessed Values	Tax Rate
2010	13,281,059	1,237,019,764	1.0736
2011	13,507,606	1,234,883,657	1.0938
2012	13,694,681	1,229,305,395	1.1140
2013	13,996,764	1,223,017,600	1.1445
2014	14,299,701	1,222,857,642	1.1694
2015	14,558,222	1,221,336,431	1.1921
2016	14,820,402	1,219,576,230	1.2152
<b>TOTAL</b>			<b>12.52%</b>

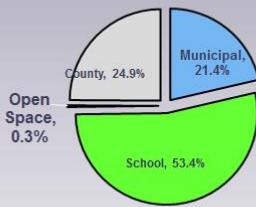
### Bottom Line

- Budget up \$247,000, or 1.2%
- Tax Levy up \$261,000, or 1.8%
  - Within Tax Levy Cap restriction. \$102,000 in unused Cap from 2013 will lapse. \$223,000 remains in bank from 2015. \$222,000 banked in 2016.
- Tax Rate up 2.31 cents per \$100 of Assessed Valuation, or 1.94%

### Breakdown of Average 2016 Tax Bill (Estimated)

School (Estimated)	\$5,531
County (Estimated)	\$2,579
County Open Space (Est'd)	\$ 36
Municipal (including Library)	\$2,212
<b>Total</b>	<b>\$10,282</b>

### Distribution of Hawthorne Property Taxes



### COUNTY OPEN SPACE

County Open Space Tax Paid by Hawthorne 2011-15:	\$1,221,520
County Open Space Grants Received by Hawthorne 2011-15	\$264,375

### Four-Year Budget Projection

	2016	2017	2018	2019
Total Budget	21,046,674	21,098,195	21,595,277	22,124,809
Tax Levy	14,820,402	15,330,972	15,779,754	16,287,986
Tax Rate	1.2152	1.2583	1.2939	1.3342
Increase	1.94%	3.55%	2.82%	3.12%

### Good Stewardship = SUCCESS

- Conservative Fiscal Practices
- Maintain Current Services
- Live Within the 2% Tax Cap
- Plan Now for Future Budgets

### **AUDITOR COMMENTS:**

William Swisher, Suplee, Clooney & Company

This is a fiscal sound budget, it applies to your levy cap and your appropriations cap. Your revenues are not overly aggressive, your appropriations appear to be in line with prior year spending trends & your debt services are adequately budgeted, which provides for regeneration of surplus. This shows consistency and this is why you have a great bond rating which is at AA2.

### **BUDGET ORDINANCE NO. 2159-16**

#### **2016 MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK PURSUANT TO N.J.S.A. 40A: 4-45.14**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 0.0% or the Cost of Living Adjustment (COLA), whichever is less, unless authorized by ordinance to increase it by up to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45 .15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Hawthorne, in the County of Passaic finds it advisable and necessary to increase its CY 2016 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$270,945.44 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to the final appropriations in either of the next two succeeding years,

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Hawthorne, in the County of Passaic, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2016 budget year, the final appropriations of the Borough of Hawthorne shall, in accordance with this ordinance and N.J.S.A. 40A: 4- 45.14, be increased by 3.5%, amounting to \$477,434.62, and that the CY 2016 municipal budget for the Borough of Hawthorne be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to the final appropriations in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

BE IT RESOLVED, that Ordinance No. 2159-16 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 May 4, 2016, and at said 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, 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. 2159-16 moved by Councilman Mele, seconded by Councilman Lane. On roll call, all voted yes, motion carried.

### **BUDGET RESOLUTIONS:**

#### **BR 01-16 Authorize Conducting Annual Budget Examination**

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination, and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997, and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 thru 7.5 the Borough of Hawthorne has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Borough meets the necessary conditions to participate in the program for the 2016 budget year, so now therefore

BE IT RESOLVED, by the Mayor and Council of the Borough of Hawthorne that in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officers certification. The governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
  - a. Payment of interest and debt redemption charges
  - b. Deferred charges and statutory expenditures
  - c. Cash deficit of preceding year
  - d. Reserve for uncollected taxes
  - e. Other reserves and non-disbursement items
  - f. Any inclusions of amounts required for school purposes

2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3et seq. are fully met. (Complies with the "CAP" law.)
  
3. That the budget is in such form arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
  
4. That pursuant to the Local Budget Law:
  - a. All estimates of revenue are reasonable, accurate, and correctly stated
  - b. Items of appropriation are properly set forth
  - c. In itemization, form, arrangement, and content the budget will permit the exercise of the comptroller function within the municipality.
  
5. The budget and associated amendments have been introduced, publicly advertised, and adopted in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
  
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Director of the Division of Local Government Services.

Council President Bertollo entertained a motion to approve Resolution No. BR01-16 moved by Councilman Sinning, seconded by Councilman Mele. On roll call, all voted yes, motion carried.

**BR 02-16** Introduction of the 2016 Municipal Budget  
**MUNICIPAL BUDGET OF THE BOROUGH OF HAWTHORNE,  
 COUNTY OF PASSAIC FOR THE FISCAL YEAR 2016**

BE IT RESOLVED, that the following statements of revenue and appropriations shall constitute the Municipal Budget for the year 2016;

BE IT FURTHER RESOLVED, that said Budget be published in the Hawthorne Press in the issue of April 14, 2016;

The Governing Body of the Borough of Hawthorne does hereby approve the following as the Budget for the year 2016:

**RECORDED VOTE:**

Bennett				<b>ABSTAINED</b> {
Bertollo				<b>ABSENT</b> {
Lane		{		{
Matthews	AYES	{	NAYS	{
Mele		{		{
Sinning		{		{
Wojtecki		{		{

Notice is hereby given that the Budget and Tax Resolution was approved by the GOVERNING BODY of the BOROUGH OF HAWTHORNE, COUNTY OF PASSAIC, on April 6, 2016. A Hearing on the Budget and Tax Resolution will be held at the MUNICIPAL BUILDING, on May 4, 2016 at 7:00 o'clock (p.m.) at which time and place any objections to said Budget and Tax Resolution for the Year 2016 may be presented by taxpayers or other interested persons.

Council President Bertollo entertained a motion to approve Resolution No. BR02-16 moved by Council Vice President Matthews, seconded by Councilman Lane. On roll call, all voted yes, motion carried.

**REPORTS**

**Director of Revenue & Finance Mary Jeanne Hewitt**

Ms. Hewitt thanked the Administration and the Finance Committee; everyone works so hard to be fiscally responsible.

**Attorney Michael Pasquale**

Tax appeals – There are 2 appeals on the tonight’s agenda for approval; Church Hill Furniture & Hawthorne Chevy. There were refunds; however it was built into the budget for 2015 & 2016. We are keeping the tax base exactly where it is today. 72 tax appeals filed this year, (44 which are new) we are down from last year where 115 tax appeals were filed. Regarding the matter of 204 Wagaraw Road, all of our dates have been pushed back to May. Our immunity from any lawsuit has been pushed into May. He will be having a meeting within the next two weeks with our court appointed Special Master to discuss our plan of compliance. Our numbers according to our expert Econsult are down; therefore we have to rehab 34 units of housing, which we already satisfied with 233 Central Avenue. In our new construction obligation remains zero. There is an appeal pending statewide with regards to the town of Barnegat because that is where the first affordable housing will be tried. Attorney Pasquale thanked everyone who attended the Lion’s Club Beefsteak, they raised \$7500 dollars.

**Engineers Report, Dr. Stephen T. Boswell**

1. DPW Building. - Three (3) contractors submitted bids which exceeded the Borough’s ordinance. One contractor submitted a unit price of \$1,700.00 for bollards, which are normally under \$500.00. The bids are to be rejected and the project rebid with publication on April 11<sup>th</sup> and receipt of bids on April 27<sup>th</sup> at 11:00 am. The project is expected to be awarded on May 4<sup>th</sup>. Additional contractors have been notified of the project.
2. 2015 Road Resurfacing Program - Mountain Avenue requires areas of pavement to be infrared. This will be addressed once the daily temperatures are consistently in the 60’s.
3. Braen Avenue - We have received the surveillance report from the NJDOT. No issues have been reported. The contractor has been asked to address top soil and seeding. Final payment invoices will be prepared.
4. Washington Avenue (2014 NJDOT) - The Borough is expected to provide the necessary NJDOT close out documents the week of April 4<sup>th</sup>.
5. Band Shell - The contractor has cleaned up the site and removed the fencing. The architect has requested signed and sealed drawings for the proposed arched ceiling/wall framing. The contractor is meeting with his engineer on Tuesday, April 5<sup>th</sup>, regarding the shop drawings.
6. Streetscape Project - The NJDOT issued a letter dated March 23, 2016 referencing the plans dated 6/8/2015, specifications and engineer’s estimate for this project are approved. The NJDOT will now seek Federal Authorization.
7. Water System Generators. - The Borough is expected to award the base bid and alternates A through F to Post and Kelly Electric Co. of Hawthorne, NJ, in the amount of \$142,500.00, pending review of the bids by the Borough Attorney and certification of funds by the CFO.
8. Library HVAC. Bids were received on April 5<sup>th</sup> at 11:00 am. Ten (10) contractors submitted bids. The apparent low bid is Reiner Heating & Air Conditioning at \$37,175.00. We will be reviewing the bid documents and providing an award recommendation to the Hawthorne Library.
9. Prescott Avenue Rehabilitation. Capital Alternatives is preparing the application.
10. Diamond Bridge and Washington Ave ADA Ramp. - AJM has been contacted and will be mobilizing a crew to replace sometime after this cold weather and rain breaks.
11. Wagaraw Road Pump Station. - Our inspection report was submitted to the Borough on March 28<sup>th</sup>. The existing steel framing along with the grating should be replaced with new stainless steel framing and grating. The existing ladder should be replaced with a new stainless steel fixed ladder. The ladder should have a safety post for safer access through the hatch.
12. 2016 Road Program. - The advertisement for bids will be published on April 11<sup>th</sup> and receipt of bids on April 26<sup>th</sup> at 11:00 am.
13. Rock Road – The Borough was awarded \$160,000 from the NJDOT, there this will be our 2016 local aid project.

**Administrator Maurer**

We have been working with our new garbage vendor B&B; there have been hiccups early on which are expected whenever you change vendors. There is a kick-off meeting tomorrow to work out some glitches. We are adding Future’s final payment to the bill list tonight after a full deduction for the

cost we are paying B&B for March collections. As a result of issues with lead in drinking water in Michigan & New York City schools, the state is issuing new rules requiring testing in all schools. Therefore, we will be testing all the schools that we supply water to. The NJDOT is reviewing our Prescott Avenue application. Our grant project for our buy-out flood prone properties, the bid award is on the agenda tonight R69-16 for demolition and the disconnects are underway. New pool manager was hired; Jason Morello who is a teacher at the Lincoln Middle School. We are looking for a new food vendor at the pool; we have an RFP on our website. We are now accepting application for lifeguards. We scheduled a required public hearing for this year's County Opening Space application for the next council meeting. We are looking for construction of restrooms to supplement ones that we already have in hand & area lighting for people walking to their cars after dusk after Bandshell events. Working on bid documents for leases for the recently approved antenna sites by Franklin field & also at the Longview tank. Lastly, we reached a tentative settlement today with the UPSEU white collar unit contract for 2015-2018. Final contract will be present to the board at the next council meeting.

### **Questions for the Administration**

Councilman Lane asked to have Public Works to go clean-up the area at Longview tank which seems to have a lot of run-off. Councilman asked if Dr. Boswell will be overseeing the installation of the HVAC equipment at the Library. Mayor - yes the cost included bid specs & inspections. Councilman continues with the rejects of the bids is there a new date. Dr. Boswell – April 27<sup>th</sup>.

Councilman Mele asked when you meet with the B&B can you request to have them do Lafayette early. The problem is when they come later in the afternoon cars are parked they miss a couple of pick-ups.

Council Vice President – the limb that is still hanging in Rhodes Park is a safety issue, we need to prioritize.

Councilman Wojtecki we need to clean-up of the pool items since Flo's is not coming back. Regarding the meeting with B&B can you remind them not to be pick-up during pick-ups and drop-offs points. Mayor stated we had this conversation with them.

Council President asked Dr. Boswell if we can do the Wag & Diamond Bridge drop curb by St. Anthony's mid-June (after the Feast) when there is less pedestrian traffic.

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 Wojtecki, seconded by Councilman Bennett. All responded "Aye" in favor, motion carried.

### **INTRODUCTION OF ORDINANCES:**

#### **ORDINANCE NO. 2160-16**

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT THE CODE OF THE BOROUGH OF HAWTHORNE SO AS TO AMEND CHAPTER 370, PROPERTY MAINTENANCE, SO AS TO CREATE ARTICLE II, VACANT AND ABANDONED PROPERTIES, AND ARTICLE III, REGISTRATION OF CREDITORS IN FORECLOSURES, SETTING FORTH REQUIREMENTS AND RESPONSIBILITIES FOR OWNERS AND RESPONSIBLE PARTIES OF SUCH PROPERTIES IN THE BOROUGH OF HAWTHORNE**

WHEREAS, the Municipal Council of the Borough of Hawthorne finds that vacant and abandoned properties can lead to neighborhood decline, become attractive nuisances and cause the Borough to expend time and expense by way of code enforcement actions in attempting to gain compliance and protect the public; and

WHEREAS, it is in the public interest to establish minimum standards for accountability of owners or other responsible parties of vacant or abandoned properties including registration of such structures and payment of corresponding fees in order to protect the health, safety and general welfare of residents of the Borough and avoid the imposition of undue costs upon the taxpayers of the Borough;

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 370, Property Maintenance, is hereby amended so as create Three Articles

thereunder, Article I being Property Maintenance Code, covering all existing sections of such Code Section, Article II being Vacant and Abandoned Properties, and Article III being Registration of Creditors in Foreclosure, the entire Code Section as revised and amended to read as follows:

CHAPTER 370  
PROPERTY MAINTENANCE

ARTICLE I  
PROPERTY MAINTENANCE CODE

- § 370-1 Adoption of Standards
- § 370-2 Amendments, Additions and Deletions
- § 370-3 Construal
- § 370-4 Statutory Authority; Codes on File

ARTICLE II  
VACANT AND ABANDONED PROPERTIES

- § 370-5 Definitions
- § 370-6 Registration Requirements
- § 370-7 Access to Vacant Properties
- § 370-8 Responsible Owner or Agent
- § 370-9 Fee Schedule
- § 370-10 Requirements of Owners of Vacant/Abandoned Properties
- § 370-11 Violations and Penalties

ARTICLE III  
REGISTRATION OF CREDITORS IN FORECLOSURES

- § 370-12 Registration of Creditors in Foreclosures Required
- § 370-13 Violations

ARTICLE I  
PROPERTY MAINTENANCE CODE

**Section 370-1 Adoption of standards [Amended 7-16-2008 by Ord. No. 1946-08]**

The International Property Maintenance Code, Sixth Edition, 2006, or such edition as may hereafter be published as successor to the 2006 edition, be and it is hereby adopted as the Property Maintenance Code of the Borough of Hawthorne, in the County of Passaic, State of New Jersey; for the control of buildings and structures as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of said International Property Maintenance Code, Sixth Edition, 2006, or any successor edition thereto, are hereby referred to, adopted and made a part hereof as if fully set forth in this chapter with the additions, comments, insertions, deletions and changes prescribed in Section 370-2 of this chapter. The International Property Maintenance Code, Sixth Edition, 2006, as herein adopted, shall be and become Chapter 370, Property Maintenance, of the Code of the Borough of Hawthorne.

**Section 370-2 Amendments, additions and deletions. {Amended 7-18-2007 by Ord. No. 1910-07; 3-19-2008 by Ord. No. 1929-08; 7-16-2008 by Ord. No. 1946-08}**

The International Property Maintenance Code, Sixth Edition 2006, is hereby amended and revised in the following respects:

- A. Section 101.1: insert Borough of Hawthorne.
- B. Section 104.1 change to: The Code Official shall issue all necessary notices, orders, and/or summonses to ensure compliance with this code.
- C. Section 111: delete entire section Appeals Board.
- D. Section 302.4: weeds: seven inches.
- E. Section 302.8: change to: Except as provided for in other regulations, no inoperative, unlicensed, or with outdated inspection sticks motor vehicle or trailer.

F. Section 304.14: insect screens: May 1 to October 1.

G. Section 307.3: add: All containers shall have address numbers on them.

H. Section 307.3.2: add: Any operational refrigerators, freezers stored on exterior of building must be securely locked to prevent unauthorized entry.

I. Section 602.3: heat requirements: October 1 to May 1 6:00 a.m. to 11:00 p.m.: 68 degrees, 11:00 p.m. to 6:00 a.m.: 65 degrees.

J. Section 602.4: occupiable work space: October 1 to May 1.

### **Section 370-3            Construal**

Nothing in this chapter nor in the Property Maintenance Code hereby adopted shall be construed to affect any proceeding pending in any court, or any rights acquired or liability incurred, or any cause or causes of action, acquired to existing under any act or ordinance hereby repealed under this chapter; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this chapter.

### **Section 370-4 Statutory authority; codes on file. {Amended 7-16-2008 by Ord. No. 1946-08}**

This chapter is adopted pursuant to the authority of N.J.S.A. 40:69A-181(a). This chapter incorporates and adopts by reference, subject to the terms of Section 370-2 hereof, the International Property Maintenance Code, Sixth Edition 2006. Ten copies of said Code have been placed on file in the Office of the Municipal Clerk and in the Office of the Code Official for the examination of the public so long as this chapter is in effect.

## ARTICLE II VACANT AND ABANDONED PROPERTY

### **Section 370-5            Definitions.**

Owner - shall include the title holder, any agent of the title holder having authority to act with respect to a vacant/abandoned property, any foreclosing entity subject to the provisions of C.46:10B-51 (P.L. 2008, c. 127, Sec. 17 as amended by P.L. 2009, c. 296), or any other entity determined by the Borough of Hawthorne to have authority to act with respect to the property.

Vacant Property – any building used or to be used as a residence, commercial or industrial structure which is not legally occupied or at which substantially all lawful construction operations or occupancy has ceased, and which is in such condition that it cannot legally be reoccupied without repair or rehabilitation, including but not limited to any property meeting the definition of abandoned property in N.J.S.A. 55:19-54, 55:19-78, 55:19-79, 55:19-80 and 55:19-81; provided, however, that any property where all building systems are in working order, where the building and grounds are maintained in good order, or where the building is in habitable condition, and where the building is being actively marketed by its owner for sale or rental, shall not be deemed a vacant property for purposes of this ordinance.

Abandoned Property – pursuant to N.J.S.A. 55:19-81 is defined as follows:

Any property that has not been legally occupied for a period of six months and which meets any one of the following additional criteria may be deemed to be abandoned property upon a determination by the public officer that:

- a. The property is in need of rehabilitation in the reasonable judgment of the public officer, and no rehabilitation has taken place during the six months period;
- b. Construction was initiated on the property and was discontinued prior to completion, leaving the building unsuitable for occupancy, and no construction has taken place for at least six months as of the date of a determination by the public officer pursuant to this section;
- c. At least one installment of property tax remains unpaid and delinquent on that property in accordance with chapter 4 of title 54 of the Revised Statutes of the date of the determination by the public officer pursuant to this section; or
- d. The property has been determined to be a nuisance by the public officer in accordance with section 5 of P.L. 2003, c. 210 (C.55:19-82). A property which contains both residential and non-residential space may be considered abandoned

pursuant to P.L. 2003, c. 210 (C. 55:19-78 et al.) so long as two-thirds or more of the total net square footage of the building was previously legally occupied as residential or commercial space and none of the residential or commercial space has been legally occupied for at least six months at the time of the determination of abandonment by the public officer and the property meets the criteria of either subsection a. or subsection d. of this section.

### **Section 370-6 Registration Requirements**

The owner of any vacant property as defined herein shall, within 30 calendar days after the building becomes vacant property or within 30 calendar days after assuming ownership of the vacant property, whichever is later; or within 10 calendar days of receipt of notice by the municipality, file a registration statement for such vacant property with the Property Maintenance Inspector on forms provided by the Borough for such purposes. Failure to receive notice by the municipality shall not constitute grounds for failing to register the property.

- a. Each property having a separate block and lot number as designated in official records of the municipality shall be registered separately.
- b. The registration statement shall include the name, street address, telephone number, and email address (if applicable) of a person 21 years or older, designated by the owner or owners as the authorized agent for receiving notices of code violations and for receiving process in any court proceeding or administrative enforcement proceedings on behalf of such owner or owners in connection with the enforcement of any applicable code; and the name, street address, telephone number, and email (if applicable) of the firm and the actual name of the firm's individual principal responsible for maintaining the property. The individual or representative of the firm responsible for maintaining the property shall be available by telephone or in person on a 24 hour per day, seven day per week basis. The two entities may be the same or different persons. Both entities shown on the statement must maintain offices in the State of New Jersey or reside within the State of New Jersey.
- c. The registration shall remain valid for one year from the date of registration except for the initial registration which shall be pro-rated through December 31. The owner shall be required to renew the registration annually as long as the building remains a vacant and/or abandoned property and shall pay a registration or renewal fee in the amount prescribed in Section 370-7 of this ordinance, for each vacant property registered.
- d. The annual renewal shall be completed by January 1<sup>st</sup> each year. The initial registration fee shall be pro-rated for registration statements received less than 10 months prior to that date.
- e. The owner shall notify the Property Maintenance Inspector within 30 calendar days of any change in the registration information by filing an amended registration statement on a form provided by the Property Maintenance Inspector for such purpose.
- f. The registration statement shall be deemed prima facie proof of the statements therein contained in any administrative enforcement proceeding or court proceeding instituted by the Borough against the owner or owners of the building.

### **Section 370-7 Access to vacant properties.**

The owner of any vacant property registered under this Article shall provide access to the Borough to conduct exterior and interior inspections of the building to determine compliance with municipal codes, upon reasonable notice to the property owner or the designated agent. Such inspections shall be carried out on weekdays during the hours of 9:00 a.m. and 4:00 p.m. or such other time as may be mutually agreed upon between the owner and the Borough.

### **Section 370-8 Responsible owner or agent.**

- a. An owner who meets the requirements of this Article with respect to the location of his or her residence or workplace in the State of New Jersey may designate him or herself as agent or as the individual responsible for maintaining the property.
- b. By designating an authorized agent under the provisions of this section the owner consents to receive any and all notices of code violations concerning the registered vacant property and all process in any court proceeding or administrative enforcement proceeding brought to enforce code provisions concerning the registered building by service of the notice or process on the authorized agent. Any owner who has designated an authorized agent under the provision of this section shall be deemed to consent to the continuation of the agent's designation for the purposes of this

section until the owner notifies the Borough in writing of a change of authorized agent or until the owner files a new annual registration statement.

c. Any owner who fails to register vacant/abandoned property under the provisions of this Article shall further be deemed to consent to receive, by posting on the building, in plain view, and by service of notice at the last known address of the owner of the property on record within the Borough by regular and certified mail, any and all notices of code violations and all process in an administrative proceeding brought to enforce code provisions concerning the building.

**Section 370-9 Fee Schedule.**

The initial registration fee for each building five hundred (\$500.00) dollars. The fee for the first renewal is one thousand five hundred (\$1,500.00) dollars and the fee for the second renewal is two thousand five hundred (\$2,500.00) dollars. The fee for any subsequent renewal beyond the second renewal is three thousand (\$3,000.00) dollars.

**Vacant Property Registration Fee Schedule**

Initial Registration	\$ 500.00
First Renewal	\$1,500.00
Second Renewal	\$2,500.00
Subsequent Renewal	\$3,000.00

**Section 370-10 Requirements of owners of vacant/abandoned properties.**

The owner of any building that has become vacant/abandoned property, and any person maintaining or operating or collecting rent for any such building that has become vacant shall, within thirty (30) days thereof;

1. Enclose and secure the building against unauthorized entry as provided in the applicable provisions of the Borough Code, or as set forth in the rules and regulations supplementing those codes; and
2. Post a sign affixed to the building indicating the name, address and telephone number of the owner, the owner's authorized agent for the purpose of service of process, and the person responsible for day-to-day supervision and management of the building, if such person is different from the owner holding title or authorized agent. The sign shall be of a size and placed in such a location so as to be legible from the nearest public street or sidewalk, whichever is nearer, but shall be no smaller than eight (8) inches by ten (10) inches; and
3. Secure the building from unauthorized entry and maintain the sign until the building is again legally occupied or demolished or until repair or rehabilitation of the building is complete; and
4. Ensure that the exterior grounds of the structure, including yards, fences, sidewalks, walkways, right-of-ways, alleys, retaining walls, attached or unattached necessary structures and driveways, are well-maintained and free from trash, debris, loose litter and grass and weed growth; and
5. Continue to maintain the structure in a secure and closed condition, keep the grounds in a clean and well-maintained condition, and ensure that the sign is visible and intact until the building is again occupied, demolished, or until repair and/or rehabilitation of the building is complete.

**Section 370-11 Violations**

- a. Any person who violates any provision of this Article or the rules and regulations issued hereunder shall be fined not less than \$200.00 and not more than \$2,000.00 for each offense. Every day that a violation continues shall constitute a separate and distinct offense. Fines assessed under this chapter shall be recoverable from the owner and shall be a lien on the property.
- b. For purposes of this section, failure to file a registration statement within 30 calendar days after a building becomes vacant property or within 30 calendar days after assuming ownership of a vacant property, whichever is later, or within 10 calendar days of receipt of notice by the municipality, and failure to provide correct information on the registration statement, or failure to comply with the provisions of such provisions contained herein shall be deemed to be violations of this ordinance.

ARTICLE III  
REGISTRATION OF CREDITORS IN FORECLOSURES

**Section 370- 12      Registration of Creditors in Foreclosures Required**

Pursuant to the provisions of NJSA 40:48-2.12s, the creditor filing a summons and complaint in an action to foreclose shall be responsible for the care, maintenance, security and upkeep of the exterior of the vacant and abandoned residential property. This obligation applies whether the determination that the property is vacant and abandoned is made pursuant to this Code, NJSA 2A:50-73, or as otherwise provided by law. Upon the filing of a Summons and Complaint in foreclosure, the creditor shall file with the Borough a notice setting forth a registered agent for service of notice and process. If the creditor is an out-of-State creditor, the creditor shall be responsible for appointing an in-State creditor or agent to act for the foreclosing creditor. The out-of-State creditor shall include the full name and contact information of the in-State representative or agent in the notice to be provided to the Municipal Clerk in accordance with NJSA 46:10B-51(a)(1).

**Section 370-13      Violations and Penalties**

- a. An out-of-State creditor found by the municipal court, or any other court of competent jurisdiction, to be in violation of the above section requiring registration shall be subject to a fine in minimum sum of \$2,500 for each day the violation continues, commencing after the ten (10) day period set forth in NJSA 46:10B-51(a)(1) for providing notice to the Municipal Clerk that a summons and complaint in a foreclosure action has been served.
- b. The Zoning Officer, Housing Officer, Construction Official, Code Enforcement Officer or any other public officer appointed pursuant to NJSA 40:48-2.3 et. seq. shall be authorized to issue notice to the creditor filing the summons and complaint in a foreclosure action, if the public officer determines that the creditor has violated this chapter by failing to provide for the care, maintenance, security and upkeep of the exterior of the property. The notice shall require the person or entity to correct the violation within thirty (30) days of receipt of the notice, or within ten (10) days of receipt of the notice if the violation presents an imminent threat to public health and safety. The issuance of such notice shall constitute proof that the property is vacant and abandoned as set forth at law. A creditor found by the municipal court, or by any other court of competent jurisdiction, to be in violation of the requirement to care, maintain, secure or provide up-keep property in violation of this section shall be subject to a fine of \$1,500 for each day of the violation, commencing thirty-one (31) days following receipt of notice, except if the violation presents an imminent risk to public health and safety, in which case the fines shall commence eleven (11) days following receipt of the notice.

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 370, Property Maintenance, shall remain in full force and effect except as modified hereunder. All parts and provisions of any ordinance which are inconsistent with the provisions of this ordinance shall be repealed to the extent of such inconsistency.

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

BE IT RESOLVED, that Ordinance No. 2160-16 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 May 4, 2016, and at said 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 post 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. 2160-16 moved by Councilman Bennett, seconded by Councilman Sinning. Discussion by Council Lane – He noticed some of these properties are in foreclosure now, can we had anything in here the length of time

dumpster is left in the driveway. Borough Attorney sated that would not be under a different section of the ordinance, we would have to amend the ordinance significantly to add dumpster regulations in there. This is something we can bring up that in an Ordinance Committee meeting. On roll call, all voted yes, motion carried.

**RESOLUTIONS...**

**CONSENT AGENDA: R61 through R68-16 and R72-16 through 74-16:**

**R 61-16 Introduced by Councilman Bennett**

Resolved: To ratify the actions of the Municipal Council of the Borough of Hawthorne payroll dated **March 18, 2016.**

CURRENT FUND	WT 888889	\$	255,398.69
WATER OPERATING FUND	WT 888889	\$	37,477.41
OTHER TRUST II FUND	WT 888889	\$	6,164.88
TOTAL PAYROLL			<hr/>
		\$	299,040.98
<hr/>			
CURRENT FUND TO PAYROLL/FICA	WT 888889	\$	13,373.57
WATER OPERATING FUND TO PAYROLL/FICA	WT888889	\$	-
TOTAL FICA			<hr/>
		\$	13,373.57
<hr/>			
CURRENT FUND TO PAYROLL/EMPLOYER PENSION LIABILITY	WT888889	\$	1,214,202.00
WATER OPERATING FUND TO PAYROLL/EMPLOYER PENSION LIABILITY	WT888889	\$	118,500.00
TOTAL ANNUAL EMPLOYER PENSION LIABILTY			<hr/>
		\$	1,332,702.00
<hr/>			

**And also for the payroll dated April 1, 2016**

CURRENT FUND	WT888889	\$	259,002.28
WATER OPERATING FUND	WT888889	\$	38,602.30
OTHER TRUST II FUND	WT888889	\$	220.00
TOTAL PAYROLL			<hr/>
		\$	297,824.58
<hr/>			
CURRENT FUND TO PAYROLL/FICA	WT888889	\$	13,483.23
WATER OPERATING FUND TO PAYROLL/FICA	WT888889	\$	-
TOTAL FICA			<hr/>
		\$	13,483.23
<hr/>			

**R 62-16 Introduced by Councilman Bennett**

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

<b><u>Block/Lot</u></b>	<b><u>Original Assessment</u></b>	<b><u>Judgement</u></b>	<b><u>Difference</u></b>	<b><u>Overpayment</u></b>
<b>2013</b>				
245/8	\$481,000.00	\$381,000.00	\$100,000.00	<b>\$ 5,284.00</b>
Carradori, Ernest c/o McKirdy & Risken (111 Ethel Ave., LLC) 109 Ethel Ave.				
<b>2014</b>				
245/8	\$481,000.00	\$381,000.00	\$100,000.00	<b>\$ 5,374.00</b>
Carradori, Ernest c/o McKirdy & Risken (111 Ethel Ave., LLC) 109 Ethel Ave.				

**TOTAL: \$10,658.00**

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that the Treasurer be authorized to issue a refund for the overpayment of taxes for 2013 & 2014 in accordance with the state judgment.

**R 63-16 Introduced by Councilman Bennett**

WHEREAS, on March 22, 2016, the Borough of Hawthorne received bids for the Electrical Upgrades for the Water Department Emergency Generator in the Borough of Hawthorne authorized by Ordinance#2125-14; and

WHEREAS, the bids have been received and reviewed by Boswell Engineering, and they have recommended the low, responsive bid of:

Post & Kelly Electric Co.  
P O Box 109  
Hawthorne, NJ 07507

in the Base bid amount of \$83,000.00

Alternate A: \$11,900.00

Alternate B: \$11,900.00

Alternate C: \$ 6,800.00

Alternate D: \$11,900.00

Alternate E: \$ 7,200.00

Alternate F: \$ 9,800.00

**NOW, THEREFORE, BE IT RESOLVED**, that the Municipal Council of the Borough of Hawthorne approves the acceptance of the above-cited lowest responsible bidder in the total amount of \$142,500.00, contingent on the certification of availability of funds from the Chief Financial Officer, and that the Mayor and Municipal Clerk be directed and authorized to enter into and execute a contract between the Borough of Hawthorne and Post & Kelly Electric Co., Inc. in a form approved by the Borough Attorney when these conditions have been met.

**R 64-16 Introduced by Councilman Bennett**

**Resolution of Support from Local Governing Body Authorizing the  
2016 Open Space Stewardship Grant Application for Environmental Commissions**

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, Borough of Hawthorne strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

WHEREAS, Borough of Hawthorne is a member of the Association of New Jersey Environmental Commission (ANJEC); and

WHEREAS, as the mission of ANJEC is to achieve responsible and sustainable use of New Jersey's natural resources and protection of environmental health. ANJEC provides leadership, education, and support for environmental commissions and other local boards and public officials, and partners with other organizations to advocate for strong state and regional environmental policy;

WHEREAS, the Hawthorne Environmental Commission has recommended that the Borough of Hawthorne apply for the 2016 Open Space Stewardship Grant to support the native plant innovation project;

THEREFORE, the Borough Council has determined that the Borough of Hawthorne should apply for the aforementioned Grant.

THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Hawthorne, State of New Jersey, authorize the submission of an application to ANJEC for \$1,500 Open Space Stewardship Grant to support Hawthorne's Environmental Commission.

**R 65-16 Introduced by Councilman Bennett**

WHEREAS, the Borough of Hawthorne previously awarded contracts for curbside collection of solid waste as well as recyclable materials to B & B Disposals with said contracts to commence April 1, 2016 and run for a period of five years until March 31, 2021; and

WHEREAS, the vendor having the contract for curbside collection of solid waste and recyclable materials, Future Sanitation, experienced significant problems in the performance of its contractual obligations, scheduled to end on March 31, 2016; and

WHEREAS, the Borough of Hawthorne and Future negotiated a mutual cessation of contractual obligations and as such Future was excused from performance of the remainder of its contracts from March 23, 2016 to March 31, 2016; and

WHEREAS, B & B agreed to commence performance under the contract it was awarded early, commencing on March 23, 2016 but still ending on March 31, 2021, at terms agreed to for the interim period with the Borough but nevertheless consistent with the contracts awarded to B & B; and

WHEREAS, the need to take such action was determined by the Administration, in consultation with its Attorney and DPW Director to be necessary to protect and preserve health, safety and welfare;

WHEREAS, as part of the mutual cessation agreement with Future, deductions are to be made from sums due for performance of its contract through the cessation date so as to allow B & B to undertake service under the contracts at the same cost to the taxpayers of the Borough as would have been paid to Future;

NOW THEREFORE BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that it does hereby amend its contracts with B & B Disposals so as to make the date of commencement March 23, 2016, with all other terms and conditions to remain the same; and

BE IT FURTHER RESOLVED, that in accordance with the opinion of the Borough Attorney and concurrence by the DPW Director, such is necessary in order to protect the health, safety and well-being of the residents of the Borough of Hawthorne on an emergent basis.

**R 66-16      Introduced by Councilman Bennett**

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

WHEREAS, the bid solicitation permitted bidders to bid on a base bid and two alternates; and

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

WHEREAS, a total of three bids were received and the Borough Attorney, after reviewing the bids found that all three were responsive to the solicitation and none had defects rendering the same non-compliant; and

WHEREAS, the base bid of the lowest bidder, which was submitted by MBT Contracting, LLC, in total sum of \$762,506, significantly exceeded estimates for the same prepared in advance of the bid by the Borough and exceeded funds available through all identified sources, which approximated \$700,000, allocated for the work; and

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

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

**R 67-16      Introduced by Councilman Bennett**

WHEREAS, the Borough of Hawthorne has entered into contracts with B & B Disposals for curbside collection of solid waste and recyclable materials for a term beginning on April 1, 2016 and ending March 31, 2021; and

WHEREAS, as part of the bid specification prepared in connection with each solicitation of collection services, the Borough of Hawthorne included an alternate bid that provided for collection

of solid waste and recyclable materials at schools in the Borough operated by the Hawthorne Board of Education; and

WHEREAS, B & B Disposals offered to pick-up solid waste at the schools at no additional cost to the Borough of Hawthorne during the school year, from September through June, and at no additional cost in the summer months, July and August, on an as-needed basis; and

WHEREAS, B & B Disposals offered to pick-up recyclable materials at the schools at a cost of \$400 per month during the school year, from September through June, and at no additional cost in the summer months, July and August, on an as-needed basis; and

WHEREAS, the only cost to be incurred by the Borough in collection of solid waste at the schools is the cost of disposal at the designated transfer station, payable on a per ton basis; and

WHEREAS, the Borough and the Board of Education have calculated an approximate cost and the Board of Education has agreed to reimburse the Borough for such cost; and

WHEREAS, the only cost to be incurred by the Borough in collection of recyclable materials at the schools is the cost of collection during the school year, at a cost of \$400 per month and the Board of Education has agreed to reimburse the Borough for such cost; and

WHEREAS, the Borough and the Board of Education will derive benefit from such arrangement and more importantly the common pool of taxpayers of the community will derive benefit from the creation of a Shared Services Agreement, thereby satisfying the purposes of the of the Shared Services and Consolidation Act, NJSA 40A:65-1, et. seq.,;

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that it does authorize and approve of the execution of a Shared Services Agreement with the Board of Education of the Borough of Hawthorne for collection of solid waste and recyclable materials at the schools operated by the Board of Education all in accordance with a proposed Shared Services Agreement, the same being annexed hereto and incorporated herein by reference, and subject to further review and modification by the Borough Attorney consistent with the intent of this resolution.

**R 68-16 Introduced by Councilman Bennett**

WHEREAS, the Tax Assessor has recommended the settlement of real estate tax appeal cases now pending in the Tax Court of New Jersey, by adjustment of the assessment for the tax years in dispute for the properties listed below and the same appears to be fair and reasonable;

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, in the County of Passaic and State of New Jersey, that the following settlement of cases pending in the Tax Court of New Jersey be, and hereby is, approved, and the Borough Attorney is hereby authorized and directed to execute a Stipulation of Settlement, and any other document necessary or appropriate to effectuate the same, in accordance with the memo submitted herewith and made a part hereof.

<u>Property Owner</u>	<u>Property Address</u>	<u>Block and Lot</u>
Churchill Furniture	56-72 Utter Avenue	Block 174, Lot 22
Hawthorne Chevrolet	1180 Goffle Road	Block 281, Lots 23 and 26 Block 252, Lot 15
Hawthorne Chevrolet	485 Lafayette Avenue	Block 131, Lot 4 Block 132, Lot 1

**R 72-16 Introduced by Councilman Bennett**

GRANT AGREEMENT BETWEEN  
BOROUGH OF HAWTHORNE  
AND  
THE STATE OF NEW JERSEY BY AND FOR  
THE DEPARTMENT OF ENVIRONMENTAL PROTECTION  
GRANT IDENTIFIER:

The governing body of Borough of Hawthorne desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$12, 500.00 to fund the following project:

**Community Stewardship Incentive Program (CSIP)**

Therefore, the governing body resolves that **Eric Maurer** or the successor to the office of **Borough Administrator** is authorized (a) to make an application for such a grant, (b) if awarded, to execute a grant agreement with the State for a grant in an amount not less than \$12,500.00 and not more than \$12,500.00, and (c) to execute  any amendment thereto  any amendment thereto which do not increase the Grantee's obligations.

\*The Borough Council authorizes and hereby agrees to match **10%** of the Total Project Amount, in compliance with the match requirements of the agreement. The availability of the match for such purposes, whether cash, services, or property, is hereby certified. **10%** of the match will be made up of in-kind services (if allowed by grant program requirements and the agreement).\*

The Grantee agrees to comply with all applicable federal, State, and municipal laws, rules and regulations in its performance pursuant to the agreement.

**R 73-16 Introduced by Councilman Bennett**

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing the municipality to apply for such Recycling Tonnage Grant for calendar year 2015 will memorialize the commitment of the municipality to recycling and to indicate the assent of the Hawthorne Mayor and Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Hawthorne Mayor and Council does hereby endorses the submission of the Recycling Tonnage Grant application to the New Jersey Department of Environmental Protection and designates **Robert Culvert, Recycling Coordinator**, to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

**R 74-16 Introduced by Councilman Bennett**

WHEREAS, the semi-annual interest payment for the 2009 Refunding Bonds becomes due and payable on April 15, 2016.

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 \$3,359.38 in payment of interest from the Current Fund, made payable to Depository Trust Company.

Council President Bertollo entertained a motion to approve consent agenda resolutions R61-16 through R68-16 and R72-16 through R74-16, moved by Councilman Bennett, seconded by Councilman Mele. Discussion on R65-16, very positive comments coming in for B&B and suggested the Administrator memo attached to this resolution be posted on the website or facebook. On roll call, all voted yes, motion carried.

**OFF-CONSENT:**

**R 69-16 Introduced by Councilman Wojtecki**

WHEREAS, the Borough of Hawthorne solicited bids for the demolition of property acquired by the Borough of Hawthorne, located at 6 Passaic Avenue and 324 Wagaraw Road, as part of the buy-out of flood prone properties; and

WHEREAS, a total of six bids were received the apparent low bid being submitted by Elite Demolitions, LLC, in the amount of \$28,000; and

WHEREAS, the Borough Attorney, upon review of the bids, determined that the bid of Elite Demolitions contained a fatal defect in that it submitted a defective bid bond, which is a required element of the solicitation and a required document under the Local Public Contracts Law, all as set forth in his memo to the Mayor and Council incorporated herein by reference; and

WHEREAS, the second low bid was submitted by DTS Services, LLC, in the amount of \$35,750, said bid also being reviewed by the Borough Attorney and found to be compliant with the solicitation and with the law; and

WHEREAS, based upon the foregoing, the Administration recommends rejection of the bid of the first low bidder, Elite Demolitions, as being fatally defective, and an award of contract to the second lowest bidder, DTS Services, subject nevertheless to the review and approval of such bid by the County of Passaic as a funding agent for the acquisition of flood prone properties;

NOW THEREFORE BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that it does hereby reject the bid submitted by Elite Demolitions, LLC and awards a contract for the demolition of the property listed above to:

DTS Services, LLC  
65 Royal Avenue  
Hawthorne, New Jersey 07506

;and

BE IT FURTHER RESOLVED that the Mayor and the Clerk be authorized to execute a contract subject to certification that any funds required for such purpose are available, review and approval of the bid by the County of Passaic and any other governmental entity or agency having jurisdiction over the project and approval of the form of contract by the Borough Attorney.

Council Vice President Matthews entertained a motion to approve off-consent agenda resolutions R69-16, moved by Councilman Wojtecki, seconded by Councilman Mele. On roll call, all voted yes, with the exception of Council President Bertollo who abstained, motion carried.

**R 70-16 Introduced by Councilman Mele**

WHEREAS, the Municipal Council of the Borough of Hawthorne has heretofore established and created a Length of Service Awards Program (LOSAP) for the benefit of eligible volunteer Fire Department; and

WHEREAS, in accordance with the LOSAP program, a list of eligible members and corresponding award has been presented to the Administration, a copy of the same being annexed hereto;

WHEREAS, the list of eligible members and proposed award has been reviewed and approved by the Administration, the list has been posted in accordance with law, and funds have been certified by the Chief Financial Officer;

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Borough of Hawthorne, does hereby approve the list of eligible members and proposed award of LOSAP benefits for eligible fire department members as annexed hereto and made a part hereof and authorizes payment in accordance therewith.

Council Vice President Matthews entertained a motion to approve off-consent agenda resolutions R70-16, moved by Councilman Mele, seconded by Councilman Sinning. On roll call, all voted yes, with the exception of Councilman Wojtecki & Lane who abstained, motion carried.

**R 71-16 Introduced by Councilman Sinning**

WHEREAS, the Municipal Council of the Borough of Hawthorne has heretofore established and created a Length of Service Awards Program (LOSAP) for the benefit of eligible volunteer ambulance corps members; and

WHEREAS, in accordance with the LOSAP program, a list of eligible members and corresponding award has been presented to the Administration, a copy of the same being annexed hereto;

WHEREAS, the list of eligible members and proposed award has been reviewed and approved by the Administration, the list has been posted in accordance with law, and funds have been certified by the Chief Financial Officer;

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Borough of Hawthorne, does hereby approve the list of eligible members and proposed award of LOSAP benefits for eligible ambulance corps members as annexed hereto and made a part hereof and authorizes payment in accordance therewith.

Council Vice President Matthews entertained a motion to approve off-consent agenda resolutions R71-16 moved by Councilman Sinning, seconded by Councilman Bennett. On roll call, all voted yes, with the exception of Councilman Lane who abstained, motion carried.

**REPORTS OF SPECIAL COUNCIL COMMITTEES:**

**Councilman Wojtecki** – The next Board of Education Meeting is April 12<sup>th</sup>, 2016, which he cannot attend, he asked the Board President or liaison to attend. April 7<sup>th</sup> at the Boys & Girls Club will be the youth of the year celebration at 6:30pm.

**Council Vice President Matthews** – Chamber of Commerce would like to thank the family and business who participated in the hop to shop programs at the end of March. There were over 70 residents visited 10 out of the 12 shops to collect their egg and get their passport stamped. Chamber member donated over 30 prizes and were awarded at the party that was held at Mr. Cupcakes. Chamber is also hosting a dinner meeting networking event at Ozzy Café on Wednesday April 27<sup>th</sup>, 2016 at 6pm.

**Council Bennett** – Public Works Committee met on March 21<sup>st</sup>, 2016. Due to the mild winter our snow costs was \$70,000 compared to the last 3 years the average was \$206,000. Money not spent will go into the reserve fund for weather related incidents in the future. Next Public Works meeting Monday April 18<sup>th</sup>.

**CORRESPONDENCE:**

**C-1 2015 Annual Tax Collectors Report**

In accordance with NJSA 54:4-91 the following is a statement of taxes received, taxes added to the assessment, taxes abated or canceled and taxes remaining unpaid for the calendar year ending December 31, 2015 submitted to the governing body and the Chief Financial Officer of the Borough of Hawthorne.

Councilman Bertollo entertained a motion to approve to file & received the 2015 Annual Tax Collectors Report moved by Council Vice President Matthews, seconded by Councilman Lane. All in favor “aye”, motion carried.

**BILLS:**

Council President Bertollo entertained a motion to approve the bill list as amended 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, Councilman Wojtecki who abstained from bills pertaining to the Fire Department & on Future payment, and Council President Bertollo who abstained from bills pertaining to Downes Tree Service.

<b>VENDOR</b>	<b>CHECK#</b>	<b>TOTAL</b>	<b>DESCRIPTION</b>
<b>CURRENT FUND</b>			
10-75 EMERGENCY LIGHTING, LLC	20372	1,392.50	S-2 VEHICLE BK-UP CAMERA
AAA EMERGENCY SUPPLY CO INC	20373	543.80	YATES SHOCK ABSOR
ACTION RUBBER & INDUST SUP INC	20374	85.72	AIR REGULATOR W/ GAUGE
ADVANCED AIR SYSTEMS LLC	20375	3,440.00	REPLACEMENT OF CASCADE HOSE
ALL AMERICAN FORD	20376	218.83	R-8 LOW POWER REPAIRS
AMERICAN HOSE & HYDRAULICS CO	20377	2,115.50	C-4 CYLINDER & TARP REPAIRS
AMERICAN TRAFFIC & STREET SIGN	20378	221.85	VETERAN ROAD SIGNS
ANTHEM SPORTS LLC	20379	5,365.26	BASEBALL EQUIPMENT
ATLANTIC SALT INC	20380	24,503.71	ROADWAY SALT
BEST CLEANING SERVICES	20381	1,300.00	ENCUMBERED-CLEANING SERVICE
BOB'S TIRES & WHEELS INC	20382	758.00	2016 VEHICLE TIRE PURCHASES
BOROUGH OF FAIR LAWN	20383	273.95	TRAFFIC LGT LINCOLN/WAGARAW

BOSWELL ENGINEERING, INC	20384	380.00	PROFESSIONAL ENGINEERING
BURGIS ASSOCIATES, INC	20385	1,530.00	HOUSING AND MASTER PLAN
CABLEVISION	20386	522.75	ENCUMBER - CABLE SERVICES
CARRADORI, ERNEST	20387	10,658.00	NJ STATE TAX COURT REDUCTION
CINTAS FIRST AID AND SAFETY	20388	661.94	FIRST AID & SAFETY SUPPLIES
CIRCLE A AUTO GLASS	20389	325.00	NEW WINDSHIELD FOR CAR 304
CMRS-FP	20390	5,000.00	REIMBURSE POSTAGE METER
COMMUNICATION SPECIALISTS	20391	454.15	R-5 & R-6 RADIO COMM. EQUIP
DAVE STERN INC	20392	547.25	C-4 NEW TIRE
DELLA RICA & SONS	20393	5,022.50	SNOW PLOWING-DELLA RICA
D FANTAUZZI	20394	180.00	R-15 REPAIR HEADLINER
D FANTAUZZI	20394	195.00	REPAIR VEH D1 DRIVERS SEAT
DIESEL TRUCK SERVICE, INC	20395	11,732.00	R-2 PM SERVICE & REAR BRAKES
DOWNES TREE SERVICE, INC.	20396	5,209.00	TREE WORK VARIOUS LOCATIONS
ENVIRONMENTAL RENEWAL, LLC	20397	225.00	ENCUMBERED PALLET RECYCLING
EREVIVAL LLC	20398	950.00	ENCUMBERED ELECTRONIC REC.
FASTENAL COMPANY	20399	656.32	SAFTEY EQUIPMENT
FDR HITCHES LLC	20400	1,500.97	REPAIRS/SUPPLIES WATER & ROAD
FED EX	20401	25.46	PKG TO JIM BUSH @ UPSEU
FIRST MOUNTAIN ARBORICULTURE L	20402	650.00	ROUTINE INSPECTIONS
FREMGEN POWER EQUIPMENT INC	20403	2,217.48	REPAIR PARTS TREE TRUCK CHAIN
GABRIELLI KENWORTH OF NJ, LLC	20404	112.50	R-2 DOOR ADJUSTMENT
GARDEN STATE LABORATORY, INC	20405	1,310.00	ANALYTICAL TESTING POOL 2016
GENERAL CODE PUBLISHERS, INC	20406	1,195.00	2016 ANN MAINT FEE
G.F.O.A. OF NEW JERSEY	20407	180.00	2016 MEMBERSHIP DUES
GILBEY'S EMBROIDERY CO	20408	54.00	DPW ROAD DEPT T-SHIRTS (FOR SU
GODWIN TOOL & HARDWARE SUPPLY	20409	29.25	ROAD SNOW PLOW SUPPLIES
HAWTHORNE AUTO LAB	20410	9,585.30	ENCUMBERED - VEHICLE MAINT.
HAWTHORNE BOARD OF EDUCATION	20411	173.87	POSTAGE FEBRUARY
HAWTHORNE FIRE DEPT	20412	335.04	REFRESHMENTS DEPT DRILL 3/6/16
HAWTHORNE PRESS INC	20413	143.36	LEGAL NOTICE 2/22/16 MTG
HENRY'S PLUMBING & HEATING INC	20414	197.99	NEW WASH PAD WATER VALVES
HORIZON BLUE CROSS BLUE SHIELD	20415	119,246.87	APRIL HEALTH BENEFITS
INSURANCE RESTORATION SPECIALI	20416	324.00	TURN OUT GEAR REPAIRS
INTERNATIONAL ASSOCIATION OF	20417	150.00	2016 IACP CHIEF'S DUES
LANGUAGE LINE SERVICES	20418	97.28	FEB LANGUAGE LINE SERVICES
MARY JEANNE HEWITT	20419	175.35	REIMBURSEMENT PETTY CASH
METLIFE	20420	299.50	APRIL BOROUGH EMPLOYEES INS
MICHAEL J. PASQUALE, ESQ	20421	10,396.55	MARCH RETAINER
NEEDLEWORKS EMBROIDERY	20422	180.00	UNIFORM SHIRTS
NJ IAAI	20423	900.00	ARSON TRAINING CONF D. DIBELLA
NJLBHA	20424	95.00	RENEWAL MEMBERSHIP NJ BOH
NJ POLICE TRAFFIC OFC ASSOC	20425	50.00	2016 NJ TRAFFIC OFFICERS DUES
NJ SPORTS & EXPOSITION AUTH	20426	3,014.71	2016 DUMPING FEES
NJ STATE LEAGUE MUNICIPALITIES	20427	1,311.00	2016 MEMBERSHIP DUES
NJ TRANSIT	20428	802.00	PERMIT RENEWAL MAIN LIN
P & A AUTO PARTS, INC	20429	551.10	MISC.PARTS/SUPPLIES
PAETEC	20430	799.30	FEB TELEPHONE BILL
PASCACK DATA SERVICES	20431	12,363.14	NETWORK SERVICES APRIL 2016
PASSAIC CTY COMMUNITY COLLEGE	20432	1,500.00	FIRE DEPARTMENT TRAINING - FF
PAUL RAINEY	20433	100.00	2016 DEDUCTIBLE REIMB
PC RICHARD & SON	20434	897.00	SAMSUNG 55" MONITOR
PORTER LEE CORPORATION	20435	181.50	EVIDENCE COMPUTER SUPPLIES
PRECISION ELECTRIC MOTOR WORKS	20436	1,680.00	MAIN SEWER STATIONREPAIRS
PROCOPY INC	20437	1,951.00	MAINTENANCE AGREEMENTS
PUBLIC SERV ELEC & GAS	20438	27,869.14	ELECTRIC UTILITY SERVICE
RESURRECTION CYCLE WORKS LLC	20439	350.00	MOTORCYCLE REPAIR MC3
ROBERT POLITO LANDSCAPING	20440	600.00	PROPERTY CLEAN UP: BEVERLY RD
RONNIE GONZALEZ	20441	164.00	GLASSES RGONZALEZ DEP
R & R PUMP & CONTROL	20442	667.80	GOFFLE HILL PUMP STATION ISSUE
R & R TROPHY & SPORTING GOODS	20443	885.00	FIELD DRYER & CONDITIONER

RT OFFICE PRODUCTS	20444	71.16	SUPPLIES TAX/FINANCE OFFICE
RUTGERS YOUTH SPORTS RESEARCH	20445	1,925.00	RUTGERS SAFETY CLINIC PACK 4TH
SHOTMEYER BROS FUEL CO	20446	365.00	DEF 55 VEH EMISSIONS ADDITIVE
STANDARD SPRINGS, INC	20447	1,644.40	R-7 REAR SPRINGS
STAPLES PRINT SOLUTIONS	20448	624.50	ATS/ACS MAILERS
STAPLES	20449	294.21	DPW OFFICE SUPPLIES
TANIS HARDWARE	20450	474.08	ENCUMBER - MISC. SUPPLIES
THE GUN SHOP	20451	668.77	SIMUNITIONS SUPPLIES
TIFCO INDUSTRIES INC	20452	1,084.43	NUTS & BOLTS SUPPLIES
TOWNSHIP OF RANDOLPH	20453	750.00	2016 MCCPC MEMBERSHIP FEE
TRANSUNION RISK & ALTERNATIVE	20454	56.25	2016 CHECKS - DRAWDOWN
TREASURER, STATE OF NJ	20455	4,050.00	ENVIRONMENTAL REGULATIONS
UNCLE BOB'S SELF STORAGE	20456	199.00	MONTHLY RENTAL STORAGE 4/16
US BANK EQUIPMENT FINANCE	20457	159.00	MO POSTAGE MACH 3/15-4/15/16
VERIZON WIRELESS (N)	20458	1,013.35	FEB TELEPHONE BILL ...838
VERIZON	20459	1,783.75	MARCH TELEPHONE ACCT...54Y
VITAL COMMUNICATIONS, INC.	20460	585.00	NOV 2015 MOD IV ONLINE MAINT
VOZZA AGENCY, INC	20461	750.00	2016 STREET OPENING BOND
WALDWICK PRINTING COMPANY	20462	132.00	MAYOR'S BUSINESS CARDS
FUTURE SANITATION INC	20463	17,744.00	WASTE PICKUP3/22/16
<b>Total Current</b>		<b>324,153.39</b>	

### **GENERAL CAPITAL**

BOSWELL ENGINEERING, INC	3474	2,926.25	ENGINEERING FOR BAND SHELL
CATHY ETTORE	3475	130.00	2013 ROAD PROGRAM WALK THRU
CHARLES SOLIMINE	3476	130.00	2013 ROAD PROGRAM WALK-THRU
MARK JOUSTRA	3477	130.00	2013 ROAD PROGRAM WALK-THRU
MICHAEL MOLA	3478	25,000.00	CDBG-DR H/O RESETTLEMENT 14/5
PHILLIPS PREISS GRYGIEL LLC	3479	130.00	RELOCATION SERVICES CDBG DR
<b>Total General Capital</b>		<b>28,446.25</b>	

### **OTHER TRUST II**

THOMAS ZACONIE	5193	73.08	MARCH 2016 MILEAGE REIMBURSE
VERIZON WIRELESS (N)	5194	81.45	FEB TELEPHONE BILL ...838
<b>Total Other Trust II</b>		<b>154.53</b>	

### **WATER OPERATING**

AP CERTIFIED TEST	10503	314.00	CURB BOX KEYS
BOBCAT OF NORTH JERSEY	10504	5,700.00	NEW BOBCAT TRAILER W/ELECTRIC
CABLEVISION	10505	89.90	ENCUMBER - CABLE SERVICES
CAPITOL SUPPLY CONSTR PRODS IN	10506	432.69	WATER PIPE SUPPLIES
CINTAS FIRST AID AND SAFETY	10507	113.27	FIRST AID & SAFETY SUPPLIES
CMRS-FP	10508	5,000.00	REIMBURSE POSTAGE METER
DELL GARDEN CENTER	10509	126.51	GROUND BLOWER REPAIRS
DONALD TURNER, SR	10510	117.00	2016 TITLE&REG
FASTENAL COMPANY	10511	113.99	SAFTEY EQUIPMENT
HAWTHORNE AUTO LAB	10512	367.29	VEHICLE MAINT.
HD SUPPLY WATERWORKS, LTD	10513	3,050.00	WATER CHLORINATION EQUIP
HORIZON BLUE CROSS BLUE SHIELD	10514	50,000.00	APRIL HEALTH BENEFITS
SOLO PROTECT	10515	35.00	SOLOPROTECT W/MAN DOWN
L&P INTEGRATORS	10516	150.00	COMPUTOR LOGMEIN FEE
NJWA	10517	455.00	2016 MEMBERSHIP: R.GONZALEZ
PAETEC	10518	266.43	FEB TELEPHONE BILL
PASCACK DATA SERVICES	10519	9,182.42	REPLACEMENT FOR XP COMPUTERS R
PRINTMASTERS	10520	325.00	TWO PART METER FORMS
PUBLIC SERV ELEC & GAS	10521	32,497.12	FEBRUARY 2016 ELECTRIC & GAS
RT OFFICE PRODUCTS	10522	23.72	SUPPLIES TAX/FINANCE OFFICE
SHERWIN WILLIAMS CO.	10523	183.38	MAINTENANCE PAINT FOR WATER
STAPLES	10524	92.30	DPW OFFICE SUPPLIES
STATE OF NJ - PWT	10525	1,239.92	1ST QTR WATER TAX 2016
TANIS HARDWARE	10526	198.10	ENCUMBER - MISC. SUPPLIES

TOWNSHIP OF RANDOLPH	10527	500.00	2016 MCCPC MEMBERSHIP FEE
VALLEY PHYSICIAN SVCS INC	10528	65.00	NEW HIRE DRUG SCREENING
VERIZON WIRELESS (N)	10529	285.79	FEB TELEPHONE BILL ...838
VERIZON	10530	623.39	MARCH TELEPHONE BILL ...68Y
<b>Total Water Operating</b>		<b>111,547.22</b>	

**Total Bill List** **464,301.39**

**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.

Alex Clavijo, 33 Westervelt Avenue

He addressed a NJ Campaign called “Street Smart” which aims to increase pedestrian safety. Website is [www.estreetsmartnj.org](http://www.estreetsmartnj.org).

Council President Bertollo entertained a motion to close the public portion of the meeting, moved by Council Vice Matthews, seconded by Councilman Sinning. All responded “Aye” in favor, motion carried.

**ADJOURNMENT**

At 9:06 p.m. Council President Bertollo entertained a motion to adjourn the regular meeting, moved by Councilman Wojtecki, seconded by Councilman Sinning. All responded “Aye” in favor, motion carried.

THE NEXT REGULAR MEETING OF THE MUNICIPAL COUNCIL IS SCHEDULED FOR

**WEDNESDAY, APRIL 20, 2016**

THE WORK SESSION BEGINS AT 7:00P.M., WITH THE REGULAR MEETING IMMEDIATELY FOLLOWING

*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.*

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John N. Bertollo, Council President

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Lori DiBella, RMC, Borough Clerk