

The Regular Meeting of the Municipal Council of the Borough of Hawthorne was held on the above date at 7:08 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.....	Frank E. Matthews
Council Vice President .....	John Bertollo
Councilman.....	John Lane
Councilman .....	Dominic Mele
Councilman.....	Garrett 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
Borough Clerk.....	Lori DiBella
Councilman Bennett was not present.	

**FLAG SALUTE**

Council President Matthews invited all present to join him in the flag salute.

**STATEMENT**

Adequate notice of this meeting has been provided by the Annual Schedule of Regular Meetings heretofore adopted and posted on the Public Bulletin Board at the Municipal Building, 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 December 9, 2013.

Council President introduced and read aloud Resolution R108-14 with the student’s names who are participating in tonight’s Youth in Government council meeting.

**R 108-14 Resolution Introduced by Councilman Wojtecki**

WHEREAS, in the observance of Youth in Government Day, students have been designated in the place and stead of the respective members of the Mayor, Council and Staff of the Borough of Hawthorne; and

WHEREAS, the said students shall conduct the business of said Governing Body (the Municipal Council) under the direction of the duly elected Mayor and Council Members.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, in the County of Passaic, New Jersey, that any and/or all actions on behalf of the said Mayor and Municipal Council are hereby and herewith ratified and confirmed as the official actions of the Municipal Council as if the same were acting directly and in person.

**STUDENTS PARTICIPATING JUNE 4, 2014 IN THE BOROUGH  
YOUTH IN GOVERNMENT PROGRAM**

<b>POSITION</b>	<b>STUDENT</b>
Mayor Richard S. Goldberg	Jesse Dorfman
Council President Frank E. Matthews	Abigail Provencher
Council Vice President John Bertollo	Lucas Burkart
Councilman Bruce Bennett	Veronica Rodriguez
Councilman John Lane	Michael Ulrich
Councilman Dominic Mele	Bridget Grenier
Councilman Garry Sinning	Mike Sung
Councilman Joseph Wojtecki	Michael Meyer
Borough Administrator Eric Maurer	Yousef Kawash
Director of Revenue & Finance MaryJeanne Hewitt	Scott Miele
Borough Attorney Michael Pasquale	Shamel Dishack
Borough Engineer Rep Chris Nash	Ninustsa Nadirashvili
Borough Clerk Lori Di Bella	Paul Reilly
Police Chief Rich McAuliffe	Danella Ramos
Fire Chief Joe Speranza	Evan Voss
Director of Public Works Robert Scully	Danielle Hampson

Council President Matthews entertained a motion to approve R 108-14, moved by Councilman Wojtecki, seconded by Councilman Sinning. On roll call, all voted yes.

### **APPROVAL OF MINUTES**

Council President Provencher/Matthews entertained a motion to approve the Bid Minutes of May 28, 2014 for the Band Shell Construction Project moved by Council Vice President Burkart/Bertollo, seconded by Councilperson Rodriguez/Bennett. On roll call, all voted yes.

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

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

Seeing none, Council President Provencher/Matthews entertained a motion to close the public portion, moved by Council Vice President Burkart/Bertollo, seconded by Councilperson Ulrich/Lane. On roll call, all voted yes.

### **ADOPTION OF ORDINANCES**

#### **ORDINANCE NO. 2115-14**

#### **AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE BOROUGH OF HAWTHORNE SO AS TO INCLUDE IN THE B-3 ZONE ADDITIONAL LANDS**

#### **Public Hearing**

Council President Provencher/Matthews opened the meeting to the public. She stated if anyone desires to be heard regarding Ordinance No. 2115-14 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 Provencher/Matthews entertained a motion that the public hearing on Ordinance No. 2115-14 be closed and that it be resolved that this ordinance was posted on the bulletin board on which public notices are customarily posted, posted on the borough website and published in the Hawthorne Press. 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 Burkart/Bertollo seconded by Councilperson Meyer/Wojtecki. On roll call, all voted yes.

### **OLD BUSINESS**

Councilman Ulrich/Lane stated he is happy to report the construction on Rock/Braen/Goffle has started and work should be completed by August 2014. He thanked the Mayor for providing the money for design and the Passaic County Freeholders for passing a Bond Ordinance for this project. This is well known as a dangerous intersection and now with traffic lights it will be much safer. Councilman asked for an update regarding the Premio Sausage situation. Borough Administrator Kawash/Maurer stated that Premio reported today they expect the follow-up report from their noise consultant either by the end of this week, or early next week, after which they can provide a schedule for implementation of remediation measures. Premio has been advised of a problem in their original consultant's report, that the noise readings were not taken at the edge of the property, and that we will expect their noise levels after remediation to be compliant at the property line. Councilman asked for a status on Rea & 5<sup>th</sup> Ave situation. Administrator stated the markings have been placed there. Councilman added, will there be painting on the intersections of Rea and 5<sup>th</sup>. Director of Public Works Hampson/Scully responded the painting has already been completed. Councilman asked the Mayor if there is any update with trucks speeding up 5<sup>th</sup> Ave between 10 & 11pm every night. Mayor Dorfman/Goldberg stated the Police are monitoring the area. Councilman thanked the Administrator for the report on 55 Westervelt Avenue. He thanked The Administrator for painting some of the curbs, however, people are still parking where the driveway cuts are, can we paint just the drop curb down 5<sup>th</sup> Avenue. Administrator will review marking standards to see if that can be done. On Rea Avenue can we put signs that say "no parking here to corner" on both sides of the streets. Administrator stated they will review.

Councilman Sung/Sinning asked Administrator Kawash/Maurer the status of the parking signs along Lafayette Avenue to reflect the recent change in the parking ordinance. The parking signs are on order.

Councilman Meyer/Wojtecki thanked Mr. Nash FROM Boswell Engineering for the May Street handicap ramps, they look good. He asked Mr. Nash for an update on the remaining punch items on May Street. Borough Engineer Nadirashvili/Nash stated 175 & 85 May Street will be corrected. Councilman addressed the Police Chief stating the homeless man continues to sleep behind the Dunkin Donuts and panhandles. Police Chief Ramos/McAuliffe stated they have issued summonses and will continue to do so. At Lafayette & Maitland, the tree/debris from the motor vehicle accident is still there and a new tree is needed. To Administrator Kawash/Maurer, please update us on the drainage issue involving from Prospect Park's water park. Administrator stated Prospect Park is restructuring a system to capture and re-use the water from the park.

### **NEW BUSINESS**

Councilman Meyer/Wojtecki stated the two trees across from the municipal building (449 Lafayette Avenue) which have been reported to the Shade Tree as possible removals and showing signs of decay are still there. A new tree is needed. Administrator Kawash/Maurer will follow up. The parking at lower Franklin Field appears to be a problem, people are parking all around the pump house, and he asked if there is anything we can do about that. Administrator Kawash/Maurer stated now that we have a new parking area we will be chaining off the old driveway. On Mary Street, specifically in front of 59 Mary Street and Ashley Heights, there are large potholes, he would like those repaired. Administrator Kawash/Maurer stated he will refer this to Public Works.

Council Vice President Burkart/Bertollo congratulated the HHS Girls track team on their Group 1 sectional championship last week. This was a tremendous accomplishment for the school. We are very proud of the team.

### **ADMINISTRATIVE AGENDA PRESENTED BY MAYOR DORFMAN/ GOLDBERG**

#### **PRESENTATIONS:**

Mayor Dorfman/Goldberg called upon Hawthorne Rotary Club President Julie Minicozzi and Member Pieter Slump for their presentation to Police Chief Danella Ramos/Rich McAuliffe.

Julie Minicozzi stated that they had a special presentation this evening for the school system and the town. She introduced Peter Slump who was the stop sign paddle committee chairman to introduce the project. Mr. Slump explained the Rotary Club is a service organization in town. Our motto is "Service above Self". The reason behind this project was when I saw a crossing guard in town trying to stop traffic and trying to protect themselves and the children crossing the streets to get to school. He stated why they don't have something that makes them more visible; in other towns they have the light up paddles that are a lot more visible. Therefore I along with President Minicozzi decided to donate funds from our club to buy some paddles. At this time we were able to buy seven. There are 16 crossing guards in town and we are hopeful to get the remaining nine guards paddles in the fall.

Mayor Dorfman/Goldberg called upon Michael Meyers, the Borough States Finalist in the Municipal Leadership Scholarship competition and presented him with a certificate.

### **REPORTS**

#### **Director of Revenue and Finance Scott Miele/ Mary Jeanne Hewitt**

**Tax Sale:** At the end of the May we began getting ready for our annual tax sale by sending out delinquent tax and water notices. An exact date for the sale will be set once we have an idea when the state will approve the printing and release of tax bills for 2014. Depending on this date, our goal is late September or early October. **Credit Cards & Online Check Payments:** Payments of taxes and water by credit card or online ACH payments has been in effect for a year now and has proven to be very successful. It is a very popular convenience for our tax and water rate payers. The Division of Local Government Services has advised that there will be some rule changes which may or may not affect this ongoing program and which she has asked the Administrator to review with our attorney. **Budget Revenues Transfers:** Resolution 111-14 is the annual transfer of budget revenues between various funds which enables us to move forward with managing our budget now that it has been adopted.

#### **Borough Attorney Samel Diskack/Michael Pasquale**

With the adoption of our new Ordinance No. 2112-14, creating the B-3 and B-3A Zones, the Municipal Council repealed four zoning ordinances that have been under appeal in the Superior Court. I drafted and forwarded to counsel for the plaintiffs, Mr. Wiener, stipulations of dismissal that would end the two litigations. I am pleased to report that Mr. Wiener has approved the form of the dismissal orders and will sign and return the same to my office 45 days after the adoption of the ordinance, which was on May 7<sup>th</sup> of this year. I also forwarded to Judge De Luccia an order of

dismissal regarding the appeal for the 7-11 convenience store development. I am waiting to hear from Mr. Cook, the attorney for the applicant, to see if he has any objection to the order. I will report further at our next meeting. On Monday of this week, Tim Henderson and I attended hearings at the county tax board for all 2014 tax appeals. A total of 124 appeals were filed. We were able to settle 61 cases. Another 7 were dismissed. The remaining 56 cases were affirmed, meaning they will be heard in the Tax Court. In the past several years, we have had as many as 300 appeals filed in a single year and negotiated settlements resulting in lost tax revenue of over \$300,000. Thanks to our improved tax ratio, which for 2014 is over 54%, the number of appeals has been reduced dramatically and lost tax revenue as a result of settlements will be less than \$100,000. We still have roughly 60 cases pending in the tax court, mostly involving commercial properties, which we are addressing one at a time. It is our hope that we will reach further settlements without having a significant impact on our taxpayers. I have been working with the Borough Clerk on renewal of liquor licenses. May I ask the Clerk for a status report on the Special Rulings for the two licenses in need of such action for 2014? Borough Clerk Reilly/DiBella stated as of today one of the two licenses has been granted a special ruling to allow it to remain a pocket license for two more years and the second license holder should hear from the state next week. Finally, I want to congratulate Mayor Goldberg and Council Vice President Bertollo on their tremendous weight loss as part of the Mayor's Wellness Campaign. Seeing the writing on the wall, the Borough Attorney reports that he lost 4 pounds and plans on getting taller in the coming weeks.

**Borough Engineer Ninustsa Nadirashvili/Chris Nash**

**May Street.** The defective handicap ramp has been replaced. The NJDOT has been contacted to complete their surveillance report for the project.

**Cornell Avenue Sewer Repair.** The sewer repair and lining is 100% complete. Final payment paperwork is being prepared.

**2014 Road Program.** The pre-construction meeting was held on Thursday, May 29<sup>th</sup>. The contractor has scheduled mark outs for the week of June 2<sup>nd</sup>. Concrete work is expected to begin the week of June 9<sup>th</sup>.

**Rock/Braen/Goffle Road Intersection.** Based on the contractor's work schedule to the County, drainage improvements should have been completed and the removal of curb and sidewalk is on-going. Zucczro could begin the installation of curbs, sidewalks and driveways on the north side of the project by the end of this week, or should start by the week of June 9<sup>th</sup>. The anticipated completion date for the entire project is August 8, 2014.

**Goffle Brook Bank Stabilization.** The sections of the walking paths which have experienced erosion will be replaced during the months of June and July, when temperatures are appropriate for the application of this type of material.

**Water System Improvements.** Improvements to the water system could begin in 2014 provided funding is available.

**Band Shell.** Only one contractor out of three perspective bidders submitted a bid for the band shell; \$535,000.00. We recommend rejecting the bid and the project re-advertised on June 5<sup>th</sup> with bids being received on Friday, June 20<sup>th</sup> at 11:00 AM. The Borough anticipates awarding the project at a Special Meeting on either June 24<sup>th</sup> or 25<sup>th</sup>.

**Rea Avenue Bridge.** The County received bids for this project on Thursday, May 29<sup>th</sup>.

**Little Franklin Field Parking Lot.** Rockborn Trucking, the contractor for the 2014 Road Improvement Program, will apply some top soil and seed to the adjacent grass areas "roughed up" by the trucks when dumping snow over the winter.

**Library Roof.** The Borough plans to issue a bond ordinance to address the replacement of the standing seam metal roof and the Community Room's shingle roof and any other improvements deemed necessary.

**Municipal Tennis Courts Crack Sealing.** A site meeting was held on Tuesday, May 27<sup>th</sup>. The contractor is expected to begin the work sometime in June.

**Borough Administrator Yousef Kawash/Eric Maurer**

The swimming pool had a successful on-time opening Memorial Day weekend, despite some maintenance issues that threatened a delay. Badges are on sale at the pool during pool hours, which are Saturday & Sunday only until June 20th. The Board of Recreation will conduct two more evening sign-up sessions for the Summer Recreation program and tennis lessons, on June 10<sup>th</sup> and June 17<sup>th</sup> from 6:30 to 8:30 pm, here in the lobby of the municipal building. More information on both the pool and summer recreation is available on-line at [www.hawthornenj.org](http://www.hawthornenj.org). There has been progress on the

Borough's CBDG-DR buyout grant project. We have received back the review appraisals on the three properties, which are within the amount allocated in our grant budget. We will soon be making offers to the three property owners to purchase their property. We have also received responses from potential environmental consultants and land surveyors in response to our Request for Qualifications. The Administration will be ranking these and should have a recommendation for contract awards at either the 6/18 or 7/9 council meeting. Draft bid specifications have been prepared for the disposal of solid waste for the years 2015 through 2019 for the Mid-Passaic County Cooperative Pricing Council, for which Hawthorne is the lead agency. We expect to be issue the bids in July.

#### **Borough Police Chief Danella Ramos/Rich McAuliffe**

In cooperation with the Mayor, the Municipal Council, the Board of Education, the Boys & Girls Club as well as the Municipal Alliance Committee, the police department continues to provide quality education to our children and residents of the Borough of Hawthorne. Programs such as R.O.A.R, the Citizens Police Academy, Junior Police Academy and the newly formed Criminal Justice program in Hawthorne High School are just an example of our outreach programs to the community about current concerns of drugs and alcohol, peer pressure and internet safety just to name a few. Our high school seniors are currently participating through the STONE COLD program which concludes Friday at 9am at the high school. This is followed up by the Borough & County wide "THOSE WHO HOST, LOSE THE MOST" campaign. A program designed to educate parents and not allow or provide alcohol to our teens. The annual Leadership Camp at Lincoln Middle School is beginning the week of August 18<sup>th</sup>; applications are available at each school or on the borough website. The Police Department is currently accepting applications for the position of police officer and to date there have been 22 applicants. The Police Department continues to address quality of life concerns such as parking complaints, speeding complaints throughout the Borough and other problems that have been reported near the lower end of Goffle Road.

#### **Borough Fire Chief Evan Voss/Joe Speranza**

Response Activity - The department continues with unusually high alarm activity for the 2014 fire year, the department has responded to 302 calls for aid already this year. This run count is nearly double the annual response volume in a typical fire department response year. The majority of calls for aid have been within our borough with approximately 12-15% of these calls being for mutual aid assistance to other jurisdictions. I wish to thank our members for their continued dedication to the residents of our borough, and wish to thank our Council and Administration for providing the funding for items needed to sustain our effort. Engine One update – The apparatus continues in its build state and we are hopeful for a delivery to the borough with the new apparatus around mid-September. Fair Lawn Co-Op Repair – Hawthorne FD is in the process of scheduling our front line fire equipment for preventive maintenance and minor repairs with the Fair Lawn repair center. Apparatus will be cycled throughout June and July until completion of each unit. Tower Two Aerial Ladder Certification – Tower two will be undergoing the required OSHA/NFPA mandated ladder certification in the next few weeks. Hawthorne and Wanaque will be utilizing Diversified Ladder Test Company in Hawthorne. This co-operative township testing venture allows both fire departments to save us over \$300.00 each compared to if they were completed individually. Department & Mutual Aid Drill – The department operated on a mutual aid and department drill this past Saturday with our counterparts from Wurtsborough, NY. The drill simulated a vehicle leaving the auxiliary lot near the DPW building striking a north bound dump truck. The dump truck was forced into the opposite lane leading to a head on collision with a school bus; the bus which overturned was struck by a second minibus which was following the lead bus. The entire drill was three hours and included fourteen victims. Hawthorne Fire Dept, Wurtsborough NY Fire Dept, Hawthorne EMS and police assisted in the drill. The department wishes to thank all of those whom helped make this operation a tremendous success. The department will be simulating an incident with the Glen Rock FD on June 30<sup>th</sup> in an effort to keep our extraction skills sharp with incident training.

#### **Borough Superintendent of Public Works Danielle Hampson/Robert Scully**

There have been 20 meter installations, 4 service leaks and lines have been replaced from main to curb stop. Pool start-up including painting & repairs to filter room have been completed. The chlorine lines have been replaced and the electric system is in the process of being updated. The ball fields and other lawn sprinklers have been turned on and repairs have been made as needed. The borough ball fields have been maintained for sporting events. Water pumping stations and wells have been inspected and maintained. The treatments of water supply chlorinators have been cleaned and lines have been replaced. The routine of daily operations of sewer pumping stations and sewer lines power jetted. DPW staff has responded to two emergency sewer stoppages at 64 Wagner Place and 224 Rock Road. There have been pothole patches in various locations through-out the borough. Trees have been trimmed, storm basins have been cleaned and clean sweeping of roads as per scheduled. Removal of old and damaged curbside stone garbage receptacles have been replaced with new metal containers. The pick-up of electric and metal goods is scheduled. We are currently in the process of Lafayette Avenue Ext. damaged sewer pipe replacement which is underway. Rea/Utter/5<sup>th</sup> Avenue curb painting and signage is completed.

Council President Provencher/Matthews asked if there were any questions for the Administration.

Councilman Meyer/Wojtecki thanked Administrator for answering all his email during the week on the potholes, recycling, May Street paving, and the PSE&G cuts into May Street. There is a large crack in the handicapped ramp by 85 May Street & Franklin Avenue that needs to be addressed. The County path behind Rea Avenue House at the base of the Warburton Ave stairs is in need of repairs ASAP as it is a hazard. Borough Engineer Nadirashvili/Nash stated they are aware of the problems and will be attended to this month. And a huge thanks to Borough Clerk Lori DiBella for putting together such a wonderful dinner and night for all of us.

Councilman Sung/Sinning asked Borough Fire Chief Evan Voss/Joe Speranza if he knew why the number of fire calls is so high this year. Borough Fire Chief Evan Voss/Joe Speranza responded due to the horrible winter there was an unusually amount of fire calls thus far this year. Councilman Sung/Sinning asked if any of these were caused by the use of a fire pit. Borough Fire Chief Evan Voss/Joe Speranza stated fire pits rarely lead to a fire or few ever cause the actual fire, the smoke does however lead to occasional smoke scare calls in the area.

Council President Provencher/Matthews entertained a motion to record the Administrative Agenda as presented, moved by Council Vice President Burkart/Bertollo, seconded by Councilperson Grenier/Mele. On roll call, all voted yes.

**INTRODUCTION OF ORDINANCES:**

**Ordinance No. 2117-14**

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT CHAPTER 505, ARTICLE III, SECTION 505-18, PARKING PROHIBITED AT ALL TIMES, SCHEDULE XIII, SECTION 505-19, NO STOPPING OR STANDING, SCHEDULE XIV, SECTION 505-21A, TIME LIMIT PARKING, SCHEDULE XVI, AND SECTION 505-21B, TIME LIMIT PARKING, RESIDENT RESTRICTED, ARTICLE XVI A, AS WELL AS ARTICLE IV, SECTION 505-25, OF THE CODE OF THE BOROUGH OF HAWTHORNE**

BE IT RESOLVED, that Ordinance No. 2117-14 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 9, 2014, 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 Matthews entertained a motion to approve Ordinance No. 2117-14 moved by Council Vice President Burkart/Bertollo, seconded by Councilperson Rodriguez/Bennett. Discussion by Councilman Ulrich/Lane on Section 4 & 5 in chapter 505, is there any problem in the area on Diamond Bridge Avenue that are 495 feet south. Borough Attorney stated this is a commuter parking area; you have too many out of town spaces. Councilman Ulrich/Lane stated involving Section 1 Chapter 505 pertaining to Utter Avenue, I would like to thank the committee for having a section before us and hopefully it will help the traffic in this area. Councilman Meyer/Wojtecki asked if the Utter Avenue is on this Ordinance. Borough Attorney responded yes. Council President stated it was amended and reported at last meeting and changed from 6<sup>th</sup> to 7<sup>th</sup> Avenue. On roll call, all voted yes, with the exception of Councilman Meyer/Wojtecki who abstained.

**CONSENT AGENDA: Resolutions R 109-14 through 113-14:**

**R 109-14 Introduced by Councilman Sung/Sinning**

Resolved: Borough of Hawthorne payroll dated May 30, 2014

WATER OPERATING FUND	WT 88889	\$ 40,596.70
OTHER TRUST II FUND	WT 888889	\$ 15,318.24
DOG DEDICATED FUND	WT 888889	\$ 120.00
TOTAL PAYROLL		<u>\$316,147.31</u>
WATER OPERATING FUND TO PAYROLL/FICA	WT 888889	\$ 13,972.68
TOTAL FICA		<u>\$ 13,972.68</u>

**R 110-14 Introduced by Councilman Sung/Sinning**

WHEREAS, the Borough of Hawthorne distributes school taxes to the Hawthorne Board of Education on a monthly basis; and

WHEREAS, the Hawthorne Board of Education has requested that these funds be transferred directly to their bank account in Columbia Bank, ABA# 221271935.

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 \$2,804,430.00 from the Current Fund and charged to School Taxes Payable for June 2014.

**R 111-14 Introduced by Councilman Sung/Sinning**

WHEREAS, the 2014 Local Municipal Budget was adopted at the Regular Council Meeting of May 21, 2014 and certain items contained therein require account transfers between the various Borough funds in order to effectuate these budgetary items.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that the Treasurer be and is hereby authorized to liquidate these items as indicated herein:

<u>PAY FROM</u>	<u>PAY TO</u>	<u>AMOUNT</u>	<u>FOR</u>
Current	General Capital	100,000.00	Capital Improvement Fund
Current	Water Operating	89,100.00	Fire Hydrant Service
Current	PATF I	2,000.00	Public Assistance Fund
Current	Unemployment	5,000.00	Unemployment Fund
Current	OTII-Relocation	5,000.00	Relocation Fund
General Capital	Current	275,000.00	Reserve for Payment of Debt

**R 112-14 Introduced by Councilman Sung/Sinning**

WHEREAS, the Borough of Hawthorne has received and reviewed bids for the construction of a band shell at the Hawthorne Memorial Swimming Pool facility and adjacent field; and

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

WHEREAS, in anticipation of the bid process, the Borough Engineer prepared an estimate as to the cost of the work to be undertaken, determining that the cost should range between \$200,000 and \$240,000 for a completed project; and

WHEREAS, upon opening of the bids on May 28, 2014, only one bid was received, that being a bid from Zenith Construction Services, Inc., of Orange, New Jersey, at a total sum of \$535,000; and

WHEREAS, the bid received grossly exceeded the estimate of the Borough Engineer and grossly exceeded funds available to complete the project as specified; and

WHEREAS, the Administration, in consultation with the Borough Attorney and Borough Engineer, has recommended to the Council that the bid received should be rejected for reasons set forth above;

NOW THEREFORE IT IS HEREBY RESOLVED, by the Municipal Council of the Borough of Hawthorne that it does hereby reject all bids received in connection with the project in question 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 113-14 Introduced by Councilman Sung/Sinning**

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

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

Owner: Doty, Scott  
Tax Year: 2013

<u>Property</u>	<u>Original Assessment</u>		<u>Proposed Settlement</u>	
131 Rock Road	Land:	\$ 103,900	Land:	\$ 103,900
	Improvements:	126,100	Improvements:	101,100
Block 282, Lot 8.02	Total	\$ 230,000	Total	\$ 205,000

Council President Provencher/Matthews entertained a motion to approve consent resolutions R109-14 through R113-14 moved by Councilman Sung/Sinning, seconded by Councilman Rodriguez/Bennett. On roll call, all voted yes.

### **REPORTS OF SPECIAL COUNCIL COMMITTEES**

Councilman Ulrich/Lane- The Board of Health held the Rabies Clinic on May 13<sup>th</sup> at the Hawthorne Ambulance Corps Building. There were 190 dogs and cats that received shots. Pet owners also received health education information about their pets. The Nurse MaryBeth Wetzberger was at Lincoln Middle School on April 11<sup>th</sup> and presented the topic of the public health nurse professional responsibility during the school's professional school day. Our borough nurse along with the Paterson Health Educator visited the Senior Center at the Ambulance Corps Building to provide educational materials to our seniors. As the liaison for the Ambulance Corps, here are the monthly statistics for May: we responded to 78 total calls and traveled 308 miles. For these calls the mechanisms of injury were (1) bicycling accident, (1) blunt instrument, (9) falls, (1) machinery, (4) motor vehicle accidents and (2) sports injuries.

Councilperson Grenier/Mele- I would like to commend the Memorial Day Parade Committee for putting together a great parade. Everyone seemed to enjoy the parade. I want to thank the DPW for seeing that our new trash containers were put out before the Memorial Day festivities. On tonight's agenda is the rejection of bids for the bandshell. We have bonded \$290,000 for this project and the bids came in over the bonded amount. Our pool is now open on weekends until school finishes and the problems that occurred due to the winter have been fixed. Watch the borough website for activities that are being schedule at the pool. The old tennis courts along May Street are due to be torn down shortly and will be power seeded. I spoke to the county regarding the damage to Goffle Brook Park over the winter. The replacement of plants and repair to the path will take place after June 1<sup>st</sup>, which is now. The county will be maintaining the planting beds. I want to thank Lorraine Powell of the Municipal Alliance for her years of service and for the great job she always did. Just a reminder, St. Anthony's Feast will be held next week, June 11, 12, 13 and 14. It's always a great time, please come out and support.

Councilperson Rodriguez/Bennett- The drainage improvements we made at the intersection of Washington and Royal Avenues have been working well, but it appears some of the new slotted drains in the vicinity of 67 – 71 Washington Ave. have gotten clogged with what looks like the sand and grit that we had to spread on the roads this past winter. Councilperson Rodriguez/Bennett asked if we could get a public works crew down there before the next rainstorm to take a look, unclog them, and clean up the grit so it doesn't cause permanent problems. The pool opened on schedule last weekend and the latest round of renovations looks good. The next Public Works Committee meeting will be Monday, June 16, at 6:30 pm.

Council Vice President Burkart/Bertollo- The Finance Committee would like to set up a meeting with the DPW committee next week to discuss the funding of the DPW truck wash/storage facility upgrades and the possibility to funding a new DPW truck and a salt brine system. He stated he would like to finalize these plans in order for the equipment to be available for next winter. Council Vice President asked the Administrator to coordinate a good date. The Mohawks Athletic Club Annual Golf outing and Beef Steak Dinner will be held on June 20<sup>th</sup>. The Mohawks are also sponsoring a championship awards dinner for the HHS Girls championship track team on June 30<sup>th</sup>. Contact John Bertollo for more information.

Councilman Sung/Sinning - The Ordinance Committee met yesterday, the agenda included the restructuring of the Zoning Board of Adjustment. We also discussed some changes to our fee ordinance particularly in regards to fences and driveways. Other discussion was the restructuring of our Auxiliary Police to bring them into compliance with the rules governing the municipalities that receive accreditation. In the future they will be part of this service.

Councilman Meyer/Wojtecki- I have no report, however I have a question for Councilperson Grenier/Mele, what are plans for the old tennis courts? Councilperson Grenier/Mele replied they are going to take them down and power seed them to make the area all grass.

Council President Provencher/Matthews- Regarding the Chamber of Commerce, the Farmers Market along Grand Avenue is schedule to run from June 22<sup>nd</sup> to October 26<sup>th</sup> between the hours of 9am-2pm. They hope to have many of the previous vendors back this year and hopefully a few new ones. Rob Meier will again be this year's Market Master. They would also like to announce the dates of this year's other events: The Classic Car show will be August 24<sup>th</sup>, Fishing Derby will be September 20<sup>th</sup>, Green Fair will be on September 21<sup>st</sup>, and their booth at Hawthorne Day will be on September 27<sup>th</sup>, Restaurant Week will be the week of October 11<sup>th</sup>, The Santa Parade will be on December 6<sup>th</sup>. The Planning Board met last night and approved a number of small businesses Certificate of Compliance applications. A minor sub-division application along Goffle Hill Road will be reviewed at the next regular meeting.

**CORRESPONDENCE:** None.

**MISCELLANEOUS:** None.

**BILLS**

Council President Provencher/Matthews entertained a motion to approve the bills and forward them to the Treasurer for payment. Motion moved by Council Vice President Burkart/Bertollo, seconded by Councilperson Grenier/Mele. Council President Provencher/Matthews asked if there was any discussion. On roll call, all voted yes with the exception Council Vice President Burkart/Bertollo abstained from bills pertaining to Downes Tree Service, Councilman Ulrich/Lane and Councilman Meyer/Wojtecki abstained from bills pertaining to the Fire Department.

VENDOR	CHECK#	TOTAL	DESCRIPTION
<b>CURRENT FUND</b>			
STATE OF NJ - DEPT OF LABOR	17257	10,145.54	STREETS & ROADS O/E
ACORN TERMITE & PEST CONTROL	17258	100.00	DPW ADMIN O/E
ACTION DATA SERVICES	17259	1,398.54	VARIOUS
AMERICAN HOSE CO INC	17260	1,235.00	VEHICLE MAINT ROAD
ANCHOR FENCE CONTRACTORS,INC	17261	2,500.00	COMMUNITY GARDEN GRANT
BARCIA BROS FENCE CO INC	17262	1,886.00	MAINTEN OF PARKS
BCB JANITORIAL SUPPLY CO INC	17263	394.31	VARIOUS
BEST CLEANING SERVICES	17264	1,300.00	DPW ADMIN O/E
BOB'S TIRES & WHEELS INC	17265	799.75	VEHICLE MAINT POLICE
BOROUGH OF GLEN ROCK	17266	18,560.00	GLEN ROCK SEWERS
BRIAN WARNER	17267	30.00	TELEPHONE CHARGES
BURGIS ASSOCIATES, INC	17268	920.84	VARIOUS
CANON FINANCIAL SVCS INC	17269	43.00	STREETS & ROADS O/E
CONEXION PRINTING	17270	298.00	GENERAL ADMIN O/E
DELL GARDEN CENTER	17271	77.50	MAINTEN OF PARKS
DONALD TURNER, SR	17272	60.00	STREETS & ROADS O/E
DRAGER SAFETY DIAGNOSTICS, IN	17273	307.50	DRUNK DRIVE ENFORCE A
FREMGEM POWER EQUIPMENT INC	17274	140.00	SHADE TREE COMMISSION
GARDEN STATE HGWY PROD, INC	17275	59.85	STREETS & ROADS O/E
GARDEN STATE LABORATORY, INC	17276	1,240.00	SWIMMING POOL O/E
GINA PULUSE	17277	190.00	GROUP INSURANCE O/E
GOLD TYPE BUSINESS MACHINES,	17278	224.00	POLICE DEPT O/E
GRO-RITE	17279	675.50	DPW ADMIN O/E
GROENEWAL RAMSEY DOOR, LLC	17280	993.65	VARIOUS
HARMONY SENIOR DRUM CORPS	17281	1,300.00	PUBLIC EVENTS O/E
HAWTHORNE AUTO LAB	17282	536.45	VEHICLE MAINT ROAD
HAWTHORNE PRESS INC	17283	400.00	GENERAL ADMINISTRATION O/E
HENRY BROS ELECTRONICS, INC	17284	337.50	DPW ADMIN O/E
HFD #1	17285	1,745.00	VARIOUS
HFD #2	17286	1,745.00	VARIOUS
HFD #3	17287	1,745.00	VARIOUS

HFD #5 RESCUE	17288	495.00	VARIOUS
J J KELLER & ASSOC INC	17289	662.00	PEOSHA O/E
JARED VAN EK	17290	30.00	TELEPHONE CHARGES
JERSEY ELEVATOR INC	17291	154.26	DPW ADMIN O/E
JESCO INC	17292	41.31	VEHICLE MAINT ROAD
JOHN ARTURI	17293	30.00	TELEPHONE CHARGES
JOHN DEERE LANDSCAPE	17294	1,098.56	VARIOUS
JOHN MARSCH	17295	30.00	TELEPHONE CHARGES
JOHN TRIPICCHIO	17296	30.00	TELEPHONE CHARGES
JORDAN TRANSPORTATION,INC	17297	630.00	VARIOUS
JOSEPH SPERANZA	17298	30.00	TELEPHONE CHARGES
L&P INTEGRATORS	17299	1,060.00	SEWER SYSTEM O/E
LOUIS BAY 2nd LIBRARY	17300	137,701.00	FREE PUBLIC LIBRARY O/E
LUK OIL	17301	5.00	BULK PURCHASE GASOLINE
M & B SEPTIC SERVICE, LLC	17302	84.00	BOARD OF REC
MARY JEANNE HEWITT	17303	130.74	VARIOUS
METLIFE	17304	292.86	GROUP INSURANCE O/E
MONTONE REMOD & CONS CO, INC	17305	2,050.00	STREETS & ROADS O/E
MURPHY COMMUNICATIONS	17306	420.00	VEHICLE MAINT POLICE
NIXLE LLC	17307	2,995.00	EMERGENCY MGT GRANT
NJ POLICE TRAFFIC OFC ASSOC	17308	35.00	POLICE DEPT O/E
NJLBHA	17309	95.00	BOARD OF HEALTH O/E
NO JERSEY MUNI EMPL BNFT FUND	17310	150,000.00	FREE PUBLIC LIBRARY O/E
PAETEC	17311	1,004.08	TELEPHONE CHARGES
PAYPHONE OPERATIONS	17312	50.00	DPW ADMIN O/E
PHYLLIS WOOLDRIDGE	17313	12.10	BOARD OF HEALTH O/E
PRINTMASTERS	17314	65.00	STREETS & ROADS O/E
PUBLIC EMPLOYEE RETIREMENT SYS	17315	13,951.67	PENSION ADJ
ROBERT POLITO LANDSCAPING	17316	350.00	STREETS & ROADS O/E
RONNIE GONZALEZ	17317	105.00	GROUP INSURANCE O/E
RT OFFICE PRODUCTS	17318	59.72	POLICE DEPT O/E
SCHWAAB INC	17319	21.00	PEOSHA O/E
STAPLES	17320	55.00	VARIOUS
TERRY OEST	17321	5,795.50	MUNICIPAL INSURANCE O/E
US BANK EQUIPMENT FINANCE	17322	159.00	MUNICIPAL CLERK O/E
VERIZON	17323	219.77	VARIOUS
VERIZON WIRELESS (N)	17324	1,851.55	TELEPHONE CHARGES
WASTE MANAGEMENT OF NJ	17325	36,325.27	TRANSFER STATION
WYCKOFF COORD COUNCIL PTO INC	17326	<u>300.00</u>	CONTRA REVENUE
<b>TOTAL CURRENT</b>		<b>\$ 409,812.32</b>	
<b>WATER OPERATING</b>			
ACTION DATA SERVICES	9711	349.63	VARIOUS
AGRA ENVIRONMENTAL SVC	9712	2,591.25	VARIOUS
BARCIA BROS FENCE CO INC	9713	1,886.00	WATER UTILITY O/E
BCB JANITORIAL SUPPLY CO INC	9714	71.25	WATER UTILITY O/E
CANON FINANCIAL SVCS INC	9715	43.00	WATER UTILITY O/E
HAWTHORNE AUTO LAB	9716	172.50	WATER UTILITY O/E
KAISER CORROSION CORP	9717	1,425.00	WATER UTILITY O/E
LUK OIL	9718	5.00	WATER UTILITY O/E
MARY JEANNE HEWITT	9719	32.50	WATER UTILITY O/E
NO JERSEY MUNI EMPL BNFT FUND	9720	44,667.00	GROUP INSURANCE EMPLOYEES
ONE CALL CONCEPTS, INC.	9721	92.72	WATER UTILITY O/E
PASSAIC CO ROAD DEPT	9722	600.00	VARIOUS
POST & KELLY ELECTRIC CO, INC	9723	2,650.00	VARIOUS
PRINTMASTERS	9724	65.00	WATER UTILITY O/E
RIO SUPPLY, INC	9725	4,500.00	WATER UTILITY O/E
VERIZON WIRELESS (N)	9726	<u>320.22</u>	WATER UTILITY O/E
<b>TOTAL WATER OPERATING</b>		<b>\$ 59,471.07</b>	

**WATER CAPITAL**

RIO SUPPLY, INC	1056	<u>1,280.00</u>	CAPITAL EQUIPMENT
<b>TOTAL WATER CAPITAL</b>		<b>\$ 1,280.00</b>	

**OTHER TRUST II**

STATE OF NJ - DEPT OF LABOR	4845	5,649.00	TRUSTEE
DIESEL TRUCK SERVICE, INC	4846	965.00	RECYCLING
EARTHEASY.COM	4847	3,994.25	RECYCLING
PREMIER VISION CARE NETWORK	4848	840.00	TRUSTEE
VERIZON WIRELESS (N)	4849	<u>91.89</u>	UCC PENALTIES
<b>TOTAL OTHER TRUST II</b>		<b>\$ 11,540.14</b>	

**DOG DEDICATED**

JESSICA CHAMBERLIN	6109	<u>30.00</u>	RABIES CLINIC
<b>TOTAL DOG DEDICATED</b>		<b>\$ 30.00</b>	

**BUILDERS ESCROW**

BOSWELL ENGINEERING, INC	5219	678.75	BE A BETTER YOU 202/21
BURGIS ASSOCIATES, INC	5220	<u>3,980.00</u>	CHRISTIAN HEALTH CARE
<b>TOTAL BUILDERS ESCROW</b>		<b>\$ 4,658.75</b>	

**TOTAL BILL LIST** \$ 486,792.28

**PUBLIC COMMENT**

Council President Provencher/Matthews opened the meeting to the public. She stated if anyone desired to be heard, please raise your hand to be recognized, come forward to the microphone, state your name and sign the sheet for the record.

Seeing none, Council President Matthews entertained a motion to close the public portion, moved by Councilperson Grenier/Mele, seconded by Councilperson Rodriquez/Bennett. On roll call, all voted yes.

**ADJOURNMENT**

Council President Provencher/Matthews entertained a motion to adjourn the meeting at 8:00 p.m., moved by Council Vice President Burkart/Bertollo, seconded by Councilperson Grenier/Mele. On roll call, all voted yes.

THE NEXT REGULAR MEETING OF THE MUNICIPAL COUNCIL WILL BE **JUNE 18, 2014**. THE WORK SESSION WILL BEGIN AT 7:00 PM AND THE REGULAR MEETING WILL BEGIN IMMEDIATELY FOLLOWING. PERSON WITH DISABILITIES WHICH REQUIRE AIDES SUCH AS: SIGN LANGUAGE INTERPRETER, TELECOMMUNICATIONS, BRAILLE, TAPES OR LARGE PRINT, THE BOROUGH CLERK’S OFFICE SHOULD BE NOTIFIED TEN DAYS PRIOR TO ATTENDANCE AT A MEETING SO ACCOMMODATIONS MAY BE MADE.

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Frank E. Matthews  
Council President

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Lori DiBella, RMC  
Borough Clerk