

The Regular Meeting of the Municipal Council of the Borough of Hawthorne was held on the above date at 7:20 p.m. in the Council Meeting Room of the Municipal Building, 445 Lafayette Avenue, Hawthorne, New Jersey, with the following present:

- Mayor..... Richard S. Goldberg
- Council President..... John N. Bertollo
- Council Vice President Frank E. Matthews
- Councilman..... Bruce Bennett
- Councilman..... John Lane
- Councilman..... Dominic Mele
- Councilman Garret Sinning
- Councilman..... Joseph Wojtecki
- Borough Administrator Eric Maurer
- Borough Attorney..... Michael J. Pasquale
- Borough Engineer Dr. Stephen T. Boswell
- Borough Clerk..... Lori DiBella
- ABSENT:**
- Director of Revenue and Finance..... Mary Jeanne Hewitt

FLAGSALUTE

Council President Bertollo invited all present to join him in a moment of silence for the victims in the Orlando tragedy and 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 May 16th, 2016 and Bid Minutes of June 1 for SCADA Equipment and June 9 for Passaic Ave Sewer Lining Repair; moved by Councilman Wojtecki, seconded by Council Vice President Matthews. On roll call, all voted yes, with the exception of Councilman Lane and Councilman Sinning who abstained from the approval of the Minutes of the Regular Meeting of May 16th, motion carried.

PUBLIC COMMENT (Agenda Items Only)

Council President Bertollo opened the meeting to the public. He stated if anyone desired to be heard, please raise your hand to be recognized, come forward to the microphone state your name and address and sign the sheet for the record. He stipulated this be for agenda items only.

Seeing none, Council President Bertollo entertained a motion to close the public portion, moved by Council Vice President Matthews, seconded by Councilman Bennett. On roll call all voted yes, motion carried.

ADOPTION OF ORDINANCES:

ORDINANCE NO. 2164-16

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

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

Section 1. Ordinance No. 2164-15 of the Borough of Hawthorne, an Ordinance to Fix the Salaries, Wages and Compensation of the Employees of the Borough of Hawthorne, County of Passaic and State of New Jersey, is hereby amended as follows:

SALARY ORDINANCE 2015

<u>Position/Title</u>	2015
Administrative	40,431.00
Clerk - Level 4.....	40,431.00
Clerk - Level 3.....	37,564.00

Clerk - Level 2.....	32,216.00
Clerk - Level 1.....	28,625.00
Deputy Tax	45,459.00
Sub-Code Official/Plumbing.....	13,210.00
Fire/Housing Inspector (per hour).....	22.80
Local Code	44,193.00
Local Code Inspector (per	15.24
Secretary Board of Health/Registrar Vit.	42,343.00
Police Clerk.....	34,821.00
Deputy Court Administrator.....	37,460.00

Section 2. Except as herein amended, Ordinance No. 2134-15 remains in full force and effect.

Section 3. All ordinance and parts of ordinances inconsistent with the provision of this ordinance be and the same are hereby repealed, but only to the extent of such inconsistencies.

Section 4. This ordinance shall take effect twenty (20) days after final passage, provided notice of the same has been duly published all as required by law.

Public Hearing

Council President Bertollo opened the meeting to the public. She stated if anyone desires to be heard regarding Ordinance No. 2164-16 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 2164-16 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 Bennett, seconded by Council Vice President Matthews. On roll call, all voted yes, motion carried.

ORDINANCE NO. 2165-16

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

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

Section 1. Ordinance No. 2165-16 of the Borough of Hawthorne, an Ordinance to Fix the Salaries, Wages and Compensation of the Employees of the Borough of Hawthorne, County of Passaic and State of New Jersey, is hereby amended as follows:

SALARY ORDINANCE 2016

<u>Position/Title</u>	2016
Administrative Assistant.....	41,200.00
Clerk - Level 4.....	41,200.00
Clerk - Level 3.....	38,278.00
Clerk - Level 2.....	32,828.00
Clerk - Level 1.....	29,169.00
Deputy Tax Collector.....	46,323.00
Sub-Code Official/Plumbing.....	13,461.00
Fire/Housing Inspector (per hour).....	23.23
Local Code Enforcement.....	45,033.00
Local Code Inspector (per hour).....	17.00
Secretary Board of Health/Registrar Vit Stat.....	43,148.00
Police Clerk.....	35,483.00
Deputy Court Administrator.....	38,172.00

Section 2. Except as herein amended, Ordinance No. 2165-16 remains in full force and effect.

Section 3. All ordinance and parts of ordinances inconsistent with the provision of this ordinance be and the same are hereby repealed, but only to the extent of such inconsistencies.

Section 4. This ordinance shall take effect twenty (20) days after final passage, provided notice of the same has been duly published all as required by law.

Public Hearing

Council President Bertollo opened the meeting to the public. She stated if anyone desires to be heard regarding Ordinance No. 2165-16 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 2165-16 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 Lane. On roll call, all voted yes, motion carried.

OLD BUSINESS:

Councilman Lane asked the status of the leaf bags to which Administrator Maurer responded they are now available. He then asked when the manufacturer will be running the load bank test on the new generator and how many hours this test takes. He also asked if it was for 100 or 125% of the generator. Administrator Maurer responded the test will be Tuesday at the South Station. Engineer Dr. Boswell stated he believed it was for 125 % but will confirm. Councilman Lane asked for an update of the progress of the cleanup at the Sunrise Drive water tank. Administrator Maurer responded that they are hiring an outside company to power wash the tank and is unsure what needs to be done to the property surrounding the tank. Councilman Lane, Director Scully and Administrator Maurer will meet at the site next week to review what remains to be done. Councilman Lane asked if the safety course with the tractor at the recycling center is still underway. Administrator Maurer responded Director Scully is working on developing a course for general safety as well as specific procedures in order to avoid injury in the future.

Councilman Bennett asked for an update on the North 10th Street potholes, as of last week they were still there. He also stated the property of Pan Chemical is in need of landscaping. Council President Bertollo responded notices of violation have been issued. He would like to avoid us having to maintain the property with fear of no reimbursement.

Council Vice President Matthews asked if the resident at 155 Forest Ave has been contacted regarding her sidewalks. Mayor Goldberg responded they had a productive meeting with her to which Administrator Maurer added they have some follow up to do. Council Vice President added the light bulb on the Warburton Ave Bridge is still out. Council responded this is a County Road.

Councilman Wojtecki asked for an update on the opening in the ground at Lafayette and Franklin Avenues. He stated it is now coved with a metal plate and that it has been in this condition for three weeks. Administrator Maurer will contact the County Engineer. Councilman Wojtecki also asked for the status of the gas station at Wagaraw, Goffle and Mohawk Ave's. Mayor Goldberg responded he believes there are permits issued but will look into and advise.

NEW BUSINESS:

Councilman Wojtecki – Stated PSE&G were working on Wagaraw Road today and left behind excess debris. He also questioned if one of the new poles is too close to a fire hydrant left by Kohler.

Councilman Sinning- Asked if it was determined why there was no coverage at 6th & Utter yesterday for the street dedication. Mayor Goldberg responded it was an internal miscommunication that has been corrected and will not happen again.

Council Vice President Matthews – Requested Borough Zoning Officer speak with the owner of the property located at the corner of Wagaraw and North 8th. They did not ask for an approval for outside storage with the planning board and currently have a boat and cars stored there. Administrator Maurer will arrange.

ADMINISTRATIVE AGENDA PRESENTED BY MAYOR GOLDBERG:

The Borough of Hawthorne extends their sympathy to those effected by tragic events which occurred in Orlando this past weekend. We have received permission to purchase an electronic sign for the front of the Municipal Building. The money will come from the Corridor Enhancement Fund. Yesterday, we had the street dedication to honor Sgt. Biaggio Rizzo of the United States Army Air Force who was killed in action on June 14, 1944 in World War II. It went very well and the family was thankful. The situation with traffic control has been handled with the Hawthorne Police Department and the Department of Public Works and will not happen again. Hawthorne High School Graduation is Friday and the Lincoln Middle School Graduation is Thursday. Congratulations to all the graduates. The pool is open tomorrow and Friday from 3:00-8:00 pm. The summer hours begin Saturday 6/18 – 8/14 from 10am – 8pm (10-11am weekdays, is reserved for adult swim). 8/15 -9/4 the hours are 11 am-7 pm. The hours are also available on the borough website, www.Hawthornenj.org. Congratulations to the Hawthorne Fire Department who are celebrating 100 years with a celebration on

Saturday, June 18th from 12-5pm in the parking lot of Bottagra. All are encouraged and invited to attend. The band shell opens this Sunday, June 19th with Joey Zisa & Friends performing. Grounds open at 6:30 with the free concert beginning at 7pm.

Presentation by Pastor Howie Van Dyk: On behalf of The Hawthorne Gospel Church and himself, Pastor Van Dyk donated a new bible to the borough for swearing in ceremonies.

Attorney Michael Pasquale

Congratulations to Council Vice President Matthews and Clerk DiBella on their sons graduating this Friday. Cheryl Smith Pasquale, the teacher honored last week, was featured in an article in The Record, on her student's project creating roller coasters as part of a math project. Affordable Housing- Deadlines have been pushed into July. The cases are still being tried in Middlesex and Ocean County. Annual Tax Appeal's for the Borough are being held in Wayne on June 22. Vacant Property Ordinance- He and Clerk DiBella have developed a letter to accompany the vacant and abandoned property ordinance. Clerk DiBella stated the letters were sent today along with the ordinance and form to all the creditors on our foreclosure list. A total of forty four were sent, some creditors have several properties. Attorney Pasquale stated he will be meeting with Borough Code Enforcement Officer Marston since he will be the one enforcing this new ordinance.

As the Mayor stated June 19th is the grand opening of the band shell. A flyer, with upcoming events has been printed on a flyer which will be hanging in local businesses. There will be eight concerts and two movies. We have raised \$18,000 to cover \$17,000 in expenses. Everything we are doing is thanks to the general public for their donations. Kevin Downes has generously donated the lighting for all of the events. Frank Reilly has tested the audio and the sound is great. The goal is to have all events start at 7:30pm and end by 9:30pm with the grounds being cleared by 10pm. Golf shirts are \$15.00 and t-shirts are \$10 and are both available for sale at all events. Rita's Ice and Gourmet Express are food vendors at all of the events. Bring your own chairs and blankets to the opening night this Sunday at 7:30pm to see Joey Zisa and friends. The dedication of the band shell will be Thursday July 7th as well as a Frank Sinatra tribute band. Thank you Mayor, for your support.

Engineers Report, Dr. Stephen T. Boswell

1. DPW Building

Four new contractors looking at the DPW Building Project and two additional ones have shown interest. I am hopeful that by the next council meeting we will have a contractor that is willing to do this project within our budget.

2. 2016 Road Program

Work is ongoing; concrete replacement and tree removal. The Vincent Street portion was preformed first.

3. 2015 Road Resurfacing Program

We will address any complaints under the maintenance bond. We have discussed Mountain Ave and will see what happens with the warmer weather.

6. Band Shell

All plans and punch list will be completed by tomorrow. We weren't aware that the doors aren't in but I will look into that.

4. Braen Avenue

Final payment has been submitted. The topsoil and seeding as well as the two lifted concrete slabs, will be handled with the maintenance bond.

5. Street Scape Project

The Borough will be receiving bids one week from today at 11am.

6. Water System Generators

Everything will be done by the end of this week except we are waiting on a transfer switch. One issue, public service does not currently supply enough gas pressure to Mary Street, to run a natural gas generator. There are three options; 1. To extend a short section of pipe and then put a booster pump on 2. Extend a longer section of pipe on without a booster pump 3. Go to a diesel. We have presented the options to Administration. Diesel is the cheaper option with only a ten percent difference then natural gas including extending the gas line. Air permits will still be required.

7. Library HVAC

Project is complete except for the final close out. We will make a recommendation to The Library Board to get that payment out.

8. Diamond Bridge and Washington Ave ADA Ramp

We informed the contractor he can begin anytime next week. School is almost out so we are hopeful this will be done by our next Council meeting.

9. Wag Road Pump Station

Plans and specifications are being prepared for the replacement of the wet well grating and ladder.

10. Scada System

The SCADA equipment bid for the hardware will be awarded tonight. We have already awarded the labor part. By breaking this into two components we have a savings of approximately \$28,000.

11. Passaic Avenue Sewer Lining

Bids have been received and you have the bid report. This will be awarded on July 6th.

Administrator Maurer –

Regarding the Mary Street generator, we will make a decision at the end of this project to see how much money is left. The budget is very tight. We are 99% complete with the bid spec for the remaining antenna space at Longview Tank. Working on this with the Borough Attorney and this should be out to bid shortly. We are hopeful this will generate additional revenue for the Borough. I have also prepared a bid for maintenance repairs of large trucks. We should award this at the next council meeting. Demolition of our Flood Buy-out properties - PSE&G and Verizon have completed the removal of their facilities from the houses. We are still awaiting the necessary letter from PSE&G to proceed. We are very close to finishing out that project.

Questions for the Administration

Councilman Wojtecki asked Engineer Dr. Boswell about the status of the paving on Prescott Ave. To which he responded the application is in with the NJDOT, the grant is in and we are only waiting to see where it goes. This could be related to what is going on in Trenton with getting more funding for the transportation trust fund (DOT). Councilman Wojtecki stated his concern on where the residents will park when the paving is being done and asked Engineer Dr. Boswell if you could have a plan in motion for when it does occur. Engineer Dr. Boswell responded they don't want to spend any money until the grant is approved. He and the police will put a plan together and notify the residents ahead of time and the paving will be during the work day. Councilman Mele asked if resurfacing the tennis courts has to be done this year. Dr. Boswell explained that is a judgment call, they are not falling apart and are not where anyone would get hurt.

Councilman Lane stated that he and the Mayor were at a function where the owner of 55 Westervelt stated that he hoped to have everything completed at the end of next week. Council Vice President Matthews asked why they couldn't look for another property since they have been having this discussion for nine months. He also stated that we have a pending law suit and are planning on those properties to be part of our affordable plan, this is causing our plan to not be accurate. Attorney Pasquale added that the problem is that 55 Westervelt satisfies the obligation in total. No other houses he looked at did. Council Vice President Matthews stated that the owner was going to buy three two-family houses and the Council was willing to work with him however, this was supposed to have been completed by January 1st and he would like to set a date that if this is not completed by then he must move on. Mayor Goldberg stated that he believes there should be a contract by the end of July. Council Vice President Mathews feels the Council and Administration should be in control of the situation as far as him meeting his obligation, how he gets there is his problem. They had previously spoken about taking a few units in the building and making them affordable housing. Attorney Pasquale responded they are all occupied and we would have to displace the families living there. A conversation followed.

Council President Bertollo asked Engineer Dr. Boswell if there were other sidewalks on Washington Ave that are going to be done as he noticed other slabs marked with arrows. Dr. Boswell responded those need to be replaced as per the punch list and the residents will be notified.

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

INTRODUCTION OF ORDINANCES:

ORDINANCE NO. 2167-16

AN ORDINANCE REPEALING AND REPLACING IN ITS ENTIRETY CHAPTER 25, DEPARTMENT OF PUBLIC SAFETY, ARTICLE III, FIRE DEPARTMENT, BY THE BOROUGH OF HAWTHORNE IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY

BE IT RESOLVED, that Ordinance No. 2167-16 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 July 6th, 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. 2167-16 moved by Councilman Bennett, seconded by Councilman Mele. Clerk DiBella noted the correct hearing date is July 6th, 2016. Council President Bertollo entertained a motion to approve Ordinance No. 2167-16 as amended, moved by Councilman Bennett, seconded by Councilman Mele. On roll call, all voted yes except Councilman Wojtecki and Councilman Lane who abstained; motion carried.

RESOLUTIONS...

CONSENT AGENDA: R 115-16 through R 123-16

R 115-16 Introduced by Council Vice President Matthews

The Borough of Hawthorne payroll dated June 10, 2016.

CURRENT FUND	WT 888889	\$	268,516.20
WATER OPERATING FUND	WT 888889	\$	39,412.47
OTHER TRUST II FUND	WT 888889	\$	9,257.60
GENERAL CAPITAL FUND	WT 888889	\$	-
DOG DEDICATED FUND	WT 888889	\$	-
TOTAL PAYROLL			\$ 317,186.27

R 116-16 Introduced by Council Vice President Matthews

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>
2010				
174/22	\$2,150,000.00	\$2,050,000.00	\$ 100,000.00	\$ 4,876.00
Churchhill Furniture LLC c/o Frank Carlet, Esq. 56 – 72 Utter Ave.				
2011				
174/22	\$2,150,000.00	\$2,050,000.00	\$ 100,000.00	\$ 5,099.00
Churchhill Furniture LLC c/o Frank Carlet, Esq. 56 – 72 Utter Ave.				
2012				
174/22	\$2,150,000.00	\$2,050,000.00	\$ 100,000.00	\$ 5,177.00
Churchhill Furniture LLC c/o Frank Carlet, Esq. 56 – 72 Utter Ave.				
TOTAL:				<u>\$15,152.00</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 2010 - 2012 in accordance with the state judgment.

R 117-16 Introduced by Council Vice President Matthews

WHEREAS, a concert at the Band Shell in the Borough of Hawthorne will take place on Sunday, June 19, 2016, and the first concert will be performed by Joe Zisa who will require payment immediately following the concert.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that the Treasurer be and is hereby authorized to draw a check against the Current fund in the amount of \$2,375.00, to be distributed after the services has been performed.

R 118-16 Introduced by Council Vice President Matthews

WHEREAS, the Borough of Hawthorne has heretofore entered into a contract with Post & Kelly Electric Co., Inc., for Electrical Upgrades for Mobile Generators in the Borough of Hawthorne authorized by Ordinance #2125-14, and,

WHEREAS, and Boswell Engineering has recommended approval of the following change order:

Change Order No. 1

Replace Automatic Transfer Switches with Manual Switches

<\$14,800.00>

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that the above-cited Change Order No.1 decreasing the amount of the payment required under said contract by the sum of <\$14,800.00>, shall be and hereby is approved, and the Mayor and Borough Clerk are hereby authorized and directed to execute the same for and on behalf of the Borough of Hawthorne.

R 119-16 Introduced by Council Vice President Matthews

RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159), P.L. 1948)

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for an equal amount.

SECTION 1

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that the Borough of Hawthorne hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2016 in the sum of \$2,500.00 which item is now available as revenue for the Drunk Driving Enforcement Program.

SPECIAL ITEM OF REVENUE OFF-SET WITH APPROPRIATIONS

Drunk Driving Enforcement Program \$2,500.00

pursuant to the provision of the statute; and

SECTION 2

BE IT FURTHER RESOLVED, that a like sum of \$2,500.00 be and is hereby appropriated under the caption of:

OPERATIONS EXCLUDED FROM "CAPS"

PUBLIC AND PRIVATE PROGRAMS OFF-SET BY REVENUE

Drunk Driving Enforcement Program \$2,500.00

SECTION 3

BE IT FURTHER RESOLVED, that the above is the result of funds due to the Borough of Hawthorne from the State of New Jersey that were not available at the time of the adoption of the 2016 budget and are now available by law.

R 120-16 Introduced by Council Vice President Matthews

WHEREAS, on June 1, 2016, the Borough of Hawthorne received bids for SCADA Equipment for the Water Utility and Sewer System in the Borough of Hawthorne authorized by Ordinances #1994-09 and the Municipal Budget – Sewer System; and

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

Emerson Process Management Power & Water Solutions, Inc.
200 Beta Drive
Pittsburgh, PA 15238

in the amount of: \$38,877.00

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Borough of Hawthorne approves the acceptance of the above-cited lowest responsive bidder, in the total amount of \$38,877.00, 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 Emerson Process Management Power & Water Solutions, Inc. in a form approved by the Borough Attorney when these conditions have been met.

R 121-16 Introduced by Council Vice President Matthews

WHEREAS, the Borough of Hawthorne maintains and operates a water utility with wells and pumps at various locations in the Borough; and

WHEREAS, one of the wells at the South Station Well Field, identified as Well Number Six, has failed and is in need of immediate repair; and

WHEREAS, the Borough solicited a quotation from Precision Electrical Motor Works, Inc, to perform all necessary and required work at a cost of \$23,890, all in accordance with a quotation provided by Precision, the same being incorporated herein by reference; and

WHEREAS, the amount of the quotation is less than the bid threshold set forth in the Local Public Contracts Law of \$40,000, but more than the \$17,500 threshold set forth in the Pay to Play Law in effect in the State of New Jersey; and

WHEREAS, the said contractor, Precision, has performed repair work at Pumps Number One, Three and Four over the past year, and performed emergency repair earlier this year at Pump Number Five, is fully familiar with the Borough's water system, and has an very good history of being responsive and professional in meeting needs of the Borough in times of similar emergency; and

WHEREAS, the Department of Public Works Director has advised that an emergency situation exists and the repair or rebuild of Well Number Six on an urgent basis is critical to the operation of the system in order to preserve health, safety, welfare and property of residents of the Borough and customers of the Water Department; and

WHEREAS, the Administration has found that the price quoted is fair and reasonable, that the contractor is fully capable of performing the work and that as the contractor can perform the work on an emergency basis; and

WHEREAS, the Administration has determined that the contractor has not made contributions in excess of the amount provided for in the Pay to Play Law and the Municipal Clerk has received from the contractor written verification pertaining to the same; and

WHEREAS, the work performed on Well Number Five earlier this year, when added to the work to be performed at Well Number Six, is for an amount, in aggregate, beyond the bid threshold amount set forth in the Local Public Contracts Law; and

WHEREAS, the work at each well was as a result of a failure creating an emergency in each instance that was not anticipated, meaning the Borough could not anticipate two separate awards beyond the bid threshold at one time; and

WHEREAS, the Borough Attorney has rendered an opinion that given the sensitive nature of the work entailed and potential for significant consequence if not immediately addressed, there is a resultant public safety and health concern with time beings a critical element in the undertaking and completion of the work in question, all warranting a deviation from strict compliance with the Pay to Play laws of the State of New Jersey and that the Borough may, as a result, enter into a contract with Precision for performance of such work; and

WHEREAS, the Borough Attorney has also rendered an opinion that the award of this second contract this year to the vendor does not violate aggregation rules set forth in the Local Public Contracts Law and again the Borough may, as a result, enter into a contract with Precision for performance of such work; and

WHEREAS, the Municipal Council, based upon the reports of the Administration and the Borough Attorney agrees that an emergency exists warranting an award of contract on an urgent basis; and

WHEREAS, the Chief Financial Officer has determined that funds sufficient to pay for the required work are available through the 2016 Municipal Budget of the Borough of Hawthorne or alternatively through a temporary appropriation;

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that it does agree that an emergency situation does exist and does therefore authorize the emergency award of purchase order or contract to Precision Electrical Motor Works, Inc., based upon the quotation submitted and does authorize the Mayor and Clerk to execute and deliver such contract as and for the act of the Borough of Hawthorne.

R 122-16 Introduced by Council Vice President Matthews

AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE MORRIS COUNTY
COOPERATIVE PRICING COUNCIL TO RENEW MEMBERSHIP THEREIN FOR THE
PERIOD OF OCTOBER 1, 2016 THROUGH SEPTEMBER 30, 2021

WHEREAS, the Morris County Cooperative Pricing Council (“MCCPC”) was created in 1974 to conduct a voluntary cooperative pricing system with municipalities, boards of educations, and other public bodies located in the County of Morris and adjoining counties; and

WHEREAS, the purpose of the MCCPC is to provide substantial savings on various goods and services to its members through the cooperative public bidding process; and

WHEREAS, The Borough of Hawthorne desires to enter into an Agreement with the MCCPC, which is administered by Randolph Township as Lead Agency, to renew its membership in the MCCPC for the period of October 1, 2016 through September 30, 2021.

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

1. The Municipal Council of the Borough of Hawthorne hereby authorize the execution of an Agreement with the Morris County Cooperative Pricing Council by the Township of Randolph as Lead Agency dated October 1, 2016, pursuant to N.J.S.A. 40A:11-11(5). Said Agreement is for renewal of membership in the MCCPC for a five (5) year period from October 1, 2016, through September 30, 2021.
2. The Borough of Hawthorne Clerk is hereby directed to submit a copy of this adopted Resolution, along with an executed Agreement, to Randolph Township as Lead Agency of the MCCPC.
3. This Resolution shall take effect immediately upon final passage according to law.
4. All appropriate Borough of Hawthorne officials are authorized and directed to perform all required acts to affect the purpose of this Resolution.

R 123-16 Introduced by Council Vice President Matthews

WHEREAS, The Municipal Clerk is submitting the following *Club License* Renewal Applications for approval for the license term 2016-2017:

Lic#1604-31-020-001	Hawthorne Post #199 American Legion	1 Legion Place
Lic#1604-31-026-001	Riverside Veterans, Inc.	123 Royal Avenue

WHEREAS, The Municipal Clerk is submitting the following *Plenary Retail Consumption License with Broad Package* Renewal Applications for approval for the license term 2016-2017:

Lic #1604-32-011-016	Silk City Restaurant Group t/a Artisan Kitchen & Bar	142 Goffle Road
Lic #1604-32-004-005	Diamond Unlimited Corp t/a Diamond Pub & Liquors	203 Diamond Bridge Ave
Lic #1604-32-018-004	Holst & Lehman Corp t/a Hawthorne Liquors/Rumors	610 Lafayette Ave

WHEREAS, The Municipal Clerk is submitting the following *Plenary Retail Consumption License* Renewal Applications for approval for the license term 2016-2017:

Lic #1604-33-005-007	Meson Galicia, Inc. t/a Granada Restaurant	410 Wagaraw Road
Lic #1604-33-008-003	Phiefer Co LLC t/a Kirkers Inn	237 Diamond Bridge Ave
Lic#1604-33-003-003	Mak Restaurant Group Inc. t/a The Front Porch	217 Wagaraw Road
Lic#1604-33-002-006	Evad Been, Inc. t/a Jiggles	105 Mohawk Avenue
Lic#1604-33-007-008	Pesca In. t/a Bottagra Restaurant	80 Wagaraw Road
Lic#1604-33-013-007	Puzo Pizza Int’l, Inc. t/a Puzo’s Restaurant	4 Garfield Avenue
Lic#1604-33-010-002	Mattar 98A Corp t/a Macaluso’s	161 Rea Avenue
Lic#1604-33-016-004	Shortway’s Barn Inc. t/a Shortway’s Barn	991 Goffle Road
Lic#1604-33-009-007	Zira, Inc t/a Ossy’s Café	158-160 Lincoln Avenue
Lic#1604-33-017-010	Gerald A. Wlodarczyk	(Pocket License)
Lic#1604-33-015-005	Nissan Spirits LLC	(Pocket License)
Lic #1604-33-006-003	San Giuseppe Santa Croce Camerina Society	(Pocket License)

NOW, THEREFORE, BE IT RESOLVED, that the Hawthorne Municipal Council, of the Borough of Hawthorne, has no objection to the renewal of these licenses and is not aware of any circumstances that would prohibit the renewal of said licenses.

Council President Bertollo entertained a motion to approve consent agenda resolutions R115-16 through R123-16 moved by Council Vice President Matthews, seconded by Councilman Bennett. On roll call, all voted yes with the exception of Wojtecki who abstained from R123-16, Councilman Lane abstained on Lic#1604-32-018-004 from R123-16, motion carried.

REPORTS OF SPECIAL COUNCIL COMMITTEES:

Councilman Lane-

Cable TV- A new computer has been purchased for the TV booth. The new computer is fully compliant with the new audio visual server and will provide necessary technology for the upcoming u-tube live streaming. The TV booth will also receive two new rack mountable UPS systems which will provide a back-up power source for all the equipment in that room. The upgrades will take place June 18th, at which time the TV channels will experience an outage lasting approximately 4-5 hours. Councilman Lane received reports there was no music on Fios Channel 28, this has been corrected. Any Hawthorne Organization that would like their events advertised should call Clerk DiBella in the Clerk's Office. The budget for this project was awarded in 2015 to be used in 2016.

Board of Health- Next meeting tomorrow night at 7pm. The Lincoln Middle School and The Boys and Girls Club Immunization Audit were 100% completed.

Chamber of Commerce- 5th Annual Classic Car and Motorcycle Show on Sunday, August 21st. The event will be located at the rear of the library. Posters will be printed for businesses to advertise this event in their windows.

Councilman Mele - stated the treatment plant room by the band shell is spotless. The men who work there are doing a fantastic job.

Councilman Bennett- The Public Works Committee meeting has been rescheduled from Monday, June 20th to Tuesday June 21st at 6:30 due to scheduling conflicts.

Councilman Sinning- Fire Department Ordinance took 18months to finalize and is in front of you tonight.

Library Committee- Currently switching the employee parking to Grand Ave so that patrons can park in the parking lot. Council President Bertollo asked if the parking lot will be restriped to allow access to the sidewalk, possibly need to remove one spot.

Council Vice President Matthews – Farmers Market opens June 26th.

Councilman Wojtecki- As the liaison to the Board of Education, congratulations to the graduates of Lincoln Middle School and The High School.

Council President Bertollo - Congratulations to Kaitlyn Salisbury who was the Tournament of Champion champion in two events. This was a record she set last year and maintained it in the long and triple jump this year. This past week she was named Passaic County Female Athlete of the Year. The Mohawk Athletic Club will be hosting a dinner for all the State Championship Athletes in July. Congratulations to all our athletes as well as the graduates from the middle and high schools.

CORRESPONDENCE: None

BILLS:

<i>VENDOR</i>	<i>CHECK</i>	<i>TOTAL</i>	<i>DESCRIPTION</i>
<i>CURRENT FUND</i>			
ACORN PEST CONTROL	20787	100.00	PEST CONTROL
ACTION DATA SERVICES	20788	816.14	PAYROLL SERVICES
A-VAN ELECTRICAL	20789	177.00	TENNIS NETTING TIES
BADGE & WALLET	20790	956.15	BADGES OFFICERS - FD
BCB JANITORIAL SUPPLY	20791	271.44	JANITORIAL SUPPLIES
BELMAR SPRING WATER	20792	17.27	WATER FOR RECYC
BOSWELL ENGINEERING	20793	6,037.50	ENGINEERING
BRAEN STONE INDUSTRIES	20794	1,200.19	ROAD SUPPLIES
CABLEVISION STRATFORD	20795	648.33	CABLE SERVICE @ POOL
CARL MOTTOLA	20796	52.80	MAY MILEAGE REIMB
CHIEF FIRE EQUIP CO	20797	120.75	FIRE EXT REFILLS
CHURCHHILL FURNITURE	20798	15,152.00	NJ STATE TAX COURT
CINTAS CORP	20799	417.40	RUGS BORO HALL
ATLANTIC TRAINING	20800	1,337.10	TRAINING-10 DVDS
DAVE STERN INC	20801	1,899.00	R-11 SWEEPER TIRES
DIESEL TRUCK SERVICE	20802	6,790.00	VEH R-3 REPAIRS
DIVINE PROF CLEANING	20803	1,125.00	BORO HALL CLEANING

DOWNES TREE SERVICE	20804	2,100.00	TREE REMOVAL
ELEMENT FINANCIAL CORP	20805	400.00	SHARP COPIERS POLICE
ENVIRONRENEWAL, LLC	20806	150.00	PALLET RECYCLING
FASTENAL COMPANY	20807	195.03	SAFETY EQUIPMENT
FDR HITCHES LLC	20808	549.32	VEH S-1 STROBE LIGHTS
FREMGEN POWER	20809	340.00	CHAIN SAW PARTS
GAETA RECYCLING CO	20810	8,250.00	YARD WST/APRIL-OCT
GARDEN STATE HWY	20811	4,528.00	TRAFFIC PAINT
GARY TAMBURRO	20812	190.00	REIMB EYEGLASSES
GRAINGER, INC	20813	528.47	OIL DRI ABSORB
HAWTHORNE B.O.E.	20814	4,464.00	BD OF REC JANITORS
HAWTHORNE PRESS INC	20815	85.00	AD CEL EARTHBRATION
HENDERSON TRUCK EQUIP	20816	2,416.00	SNOW PLOW PARTS
HERITAGE FLAGS & BANR	20817	1,955.00	FLAGS & BANNERS
HOME SUPPLY & LUMBER	20818	13.27	PARTS & SUPPLIES
INSURANCE RESTORATION	20819	2,687.49	GEAR CLEANING
JERSEY ELEVATOR INC	20820	308.52	ELEVATOR SERVICE
SITEONE LANDSCAPE SUPL	20821	1,261.50	FIELD MAINT SUPPL
JP MONZO, MUNIC CONSU	20822	30.00	WEBINAR ETHICS
LANGUAGE LINE SERVICES	20823	238.95	APRIL 2016
LORI DIBELLA	20824	180.00	EYE GLASS REIMB
MICHAEL J. PASQUALE	20825	6,117.25	MAY LEGAL SERVS
NEUTRON INDUSTRIES	20826	335.94	BATHRM REFRESH
PASCACK DATA SERVICES	20827	159.00	IT SVCS JUNE16
PASS CNTY MUNI CLERKS	20828	60.00	MINI CONFERENCE
RIZZO'S REPTILE DISCOVERY	20829	600.00	REPTILE 2 SHOWS
ROBERT POLITO LNDSC	20830	850.00	PROPERTY CLEAN
ROSANNE ZAGATTA	20831	290.76	PRIZES 24TH CELEARTH
RR DONNELLEY	20832	147.00	VITAL STATISTICS PAPER
RT OFFICE PRODUCTS	20833	223.93	CANON TONER
SHERWIN WILLIAMS CO.	20834	694.40	LINE STRIPPING SUPP
SHOTMEYER BROS FUEL	20835	4,323.05	BOROUGH DIESEL FUEL
SIR SPEEDY, INC	20836	423.40	JUNIOR POLICE ACAD
STORR TRACTOR CO	20837	222.50	EVALUATE EST REPAIRS
TANIS HARDWARE	20838	519.93	MISC. SUPPLIES
TREASURER, STATE OF NJ	20839	3,140.00	4QTR2015 TRAIN FEES
TRUIS, INC	20840	311.28	PLOW BLADE PARTS
US BANK FINANCE	20841	220.00	RENT POSTMACHINE
VERIZON WIRELESS (N)	20842	1,260.60	SERVICES MAY 2016
VERIZON	20843	239.88	FAX SVC 5/25-6/24/16
VICTORIA INWOOD	20844	35.00	REIMB POOL BADGE
VITAL COMMUNICATIONS	20845	585.00	MOD IV JUNE 2016
WASTE MANAGEMENT	20846	36,129.14	MAY 2016 GBG TRSFR
Total Current		124,876.68	
DOG DEDICATED			
NJ DEPT OF HEALTH	6156	165.60	LICENSE FEES
TYCO ANIMAL CONTROL	6157	2,210.00	MAY 2016 SERVICES
Total Dog Dedicated		2,375.60	
GENERAL CAPITAL			
GK FOTINOS, LLC	3495	28,248.50	CONST OF BANDSHELL
Total General Capital		28,248.50	
OTHER TRUST II			
JOE ZISA	5205	2,375.00	BND SHELL PERFORM
SAVEAROUND	5206	24.00	BOOKLETS
Total Other Trust II		2,399.00	
WATER CAPITAL			
HAWTHORNE PRESS INC	1096	21.06	AWARD OF CONTRACT

MICHAEL J. PASQUALE	1097	57.75	MAY LEGAL SVCS 2016
POST & KELLY ELECTRIC	1098	54,245.00	ELEC UTILITY GENR
Total Water Capital		54,323.81	
WATER OPERATING			
ACTION DATA SERVICES	10610	204.03	PAYROLL SERVICES
AGRA ENVIRONMENTAL	10611	1,475.00	MONTHLY LICENSED FEE
CABLEVISION STRATFORD	10612	89.90	CABLE SERVICES
FASTENAL COMPANY	10613	195.03	SAFETY EQUIPMENT
MICHAEL J. PASQUALE	10614	57.75	MAY LEGAL SVCS 2016
ONE CALL CONCEPTS, INC.	10615	271.25	MARKOUTS 2016
PASCACK DATA SERVICES	10616	3,757.99	IT SERVICES
RT OFFICE PRODUCTS	10617	65.54	OFFICE SUPPLIES
SHOTMEYER BROS FUEL CO	10618	218.47	BOROUGH DIESEL FUEL
TANIS HARDWARE	10619	311.19	MISC. SUPPLIES
VERIZON WIRELESS (N)	10620	207.84	SVC 4/26-5/25/16
Total Water Operating		6,853.99	
Total Bill List		219,077.58	

Council President Bertollo entertained a motion to approve the bill list and forward them to the Treasurer for payment, moved by Councilman Mele, seconded by Councilman Bennett. 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 bills pertaining to the Fire Department, and Council President Bertollo who abstained from bills pertaining to Downes Tree Service.

PUBLIC COMMENT

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

Seeing none, Council President Bertollo entertained a motion to close the public portion of the meeting, moved by Councilman Sinning, seconded by Council Vice President Matthews. On roll call all voted yes, motion carried.

ADJOURNMENT

At 8:12p.m. Council President Bertollo entertained a motion to adjourn the regular meeting, moved by Council Vice President Matthews, seconded by Councilman Wojtecki. On roll call all voted yes, motion carried.

THE NEXT REGULAR MEETING OF THE MUNICIPAL COUNCIL IS SCHEDULED FOR

WEDNESDAY, JULY 6, 2016

THE WORK SESSION WILL BEGIN AT 7:00 PM
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