

The Regular Meeting of the Municipal Council of the Borough of Hawthorne was held on the above date at 7:03 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..... Joseph Wojtecki
- Councilman..... Dominic Mele
- Councilman ..... Garret Sinning
- Borough Administrator ..... Eric Maurer
- Borough Attorney..... Michael J. Pasquale
- Borough Engineer Rep..... Peter TenKate
- Borough Clerk..... Lori DiBella
- ABSENT:**
- Director of Revenue and Finance..... Mary Jeanne Hewitt

**FLAGSALUTE**

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:**

Approval of Regular Minutes of September 7<sup>th</sup>; 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 Councilman Lane, seconded by Councilman Wojtecki. On roll call all voted yes; motion carried.

**ADOPTION OF ORDINANCES:**

**WATER UTILITY BOND ORDINANCE NO. 2169-16**

WATER UTILITY CAPITAL BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF WATER METERS, SECURITY CAMERAS, SECURITY FENCE, WELL UPGRADES, SHUTOFF VALVES, CHLORINE MONITORS AND MISCELLANEOUS MOTORS, PUMPS, DRIVES AND EQUIPMENT, ALL AS SET FORTH HEREIN IN AND BY THE WATER DEPARTMENT OF THE BOROUGH OF HAWTHORNE IN THE COUNTY OF PASSAIC, NEW JERSEY AND APPROPRIATING FOUR HUNDRED THIRTY THOUSAND (\$430,000.00) 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 water capital equipment acquisition and water capital improvements 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 \$430,000.00 said sum being inclusive of all appropriations heretofore made therefor without requirement that any sum be set forth as down payment as the purposes are self-liquidating Water Capital Improvements to be paid by the Borough of Hawthorne Water Department through self-liquidating revenues.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$430,000 appropriation not provided for by application hereunder of any sum to be applied by way of grant as noted herein, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$430,000.00 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 \$430,000.00 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law.

Section 3. (a) The improvements hereby authorized and the purpose for the financing of which said obligations are to be issued is the acquisition by the Borough of Hawthorne or making of the following specified improvements:

Purchase and installation of water meters, security cameras, security fence for the Longview Tank, Well 8 upgrades, shut off valves at the South Station, chlorine monitors, and miscellaneous motors, pumps, drives and other equipment;

together with related building and grounds improvements, installation where required, and any other work or material necessary therefor or incidental thereto. All such work or material is as depicted on plans for improvement prepared or about to be prepared by Boswell Engineering, Inc., as well as other written documentation setting forth detailed descriptions of the work anticipated hereunder, as now on file or to be filed in the office of the Clerk of the Borough of Hawthorne. Included within said improvement is funding sufficient for legal and engineering expenses in an amount not to exceed \$25,000.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$430,000.00.

(c) The estimated cost of said purpose is \$430,000.00, with no sum to be paid by way of down payment as the purpose is self-liquidating.

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 water capital 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 ten (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 \$430,000.00 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 \$25,000.00 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. 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 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 water 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.

**Public Hearing**

Council President Bertollo opened the meeting to the public. He stated if anyone desires to be heard regarding Ordinance No. 2169-16 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. 2169-16 be closed and that it be resolved this ordinance was posted on the bulletin board, Hawthorne Press and on the borough website. Copies of said ordinance were made available to the general public. Now, therefore, be it resolved that this ordinance be adopted and the Clerk is authorized to advertise the same according to law, moved by Councilman Wojtecki, seconded by Councilman Mele. On roll call, all voted yes motion carried.

**OLD BUSINESS:**

Councilman Lane asked for an update on the trees at 66 & 77 Elberon Ave. Administrator Maurer responded the certified tree expert stated the trees are healthy. Councilman Lane asked that the trees be reexamined since he was told the trees are hollow. Councilman Wojtecki added a density meter is used to test the tree from the root up. Administrator Maurer responded they will revisit. Councilman Lane asked for the status of the new software for the building department. Administrator Maurer stated they will be ready to meet with the IT Committee for review within the next week.

**NEW BUSINESS:**

Councilman Lane asked Administrator Maurer to call the county and ask them to come back and clean up the brush that they cut down a few weeks ago. Councilman Wojtecki added he sent a letter to County Administrator DeNova mentioning the weeds as well as the condition of the bathrooms in the park. Councilman Lane asked if Administration would send an update to the Council once a response is received from the County.

**ADMINISTRATIVE AGENDA PRESENTED BY MAYOR GOLDBERG:**

Mayor Goldberg stated Hawthorne Day was a great success. He believes it to be the largest crowd to date. Thank you to all of the sponsors and volunteers who make this day possible. Next year's date is Saturday, September 23 forms will be available after January 1 on our website. He was honored to be part of the DVRT (Domestic Violence Response Team) vigil that was held last Wednesday evening at the Municipal Building. October is Domestic Violence Awareness Month. Myself, Borough Attorney and Council are wearing our purple ribbons in support this evening. October is also Breast Cancer Awareness Month. Borough Attorney and I are wearing our pink shirts. The 3<sup>rd</sup> Annual Taste of Hawthorne took place last night at Macaluso's, thanks to the Rotary Club for a wonderful event. Paws in the Park is this Saturday at the Goffle Brook Park dog park from 10 am – 3 pm (pet adoptions, contests, food trucks, prizes and much more) – rain date is on Sunday. The Mayor's Halloween Parade will be held on Thursday, October 27 at Roosevelt School at 6:30 pm – please see local Channel 77 for more details. Council President Bertollo will be in attendance in my absence. We are awaiting permission from the County to paint a blue line down Lafayette Avenue from Rea Avenue to Diamond Bridge Avenue to show our solidarity and support for our Police Department.

**PROCLAMATION:**

*Presented to Police Captain Garrison*

Put the Brakes on Fatalities Day®

October 10, 2016, has been declared Put the Brakes on Fatalities Day® by the Mayor and Council of the Borough of Hawthorne;

WHEREAS, Across the nation, traffic crashes caused 35,092 fatalities in 2015, and are the leading cause of death for young people ages 15 to 34; and,

WHEREAS, In New Jersey, 562 individuals lost their lives in traffic crashes in 2015; and,

WHEREAS, Alcohol-related crashes accounted for 28.0 percent of the State's traffic fatalities, while 26 percent of all fatal crashes involved traveling at unsafe speeds; and,

WHEREAS, Motorcyclists, bicycle riders and pedestrians face increased risks on New Jersey's roadways, as people opt for alternative modes of transportation; and,

WHEREAS, 50 motorcyclists, 17 bicyclists and 173 pedestrians were killed in New Jersey in traffic-related crashes in 2015; and,

WHEREAS, Safer driving behaviors such as buckling up, every ride; obeying posted speed limits; stopping for pedestrians in crosswalks and using crosswalks when walking; avoiding aggressive driving behaviors; never driving impaired; wearing proper safety gear while riding a motorcycle or bicycle; and, focusing solely on driving by avoiding distractions, can dramatically reduce the number of traffic-related injuries and deaths;

Now, therefore, I Mayor Richard Goldberg and the Council of the Borough of Hawthorne, do hereby proclaim October 10, 2016, Put the Brakes on Fatalities Day®, and call upon everyone to put these lifesaving behaviors into practice to improve safety on the roadways in our community and throughout the State.

## **REPORTS:**

### **Attorney Michael Pasquale**

Affordable Housing – He attended a meeting at the office of Joe Burgis, our planner, with the attorney for the owner of 204 Wagaraw Road to discuss the status of the litigation. A meeting is scheduled for next week with the owner of Kohler, which is part of the litigation as well, in anticipation of a conference before Judge Brogan on Friday, October 14<sup>th</sup>.

Tax Appeals – They have reached settlement of a number of tax appeals with the Shotmeyer Family and with Richard Thomas, who owns many properties on Wagaraw Road. Mr. Pasquale expects to present a resolution for approval at our next meeting. With these settlements, which represent over 75 separate cases, our backlog is down to less than 50 matters.

Bandshell – The committee will be meeting in the next few weeks to review the year that was and start to set out a course for the coming year.

Mayor Goldberg stated the correct date for Hawthorne Day is September 23<sup>rd</sup> and not the 24<sup>th</sup>.

### **Engineers Report, Peter TenKate**

DPW Building - The contractor is negotiating with building manufacturers and the associated steel work.

2016 Road Program - Roads have been paved and striped. The contractor will be returning to address sign replacements and some additional concrete work.

2015 Road Resurfacing Program - We are expecting to have the contractor perform the infra-red corrective work on Mountain Avenue within the next two weeks, but hopefully sometime this week. Final payment and maintenance bond was submitted to the Borough last week.

Braen Avenue - We are waiting for the NJDOT to process the closeout documents and provide final reimbursement to the Borough.

Well Contamination - Sampling by various parties provided both positive and negative results. Remediation efforts and monitoring are to continue for Well 4. Our office will be discussing with the Borough's Water Operator.

Streetscape Project - The Borough is close to satisfying the NJDOT's submittal requirements. A pre-construction meeting can then be scheduled.

Water System Generators - Due to conflicts with underground piping for the booster pumping station, the location proposed for the new Mary Street generator has been revised to the eastern side of the building. A portion of the existing fence will need to be removed during the installation and then extended.

Library HVAC - We will be following up with Reiner for the heating system start up.

Prescott Avenue Rehabilitation - The application has been submitted to the NJDOT.

Wagaraw Road Pump Station - Additional requests for quotes for the proposed improvements were submitted to two contractors.

SCADA Upgrades - The contractor has informed the Borough the SCADA equipment should be received this week.

Passaic Avenue Sewer Lining - A schedule for the actual lining procedure has not been provided.

Rock Road Improvements - Waiting on Transportation Trust Fund - We are waiting for direction from the Borough. We suggested removing the existing tree roots from the road, first, before considering adding additional inlets.

**Administrator Maurer** –

The Borough had a successful Bond Sale last week. We received a 1.882% rate compared to a 2.165% rate from the previous sale. CFO Hewitt’s report on the sale is listed for acceptance as C-1 under correspondence. In your packet is a letter from Bond Counsel Matt Jessup explaining the last minute minor revision to the maturity schedule. This change must be confirmed by the Council in resolution R 194-16. Exit rates are reflective of the Borough’s financial practices. Closing of the Bond Sale should occur next week. The Tax Sale is scheduled for October 27<sup>th</sup>. The number of properties with delinquent taxes is 7 which is lower than the recent years. CFO Hewitt and Administrator Maurer are currently working on the 2017 Budget and will be distributing the packets to the departments next week. The former owner of 1 Washington/Pan Chemical has a cleanup company working on site for the next month doing environmental remediation including soil removal and groundwater contamination clean up. The company doing the work is not responsible for property violation issues. The current owner has been issued approximately one dozen summonses and Code Enforcement will continue to issue them until the owner makes the changes needed to the property. Council Vice President Matthews asked if this property was listed on the current vacant and abandoned business list. The response was yes. Regarding the downtown streetscape project, the contractor has supplied the final item needed to give to the NJDOT and we are still awaiting their response. The Best Practices Inventory questionnaire is due to the State by October 21<sup>st</sup>. The questionnaire will be presented to The Council at the meeting on October 19<sup>th</sup>. We file this every year and the score determines how much state aid we will receive. This year there are 30 questions instead of 50 and 23 must be correct to have the state funding not effected. The new tenant for antenna space on the Longview Tank, Scientel, has returned the lease and submitted plans for review by Borough Engineer. Administration is preparing another round of bids for remaining available antenna space at this tank. T-Mobile has renewed their interest in leasing space. The leaf pickup schedule has been finalized and will be issued soon. Leaf bags will be available for pick up after October 15<sup>th</sup> at the Recycling Center.

**Questions for the Administration**

Councilman Lane asked why the downtown streetscape project is delayed again. Administrator Maurer responded the NJDOT received the form that was missing however; it was not completed to the DOTs likeness so the contractor has resubmitted it. Engineer Boswell added, “As soon as the approval is received the preconstruction meeting can be held to determine the construction schedule”. Councilman Lane confirmed that application for Phase II will be sent next week. He then asked why the court date would be changed for the 1 Washington/Pan Chemical violations. Council President Bertollo responded there was a conflict of interest with the Borough Judge and Attorney.

Councilman Wojtecki stated that the tree in the park covered in moss was deemed healthy; however, they did find one tree that needs to come down.

Council President Bertollo asked if they can request where the 1 Washington/Pan Chemical case will be heard. Administrator Maurer responded that it will be seen by an assignment judge who will decide. Attorney Pasquale added Judge Meola will recuse himself and then Judge Capossela will decide where the case will be heard. A conversation followed. Council President Bertollo expressed his frustration with the entire situation of 1 Washington Ave. Councilman Lane asked that the Borough Attorney along with Code Enforcement go to the hearing to represent Hawthorne. Attorney Pasquale responded he was present as an advisor to the Prosecutor of Bergen County.

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 Bennett, seconded by Councilman Mele. On roll call, all voted yes, motion carried.

**INTRODUCTION OF ORDINANCES:** None

**RESOLUTIONS...**

**CONSENT AGENDA: R 191-16 through R 194-16:**

**R 191-16** Introduced by Councilman Sinning  
Borough of Hawthorne payroll dated September 30, 2016.

|                      |           |    |            |
|----------------------|-----------|----|------------|
| CURRENT FUND         | WT 888889 | \$ | 277,424.78 |
| WATER OPERATING FUND | WT 888889 | \$ | 39,918.83  |
| OTHER TRUST II FUND  | WT 888889 | \$ | 65,224.20  |
| GENERAL CAPITAL FUND | WT 888889 | \$ | -          |
| DOG DEDICATED FUND   | WT 888889 | \$ | -          |

TOTAL PAYROLL

\$ 382,567.81

CURRENT FUND TO PAYROLL/FICA

WT 888889 \$ -

WATER OPERATING FUND TO PAYROLL/FICA

WT 888889 \$ 15,504.88

TOTAL FICA

\$ 15,504.88

**R 192-16 Introduced by Councilman Sinning**

WHEREAS, there exists a need for engineering services for the GPS field survey and GIS services for the Sanitary Sewer System, the Stormwater System and the Water Utility System in the Borough of Hawthorne at a cost not to exceed \$53,150.00.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that Boswell Engineering be awarded a contract in the amount not to exceed \$53,150.00, 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 193-16 Introduced by Councilman Sinning**

WHEREAS, the annual principal and interest payment for the General Serial Bonds 2009 has become due and payable on October 15, 2016.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that the Treasurer be and is hereby authorized, to wire funds in the amount of \$215,000.00 in payment of principal and \$3,360.00 in payment of interest from the Current Fund, made payable to Depository Trust Company.

**R 194-16 Introduced by Councilman Sinning**

RESOLUTION OF THE BOROUGH OF HAWTHORNE, IN THE COUNTY OF PASSAIC, NEW JERSEY CONFIRMING THE AWARD OF GENERAL OBLIGATION BONDS, SERIES 2016

BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF HAWTHORNE, IN THE COUNTY OF PASSAIC, NEW JERSEY as follows:

Section 1. The Borough hereby confirms the award of \$7,989,000 aggregate principal amount of General Obligation Bonds, Series 2016 (the "Bonds") to Janney Montgomery Scott (the "Purchaser"), at the aggregate purchase price of \$8,604,333.48, based on the true interest cost bid by the Purchaser of 1.882648%.

Section 2. The Bonds shall mature on the dates and in the amounts, and shall bear interest at the interest rates as follows:

|      | <b>General<br/>Improvement<br/>Amount</b> | <b>Special<br/>Assessment<br/>Amount</b> | <b>Water<br/>Utility<br/>Amount</b> | <b>Combined<br/>Principal<br/>Amount</b> | <b>Interest<br/>Rate</b> |
|------|---|--|-------------------------------------|--|--------------------------|
| 2017 | \$300,000                                 | \$70,000                                 | \$30,000                            | \$400,000                                | 2.00%                    |
| 2018 | 300,000                                   | 70,000                                   | 30,000                              | 400,000                                  | 3.00                     |
| 2019 | 400,000                                   | 70,000                                   | 30,000                              | 500,000                                  | 4.00                     |
| 2020 | 600,000                                   | 70,000                                   | 30,000                              | 700,000                                  | 4.00                     |
| 2021 | 600,000                                   | 70,000                                   | 30,000                              | 700,000                                  | 4.00                     |
| 2022 | 600,000                                   | 70,000                                   | 30,000                              | 700,000                                  | 4.00                     |
| 2023 | 600,000                                   | 65,000                                   | 30,000                              | 695,000                                  | 4.00                     |
| 2024 | 600,000                                   | 65,000                                   | 30,000                              | 695,000                                  | 4.00                     |
| 2025 | 380,000                                   | 65,000                                   | 30,000                              | 475,000                                  | 4.00                     |
| 2026 | 380,000                                   | 64,000                                   | 30,000                              | 474,000                                  | 2.00                     |
| 2027 | 380,000                                   | --                                       | --                                  | 380,000                                  | 2.00                     |
| 2028 | 380,000                                   | --                                       | --                                  | 380,000                                  | 2.00                     |
| 2029 | 380,000                                   | --                                       | --                                  | 380,000                                  | 2.00                     |
| 2030 | 380,000                                   | --                                       | --                                  | 380,000                                  | 2.15                     |
| 2031 | 380,000                                   | --                                       | --                                  | 380,000                                  | 2.25                     |
| 2032 | 350,000                                   | --                                       | --                                  | 350,000                                  | 2.50                     |

Section 3. The maturity schedule for the Bonds set forth in the resolution of the Borough adopted on September 7, 2016 (the "Bond Resolution") is hereby amended in its entirety to reflect as set forth in Section 2 hereof. Any action taken prior to the date hereof by the Administrator, Chief Financial Officer and Bond Counsel to effectuate this amendment, including amending the Notice of Sale as defined in and as authorized by the Bond Resolution, is hereby ratified, confirmed and approved, as if authorized prior to the date of such action.

Section 4. This resolution shall take effect immediately.

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF HAWTHORNE, IN THE COUNTY OF PASSAIC, NEW JERSEY AT A REGULAR MEETING HELD ON OCTOBER 5, 2016.

Council President Bertollo entertained a motion to approve consent agenda resolutions R191-16 through R194-16 moved by Councilman Sinning, seconded by Councilman Lane. On roll call all voted yes; motion carried.

**REPORTS OF SPECIAL COUNCIL COMMITTEES:**

**Borough Clerk DiBella**- General Election is November 8<sup>th</sup>. Important dates to remember October 18<sup>th</sup> is the last day to make changes or register to vote. The Clerk’s office will remain open until 9pm on the 18<sup>th</sup>. November 1<sup>st</sup> is the deadline to apply for a mail in ballot. Voters can also go in person to the County Clerk’s Office located at 401 Grand Ave. in Paterson, until 3PM November 7<sup>th</sup>. Both applications are in The Borough Clerk’s office or on our website, [www.hawthornenj.org](http://www.hawthornenj.org). Election polls will be open from 6AM until 8PM. If you have any questions or concerns The Borough Clerk’s Office will be open all day. Clerk DiBella met with Attorney Pasquale, Deputy Clerk Nienhouse, Code Enforcement Officers Marston and Van Der Velde. We identified the true vacant and abandoned buildings in the town and Deputy Clerk Nienhouse sent certified letters to all 9 properties. We are hoping the fees will motivate the property owners to bring the buildings up to code and work on filling those buildings. There were some changes to the criteria of those who must file a Financial Disclosure Statement. Those reports are done in March and April.

**Councilman Wojtecki**- The next Board of Education meeting is October 16<sup>th</sup> at 7pm. The HHS Homecoming game is October 14<sup>th</sup> at 7pm. He asked Administrator Maurer if October 13<sup>th</sup> is ok for an IT Committee meeting. Administration will advise.

**Councilman Sinning**- The next Ordinance Committee meeting is October 11<sup>th</sup>.

**Council Vice President Matthews**- At last night’s Planning Board meeting a doggy daycare was approved on Goffle Road next to Goffle Grill. The Taste of Hawthorne begins the Chamber of Commerce’s Restaurant Week which runs from October 8<sup>th</sup>-15<sup>th</sup>. The Farmers Market will hold an Art Show this Sunday, October 9<sup>th</sup>.

**Councilman Mele** – The Municipal Alliance Committee met last week and approved the schedule for this year. A team meeting with the High School was discussed.

**Councilman Lane** – Attended the Domestic Violence Candle Vigil. The HHS girls’ soccer team has a record of 8-0 and is ranked 25<sup>th</sup> in the area. Quarter finals game this Saturday at noon at Wayne Valley High School, Wayne.

Council President Bertollo thanked CFO Hewitt and Administrator Maurer for their hard work with the Bond Sale and Borough finances.

**CORRESPONDENCE:**

**C-1** Acceptance of “Certificate of Award of 2016 General Obligation Bonds”

Council President Bertollo entertained a motion to approve correspondence C-1, moved by Councilman Sinning, seconded by Councilman Bennett. Council President Bertollo asked if there was any discussion. On roll call all voted yes; motion carried.

**C-2** New Firefighter applicants: Thomas Incorvaia to Rescue Co. 5 and Brice Walder to Fire Co. 3.

Council President Bertollo entertained a motion to approve correspondence C-2, moved by Councilman Mele, seconded by Councilman Bennett. Council President Bertollo asked if there was any discussion. On roll call, all voted yes with the exception of Councilman Wojtecki and Lane who both abstained; motion carried.

**BILLS:**

| <b>VENDOR</b>                 | <b>CHECK#</b> | <b>TOTAL</b> | <b>DESCRIPTION</b>         |
|-------------------------------|---------------|--------------|----------------------------|
| <b>CURRENT FUND</b>           |               |              |                            |
| AAA EMERGENCY SUPPLY CO INC   | 21290         | 497.80       | RED HEAD EQUIPMENT         |
| ACTION DATA SERVICES          | 21291         | 513.82       | PR#19 9/16                 |
| ALBERT AGNES                  | 21292         | 2,100.00     | LEADERSHIP CAMP INSTRUCTOR |
| AMERICAN HOSE & HYDRAULICS CO | 21293         | 29.00        | PRESSURE GUAGE PARTS       |
| A-VAN ELECTRICAL              | 21294         | 61.88        | ELECTRICAL SUPPLIES        |

|                                |       |            |                               |
|--------------------------------|-------|------------|-------------------------------|
| B AND B DISPOSAL, LLC          | 21295 | 53,191.66  | SEPT 2016 WASTE & RECYCLI     |
| BOB'S TIRES & WHEELS INC       | 21296 | 30.00      | 2016 VEHICLE TIRE PURCHASES   |
| BOLTZER LANDSCAPING INC        | 21297 | 1,965.24   | LANDSCAPING BORO PROPERTIES   |
| BOROUGH OF FAIR LAWN           | 21298 | 250.70     | TRAFFIC LIGHT LINCOLN & WAG   |
| BOSWELL ENGINEERING, INC       | 21299 | 1,303.00   | ENGINEERING SERVICES          |
| BRAEN STONE INDUSTRIES, INC    | 21300 | 764.55     | ROAD SUPPLIES                 |
| CAMPBELL - ERS                 | 21301 | 1,692.00   | MANHOLE COVERS & COLLARS      |
| CANON FINANCIAL SVCS INC       | 21302 | 43.00      | DPW LEASE COPIER              |
| CARPET CYCLE, LLC              | 21303 | 400.00     | CARPET RECYCLING              |
| CHIEF FIRE EQUIP CO            | 21304 | 94.50      | FIRE EXT REFILLS - DRAWDOWN   |
| CHRISTOPHER DREW               | 21305 | 1,100.00   | LEADERSHIP CAMP INSTRUCTOR    |
| CINTAS FIRST AID AND SAFETY    | 21306 | 649.29     | FIRST AID & SAFETY SUPPLIES   |
| COMMUNICATION SPECIALISTS      | 21307 | 96.00      | REPROGRAM PORTABLE RADIOS     |
| DAVE STERN INC                 | 21308 | 1,624.92   | C-4 TIRES                     |
| DC ELECTRIC                    | 21309 | 950.00     | LIGHTING FOR HQ CAR PORT      |
| DIVINE PROF CLEANING SVC, INC. | 21310 | 1,125.00   | BORO HALL CLEANING SVC        |
| DOWNES TREE SERVICE, INC.      | 21311 | 8,000.00   | CONTAINER/RPRS TRAINING CTR   |
| DRAINBUSTERS INC               | 21312 | 900.00     | TV SEWER LINE FREDERICK AVE   |
| ELLEN BROGNO                   | 21313 | 135.83     | PICS,FRAMES & HAWDAY          |
| ELLIOTT LEWIS CORP             | 21314 | 679.79     | BOILER ROOM VIOLATION         |
| ENVIROMED CORPORATION          | 21315 | 1,050.00   | ANNUAL AUDIOMETRIC TESTING    |
| ERIC PENSA                     | 21316 | 350.00     | LIVE MUSIC GREEN FAIR         |
| HAWTHORNE BOYS & GIRLS CLUB    | 21317 | 7,280.00   | 2016 REFEREE GAMES            |
| HAWTHORNE PRESS INC            | 21318 | 408.10     | LEGAL NOTICES                 |
| HD SUPPLY WATERWORKS, LTD      | 21319 | 1,150.00   | SICOMAC SEWER SUMP PUMP       |
| HOME SUPPLY & LUMBER CO., INC. | 21320 | 27.55      | PARTS & SUPPLIES              |
| HORIZON BLUE CROSS BLUE SHIELD | 21321 | 126,309.81 | OCTOBER HEALTH BENEFITS       |
| SITEONE LANDSCAPE SUPPLY, LLC. | 21322 | 204.26     | YEARLY FIELD MAINT SUPPL      |
| KAY PRINTING & ENVEL CO, INC   | 21323 | 376.00     | PERMIT SLIPS                  |
| MARY JEANNE HEWITT             | 21324 | 217.03     | REIMB PETTY CASH FOR TREASURY |
| MAUREEN COOK                   | 21325 | 183.58     | REIMB EYEGLASS 2016 SPOUSE    |
| M & B SEPTIC SERVICE, LLC      | 21326 | 168.00     | PORTA-POTTY SERVICE           |
| MC NERNEY & ASSO               | 21327 | 600.00     | SETTLEMENT CONFERENCE         |
| METLIFE                        | 21328 | 306.24     | OCTOBER 2016 GROUP LIFE       |
| NEEDLEWORKS EMBROIDERY         | 21329 | 57.00      | CODE ENFORCE EMBROID UNIFMS   |
| NJ ASSOC OF CHIEFS OF POLICE   | 21330 | 1,666.00   | 2016 ACCREDITATION FEE        |
| NJLCA                          | 21331 | 300.00     | CHAINSAW CERTIFICATION CLASS  |
| PAETEC                         | 21332 | 1,392.20   | SVC TO 9/10/16                |
| PASCACK DATA SERVICES          | 21333 | 3,199.00   | OCTOBER 2016 MONTHLY SUPP     |
| PASS CTY-SUPT OF ELECTIONS     | 21334 | 1,763.98   | 2016 PRIMARY BALLOTS          |
| PETE TERRIZZI                  | 21335 | 200.00     | COURT ORD CLEAN 119 REA AVE   |
| PINNACLE                       | 21336 | 750.00     | COMMUNICATION RPRS UNIT 57    |
| PROSTOCK AUTOMOTIVE WAREHOUSE  | 21337 | 11.08      | SUPPLIES & PARTS              |
| RICOH AMERICAS CORPORATION     | 21338 | 720.52     | B&W & COLOR 6/28-9/27/16      |
| ROMANCE FLORIST                | 21339 | 150.00     | FLOWERS CHIEF MCAULIFFE'S DAD |
| R & R PUMP & CONTROL           | 21340 | 2,531.00   | EMERGENCY SEWER STATION REP   |
| SAFE T                         | 21341 | 3,450.00   | BLOWER BH-20PPV DUAL POWER    |
| SHERWIN WILLIAMS CO.           | 21342 | 343.90     | FIELD PAINT MACHINE REPAIRS   |
| SHOTMEYER BROS FUEL CO         | 21343 | 1,106.70   | DIESEL FUEL FOR GENERATORS    |
| SIMPLEX GRINNELL LP            | 21344 | 182.00     | ALARM & DETECTION SYS PANEL   |
| TANIS HARDWARE                 | 21345 | 480.44     | MISC. SUPPLIES                |
| THOMSON REUTERS INC            | 21346 | 190.50     | STATUTE SUPPLEMENTS           |
| US BANK EQUIPMENT FINANCE      | 21347 | 220.00     | RENTAL POSTAGE MACHINE        |
| US MUNICIPAL SUPPLY, INC.      | 21348 | 940.40     | R-11 REPAIRS                  |
| VERIZON                        | 21349 | 1,863.25   | BOROUGH SVC 9/1-9/30/16       |
| WILFRED MAC DONALD, INC        | 21350 | 25.04      | KUBOTA TRACTOR PARTS          |

|                        |  |                   |  |
|------------------------|--|-------------------|--|
| <b>Total Current</b>   |  | <b>238,371.56</b> |  |
| <b>GENERAL CAPITAL</b> |  |                   |  |

|                              |      |           |                             |
|------------------------------|------|-----------|-----------------------------|
| BOSWELL ENGINEERING, INC     | 3514 | 8,115.50  | 2016 ROAD PROGM ENGINEERING |
| DTS SERVICES LLC             | 3515 | 35,750.00 | DEMOLIT 324 WAGARAW R69-16  |
| HAWTHORNE PRESS INC          | 3516 | 489.84    | LEGAL NOTICE                |
| MCMANIMON,SCOTLAND & BAUMANN | 3517 | 1,200.00  | BOND ORDINANCE PREP/REVIEW  |

|                                |       |                   |                                |
|--------------------------------|-------|-------------------|--------------------------------|
| REDA LUSCOMBE                  | 3518  | 605.58            | CDBG-DR RELOCATE 3-11 PASSAIC  |
| <b>Total General Capital</b>   |       | <b>46,160.92</b>  |                                |
| <b>OTHER TRUST II</b>          |       |                   |                                |
| ANDREW S. AVERSO               | 5232  | 900.00            | HAWTHORNE DAY PERFORMANCE      |
| FREDERICK C ZOELLER III        | 5233  | 500.00            | HAWTHORNE DAY PERFORMANCE      |
| MARY JEANNE HEWITT             | 5234  | 16.00             | REIMB PETTY CASH FOR TREASURY  |
| NATIONAL CONSTRUCTION RENTALS  | 5235  | 557.76            | HAWTHORNE DAY 2016 FENCING     |
| PATRICK BENNETT                | 5236  | 500.00            | HAWTHORNE DAY PERFORMANCE      |
| <b>Total Other Trust II</b>    |       | <b>2,473.76</b>   |                                |
| <b>PATF I</b>                  |       |                   |                                |
| MARY JEANNE HEWITT             | 1406  | 55.00             | REIMB PETTY CASH FOR TREASURY  |
| <b>Total PATF I</b>            |       | <b>55.00</b>      |                                |
| <b>WATER CAPITAL</b>           |       |                   |                                |
| BOSWELL ENGINEERING, INC       | 1104  | 3,691.00          | ENGINEERING - PLANS & SPECS    |
| PRECISION ELECTRIC MOTOR WORKS | 1105  | 3,450.00          | REBUILD MOTOR GOFFLE HILL WELL |
| <b>Total Water Capital</b>     |       | <b>7,141.00</b>   |                                |
| <b>WATER OPERATING</b>         |       |                   |                                |
| ACTION DATA SERVICES           | 10746 | 128.45            | PR PROCESSING PR#19 9/16/16    |
| AGRA ENVIRONMENTAL SVC         | 10747 | 2,416.25          | ENCUMBER - LAB TESTING WATER   |
| CANON FINANCIAL SVCS INC       | 10748 | 43.00             | ENCUMBERED - DPW LEASE COPIER  |
| CAPITOL SUPPLY CONSTR PRODS IN | 10749 | 1,818.96          | SOUTH STATION #3 GATE VALVE    |
| CINTAS FIRST AID AND SAFETY    | 10750 | 119.45            | FIRST AID & SAFETY SUPPLIES    |
| DAVE STERN INC                 | 10751 | 504.00            | WINTER CHAINS FOR BOBCATS      |
| HAWTHORNE PAINT CO INC         | 10752 | 24.00             | PAINT SUPPLIES                 |
| HD SUPPLY WATERWORKS, LTD      | 10753 | 1,332.00          | WATER CHLORINATOR PARTS        |
| HENRY'S PLUMBING & HEATING INC | 10754 | 365.50            | NEW HOT WATER HEATER           |
| HORIZON BLUE CROSS BLUE SHIELD | 10755 | 38,800.00         | OCTOBER HEALTH BENEFITS        |
| PAETEC                         | 10756 | 464.06            | SVC TO 9/10/16                 |
| PASCACK DATA SERVICES          | 10757 | 708.00            | OCTOBER 2016 MONTHLY SUPP      |
| PRECISION ELECTRIC MOTOR WORKS | 10758 | 601.06            | EXHAUST FAN MOTOR MARY ST      |
| STATE OF NJ - PWT              | 10759 | 1,984.18          | 3QTR WATER TAX JULY-SEPT 2016  |
| TANIS HARDWARE                 | 10760 | 148.57            | MISC. SUPPLIES                 |
| VERIZON                        | 10761 | 746.80            | BOROUGH SVC 9/1-9/30/16        |
| <b>Total Water Operating</b>   |       | <b>50,204.28</b>  |                                |
| <b>Total Bill List</b>         |       | <b>344,406.52</b> |                                |

Councilman Wojtecki asked for clarification of check # 21314 in the amount of \$679.79 to Elliot Lewis Corp for "boiler room violation". Administrator Maurer responded after inspection of the boiler room at the Municipal Building and Library, there were minor changes required. Administration will get specifics and email the council.

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 from bills pertaining to the Ambulance Corps and Fire Department, Councilman Wojtecki who abstained from the Fire Department and Council President Bertollo who abstained from Downes Tree Service. Motion carried.

### **PUBLIC COMMENT**

Council President Bertollo opened the meeting to the public. He stated if anyone desired to be heard, please raise your hand to be recognized, come forward to the microphone, state your name and address.

Ramon Figueroa - 127 Washington Ave. – Resident questioned the soft costs on the letter he received regarding the 2014 Road Program. He feels if the soft cost was stated in the original letter prior to work being done he would have opted to have done the work on his own. Council President Bertollo responded they will advise him if anything can be done.

Andrew Saracenia – 81 Washington Ave. – Questioned the soft costs and was upset with the 25% mark up. Council President responded there is a formula used to figure out the soft costs. A conversation followed.

Paul Savaria - 67 Washington Ave. – Stated in 2013 as work was being done to the road, there was damage done to his property. Although he was told someone would return to fix the issues, no one did. He is upset that he has to pay for work that was damaged and not fixed. Councilman Lane stated he is referring to the storm

drain work that was done. Council President Bertollo added he will look into this and advise the resident. Mr. Savaria also asked if they have a plan to extend the area of the storm drain that was already complete. Council President Bertollo responded they would like to but there are no immediate plans. He feels it has relieved the issue but not fixed the problem. Resident is concerned that this needs to be done soon as it causing flooding. Council President Bertollo responded they are aware that it someday needs to be done, and they continue to monitor the culvert.

Mike Marcesi – 71 Washington Ave.- Resident stated that Washington Ave. had two floods after the storm drain project was done. Council President Bertollo responded that was only after monumental rain. Mr. Marcesi added no parking signs were removed at 60 and 64 Washington Ave. by the contractor and have not been replaced to date. Council President Bertollo added, the boxes were painted in the road and that he will remind DPW to reinstall the signs. Resident asked about the opposite side parking signs throughout the town. He claimed there were none on other streets in the area. A conversation followed with the Council. Lastly, the resident claimed there is a parking space on the corner of Hawthorne and Washington Avenues and that he feels it is too close to the corner.

Ed Berger – 11 Agnes Terrace- He asked why there are basketball hoops on the side of the streets. Councilman Wojtecki confirmed the resident was asking why the town isn't enforcing the ordinance which states no basketball hoops in the roadway. Attorney Pasquale added there are ordinances regarding the matter, however, enforcement of said ordinance is with the Administration. Resident claims it is a public safety issue with the children playing in the street.

Council President Bertollo asked if anyone else wished to be heard. Seeing none, he entertained a motion to close the public portion of the meeting, moved by Councilman Mele, seconded by Council Vice President Matthews. On roll call all voted yes, motion carried.

#### **ADJOURNMENT**

At 8:25 p.m. Council President Bertollo entertained a motion to adjourn the regular meeting, moved by Council Vice President Matthews, seconded by Councilman Lane. On roll call all voted yes, motion carried.

THE NEXT REGULAR MEETING OF THE MUNICIPAL COUNCIL IS SCHEDULED FOR

**WEDNESDAY, OCTOBER 19, 2016**

THE REGULAR MEETING WILL BEGIN AT 7:00 PM

Persons with disabilities which require aides such as: sign language interpreter, telecommunications, braille, tapes or large print, should notify the Borough Clerk's office ten days prior to attendance at a meeting so accommodations may be made. Thank you.

---

John N. Bertollo, Council President

---

Lori DiBella, RMC, Borough Clerk