

The Regular Meeting of the Municipal Council of the Borough of Hawthorne was held on the above date at 7:40 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.....	John Lane
Councilman	Dominic Mele
Councilman	Garret Sinning
Councilman.....	Joseph Wojtecki
Borough Administrator	Eric Maurer
Director of Revenue and Finance.....	Mary Jeanne Hewitt
Borough Attorney.....	Michael J. Pasquale
Borough Engineer	Dr. Stephen T. Boswell
Deputy Borough Clerk.....	Joan Hervé
<u>Absent:</u>	
Councilman	Bruce Bennett
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 April 6, 2016; and Bid Minutes for Pool Food Concessions; DPW Truck Wash Building and the 2016 Road Improvement Program, moved by Council Vice President Matthews, seconded by Councilman Wojtecki. 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 Councilman Wojtecki, seconded by Councilman Sinning. All responded “Aye” in favor, 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 Councilman Wojtecki, seconded by Councilman Mele. All responded "Aye" in favor, motion carried.

ADOPTION OF THE 2016 BUDGET

CAP BANK ORDINANCE NO. 2159-16 for ADOPTION

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.

Public Hearing

Council President Bertollo opened the meeting to the public. He stated if anyone desires to be heard regarding Ordinance No. 2159-16 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 the public hearing on the Ordinance No. 2159-16 be closed and that it be resolved that this ordinance was posted on the bulletin board on which public notices are customarily posted, published in the Hawthorne Press and available on the borough website. Copies of said ordinance were made available to the general public. Now, therefore, be it resolved that this ordinance be adopted and the Clerk is authorized to advertise the same according to law. Moved by Council Vice President Matthews, seconded by Councilman Sinning. On roll call, all voted yes. Motion carried.

BUDGET RESOLUTIONS:

BR 03-16 Authorize to Read 2016 Municipal Budget by Title

RESOLUTION AUTHORIZING ADOPTION OF MUNICIPAL BUDGET BY TITLE

WHEREAS, the Municipal Council of the Borough of Hawthorne determines that a complete copy of the Municipal Budget of the Borough of Hawthorne for the year 2016 has been made available for public inspection and has been made available to each person upon request at least one week prior to the date set for a hearing as to the Municipal Budget in accordance with NJSA 40A: 4-8;

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council that it does authorize adoption of the Municipal Budget by reading of title, the statutory requirements set forth above having been met.

Council President Bertollo entertained a motion to approve Resolution No. BR03-16 moved by Council Vice President Matthews, seconded by Councilman Lane. On roll call, all voted yes, motion carried.

PUBLIC HEARING OF THE 2016 MUNICIPAL BUDGET:

Council President Bertollo opened the meeting to the public. He stated if anyone desires to be heard on the Municipal Budget of the Borough of Hawthorne, County of Passaic for the Fiscal Year 2016, please raise your hand to be recognized, come forward to the microphone and state your name and address.

Seeing none, Council President Bertollo entertained a motion to close the public hearing on the 2016 Municipal Budget, moved by Councilman Wojtecki, seconded by Council Vice President Matthews. All responded Aye in favor, motion carried.

BR 04-16 Adoption 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 Summaries were 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:

	{ Bertollo	{	ABSTAINED {
	{ Bennett	{	
	{ Lane	{	
AYES {	Matthews	NAYS {	
	{ Mele	{	ABSENT {
	{ Sinning	{	
	{ Wojtecki	{	

Notice is hereby given that the Budget and Tax Resolution was adopted by the Governing Body of the Borough of Hawthorne, County of Passaic, on May 4th, 2016. A Public Hearing on the Budget and Tax Resolution for the year 2016 was held at the Municipal Building, on May 4th, 2016 at 7:00 o'clock (p.m.)

Council President Bertollo entertained a motion to close the public hearing on the 2016 Municipal Budget, moved by Councilman Mele, seconded by Councilman Wojtecki. Discussion: Administrator Maurer, the budget as a whole we are up 1.2%, the tax levy is up 1.94% and the average home for municipal taxes will go up \$42 from \$2170 to \$2212. On roll call, all voted yes, motion carried

ADOPTION 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 1st 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.

Public Hearing

Council President Bertollo opened the meeting to the public. He stated if anyone desires to be heard regarding Ordinance No. 2160-16 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 the Ordinance No. 2160-16 be closed and that it be resolved that this ordinance was posted on the bulletin board on which public notices are customarily posted, published in the Hawthorne Press and available on the borough website. Copies of said ordinance were made available to the general public. Now, therefore, be it resolved that this ordinance be adopted and the Clerk is authorized to advertise the same according to law, Discussion: Attorney Pasquale explained we are going to put together a packet with our rules and regulation and when a lender starts a foreclosure process they will be given this packet and they must abide by our rules, which we will enforce. Moved by Councilman Lane, seconded by Councilman Sinning. On roll call, all voted yes, motion carried.

OLD BUSINESS:

Councilman Lane asked if we received a report back from the mechanic regarding our bucket truck. Administrator Maurer replied the total repair cost is \$16,000, which should be done shortly. Councilman continued and asked whether any movement on the tractor trailers parking behind the Lukoil station. Mayor Goldberg replied the Lukoil station has been summoned; the owner was notified their tenant will lose their Certificate of Compliance if he is not at the next meeting to explain what is going on. Councilman Wojtecki added there are not trucks parked and their business is not operating right now. Councilman Lane asked whether the run-off on the Longview towers has been addressed as yet. DPW Director Scully stated they are putting together a plan to resolve the problem permanently.

Councilman Wojtecki asked the status on the “app” for the recycling/garbage collection. Administrator Maurer stated the “app” will only be useful for someone who signs up for it. Council President Bertollo suggested putting an ad in the Hawthorne Press on a weekly basis and put a Nixle out on a Sunday night at least for the first six months until residents get familiar with the new collection schedules. Secondly it was discussed to have code enforcement put a warning sticker with a schedule on the garbage cans when resident put out their recyclable on the wrong day.

NEW BUSINESS:

Councilman Wojtecki requested tree pruning at 133 Mohawk Avenue.

Councilman Lane indicated the stop sign is down on the Goffle Road exit from Rt. 208 South. Administration will follow-up.

ADMINISTRATIVE AGENDA PRESENTED BY MAYOR GOLDBERG:

Last Wednesday, April 27, the Municipal Alliance Committee, Jill Hackett and the HHS Drama Club sponsored dinner and a show for our Senior Citizens. Summer Rec and Pool sign-ups take place again on Monday, May 9 and Monday, May 23 from 6:30 – 8:30 pm at borough hall. Forms can be

found on our website. Reminder that May is Cat License month at the Board of Health. Also, reminder that the Rabies Clinic is on Tuesday, May 10 from 6-8pm at the Ambulance Corps building. There will be a Green Lecture at the Hawthorne Library tomorrow titled "Creating a Certified Garden." This lecture will promote the value of Native Plants in the landscape. SEPAC had their color run on Sunday, which was a success. The Annual Memorial Day Parade will take place on Monday, May 30, services begin at 12 noon with the parade commencing at 1:30 pm from the corner of Rea and Lafayette Avenue's, ending at the Municipal Building. Members of community service organizations, neighborhood groups, church and school groups, and businesses are encouraged to participate with floats, decorated vehicles, as well as marching or walking units. Our parade honors our servicemen and women who gave their lives for our country. If you would like to participate, please get in touch with Ellen at 973-427-1168.

MAYOR'S APPOINTMENTS:

Council President Bertollo entertained a motion to appoint Tonya Schneider as Permanent Police Officer of the Borough of Hawthorne, effective March 18, 2016, moved by Councilman Lane, seconded by Councilman Mele. On roll call, all voted yes. Motion carried. Mayor Goldberg administered the Oath of Office.

Director of Revenue & Finance Mary Jeanne Hewitt – Working on getting everything together for the final audit as well as working on the final budget and thanked the Council for adopting the Budget. They are looking at mid-late summer for the bond sale that we have previously talked about couple of years ago.

Attorney Michael Pasquale - A couple of meetings back he reported on a mediation session with our special master and part of the job as special master is to see if they can bridge a gap in terms of mediation and negotiation, those discussions remain on-going, should have a comprehensive report at the next Council Meeting. All deadlines pushed back until June. Tax appeal hearings will be coming up shortly. Bandshell is nearing completion, information can be found on our Website, Facebook, Instagram, and Twitter. First concert is scheduled Father's Day June 19th.

Engineer Dr. Stephen T. Boswell

1. 2016 Road Program

Bids were received on Friday, April 29th. The apparent low bidder is Smith Soudy Asphalt Construction Co., Inc., of Wallington, New Jersey. Boswell recommends the Borough considering awarding the Base Bids for the Borough funded, Resident Assessment, CDBG and High School Roller Hockey Rink portions and Alternate Bids "A", "B" and "C" for the Project in the amount of \$722,274.80, pending review by the Borough Attorney and certification of funds by the Chief Financial Officer.

Our inspector, Alex Bushong, has met or talked with all residents except for two (2), who have not returned calls, regarding potential tree issues associated with the 2016 Road Program. He has a meeting scheduled with Steve Schuckman late next week to review the tree list and visit the locations in question.

2. DPW Building.

Three (3) contractors submitted bids for the rebid on April 27th. Again, all bids exceeded the Borough's ordinance. Once the Borough has rejected the bids, we will begin negotiating with interested contractors.

3. 2015 Road Resurfacing Program.
We will be meeting with DLS this week to review the corrective work associated with Mountain Avenue.
4. Braen Avenue.
We have received the maintenance bond. The contractor will address top soil and seeding. Final payment invoices are being prepared.
5. Washington Avenue (2014 NJDOT).
Documents to address the NJDOT close out procedure have been requested from the Borough. The DOT has placed a follow up call for this information.
6. Band Shell.
The interior framing and electrical work should be completed this week and the sheetrock installed the week of May 9th.
7. Streetscape Project.
The Project is still under Federal Authorization review.
8. Water System Generators.
Post and Kelly Electric Co. is submitting shop drawings for review and approval and is ordering the equipment and materials.
9. Library HVAC.
The Library HVAC units are on order. Reiner Heating & Air Conditioning is planning to install the units and remove the old units in one day. Once the units are available, a shipping date will be confirmed and delivery scheduled. We will coordinate the delivery and installation with the Library.
10. Prescott Avenue Rehabilitation.
Capital Alternatives' application has been submitted to the NJDOT.
11. Warburton Lights.
The County is required to order a meter and has been provided the appropriate information to order this equipment.
13. Diamond Bridge and Washington Ave ADA Ramp.
We will have the contractor, AJM, address the replacement work in June once school is out.
14. Wagaraw Road Pump Station.
There are a couple of things that need to be replaced – a ladder, cage
15. Tax Maps.
No change.
16. Jail Cell Review.
The Hawthorne jail cell blocks and corridor were inspected on April 20th and 26th. Our inspection report was submitted to Chief Richard M. McAuliffe on April 27th.

In accordance with N.J.A.C., cell walls, ceilings and floors do not meet the thickness requirement, as well as, corridor walls and vision port glazing. The corridor tile and drain fasteners are not conforming.

17. SCADA Upgrades.

The bid documents (specs) are completed. We have requested a bid date from the Borough.

18. Pool Lights

Pricing \$200,000 to \$225,000

19. Tennis Courts

This issue is they are in a high water area – he gave an estimate to mill & pave - \$160,000 or to reconstruct - \$250,000.

Administrator Maurer – Spoke with County Engineer today regarding the Warburton lights, PSE&G did hook up the electric, however one of the lights burnt out, which they need to have their electrician come back and fix. Regarding the lead testing of the water that was done at the various schools/daycare centers, total of 11 facilities; there were 35 tests run, 14 of the individual tests no lead was detected, 17 lead was detected, however they were below state regulatory limit and 2 were above the limit. All results were shared with the schools and daycares who will decide the appropriate course of action to be taken in their individual case. It's not water from our system, from the ground or our pipes going into schools. It's a problem with the lead pipes in the school. Contract has been awarded for the remaining two buy-out properties. We do not have the demolition letter from PSE&G for the house on Wagaraw Road; there is an issue with the road opening permit that PSE&G needs to open the County Road to remove the gas, which they are meeting tomorrow to work things out. The Generator was delivered today. Our Recycling tonnage grant application was submitted last week; our reported tonnage in 2015 is up just over 1000 tons or 6% increase compared to 2014. The Open Space Grant application, which is on the agenda tonight, should be submitted by the May 13th deadline. Hawthorne Shade Tree Commission spring planting is getting underway, letters being hand delivered to residents to see who would be interested in having a tree planted.

Questions for the Administration

Councilman Wojtecki stated since Hawthorne Farm Market on Goffle Road is now closed, he is concerned the panhandler will be there more often and asked if that area can be paroled more often.

Councilman Mele addressed Dr. Boswell and mentioned the bandshell had water on one wall. Dr. Boswell will follow up.

Councilman Lane commented based on Dr. Boswell's report on the costs of the pools lights, he rescinds his request.

Council President Bertollo asked if there were any questions for the Administration. Seeing none, Council President Bertollo entertained a motion to record the Administrative Agenda, moved by Councilman Sinning, seconded by Councilman Wojtecki. All responded "Aye" in favor, motion carried.

INTRODUCTION OF ORDINANCES:

BOND ORDINANCE NO. 2161-16

BOND ORDINANCE PROVIDING FOR THE ROAD RECONSTRUCTION, RESURFACING, DRAINAGE, CURB, SIDEWALK AND HANDICAPPED RAMP IMPROVEMENTS ON ROCK ROAD, AS DESCRIBED SPECIFICALLY HEREIN, IN AND BY THE BOROUGH OF HAWTHORNE IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING TWO HUNDRED THIRTY THOUSAND (\$230,000) 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 \$230,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$11,500 as the down payment for said improvement or purpose required by law and now available therefor in the Capital Improvement Fund of the Borough by virtue of provision in a budget or budgets of the Borough previously adopted.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$218,500 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 \$218,500 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 \$218,500 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. Said improvement is to be paid for in part by virtue of a grant from the New Jersey Department of Transportation in the amount of \$160,000, which sum may be applied against or otherwise deducted from the amount to be financed hereunder.

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 road, the construction or reconstruction of drainage facilities, and the reconstruction and installation of, curbs, sidewalks and handicapped ramps on Rock Road, 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.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$218,500.

(c) The estimated cost of said purpose is \$230,000, the excess thereof over the said estimated maximum amount of bonds or notes being the amount of the said \$11,500 down payment, subject to Department of Transportation Funds, as set forth herein.

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 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 \$218,500 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 \$50,000 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 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. This Bond Ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by said Local Bond Law.

BE IT RESOLVED, that Ordinance No. 2161-16 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 June 1, 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. 2161-16 moved by Councilman Lane, seconded by Council Vice President Matthews. On roll call, all voted yes, motion carried.

BOND ORDINANCE NO. 2162-16

BOND ORDINANCE PROVIDING FOR RECONSTRUCTION OR REPLACEMENT OF SIDEWALKS AND DRIVEWAY APRONS ON ROCK ROAD, AS DESCRIBED SPECIFICALLY HEREIN, IN AND BY THE BOROUGH OF HAWTHORNE IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING FORTY THOUSAND (\$40,000) 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 \$40,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$2,000 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 \$38,000 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 \$38,000 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 \$38,000 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 the 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 Rock Road, 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 made a part hereof.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$38,000.

(c) The estimated cost of said purpose is \$40,000, the excess thereof over the said estimated maximum amount of bonds or notes being the amount of the said \$2,000 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 \$38,000 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 \$10,000 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 \$38,000.

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.

BE IT RESOLVED, that Ordinance No. 2162-16 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 June 1, 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. 2162-16 moved by Council Vice President Matthews, seconded by Councilman Mele. On roll call, all voted yes, motion carried.

BOND ORDINANCE NO. 2163-16

BOND ORDINANCE PROVIDING FOR SANITARY SEWER LINING AND RELATED WORK ON PASSAIC AVENUE AS HEREIN OR HEREAFTER DESCRIBED, ALL IN AND BY THE BOROUGH OF HAWTHORNE IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING ONE HUNDRED TEN THOUSAND (\$110,000) 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 \$110,000, said sum being inclusive of all appropriations heretofore

made therefor and including the sum of \$5,500 as the down payment for said improvement or purpose required by law and now available therefor in the Capital Improvement Fund of the Borough by virtue of provision in a budget or budgets of the Borough previously adopted.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$110,000 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 \$104,500 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 \$104,500 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 lining of sanitary sewer lines in Passaic Avenue 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.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$104,500.

(c) The estimated cost of said purpose is \$110,000, the excess thereof over the said estimated maximum amount of bonds or notes being the amount of the said \$5,500 down payment.

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

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

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

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law, and according to the reasonable life thereof computed from the date of the said bonds authorized by this Bond Ordinance is 40 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 \$104,500 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 \$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.

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.

BE IT RESOLVED, that Ordinance No. 2163-16 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 June 1, 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. 2163-16 moved by Councilman Mele, seconded by Councilman Sinning. On roll call, all voted yes, motion carried.

RESOLUTIONS...

CONSENT AGENDA: R 85-16 through R 96-16:

R 85-16 Introduced by Councilman Mele

Resolved: To ratify the actions of the Municipal Council of the Borough of Hawthorne payroll dated April 29, 2016.

CURRENT FUND	WT 888889	\$	254,926.52
WATER OPERATING FUND	WT 888889	\$	37,836.59
OTHER TRUST II FUND	WT 888889	\$	5,421.28
GENERAL CAPITAL FUND	WT 888889	\$	-
DOG DEDICATED FUND	WT 888889	\$	-
TOTAL PAYROLL		\$	<u>298,184.39</u>

CURRENT FUND TO PAYROLL/FICA	WT 888889	\$	-
WATER OPERATING FUND TO PAYROLL/FICA	WT 888889	\$	13,368.77

R 86-16 Introduced by Councilman Mele

WHEREAS, the Municipal Council of the Borough of Hawthorne has heretofore adopted Ordinance 2082-13, providing for the installation of sidewalks and driveway aprons, together with related improvements, as part of its 2013 Local Improvement Ordinance, which Ordinance provided for the Assessment of the costs of said improvements on property specially benefitted thereby in accordance with the provisions of N.J.S.A. 40:56-21 et seq.; and,

WHEREAS, the Municipal Council did, following public hearing thereon, assess the said improvement to property owners affected by the improvement; and

WHEREAS, Irene and Ditmar Balko, the owners of property located at 117 May Street, Block 39, Lot 1, were assessed as part of the within ordinance for sidewalk and driveway apron improvements in total sum of \$1,552.50; and

WHEREAS, the said property was not included within the list of properties set forth in Ordinance 2082-13 and therefore was inadvertently and incorrectly included among the properties to be assessed in connection with that ordinance;

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that it does rescind and cancel the assessment as stated above and does authorize the Tax Collector to remove the said property from the list of properties to be assessed in connection with the above ordinance.

R 87-16 Introduced by Councilman Mele

WHEREAS, there exists a need for engineering services for the design and inspection phases of the 2016 Road Improvement Program, in the Borough of Hawthorne at a cost not to exceed \$55,000.00 for design phase and \$67,000.00 for inspection.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that Boswell Engineering be awarded a contract in the amount not to exceed \$122,000.00, and that the Mayor and Municipal Clerk be directed and authorized to enter into and execute a contract, in a form approved by the Borough Attorney subject to certification by the Chief Financial Officer.

R 88-16 Introduced by Councilman Mele

WHEREAS, there exists a need for engineering services for the Resurfacing of the Roller Hockey Rink in the Borough of Hawthorne at a cost not to exceed \$2,000.00 for the design phase and \$5,000.00 for the construction phase.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that Boswell Engineering be awarded a contract in the amount not to exceed \$7,000.00, and that the Mayor and Municipal Clerk be directed and authorized to enter into and execute a contract, in a form approved by the Borough Attorney subject to certification by the Chief Financial Officer.

R 89-16 Introduced by Councilman Mele

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:

Original

<u>Block/Lot</u>	<u>Assessment</u>	<u>Judgement</u>	<u>Difference</u>	<u>Overpayment</u>
2012				
240/2	\$1,165,500.00	\$1,082,000.00	\$83,500.00	\$ 4,322.80
A1-INC 196- 222 Sixth Avenue				
2013				
240/2	\$1,165,500.00	\$1,082,000.00	\$83,500.00	\$ 4,412.14
A1-INC 196- 222 Sixth Avenue				
2014				
240/2	\$1,165,500.00	\$1,065,500.00	\$100,000.00	\$ 5,374.00
A1-INC 196- 222 Sixth Avenue				
2015				
240/2	\$1,165,500.00	\$1,065,500.00	\$100,000.00	\$ 5,604.00
A1-INC 196- 222 Sixth Avenue				
TOTAL:				<u>\$19,712.94</u>

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 2012 - 2015 in accordance with the state judgment.

R 90-16 Introduced by Councilman Mele

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

<u>Block/Lot</u>	<u>Original Assessment</u>	<u>Judgement</u>	<u>Difference</u>	<u>Overpayment</u>
2011				
127/11	\$875,000.00	\$840,000.00	\$ 35,000.00	\$ 1,784.65
Warburton Royal Assoc. c/o McKirdy & Risken 257 Royal Ave.				
2012				
127/11	\$875,000.00	\$840,000.00	\$ 35,000.00	\$ 1,811.95
Warburton Royal Assoc. c/o McKirdy & Risken 257 Royal Ave.				
2013				
127/11	\$875,000.00	\$840,000.00	\$ 35,000.00	\$ 1,849.40
Warburton Royal Assoc. c/o McKirdy & Risken 257 Royal Ave.				
2014				
127/11	\$875,000.00	\$840,000.00	\$ 35,000.00	\$ 1,880.90
Warburton Royal Assoc. c/o McKirdy & Risken 257 Royal Ave.				
2015				
127/11	\$875,000.00	\$840,000.00	\$ 35,000.00	\$ 1,961.40
Warburton Royal Assoc. c/o McKirdy & Risken 257 Royal Ave.				
TOTAL:				<u>\$ 9,288.30</u>

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 2011 & 2015 in accordance with the state judgment.

R 91-16 Introduced by Councilman Mele

RESOLUTION AUTHORIZING AN APPLICATION TO THE COUNTY OF PASSAIC FOR OPEN SPACE FUNDS TO CONSTRUCT RESTROOMS, INSTALL LIGHTING AND MAKE

OTHER IMPORVMENTS IN CONJUNCTION WITH A BANDSHELL BEING CONSTRUCTED AT THE MUNICIPAL POOL PROPERTY

WHEREAS, the County of Passaic, using funding from the County's Open Space Tax paid by property owners in Passaic County, offers grants to the County's Municipalities for both acquisition of open space and rehabilitation or development of recreational facilities; and

WHEREAS, the Borough of Hawthorne applied for and received Passaic County Open Space grants in 2012, 2013 and 2014 for construction of a bandshell and related improvements at the Borough's municipal pool property; and

WHEREAS, the Borough of Hawthorne requires additional funds for construction of restrooms and installation of lighting an adjuncts to the bandshell, and has identified this project as eligible for this funding that would be beneficial to the Borough; and

WHEREAS, the Borough Council will hold a public hearing on this application on April 20, 2016;

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Hawthorne that the Borough Administrator is hereby authorized to submit an application for an application for an Open Space Grant to the County of Passaic for the construction of restrooms, installation of lighting and related improvements.

R 92-16 Introduced by Councilman Mele

WHEREAS, the Borough of Hawthorne, through its administration, has negotiated a contract with the UPSEU, United Public Service Employees' Union, White Collar Unit, as representative to its white collar employees for the period commencing January 1, 2015 and ending December 31, 2018; and

WHEREAS, a Memorandum of Understanding has been created, subject to the creation of a formal contract setting forth all terms and conditions of the agreement; and

WHEREAS, the Administration has recommended approval of the contract, as summarized in the Memorandum of Understanding subject to preparation and review of the contract by legal counsel;

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that it does hereby ratify and approve the contract, as summarized in the Memorandum of Understanding, subject nevertheless to approval of a formal contract and adoption of any and all required ordinances.

R 93-16 Introduced by Councilman Mele

WHEREAS, the Borough of Hawthorne previously 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, resulting in a rejection of bids by the Municipal Council; and

WHEREAS, the Borough of Hawthorne re-bid the project and again received and reviewed bids in accordance with the bid solicitation; and

WHEREAS, three bids were received, with the base bid of the lowest bidder, again MBT Contracting, LLC, which this time bid \$825,588, all being significantly in excess of the estimates prepared in advance of the bid and in excess of the approximate \$700,000 allocated for the work from all sources; 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 94-16 Introduced by Councilman Mele

WHEREAS, the Borough of Hawthorne has received and reviewed proposals, in response to a request for proposal, for food service concession at the Hawthorne Municipal Pool for the 2016 season; and

WHEREAS, the anticipated amount of any contract was below the bid threshold as set forth in the Local Public Contracts Law and below the Pay to Play statute of the State of New Jersey, therefore allowing a process such as that utilized, which was a fair and open process but nevertheless not a bid under the Local Public Contracts Law; and

WHEREAS, the request for proposal was to be reviewed based upon concession fee to the Borough, hours of operation, variety and completeness of menu, affordability, and experience of the entity submitted a proposal; and

WHEREAS, only one proposal was received, from Gourmet Express Market of Goffle Road in Hawthorne with concession price of \$500 to the Borough; and

WHEREAS, the Administration has reviewed the proposal and finds that Gourmet Express meets all parameters of the solicitation and therefore recommends an award of contract;

NOW THEREFORE IT IS HEREBY RESOLVED, by the Municipal Council of the Borough of Hawthorne that it does award a contract for food service concession at the Hawthorne Municipal Pool to

Gourmet Express Market

1020 Goffle Road
Hawthorne, New Jersey 07506

in accordance with its proposal, incorporated by reference, and authorizes the Mayor and the Clerk to execute a contract with said vendor, subject to review and approval by the Borough Attorney.

R 95-16 Introduced by Councilman Mele

WHEREAS, on April 29, 2016, the Borough of Hawthorne received bids for the 2016 Road Improvement Program in the Borough of Hawthorne authorized by Ordinances #2154-16 and #2155-16; and

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

Smith-Sondy Asphalt Construction Co., Inc.
150 Anderson Avenue
Wallington, New Jersey 07051

in the amounts as follows:

Total Base Bid	\$ 624,838.30
Alternate A	42,187.50
Alternate B	20,556.00
Alternate C	34,693.00

NOW THEREFORE BE IT RESOLVED, that the Municipal Council of the Borough of Hawthorne approves the acceptance of the above-cited lowest bidder, in the total amount of \$722,274.80, subject to 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 Smith-Sondy Asphalt Construction Co., Inc. in a form approved by the Borough Attorney when these conditions have been met.

R 96-16 Introduced by Councilman Mele

WHEREAS, the Borough of Hawthorne distributes taxes to the County of Passaic on a quarterly basis; and

WHEREAS, the County of Passaic has requested that these funds be sent to them via ACH wire transfer to their bank account in Wells Fargo Bank, ABA#121000248

NOW THEREFORE BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that the Treasurer be and is hereby authorized to make the above referenced transfer in the amount of \$4,324,853.80 for County Taxes and \$57,740.36 for Open Space Taxes for a total of \$4,382,594.16 for 2nd Quarter 2016 from the Current Fund and charged to County and Open Space Taxes Payable.

Council President Bertollo entertained a motion to approve consent agenda resolutions R85-16 through R96-16 moved by Councilman Mele, seconded by Councilman Sinning. On roll call, all voted yes, motion carried.

REPORTS OF SPECIAL COUNCIL COMMITTEES:

Councilman Lane – Rabies Clinic is scheduled for May 10th, 6-8pm at the Ambulance Corps building, 970 Goffle Road. The heroin seminar was a successful evening, great information was given.

Councilman Mele – Thanked everyone who help put together the senior dinner and show, it was another great success.

Council Vice President Matthews – Finance Committee has no more meetings scheduled with the budget being adopted. Planning Board meeting was cancelled last evening. Chamber of Commerce meets next Tuesday, May 10th.

Councilman Sinning – Personnel Committee met the last couple of Mondays and results will be announced shortly.

CORRESPONDENCE: None

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, and Council President Bertollo who abstained from bills pertaining to Downes Tree Service.

VENDOR	CHECK#	TOTAL	DESCRIPTION
CURRENT FUND			
A1-INC	20562	19,712.94	NJ TAX COURT REDUCT
ACTION DATA SERVICES	20563	451.41	PAYROLL #8 4/15/16
AMERICAN HOSE & HYDRAULICS CO	20564	145.26	EMER ALARM REP CO # 2
BERNADETTE FLOWERS	20565	30.00	1ST QTR 2016 TELEPHONE
BOB'S TIRES & WHEELS INC	20566	323.00	S-1 FRT TIRES
BRUNSWICK FAIRLAWN LANES	20567	84.00	SPECIAL OLYMPICS
CHRYSLER JEEP DODGE OF PARAMUS	20568	2,984.00	VEHICLE REPAIR CAR 313
CINTAS FIRST AID AND SAFETY	20569	194.59	SAFETY VESTS & GLASSES
COFONE CONSULTING GROUP, LLC	20570	4,000.00	SERVICES SPECIAL MASTER
COMMUNICATION SPECIALISTS	20571	295.80	REPL RADIO CODE ENFORCE
COMMAND RADIO COMMUNICATIONS	20572	1,880.97	COMM CABLES, BATTERIES
DAVID MAHER	20573	100.00	MEDICAL REIMB
DELL LANDSCAPING INC	20574	1,150.00	PROPCLEANUP 130 2ND AVE
DIESEL TRUCK SERVICE, INC	20575	120.00	SIGNAL 1 TRK REPAIR
DUNKIN DONUTS/SHARON DONUT INC	20576	86.31	JR POL ACADEMY REFRESHM
FF1 PROFESSIONAL SAFETY SERVIC	20577	1,211.87	CAIRS FACESHIELD, WHT
FREMGEN POWER EQUIPMENT INC	20578	72.00	CHAIN SAW PARTS
GENERAL CODE PUBLISHERS, INC	20579	2,080.02	CODIFY 2015 ORDINANCES
GODWIN TOOL & HARDWARE SUPPLY	20580	46.91	PARTS & SUPPLIES
GRO-RITE	20581	63.60	POINSETTIAS BORO HALL
HAWTHORNE AUTO BODY, INC	20582	988.94	REPAIRS TO CAR 304

HAWTHORNE AUTO LAB	20583	956.11	VEHICLE MAINT.
HAWTHORNE CAR WASH, INC	20584	158.00	CAR WASH
HAWTHORNE FIRE DEPT	20585	896.71	REFRESHMENTS TOY DRIVE
HAWTHORNE PRESS INC	20586	755.54	LEGAL NOTICES
HORIZON BLUE CROSS BLUE SHIELD	20587	167,221.75	HEALTH BENEFITS MAY16
IDM MEDICAL GAS CO	20588	93.50	OXYGEN SUPPLIES
IMSA NEW JERSEY SECTION	20589	85.00	IMSA DUES 2016
INSURANCE RESTORATION SPECIALI	20590	606.00	GEAR CLEAN DOMINGUEZ
LOWES HOME IMPRV BUSINESS ACCT	20591	313.13	SUPPLIES ROAD/FIRE
MC NERNEY & ASSO	20592	800.00	PRE VALUATION & ANALY
MEADOWLANDS FORD TRUCK SALES	20593	196.43	REPAIRS - UNIT 5-0
METLIFE	20594	306.53	MAY 2016 GROUP LIFE
NEWTEK TECHNOLOGY SERVICES	20595	95.85	WEB HOST SVC 1ST QTR
NJ STATE LEAGUE MUNICIPALITIES	20596	35.00	ACA SEMINAG NJLM
NJ STATE VOL FIREMAN'S ASSN	20597	50.00	2016 DUES MEMBER# 137
PABCO INDUSTRIES	20598	450.00	RECYCLING - CLEAR BAGS
PAETEC	20599	1,364.81	SERVICE TO 4/10/16
PASCACK DATA SERVICES	20600	68.22	DPW APC BACK
PASSAIC CNTY PROS OFFICE	20601	500.00	INFO COP 3/2016-3/2017
PASSAIC COUNTY 200 CLUB	20602	250.00	2016 FD VOL. DUES
PASSAIC VALLEY SEWER COM	20603	302,890.21	2ND QTR USAGE 2016
POSITIVELY YOURS, INC.	20604	855.00	BABES TRAINING KIT
PREFERRED BUSINESS SYSTEMS	20605	112.43	UPPR BRUSH ASSY SPONG
PRINTMASTERS	20606	150.00	BUSINESS CARDS
PUBLIC SERV ELEC & GAS	20607	28,235.97	ELECTRIC & GAS MAR2016
RICOH AMERICAS CORPORATION	20608	77.14	COPIES 3/24-6/23/15
RIDGEWOOD PRESS	20609	190.00	2016 PARKING SIGNS
SCHWAAB INC	20610	151.23	DATE STAMPERS
SIR SPEEDY, INC	20611	36.90	TOWN MAPS
TANIS HARDWARE	20612	37.35	BATTERIES
TEE-FX SCREEN PRINTING, LLC	20613	1,065.00	JUNIOR POLICE ACADEMY
TOTAL ADMIN SERVICES CORP	20614	829.20	HEALTH BENEF ADMIN SVCS
US BANK EQUIPMENT FINANCE	20615	159.00	POSTMACH 4/15-5/15/16
US MUNICIPAL SUPPLY, INC.	20616	174.66	R-11 SWEEPER PARTS
VERIZON	20617	274.08	LONG DIST 4/17-5/16/16
WALDWICK PRINTING COMPANY	20618	41.00	1,000 R&F ENVELOPES
WARBURTON ROYAL ASSOC.	20619	9,288.30	NJ TAX COURT REDUCT
WM B MAHWINNEY AMBULANCE CORPS	20620	1,854.50	REIMB INSUR PMT
YANKEE PROPANE, INC	20621	36.00	PROPANE TANK MAINT
HAWTHORNE PRESS INC	20622	549.54	LEGAL NOTICES
NORTH JERSEY MEDIA GROUP INC	20623	206.00	PUBLIC NOTICE

Total Current **558,437.71**

DOG DEDICATED

NJ DEPARTMENT OF HEALTH	6148	1,435.20	STATE FEES
TYCO ANIMAL CONTROL SERVICES	6149	9,320.00	DEC/JAN/FEB

Total Dog Dedicated **10,755.20**

GENERAL CAPITAL

MCMANIMON,SCOTLAND & BAUMANN	3484	6,855.73	ORD PREP/REVIEW
PHILLIPS PREISS GRYGIEL LLC	3485	520.00	RELOCATION SERVICES
HAWTHORNE PRESS INC	3486	306.26	LEGAL NOTICES
NORTH JERSEY MEDIA GROUP INC	3487	220.19	PUBLIC NOTICE

Total General Capital 7,902.18

OTHER TRUST II

BOTTAGRA RESTAURANT	5199	350.00	REFRESHMENTS
ED PEPE	5200	67.11	FEB/MARCH MILEAGE
HAWTHORNE CHAMBER OF COMMERCE	5201	60.00	AWARDS DINNER

Total Other Trust II 477.11

WATER CAPITAL

HAWTHORNE PRESS INC	1089	158.76	PUBLIC NOTICE/ORDINANCE
MCMANIMON,SCOTLAND & BAUMANN	1090	1,900.00	ORDINANCE PREP/REVIEW
NORTH JERSEY MEDIA GROUP INC	1091	158.76	PUBLIC NOTICE/ORDINANCE

Total Water Capital 2,217.52

WATER OPERATING

ACTION DATA SERVICES	10555	112.85	PAYROLL #8 4/15/16
AGRA ENVIRONMENTAL SVC	10556	635.00	MONTHLY LICENSE FEE
BOB'S TIRES & WHEELS INC	10557	450.00	W-1 TIRES
DELL GARDEN CENTER	10558	25.68	EQUIPMENT & SUPPLIES
GARDEN STATE HGWY PROD, INC	10559	127.00	TRAFFIC CONTROL PAD
GODWIN TOOL & HARDWARE SUPPLY	10560	74.63	PARTS & SUPPLIES
IMSA NEW JERSEY SECTION	10561	85.00	IMSA DUES 2016
PAETEC	10562	454.94	SERVICE TO 4/10/16
PASCACK DATA SERVICES	10563	293.75	GATEWAY SUITE-1YR
PORTASOFT OF MORRIS COUNTY INC	10564	165.00	WATER SOFTNER TESTS
PRINTMASTERS	10565	75.00	BUSINESS CARDS
PUBLIC SERV ELEC & GAS	10566	32,283.56	ELECTRIC & GAS MAR2016
SHERWIN WILLIAMS CO.	10567	43.95	PAINT SUPPLIES MAINT
TOTAL MAILING SOLUTIONS INC	10568	225.00	SERVICE FOR FOLDER

Total Water Operating 35,051.36

Total Bill List 614,841.08

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.

Alnette Hopper, 258 Central Avenue & Liz Elwood, 70 N. 11th Street.

As co-presidents of SEPAC, they thanked everyone who participated, coordinated and volunteered in the color run this past Sunday, it was a great success. Their next event, a Zumba fundraiser, is June 4th at the Boys & Girls Club.

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

ADJOURNMENT

At 8:38 p.m. Council President Bertollo entertained a motion to adjourn the regular meeting, moved by Council Vice President Matthews, seconded by Councilman Sinning. All responded "Aye" in favor, motion carried.

THE NEXT REGULAR MEETING OF THE MUNICIPAL COUNCIL IS SCHEDULED FOR
MONDAY MAY, 16, 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.

John N. Bertollo, Council President

Lori DiBella, RMC, Borough Clerk