

The Regular Meeting of the Municipal Council of the Borough of Hawthorne was held on the above date at 7:00pm, in the Council Meeting Room of the Municipal Building, 445 Lafayette Avenue, Hawthorne, New Jersey, with the following present:

Mayor .....	John V. Lane
Council President .....	Frank E. Matthews
Council Vice President.....	Bruce A. Bennett
Councilwoman .....	Anna Marie Sasso
Councilman .....	Dominic Mele
Councilwoman.....	Rayna Laiosa
Councilman.....	Mike Sciarra
Councilman .....	Joseph Wojtecki
Borough Administrator .....	Eric Maurer
Borough Attorney .....	Michael J. Pasquale
Borough Engineer .....	Dr. Stephen T. Boswell
Borough Clerk .....	Lori Fernandez

### **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 Herald News, The Record, The Gazette and all persons who have requested the mailing of such schedule since November 21, 2021.

**APPROVAL OF MINUTES** None.

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

Council President Matthews opened the meeting to the public. He stated if anyone desired to be heard, please raise their hand to be recognized, come forward to the microphone and state their name and address. Seeing no one, Council President Matthews entertained a motion to close the public portion of the meeting, motion by Councilman Wojtecki, seconded by Councilman Sciarra. Carried on voice vote.

### **PUBLIC HEARING**

#### **2022 PASSAIC COUNTY OPEN SPACE GRANT APPLICATION**

An application has been submitted which requests funds to upgrade field lighting at Franklin Field located at the end of Franklin Avenue to improve lighting and safety.

Council President Matthews opened the hearing to the public. He stated if anyone desired to be heard on this application, please raise your hand to be recognized, come forward to the microphone and state your name and address.

Administrator Maurer explained this project will replace the field lighting at Franklin Field, a project that was identified by the Field Committee appointed by Mayor Goldberg last year. It was one of the higher priority items among several fields that needed new lighting. The existing lights do not illuminate the field well creating some safety issues. The old poles and lights are so old they pose a safety issue and this grant will help in covering some of the cost.

Seeing no one, Council President Matthews entertained a motion to close the public portion of the hearing, motion by Councilman Wojtecki, seconded by Councilman Sciarra. Carried on voice vote.

## **ADOPTION OF ORDINANCES**

### **BOND ORDINANCE 2288-22**

**BOND ORDINANCE PROVIDING FOR ROAD RECONSTRUCTION, INCLUDING MILLING, PAVING AND RESURFACING, AS WELL AS CURBING, HANDICAPPED RAMPS AND RELATED IMPROVEMENTS ON VARIOUS STREETS AND PROPERTIES DESCRIBED HEREIN OR HEREAFTER IDENTIFIED, ALL IN AND BY THE BOROUGH OF HAWTHORNE IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING NINE HUNDRED NINETY THOUSAND (\$990,000) DOLLARS THEREFOR AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE BOROUGH IN THE SUM OF EIGHT HUNDRED FIFTY-FIVE THOUSAND (\$855,000) DOLLARS FOR FINANCING THE SAME.**

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

Section 1. The improvement described in Section 3 of this Bond Ordinance is hereby authorized as a general improvement to be made or acquired by the Borough of Hawthorne, in the County of Passaic, New Jersey. For the said improvement or purpose stated in Section 3, there is hereby appropriated the sum of \$990,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$45,000 as the down payment for said improvement or purpose required by law and now available therefor in the Capital Improvement Fund of the Borough by virtue of provision in a budget or budgets of the Borough previously adopted. A portion of the funding, in total sum of \$90,000, is to be provided through a Community Development Block Grant (CDBG Grant).

Section 2. For the financing of said improvement or purpose and to meet the part of said \$990,000 appropriation not provided for by application hereunder of said down payment, and subject to receipt of the CDBG Grant, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$855,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Borough in a principal amount not exceeding \$855,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which said obligations are to be issued is the resurfacing or reconstruction of parts or portions of roads, curbing, handicapped ramps and the construction or reconstruction of related facilities, on various streets or properties located in the Borough of Hawthorne, together with all work and materials necessary therefor or incidental thereto, all as shown on and in accordance with plans therefor prepared by Boswell Engineering, P.E., now on file in the office of the Borough Clerk, and hereby approved. The following locations are identified as being subject to the terms of this Ordinance: Horizon Terrace, Post Avenue, Sylvester Avenue, Oak Place, Llewellyn Avenue, North Ninth Street, Ruth Avenue (Florence to dead end), Florence Avenue (Ruth to dead end), Clara Place, Sicomac Avenue, Gibraltar Place and such other locations as may be later identified in the place of or in addition to the foregoing, as well as handicapped accessible ramps at various locations. The CDBG Grant pertains to handicapped ramps.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$855,000.

(c) The estimated cost of said purpose is \$990,000, the excess thereof over the said estimated maximum amount of bonds or notes being the amount of the said \$45,000 down payment and is subject to the \$90,000 CDBG Grant.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date.

The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate, and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

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

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

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

(c) The supplemental debt statement required by said Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Finance in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Law is increased by the authorization of the bonds and notes provided for in this Bond Ordinance by \$855,000 and that the said obligations authorized by this Bond Ordinance will be within all debt limitations prescribed by said Law.

(d) An aggregate amount not exceeding \$200,000 for items of expense mentioned in and permitted under Section 40A:2-20 of said Law may be included in the foregoing estimate of the cost of said improvement or purpose.

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

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

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

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

Seeing no one, Council President Matthews entertained a motion that the public hearing on this Ordinance be closed and that it be resolved that this ordinance was posted on the bulletin board on which public notices are customarily posted, published in The Record and made available on the borough website. Copies of said ordinance were made available to the general public. Now, therefore, be it resolved that this ordinance be

adopted and the Clerk is authorized to advertise the same according to law, motion by Council Vice President Bennett, seconded by Councilman Wojtecki. On roll call, all voted yes, motion carried.

**BOND ORDINANCE 2289-22**

**BOND ORDINANCE PROVIDING FOR RECONSTRUCTION OR REPLACEMENT OF SIDEWALKS AND DRIVEWAY APRONS ON VARIOUS STREETS AS IDENTIFIED ON THE SCHEDULE MADE A PART HEREOF AS DESCRIBED SPECIFICALLY HEREIN, IN AND BY THE BOROUGH OF HAWTHORNE IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING FOUR HUNDRED (\$400,000) THOUSAND DOLLARS THEREFOR, AUTHORIZING THE ISSUANCE OF BONDS OR NOTES IN THE AMOUNT OF THREE HUNDRED EIGHTY THOUSAND (\$380,000) DOLLARS FOR FINANCING PART OF THE COST THEREOF AND DIRECTING SPECIAL ASSESSMENT OF THE COST THEREOF.**

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

Section 1. The improvement described in Section 3 of this Bond Ordinance is hereby authorized as a local improvement to be made or acquired by the Borough of Hawthorne, in the County of Passaic, New Jersey. For the said improvement or purpose stated in Section 3, there is hereby appropriated the sum of \$400,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$20,000 as the down payment for said improvement or purpose required by law and now available therefor in the Capital Improvement Fund of the Borough by virtue of provision in a budget or budgets of the Borough previously adopted.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$380,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$380,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Borough in a principal amount not exceeding \$380,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which said obligations are to be issued is in conjunction the reconstruction or replacement of sidewalks and driveway aprons, including the restoration of grounds adjacent thereto, grading, seeding or planting of trees or other materials along the various streets as identified on the attached property lists, together with all work and materials necessary therefor or incidental thereto, all as shown on and in accordance with plans therefor prepared by Boswell Engineering, P.E., now on file in the office of the Borough Clerk, and hereby approved. The affected property owners, listed by block and lot as well as street address and name of record owner of each said lot are set forth on a list filed in the office of the Clerk, which list is hereby approved and made a part hereof.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$380,000.

(c) The estimated cost of said purpose is \$400,000, the excess thereof over the said estimated maximum amount of bonds or notes being the amount of the said \$20,000 down payment.

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

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

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

(c) The supplemental debt statement required by said Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Finance in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Law is increased by the authorization of the bonds and notes provided for in this Bond Ordinance by \$285,000 and that the said obligations authorized by this Bond Ordinance will be within all debt limitations prescribed by said Law.

(d) An aggregate amount not exceeding \$120,000 for items of expense mentioned in and permitted under Section 40A:2-20 of said Law may be included in the foregoing estimate of the cost of said improvement or purpose.

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

(f) The estimated maximum aggregate amount of the special assessment is \$380,000.

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

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

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

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

Section 9. Unless notice of the pendency of this ordinance is given in accordance with N.J.S.A. 40:65-6, the Borough Clerk shall cause Notice of the proposed improvement to be given to the owner or owners of real estate affected thereby prior to the making of the improvement described in Section 3 hereof or the awarding of any contract for such improvement. The Notice shall contain a description of the property affected sufficient to identify it, a description of the improvement and a statement that unless the owner or

owners complete the improvement within 30 days after service thereof, the Borough will make the improvement at the expense of the owner or owners. Such Notice shall be served in accordance with the provisions of N.J.S.A. 40:65-2 to N.J.S.A. 40:65-5, and the proof of service shall be filed with the officer of the Borough in charge of the records of tax liens of the Borough within ten days after service thereof.

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

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

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

Seeing none, Council President Matthews entertained a motion that the public hearing on this Ordinance be closed and that it be resolved that this ordinance was posted on the bulletin board on which public notices are customarily posted, published in The Record and made available on the borough website. Copies of said ordinance were made available to the general public. Now, therefore, be it resolved that this ordinance be adopted and the Clerk is authorized to advertise the same according to law, motion by Councilman Mele, seconded by Councilman Sciarra. On roll call, all voted yes, motion carried.

**BOND ORDINANCE 2290-22**

**BOND ORDINANCE PROVIDING FOR ROAD RECONSTRUCTION, RESURFACING, DRAINAGE, CURB, SIDEWALK AND HANDICAPPED RAMP IMPROVEMENTS ON FIFTH AVENUE AND UTTER AVENUE AS DESCRIBED SPECIFICALLY HEREIN, IN AND BY THE BOROUGH OF HAWTHORNE IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING SIX HUNDRED THREE THOUSAND SEVEN HUNDRED (\$603,700) DOLLARS THEREFOR, AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES IN THE AMOUNT OF TWO HUNDRED THIRTY THOUSAND (\$230,000) DOLLARS OF THE BOROUGH FOR FINANCING THE SAME.**

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

Section 1. The improvement described in Section 3 of this Bond Ordinance is hereby authorized as a general improvement to be made or acquired by the Borough of Hawthorne, in the County of Passaic, New Jersey. For the said improvement or purpose stated in Section 3, there is hereby appropriated the sum of \$603,700, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$373,700 as the down payment for said improvement or purpose required by law and now available therefor, said sum provided through grants applied for and received by the Borough of Hawthorne in excess of the

amount required by law for such purpose in total sum of \$373,700. The amount of be financed by way of bond or note of the Borough of Hawthorne is \$230,000.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$603,700 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$230,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Borough in a principal amount not exceeding \$230,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. Said improvement is to be paid for in part by virtue of a grant from the New Jersey Department of Transportation in the amount of \$373,700, which sums beyond the amount utilized as down payment hereunder have been applied against or otherwise deducted from the amount to be financed hereunder.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which said obligations are to be issued is the resurfacing or reconstruction of parts or portions of road, the construction or reconstruction of drainage facilities, and the reconstruction and installation of, curbs, sidewalks and handicapped ramps on Fifth Avenue and Utter Avenue, together with all work and materials necessary therefor or incidental thereto, all as shown on and in accordance with plans therefor prepared by Boswell Engineering, P.E., now on file in the office of the Borough Clerk, and hereby approved.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$230,000.

(c) The estimated cost of said purpose is \$603,700, the excess thereof over the said estimated maximum amount of bonds or notes being the amount of the down payment provided for by way of Department of Transportation Funds and down payment hereunder, as set forth herein.

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

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

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

(c) The supplemental debt statement required by said Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Finance in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Law is increased by the authorization of the bonds and notes provided for in this Bond Ordinance by \$230,000 and that the said obligations authorized by this Bond Ordinance will be within all debt limitations prescribed by said Law.

(d) An aggregate amount not exceeding \$120,000 for items of expense mentioned in and permitted under Section 40A:2-20 of said Law may be included in the foregoing estimate of the cost of said improvement or purpose.

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

Section 6. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant

to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate, and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

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

Section 8. This Bond Ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by said Local Bond Law.

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

Seeing none, Council President Matthews entertained a motion that the public hearing on this Ordinance be closed and that it be resolved that this ordinance was posted on the bulletin board on which public notices are customarily posted, published in The Record and made available on the borough website. Copies of said ordinance were made available to the general public. Now, therefore, be it resolved that this ordinance be adopted and the Clerk is authorized to advertise the same according to law, motion by Council Vice President Bennett, seconded by Councilman Mele. On roll call, all voted yes, motion carried.

### **OLD BUSINESS**

Councilman Wojtecki asked for a follow-up on a text he sent regarding the Recycling Center being closed. Mayor Lane stated he saw the text and would discuss it with Administrator Maurer.

### **NEW BUSINESS**

Councilman Wojtecki reported there is a no parking sign that looks like it has been hit by a plow last week at 150 Lafayette Avenue.

### **ADMINISTRATIVE AGENDA PRESENTED BY MAYOR LANE**

On tonight's agenda is a resolution denouncing the invasion of Ukraine by Russia. I urge the Council to support this resolution. This act of war is inexcusable and cannot be tolerated. The resolution urges all residents of this community and all of our departments to boycott Russian goods. While there is often little we can do to make a change, working together we can make our voices heard in a way they may understand, through economic impact. We can show the free people of Ukraine that we stand with them in this awful war. I fully support this resolution and know the Council will do so as well. Sharon and Marie Albin presented a hand-created Ukrainian flag to the Mayor, Council and the Borough of Hawthorne that will show the Borough's support of the Ukrainian people. Ellen Brogno, our NPP Coordinator, filed with the State the Borough's Neighborhood Preservation Program Implementation Plan and today received final approval. I want to congratulate the entire NPP Team on their hard work. At the next Council meeting on March 16, there will be a resolution on your agenda for acceptance of the plan and the NPP team would like to make a presentation to the Mayor and Council and the public and answer any questions. Today I met with the Manager of our Post Office in Hawthorne. He stopped in to give us some information on the certified mailings that were sent out regarding our galvanized lead pipes in town. We had a lengthy discussion, and I had many questions for him. For those of



you who have downloaded the United States Postal Service APP to see mail that is going to be delivered to you. There are a few things the Manager would like everyone to be aware of. All mail to be delivered in Hawthorne first arrives in the regional facility in Teterboro. It is at this location that the mail is sorted and scanned. Should you receive notification that a piece of mail is to be delivered to you, please read the details of the information on the APP – this mail has been received in Teterboro – not Hawthorne, and it may take days to get to Hawthorne to be delivered to you. Case in point, today the Manager received thousands of certified letters that the Borough Administrator sent out to residents regarding galvanized service lines, as required by the State of New Jersey. A copy of this letter has been posted on our website as well. Should you want to read the letter tonight, please go to our website, in the top right search bar type “*Letter to Residents Galvanized Service Lines*” to read the letter. Hawthorne has 16 mail routes. The last two weeks, two carriers have been out, generally this post office is down mail carriers. It is difficult for them to get employees. It was explained to me that when mail carriers are out, their routes are split up in order to get the mail out – and as the Manager explained, he pivots the routes to the other carriers who are working; therefore, a resident may get mail very late in the day, before 9pm in some instances as the carriers are doing more than their own route. He has two new window employees, as the two previous ones have been reassigned. He believes that service will improve now at the window. He also shared that we have a new Postmaster; we are hopeful that service will improve in Hawthorne. I will continue to have discussions with our congressman and his office, and the Hawthorne Manager, in order to keep on top of this. On Tuesday signal work will begin on the corner of Diamond Bridge Avenue and Grand Avenue. Please plan for delays. PSE&G is urging all customers to check your bill and take immediate action if you have a past-due balance to avoid possible disconnection of your electric or gas service. Residents and businesses must contact PSE&G by March 15 to avoid disconnections. You can learn more by going to their website pseg.com/helpnow. The Ambulance Corps will be having their 90<sup>th</sup> Anniversary Gala at Macaluso’s on Saturday, March 19. Please call my office for information on obtaining tickets for the event. Beginning May 1<sup>st</sup>, per the State of New Jersey, retailers are prohibited to provide single-use plastic grocery bags and paper bags at local stores and supermarkets. Please mark your calendars for the town-wide garage sale on May 14. Sign-up sheets and information will be posted on Monday, March 7. Please check the website for details and forms.

## **REPORTS**

### **Borough Attorney Michael J. Pasquale**

Tax Appeals – Attorney Pasquale reminded residents that Tax Appeals need to be filed by the end of March with all appeals to be in the hands of the Tax Board and the Borough by April 1. Appeals are heard on a single date at the Tax Board. Tim Henderson, our assessor and Attorney Pasquale are happy to try to work with taxpayers so as to arrive at a fair resolution where such is in order. He explained the process and recommended the County Tax Board website for more details.

Liquor License – On the agenda is a resolution approving the transfer of a pocket license from the receiver of Tutti Amici to the owner of 142 Goffle Road, LLC. Borough Clerk Lori Fernandez, Lt. Matt Hoogemoed and Attorney Pasquale review all applications and only move matters to the agenda when all three are satisfied and the application is in order. This application is for a “pocket license” meaning it is not sited at a place. It must nevertheless be renewed annually and can only be located at a place through a subsequent place to place transfer. The license here is being held by owner of 142 Goffle Road as the current operator at the location owns his own license and would possibly take the license with him if he decides to move.

Bandshell – Sponsor letters were sent out. The Committee meets next week to continue to put together the summer schedule. Thus far Joe Zisa and Friends and Captain Jack are signed as acts. Expect a big report next meeting.

### **Borough Engineer Dr. Stephen T. Boswell**

2021 NJDOT Municipal Aid Project - Bamford Avenue - Punch list items requiring springtime to be completed need to be addressed.

2021 Road Improvement Program - Punch list items requiring springtime to be completed need to be addressed.

Little Franklin Field Area/Walkway Lighting - Quality Electric expects to mobilize in the end of March and will receive the new light fixtures the beginning of April.

Hawthorne Municipal Pool Area Playground - A pre-construction meeting is scheduled for March 10<sup>th</sup> at 10:00 am at Borough Hall. The location of the playground will also be staked out if anyone would like to go see where it will be.

Hawthorne Library Lighting Improvements – The project is ready to go out to bid. Dr. Boswell asked for direction from the Mayor and Council on how to proceed. Administrator Maurer stated there has to be an appropriation so there will have to be a bond ordinance for funding and doesn't expect an answer for a month or two.

Sanitary Sewer Study for the Southfield Pumping Station – TV'ing of some lines will be done, a hydraulic study has been requested from the Hawthorne Heights development on Goffle Road.

Water Department PFC Treatment System – The DEP is questioning our chlorine contact time, which was approved 12 years ago by them.

Royal Avenue Trash Rack Replacement - The trash rack is being fabricated and will be completed three weeks from February 24<sup>th</sup>, then installed immediately after that.

Ambulance Corps. And Rescue 5 Emergency Generator Investigation - The Borough is having their service contractor, Foley Generator Service, replace the Rescue 5 emergency generator. Mayor Lane corrected Dr. Boswell and stated a supplier has been contacted to purchase the generator, and a electrician has been hired to complete the project.

Security Cameras - A meeting was held today, the locations will be the Municipal Building, Ambulance Corps. building, DPW garage, the North and South water treatment plants, the Band shell, the pool complex, the Peach Tree/Mary Street Goffle Hill and Fairview Avenue water tanks, and the Utter Avenue pump station. A contractor on the State's contract list for security cameras and products is available to determine if they may be appropriate for the Borough's needs.

2022 NJDOT MA Project - Utter Avenue and 5th Avenue - Plans have been submitted to the DOT. Comments and approvals are due back around March 16<sup>th</sup> with the scope of the work to be performed on the curb, sidewalk and handicapped ramps on both Utter and 5<sup>th</sup>. Only Utter Avenue will be paved unless prices come in low enough so that 5<sup>th</sup> can also be paved.

2022 Road Improvement Project – The proposal to address the 2022 Road Improvement Project was submitted to the Borough. The roads and sections to be addressed are:

- Horizon Terrace
- Oak Place
- Post Avenue (Oak Place to Washington Ave and Hawthorne Ave to Dead End)
- Sylvester Avenue
- Ruth Avenue (Florence Avenue to Dead End)
- Florence Avenue (Victor Place to Dead End)
- Llewellyn Avenue
- Sicomac Road
- Gibraltar Place
- Clara Avenue
- North 9th Street (Prescott Ave to Westervelt Ave - Northern Half Only)

It was suggested by Administrator Maurer that the water line replacement be combined with the street paving except the timing might not be quite right.

Sound Barrier and Odor/Noise Control Improvements – Our proposal to address engineering services for noise mitigation and odor control improvements associated with the development of the site located at 204 Wagaraw Road was submitted to the Borough.

Lead and Copper Rule Revisions and NJ Bill A5343 – Dr. Boswell reiterated that lead and zinc are not the same thing. He adamantly opposes this legislation.

### **Borough Administrator Eric Maurer**

Administrator Maurer congratulated and thanked Ellen Brogno and her entire NPP stakeholder team for the completion of the NPP Implementation Plan and is looking forward to their presentation at the next council meeting. Resolution R 41-22 will approve an agreement with Lightpath to install fiber and provide phone service for Borough facilities saving \$1,000 to \$1,500 a month while increasing bandwidth and improving reliability. He is currently preparing two applications for CDBG funds that will be submitted to the County by Friday's deadline. One is for the paving of North 10<sup>th</sup> Street and the second for construction of handicapped curbs and ramps. Should resolution R 43-22 be adopted, an application will be sent to the County for open space funds to replace the field lighting at Franklin Field. This was a priority recommendation from the Fields Committee appointed last year by then Mayor Goldberg. Resolution R 45-22 will allow us to accept the grant for body worn cameras for \$83,000. Work continues with Laurie Foley and the Council's Finance Committee on the 2022 Budget over the next several weeks in order to have it ready for introduction by the April 6<sup>th</sup> deadline. As a follow-up on the Mayor's comments and that of the engineer on the certified mailing of notices regarding the galvanized water service lines, we have no actual lead service lines in the Hawthorne water utility. 45% of our service lines are galvanized pipe steel coated with zinc that State law has defined as lead, these are the customers who are receiving the notices. Thirty years of testing under the EPA's lead and copper rule has not revealed a lead problem in Hawthorne. The Borough Engineer has stated that our water chemistry is encrusted, meaning over time the pipes are lined with a coating of minerals that minimize contact between the water and the pipes whatever they are made of. Nevertheless, as required by the State, the Borough, over the next 10 years, will replace the galvanized service lines for 2,500 customers estimated at a cost of up to \$20 million. This cost will be passed on to customers in the form of higher rates. The Borough will seek grants and low interest loans to minimize the resultant rate increases. Anyone concerned about lead can simply run the tap water for 45 seconds prior to drinking the water in order to flush out the water in the pipes. All of this information is available on the Borough website at [www.hawthornenj.org](http://www.hawthornenj.org).

Dr. Boswell emphasized that flushing the water in your pipes just moves all of the water in your pipes, there is no lead in it anyway.

Regarding the outside library lighting, Mayor Lane told Dr. Boswell he was able to connect with a company who they got lights from for the lights in the garage bay for Rescue 5.

### **Questions for the Administration**

Councilman Wojtecki asked if the information regarding opting out of the newspaper delivery has been posted on the website yet. Council President Matthews stated it was already posted. He asked for an update on the condition of Lafayette Avenue. Administrator Maurer stated he will follow up with the county again as it's their road and their responsibility. He asked if there are any plans for curb and sidewalk repairs on the roads that PSE&G has dug up particularly May Street, the curbs are in bad shape. Administrator Maurer stated May Street was paved not that many years ago. He asked if there were any plans to postpone the 2022 road improvements just until they finish some of the water repairs. Dr. Boswell stated they were going to try and work around it and there is no reason to postpone it. According to Administrator Maurer, where we do the work may have to be shifted, it does not make sense to pave the streets just to have them dug up again six months later.

Councilwoman Laiosa asked if the line has already been replaced, who gets notified? Administrator Maurer stated they can call the DPW office and let them know. She asked Mayor Lane if he was referring to the NJ Clean Energy Program, he said no. She asked Dr. Boswell for the comments that came back from the DEP regarding the PFOS treatment. Dr. Boswell stated there were four comments under the technical review one of them being the chlorine contact time.

Councilwoman Sasso asked if there was consideration given to installing cameras at the playground. Dr. Boswell stated the pool area includes the playground area.

Councilman Mele asked Mayor Lane to clarify what payments to PSE&G are they referring to. Mayor Lane stated Public Service had given customers a grace period to pay their bills due to COVID, now that grace period is over, if not, service will be turned off.

Council President Matthews asked Administrator Maurer if Lightpath is going to remove the old copper lines that are on the roof so the roof can get repaired. He stated he didn't think the copper lines were on the roof.

Mayor Lane presented Councilman Mele and Councilwoman Sasso with commendations from Senator Lagana, Assemblywoman Swain and Assemblyman Tully of the Senate and General Assembly for their re-election and election, respectively.

Council President Matthews entertained a motion to record the Administrative Agenda, motion by Council Vice President Bennett, seconded by Councilman Wojtecki. Carried on voice vote.

**INTRODUCTION OF ORDINANCES** None.

## **RESOLUTIONS**

### **CONSENT AGENDA: R 39-22 through R 43-22, and R 45 and 46-22**

#### **R 39-22 Introduced by Councilman Mele**

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

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

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

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

#### **R 40-22 Introduced by Councilman Mele**

WHEREAS, application has been made by 142 Goffle Road, LLC, for a person-to-person transfer to it of plenary retail consumption liquor license 1604-33-017-013, which is currently owned by Mitchell Malzberg, Esq., as Assignee for Tutti Amici, LLC, which has consented to the transfer; and

WHEREAS, the license is an inactive "pocket license," not sited at a location, and will remain in such status following transfer to the applicant; and

WHEREAS, the applicant has submitted, in support of its application, all required documentation so as to support the person-to-person transfer, said documentation having been reviewed and approved as to form and content by the Borough Attorney; and

WHEREAS, the Hawthorne Police Department has conducted a background check and has determined there to be no impediment to the person-to-person transfer of said liquor license to the applicant; and

WHEREAS, the applicant caused to be published notice of its application for person-to-person transfer and that the said transfer was to be considered by the Municipal Council of the Borough of Hawthorne, the said notice being satisfactory in the opinion of the Borough Attorney; and

WHEREAS, the Municipal Clerk has advised the Council that no objection to the person-to-person transfer has been received in her office in response to the notice of transfer and that she has received all required paperwork to support the transfer application; and

WHEREAS, the Municipal Council considered the application for transfer at its Regular Meeting of March 2, 2022, hearing from any members of the public wishing to speak as to the same; and

WHEREAS, the Municipal Council considered the report of the Borough Clerk, opinion of the Borough Attorney and findings of the Hawthorne Police Department and finds it may approve the transfer as proposed;

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that it does hereby approve the person-to-person transfer from Mitchell Malzberg, as Assignee for Tutti Amici, LLC, and issuance of plenary retail consumption license number 1604-33-017-014 to 142 Goffle Road, LLC.

**R 41-22      Introduced by Councilman Mele**

WHEREAS, the Borough of Hawthorne requires phone, internet and radio tie-in services for all operations in every Department of the Borough, specifically at four locations identified herein; and

WHEREAS, the Borough currently utilizes Windstream Communications and Verizon for all such services, paying for the same on a monthly basis but without a current contract obligating the Borough to continue such services; and

WHEREAS, the current services have been unsatisfactory and unreliable, specific examples being reliance upon copper by Verizon which is no longer being supported, is being phased-out and has been the subject of substantial price increases each year; unreliable phone service and poor internet coverage; and a failure to interface efficiently between buildings, departments and service types, all leading to a review of the current services by the Borough; and

WHEREAS, the Borough received a proposal from Lightpath to provide such services, with a three-year contract, and incentives including three free months of service over the three-year term and an \$8,000 connection and set-up fee waiver, at a price of \$4,050 per month, which is less than the amount the Borough currently pays for less reliable service; and

WHEREAS, the Borough's retained telecommunications expert, Richard Toornajian of Allegient Wireless, LLC, has reviewed the Lightpath proposal and has recommended the same to the Borough, particularly as it will allow for replacement of copper radio tie-lines which would be incompatible with a planned emergency services communications up-grade about to be undertaken by the Borough; and

WHEREAS, the Borough's phone consultant, Extel Communications, has also reviewed the proposal of Lightpath and recommends the same to the Borough for better data connection, among other things; and

WHEREAS, the Borough's IT consultant, Pascack Data Services, has reviewed the proposal of Lightpath and recommends the same to the Borough based upon increased capacity for data and voice services and greater system reliability; and

WHEREAS, the proposal is for installation of such services at four locations, the Municipal Complex, Fire Headquarters, the Department of Public Works building and the Longview Water Tower, each separate and distinct but each interfacing to an extent with the other, suggesting one integrated system for efficiency purposes; and

WHEREAS, the Administration, for all of the reasons set forth herein, recommends an award of a three-year contract, at a rate of \$4,050 per month, and a total cost of \$133,650 over three years, taking into account the credits and discounts offered by Lightpath; and

WHEREAS, the providing of such services is not quantifiable and capable of being set forth in a bid as the same is extraordinary and unspecifiable and in the opinion of the Municipal Attorney exempt from the requirements of the Local Public Contracts Law, allowing for an award of contract without bid solicitation and compliant with the New Jersey Pay to Play statute; and

WHEREAS, the Chief Financial Officer has certified availability of funds for monthly payment pursuant to the Current Fund of the Municipal Budget, Telephone Charges, Line Item 01-2010-31-4402-081, as to \$3,240, Uniform Construction Code, Line Item 01-2010-22-1952-081, as to \$770, and Water Utility, O/E, Communications, Line Item 05-2010-55-5020-076, as to \$40, so as to allow for the issuance of a purchase order in the total certified amount of \$4,050 per month and total sum of \$133,650 over the three year term;

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that it does authorize the issuance of a purchase order or execution of a contract with Lightpath for phone, internet and radio tie-line services for a three-year term at a rate of \$4,050 per month.

#### CERTIFICATION OF AVAILABILITY OF FUNDS

As required by NJSA 40A:4-57, NJAC 5:30-14.5 and any other applicable requirement of law, I Laurie A. Foley, Chief Financial Officer of the Borough of Hawthorne, have determined that there are available, sufficient funds, not committed to any other purpose, so as to allow for the issuance of a purchase order or contract to Lightpath for monthly payments pursuant to the Current Fund of the Municipal Budget, Telephone Charges, Line Item 01-2010-31-4402-081, as to \$3,240, Uniform Construction Code, Line Item 01-2010-22-1952-081, as to \$770, and Water Utility, O/E, Communications, Line Item 05-2010-55-5020-076, as to \$40, so as to allow for the issuance of a purchase order in the total certified amount of \$4,050 per month and total sum of \$133,650 over the three year term for phone, internet and radio tie-line services.

#### **R 42-22      Introduced by Councilman Mele**

WHEREAS, the County annually receives Community Development Block Grant Funds from the United State Department of Housing and Urban Development to allocate to eligible projects within participating county municipalities; and

WHEREAS, the Borough of Hawthorne is a participating municipality in the County of Passaic's Community Development Block Grant Program; and

WHEREAS, the Borough of Hawthorne has identified as eligible projects: a) the repaving of North 9<sup>th</sup> Street and a portion of North 10<sup>th</sup> Street, and b) the Installation of Sidewalk Handicapped Ramps at various intersections; and

WHEREAS, it is in the best interest of the Borough of Hawthorne to apply for grant funds for these projects;

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Hawthorne that the Borough Administrator is hereby authorized to submit applications to the County of Passaic for Community

Development Block Grant funding for the repaving of North 10<sup>th</sup> Street and the Installation of Sidewalk Handicapped Ramps at various intersections, and if awarded funds, the Borough shall implement activities in accordance with all applicable federal, state and local laws and regulations.

**R 43-22 Introduced by Councilman Mele**

WHEREAS, the Passaic County Board of Chosen Freeholders (hereafter “Board”) provide grants to municipalities for the assistance in acquisition, development, stewardship, and historic preservation from the Passaic County Open Space, Farmland, and Historic Preservation Trust Fund (hereafter “Trust Fund”); and

WHEREAS, the Borough of Hawthorne desires to further the public interest by obtaining funding in the amount of \$200,000.00 from the Board for the County to fund the installation of replacement field lighting at Franklin Field; and

WHEREAS, the Borough has determined the applications are complete and in conformance with the scope and intent of the Trust Fund program and the rules and regulations established pursuant to R20170349, and any subsequent Resolutions passed by the Board governing the administration of the Trust Fund; and

NOW THEREFORE BE IT RESOLVED, BY THE BOROUGH COUNCIL OF THE BOROUGH OF HAWTHORNE THAT:

1. The Borough Administrator is authorized to make application, provide all required information and documents as required, and correspond as necessary for a grant to the Passaic County Open Space, Farmland, and Historic Preservation Trust Fund;
2. That the Borough Administrator is hereby authorized to execute grant agreements and any amendment thereto with the County of Passaic for the installation of replacement field lighting at Franklin Field;
2. That, if the funds provided by the County are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project; and
3. That, the applicant agrees to comply with all applicable federal, State, County, and local laws, rules, and regulations in its performance of the project; and
4. That this Resolution shall take effect immediately.

**R 45-22 Introduced by Councilman Mele**

WHEREAS, the Borough of Hawthorne is obligated to purchase for use by members of its Police Department Body Worn Cameras and has applied for a grant through the State of New Jersey, Department of Law and Public Safety, Office of the Attorney General, under Grant Program SFY21; and

WHEREAS, an award has been made by the State of New Jersey under number 21-BWC-048 in the total State sum of \$83,558 for the period January 1, 2021-December 31, 2025; and

WHEREAS, the Borough of Hawthorne does accept the award as stated, agreeing to comply with all terms and conditions thereof, and does accept the specific grant of funds for the purpose set forth in the application;

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Hawthorne that the Mayor and Borough Clerk are hereby authorized to execute all necessary documents to accept the \$83,558 Grant under SFY21 for the purchase of body worn cameras including specifically the Conditions Sheet and Award Contract incorporated herein by reference as and for the action of the Borough of Hawthorne.

**R 46-22 Introduced by Councilman Mele**

WHEREAS, the nation of Russia has invaded with deadly military force the independent nation of Ukraine in an unprovoked act of hostility that has been condemned by all freedom loving nations; and

WHEREAS, the Municipal Council of the Borough of Hawthorne, with full support of the Mayor and Administration, joins in offering its support for the people of Ukraine against this Russian aggression by encouraging its residents to boycott and refuse to purchase Russian made goods; and

WHEREAS, the Municipal Council further encourages, again with the support of the Mayor and Administration, a refusal on the part of the Borough and its Departments to purchase Russian made goods;

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Hawthorne, with support of its Mayor and Administration, that it does encourage the boycott of Russian made goods by its residents and by its own offices and departments.

Council President Matthews entertained a motion to adopt consent agenda resolutions R 39-22 through R 43-22, and R 45-22 and R 46-22, motion by Councilman Mele, seconded by Council Vice President Bennett.

#### Discussion

Councilman Sciarra thanked Council President Matthews for putting resolution R 46-22 on the agenda. He asked the entire council to vote yes on the resolution and asked the Mayor and Administration to forward the resolution on to the county and local municipalities to adopt the same type of resolution.

On roll call, all voted yes, with the exception of Councilwoman Sass who abstained from R 40-22, motion carried.

#### OFF-CONSENT

##### **R 44-22 Introduced by Councilman Mele**

WHEREAS, an emergency has arisen with respect to the amounts allocated in the 2022 Temporary Operating Budget and/or the 2022 Temporary Water Operating Budget; salary and wages and other expenses due to the permanent budget not yet being adopted, and the 2021 temporary appropriations are inadequate to provide for these expenses for the aforesaid reason, N.J.S.A. 40A:4-20 provides for the creation of emergency temporary appropriations, and

WHEREAS, the said temporary appropriations are limited to 26.25% of the total appropriation in the 2021 budget, exclusive of any appropriations for Debt Service, Public Assistance and Capital Improvement Fund in the said 2021 budget.

NOW, THEREFORE, BE IT RESOLVED, by Municipal Council of the Borough of Hawthorne (not less than two-thirds of the members thereof affirmatively concurring) that in accordance with N.J.S.A. 40A:4-20, that the following temporary appropriations be made and that a certified copy of this resolution be transmitted to the Treasurer for her records.

Streets & Roads O/E		\$ 50,000.00
	Total Current	\$ 50,000.00
Water Operating O/E Capital Improvement		\$ 112,000.00
	Total Water Operating	\$ 112,000.00

Council President Matthews entertained a motion to adopt off-consent agenda resolution R 44-22, motion by Councilman Mele, seconded by Councilman Sciarra. On roll call, all voted yes, motion carried.

#### REPORTS OF SPECIAL COUNCIL COMMITTEES

Councilman Wojtecki reported the next Shade Tree Commission meeting will be held on Monday, March 7<sup>th</sup> at 7:00pm in person.



Councilman Sciarra reported the next Board of Education meeting will be held on March 15<sup>th</sup> at 7:00pm at the Board of Education office. Masks are optional for all attendees. The Board of Education has announced a vacancy on the Board to be filled by a resident of Hawthorne. The appointment term shall run from the date of the appointment through December 31. Any interested residents should send a letter providing information about themselves summarizing their interest in the position. Letters must be sent in by 4:00pm on Monday, March 7<sup>th</sup> to the attention of Cheryl Ambrose, School Business Administrator, in care of the Hawthorne Board of Education, 445 Lafayette Avenue, Hawthorne or emailed to Cheryl Ambrose.

Councilwoman Laiosa reported the Green Team, along with Maureen from the DPW, will be putting out a huge social media campaign to educate residents. Starting on May 4<sup>th</sup> there will be no more plastic bags at any stores or grocery stores. Grocery stores greater than 2,500 square feet will not be able to give out paper bags as well, however, all stores in Hawthorne will be able to give out paper bags. Everyone will be required to go to the stores and grocery stores with their reusable bags. The other ban is for polystyrene where it cannot be sold or offered to be sold as food service products in grocery stores. Any businesses who have polystyrene for take out will not be allowed to give food out in these containers. There are links on the website for a list of suppliers from the New Jersey Business Action Center for alternatives. There is also a ban on straws, you have to ask for a straw, they are not supposed to supply you with a straw. Enforcement for the straw ban falls on the Department of Health, for the polystyrene ban it falls on the DEP, municipalities and any County designated health department. Enforcement is shared with the DEP as they do not have enough people to enforce the law. The 30<sup>th</sup> Annual Cel-earth-bration event will be moved to the pool complex on April 30<sup>th</sup> from 10am to 2pm with a rain date of May 7<sup>th</sup>. The theme will be reusable bags.

Councilwoman Sasso reported the Hawthorne Volunteer Ambulance Corps. is celebrating their 90<sup>th</sup> anniversary with a dinner on March 19<sup>th</sup> at Macaluso's, tickets are still available on their website. In 2021 they answered 1,222 calls with a total of 23,000 volunteer hours. There will be a tree planting at the Library on April 29<sup>th</sup> by the Shade Tree Commission.

Councilman Mele reported there will be a finance committee meeting on March 14<sup>th</sup> at 4:45. On April 28<sup>th</sup> at 5:00pm is the dinner and dress rehearsal sponsored by the Municipal Alliance.

Council President Matthews reported the Planning Board met with one application for a furniture store to be located in the old Corrado's Pet Store.

**CORRESPONDENCE**

C-1 Council President Matthews entertained a motion to record Remington & Vernick Engineers report and ward district map to meet the 2020 Census and Title 40, motion by Councilman Sciarra, seconded by Councilman Mele. On roll call, all voted yes, motion carried.

C-2 Council President Matthews entertained a motion to record new firefighter applicant Michael Brackett to Rescue 5, motion by Councilman Bennett, seconded by Councilwoman Sasso. On roll call, all voted yes, with the exception of Councilman Wojtecki who abstained, motion carried.

**BILLS**

Vendor Name	Description	Amount	Check Id
A-VAN ELECTRICAL	ELECTRICAL SUPPLIES-BORO HALL	\$ 91.95	31010
ACORN TERMITE & PEST CONTROL	YRLY TERMITE & PEST CONTROL	100.00	31004
ACTION DATA SERVICES	2021 W2 FORMS PROCES & REPORTS	4,601.14	31005
ACTION DATA SERVICES	2021 W2 FORMS PROCES & REPORTS	1,150.28	42556
ACTION DATA SERVICES	2021 4QTR TAX FILING	846.40	31005
ACTION DATA SERVICES	2021 4QTR TAX FILING	211.60	42556
ACTION DATA SERVICES	PR PROCESSING PR#3 2/11/22	485.07	31005
ACTION DATA SERVICES	PR PROCESSING PR#3 2/11/22	121.27	42556

AGRA ENVIRONMENTAL SVC	DRAW DOWN-MO. WATER TESTING	1,633.00	42557
AGRA ENVIRONMENTAL SVC	FEE FOR EACH MONTH	840.00	42557
ALBERTA TREE SERVICE, LLC	SHADE TREE FIELD WORK	4,020.00	31006
ALBERTA TREE SERVICE, LLC	SHADE TREE FIELD WORK	3,540.00	31006
ALL AMERICAN FORD	REPAIR TO MARKED VEHICLE 301	4,831.26	31007
AMERICAN HOSE & HYDRAULICS CO	REPAIR R-9	960.00	31008
AMERICAN HOSE & HYDRAULICS CO	REPAIRS C-2 RECYCLING	3,678.44	31008
ASLAN & COMPANY, INC.	POLICE DPT. JANITORIAL SERVICE	834.75	31009
BARNWELL HOUSE OF TIRES	ROAD V-1 TIRES	501.94	31011
BARNWELL HOUSE OF TIRES	TRUCK C-4 TIRES & WHEEL BALAN	311.50	31011
BOB'S TIRES & WHEELS INC	TIRE REPAIRS DPW VEHICLES	139.50	31012
BOB'S TIRES & WHEELS INC	TIRE REPAIRS DPW VEHICLES	25.00	42558
BOSWELL ENGINEERING, INC	RESO51-20 2020 ROAD PROGRAM	442.50	3866
BOSWELL ENGINEERING, INC	RESO51-20 2020 ROAD PROGRAM	759.50	3866
BOSWELL ENGINEERING, INC	2021 ROAD PROGRAM RESO 55-21	1,041.50	3866
BOSWELL ENGINEERING, INC	2021 LOCAL AID PROJECT R56-21	1,998.25	3866
BOSWELL ENGINEERING, INC	MUNICIPAL POOL RESO 77-21	217.00	3866
BOSWELL ENGINEERING, INC	PFOA/PFOS TREATMENT PLAN R125	1,053.00	1253
BOSWELL ENGINEERING, INC	INVESTIGATION OF WELLS	1,193.50	42559
BOSWELL ENGINEERING, INC	ACCESS RD GOFFLE WATER STORAGE	1,000.00	42559
BOSWELL ENGINEERING, INC	ACCESS RD GOFFLE WATER STORAGE	2,351.00	42559
BOSWELL ENGINEERING, INC	PSEF GAS MAIN REPLACEMENT R150	2,069.50	31013
BOSWELL ENGINEERING, INC	PROFESSIONAL ENGINEERING	4,922.00	31013
BOSWELL ENGINEERING, INC	542 GOFFLE RD/SPMG HAWTHORNE	6,944.00	5667
BOSWELL ENGINEERING, INC	542 GOFFLE RD/SPMG HAWTHORNE	2,452.00	5667
BOSWELL ENGINEERING, INC	204 WAGARAW ROAD, LCC	2,866.00	5668
BOSWELL ENGINEERING, INC	2 WAGARAW RD	868.00	5669
BOSWELL ENGINEERING, INC	FOREST AVE REALTY LLC	747.50	5670
BOSWELL ENGINEERING, INC	D&L BUILDERS 202 VAN WINKLE	97.00	5671
BOSWELL ENGINEERING, INC	ROYAL REALTY LLC	314.00	5672
BOSWELL ENGINEERING, INC	204 WAGARAW RD, LLC	1,783.50	5673
BOSWELL ENGINEERING, INC	204 WAGARAW RD, LLC	1,324.00	5673
BRIAN DAVENPORT	SVC CALL IRRIGATION WAG FIELD	210.70	31015
BROWN'S JANITORIAL SUPPLY	JANITORIAL SUPPLIES-BORO HALL	143.31	31016
CANON SOLUTIONS AMERICA INC	COPIER MAINTENANCE-WATER	21.25	42560
CANON SOLUTIONS AMERICA INC	COPIER MAINTENANCE-ROAD	21.25	31017
CAPITOL SUPPLY CONSTR PRODS IN	WATER DEPT GENERAL SUPPLIES	255.53	42561
CINTAS CORP	BORO HALL RUG SRV DOOR MATS	227.79	31018
CIPRIANO ENTERPRISES, INC.	ACCESS ROAD REPAIR GOFFLE HILL	15,510.00	42562
COMMUNICATION SPECIALISTS	RADIO REPAIR FOR V1	72.00	31019
COYNE CHEMICAL	WATER CHLORINATION TABS	10,316.60	42563
DANIEL TEDESCHI	EYEGASS SLEF AND SPOUSE	430.00	31020
DARRYL W. SISS	FEES DECEMBER AND JANUARY	916.66	31021
DARRYL W. SISS	FEES DECEMBER AND JANUARY	916.66	31021
DOOR WORKS INC	DPW GAR DOOR#4	293.05	31022
DOWNES TREE SERVICE, INC.	TRUCK REPAIRS VARIOUS VEHICLES	795.00	31023
DOWNES TREE SERVICE, INC.	TRUCK REPAIRS VARIOUS VEHICLES	230.00	31023
DOWNES TREE SERVICE, INC.	TRUCK REPAIRS VARIOUS VEHICLES	171.25	31023
DRAEGER, INC.	CERTIFIED WET BATH SOLUTION	240.00	150

ELLIOTT LEWIS CORP	HV/AC MAINTENANCE BORO 21/22	445.00	31024
ELLIOTT LEWIS CORP	HV/AC MAINTENANCE BORO 21/22	500.00	31024
ELLIOTT LEWIS CORP	HV/AC MAINTENANCE BORO 21/22	1,385.00	31024
ELLIOTT LEWIS CORP	AMBULANCE BAY-NO HEAT/SERVICED	1,420.06	31024
ELVIN AUTOMOTIVE SERVICES	VARIOUS VEHICLE REPAIRS	848.00	31025
EVERBRIDGE, INC.	2022 NIXLE	3,376.53	31026
FDR HITCHES LLC	TRUCK REPAIRS FOR DPW-WATER	47.86	42564
FDR HITCHES LLC	TRUCK REPAIRS FOR DPW-ROAD	265.40	31027
FDR HITCHES LLC	TRUCK REPAIRS FOR DPW-ROAD	34.18	31027
FREMGEN POWER EQUIPMENT INC	TREE TRUCK SUPPLIES-LOPER ADAP	477.00	31028
FREMGEN POWER EQUIPMENT INC	TREE TRUCK SUPPLIES-LOPER ADAP	55.00	31028
FREMGEN POWER EQUIPMENT INC	TREE TRUCK SUPPLIES-LOPER ADAP	110.00	31028
FREMGEN POWER EQUIPMENT INC	CHAINS FOR ROAD EQUIPMENT	135.00	31028
FREMGEN POWER EQUIPMENT INC	DRAW DOWN CHAIN SAW REPAIRS	174.00	42565
GABRIELLI KENWORTH OF NJ, LLC	2022 KENWORTH T880 TRUCK	120,329.29	151
GABRIELLI KENWORTH OF NJ, LLC	2022 KENWORTH T880 TRUCK	16,300.87	151
GABRIELLI KENWORTH OF NJ, LLC	2022 KENWORTH T880 TRUCK	21,070.54	151
GABRIELLI KENWORTH OF NJ, LLC	2022 KENWORTH T880 TRUCK	41,274.35	151
GABRIELLI KENWORTH OF NJ, LLC	C-4 REPAIRS	4,867.26	31029
GARY TAMBURRO	EYE GLASSES SPOUSE	190.00	31030
GREENDISK, INC.	TECHNO TRASH / RECYCLING	1,149.50	31031
HARRY GORDON	SALT DOME REPAIRS	1,600.00	31032
HOME SUPPLY & LUMBER CO., INC.	MISC PART/SUPPLIES-WATER	31.04	42566
J J KELLER & ASSOC INC	OSHA COMPLIANCE MANUAL - 3 YR	659.00	31033
J J KELLER & ASSOC INC	SHIPPING / HANDLING	21.00	31033
KEITH KOPPENAL	CPR INSTRUCTION & TRAINING	1,900.00	31034
KEY TECH INC	CONCRETE LAB TEST BAMFORD	1,515.00	3867
KONICA/MINOLTA	MONTH MAINT 083116-KON	58.53	31035
L&P INTEGRATORS	WATER AND SEWER SCADA	8,500.00	42568
LAWSOFT, INC	2022 YEARLY MAINTENANCE	10,240.00	31036
LIFE STORAGE	MONTHLY 3/17-4/17	344.00	31062
LOWES HOME IMPRV BUSINESS ACCT	ROAD WATER SUPPLIES	862.37	42567
LOWES HOME IMPRV BUSINESS ACCT	ROAD WATER SUPPLIES	1,151.21	31037
METLIFE	MARCH 2022 TM5001743 0001	303.61	31038
NEW JERSEY FIRE EQUIPMENT CO.	T2 CUTTERS EDGE 16" CHAIN LOOP	240.00	31039
NEW JERSEY FIRE EQUIPMENT CO.	SCBA REPAIRS	60.00	31039
NEW JERSEY FIRE EQUIPMENT CO.	SCBA REPAIRS	139.00	31039
NEW JERSEY FIRE EQUIPMENT CO.	SCBA REPAIRS	213.80	31039
NJLM	NJLM BUDGET WEBINAR	37.50	31040
NJLM	NJLM BUDGET WEBINAR	37.50	42569
NORA C. ADAMS	1/20/22 SPANISH INTERPRET	150.00	31041
NORTHEAST JANITORIAL SUPPLY,	ANTIBACTERIAL/DISINFECTANT	885.52	152
P & A AUTO PARTS, INC	AUTO SUPPLIES ROAD-EQUIPMENT	71.76	31042
P & A AUTO PARTS, INC	AUTO SUPPLIES ROAD-EQUIPMENT	29.10	31042
P & A AUTO PARTS, INC	AUTO SUPPLIES ROAD-EQUIPMENT	14.50	31042
PASCACK DATA SERVICES	TABLET DRUG RECOGNITION EXPERT	708.00	31043
PASCACK DATA SERVICES	IT SERVICES 3/1-3/31	3,059.25	31043
PASCACK DATA SERVICES	IT SERVICES 3/1-3/31	1,019.75	42570
PREFERRED BUSINESS SYSTEMS	INK PAD REPLACE	36.52	31044

PROCOPY INC	CS-508 SERIES COLOR MPF 32PPM	3,815.00	31045
PROCOPY INC	COPIER MAINTENANCE AGREEMENT	921.00	31045
PROCOPY INC	COPIER MAINTENANCE AGREEMENT	921.00	31045
PURCHASE POWER-PITNEY BOWES	POSTAGE MACHINE LINE CREDIT	960.60	31046
RAGNASOFT INCORPORATED	POLICE SCHEDULING PROGRAM	1,885.00	31047
REDICARE LLC	FIRST AID	304.00	31048
REDICARE LLC	FIRST AID	80.07	42571
REDICARE LLC	FIRST AID	80.07	31048
REED SYSTEMS INC	R-9 SALTER PUMP BOX-ELECTRIC	465.50	31049
REED SYSTEMS INC	R-9 SALTER PUMP BOX-ELECTRIC	13.42	31049
RIDGEWOOD PRESS	ENVELOPES	109.00	31050
RIDGEWOOD PRESS	ELECTION DAY SIGNS	534.00	31050
RIDGEWOOD PRESS	GALVANIZED/UNKNOWN PIPE LETTER	16,754.03	42555
RT OFFICE PRODUCTS	PROSECUTOR STAMP	28.95	31051
RT OFFICE PRODUCTS	EXPUNGEMENT ENVELOPES	95.70	31051
SHERWIN WILLIAMS CO.	PAINT FOR MAYORS OFFICE & CONF	44.21	31052
SHERWIN WILLIAMS CO.	PAINT FOR MAYORS OFFICE & CONF	224.63	31052
SOME'S UNIFORM CO. INC	HFD VARIOUS BARS	345.00	31053
SPECTROTEL HOLDING COMPANY LLC	INTERNET BODY WORN CAMERAS	786.25	31054
ST JOSEPH'S REG MED CENTER	CPR CARD PROCESSING FEE	380.00	31056
STAPLES	MAYOR OFFICE CHAIR & SUPPLIES	14.72	31055
STONE INDUSTRIES, INC	ROAD DEPT-STONE SUPPLIES	254.24	31014
STONE INDUSTRIES, INC	ROAD DEPT-STONE SUPPLIES	344.64	31014
STONE INDUSTRIES, INC	ROAD DEPT-STONE SUPPLIES	84.00	31014
SUPERIOR DISTRIBUTORS	SNOW CHAINS	684.71	31057
TANIS HARDWARE	HARDWARE PARTS & SUPPLIES-WATE	201.69	42572
TANIS HARDWARE	HARDWARE PARTS & SUPPLIES-ROAD	1,061.93	31058
TANIS HARDWARE	HARDWARE PARTS & SUPPLIES-SEWE	54.42	31058
TANIS HARDWARE	HARDWARE PARTS & SUPPLIES-ADMI	136.82	31058
TENTCRAFT, INC.	TENT SET UP JOB# 21132895T	1,295.48	31059
TENTCRAFT, INC.	TENT SET UP JOB# 21132895T	4,541.30	31059
TRIMBOLI & PRUSINOWSKI LLC	LEGAL THROUGH 11/25/21	875.00	31060
TRIMBOLI & PRUSINOWSKI LLC	LEGAL THROUGH 1/25/2022	1,172.50	31060
TYREX RESOURCES, LLC	TIRE DISPOSAL / RECYCLING	213.00	5865
TYREX RESOURCES, LLC	TIRE DISPOSAL/RECYCLING	198.00	5865
UGI ENERGY SERVICES, LLC	THROUGH JANUARY 2022	685.02	31061
UGI ENERGY SERVICES, LLC	THROUGH JANUARY 2022	595.79	31061
UGI ENERGY SERVICES, LLC	THROUGH JANUARY 2022	1,676.62	31061
UGI ENERGY SERVICES, LLC	THROUGH JANUARY 2022	137.17	31061
UGI ENERGY SERVICES, LLC	THROUGH JANUARY 2022	260.35	31061
UGI ENERGY SERVICES, LLC	THROUGH JANUARY 2022	145.77	31061
UGI ENERGY SERVICES, LLC	THROUGH JANUARY 2022	1,207.49	31061
UNTOUCHABLE SOUND, INC.	VEHICLE WINDOW TINTING	145.00	31063
USA BLUE BOOK INC	DPW - WATER SUPPLIES	240.55	42573
USA BLUE BOOK INC	DPW - WATER SUPPLIES FREIGHT	20.51	42573
VERIZON	2/6-3/5 156-624-944-00001-31	224.98	31065
VERIZON	2/16-3/15 150-716-970-00001-04	404.32	31064
WALDWICK PRINTING COMPANY	DPW OFFICE - ENVELOPS	177.00	31066
WALDWICK PRINTING COMPANY	RECYCLING RECEIPT BOOKS	100.00	31066

WINDSTREAM	ACT 5494017	2,158.07	31067
WINDSTREAM	ACT 5494017	698.03	42574
	TOTAL	\$391,237.25	

Council President Matthews entertained a motion to approve the bills and forward them to the Treasurer for payment, motion by Councilman Mele, seconded by Councilwoman Sasso. On roll call, all voted yes with the exception of Councilwoman Laiosa who abstained from bills pertaining to UGI Energy Services, Councilman Sciarra who abstained on bills pertaining to Ridgewood Press, Councilman Wojtecki who abstained on bills pertaining to the Fire Department, and Council President Matthews who voted no on Remington & Vernick, motion carried.

**PUBLIC COMMENT**

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

Judy Paquin, 33 Oak Place corner of Post

Ms. Paquin made the Council aware that she got her assessment for the Road Program, she lives on a corner lot, she had already taken care of all of her sidewalks, apron and driveway. She had an oak tree that started pushing up the new sidewalk slab, she called the town and they refused to take down the tree. Now they are taking the tree down and she is going to be charged \$600 for the sidewalk and does not think it's fair. Borough Attorney Pasquale told Ms. Paquin they would look into it.

Seeing no one else, Council President Matthews entertained a motion to close the public portion of the meeting, moved by Councilman Wojtecki, seconded by Councilman Sciarra. Carried on voice vote.

**ADJOURNMENT**

At 8:16pm Council President Matthews entertained a motion to adjourn, motion by Councilman Wojtecki, seconded by Councilman Sciarra. Carried on voice vote.

**THE NEXT COUNCIL MEETING IS  
WEDNESDAY, MARCH 16, 2022 AT 7 PM**