

The regular meeting of the Municipal Council of the Borough of Hawthorne was held on the above date at 7:03pm, in the Council Meeting Room of the Municipal Building, 445 Lafayette Avenue, Hawthorne, New Jersey, with the following present:

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|-----------------------------|------------------------|
| Mayor | John V. Lane |
| Council President | Frank E. Matthews |
| Council Vice President..... | Rayna Laiosa |
| Councilwoman | Anna Marie Sasso |
| Councilman | Dominic Mele |
| Councilman..... | Bruce Bennett |
| 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, and a copy of said schedule has remained on file in the office of the Borough Clerk from and since December 7, 2022.

Borough Attorney Pasquale introduced Nadege Allwaters, the new County Counsel. Ms. Allwaters moved from Vermont with her husband to Hawthorne 15 years ago and has served with the County Counsel for the last 5 years as Deputy County Counsel.

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 Bennett. Carried on voice vote.

ADOPTION OF ORDINANCE

ORDINANCE NO. 2311-23

AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT THE CODE OF THE BOROUGH OF HAWTHORNE TO REVISE VARIOUS RATES SET FORTH IN CHAPTER 220, FEES, SECTION 2, FIRE SAFETY BUREAU, SECTION 3, PARKS AND RECREATION, SECTION 4, BOARD OF HEALTH, VITAL STATISTICS, SECTION 5, ALARMS, SECTION 7, ANIMALS, SECTION 9.1, LANDSCAPERS AND TREE SERVICE PROVIDERS, SECTION 10, LAND USE PROCEDURES, SECTION 11, LAUNDRIES, SECTION 11.1, LIMOUSINES AND LIVERY SERVICE, SECTION 12, PARKS AND RECREATION, SECTION 12.1, SOLID WASTE, SECTION 13, PEDDLING, CANVASSING AND

VENDING, SECTION 14, ROOMING HOUSES, SECTION 15, SEWERS AND SEWERAGE DISPOSAL, SECTION 16, SOIL MOVEMENT, SECTION 17, STORM WATER MANAGEMENT, SECTION 18, COMMUTER AND RESIDENT PARKING, SECTION 19, VEHICLES, USED AND SECOND HAND, SECTION 20, VENDING MACHINES, SECTION 22, BOROUGH CLERK’S OFFICE, SECTION 23, REVENUE AND FINANCE, SECTION 24, RECYCLING DEPARTMENT, SECTION 25, PUBLIC SAFETY AND POLICE DEPARTMENT, SECTION 26, MUNICIPAL COURT, AND SECTION 27, ZONING FEES

BE IT ORDAINED by the Municipal Council of the Borough of Hawthorne, in the County of Passaic and State of New Jersey, that:

Section 1. Chapter 220, FEES, of the Code of the Borough of Hawthorne, shall be and hereby is revised, amended and supplemented by modification of the various fees provided therein so that the same shall read as follows:

220-1 SCHEDULE OF FEES

The following schedule of fees is hereby established with respect to licenses, permits and activities required or regulated under the provisions of various chapters of the code of the Borough of Hawthorne. Applications for and the issuance of such licenses and permits shall be subject to the provisions of the specific chapter of the Code that is indicated for each type of license or permit. The business, activity or operation for which the license or permit is required shall be subject to all regulations set forth in the chapter to which reference is made.

Chapter of Code

Section 220-2. Ch 25, Department of Public Safety, Article IV, Fire Prevention Bureau

Permits Under the Uniform Fire Safety Act and Uniform Fire Code Fee

For inspections required under the Uniform Fire Safety Act, Uniform Fire Safety Code or regulations of the Department of Community Affairs, for which no fee is provided in the Act, Code or applicable regulation, there shall be charged the following annual fees, which shall be payable not later than 30 days after notification of the respective occupant of the assessment of such fee

Occupancies up to 499 square feet	- with key box	\$40
without key box		\$70*
Occupancies 500 to 999 square feet	- with key box	\$55
without key box		\$85*
Occupancies 1000 to 2,999 square feet	- with key box	\$70
without key box		\$110*
Occupancies 3,000 to 4,999 square feet	- with key box	\$85
without key box		\$125*
Occupancies 5,000 to 6,999 square feet	- with key box	\$100
without key box		\$140*
Occupancies 7,000 to 8,999 square feet	- with key box	\$115
without key box		\$165*
Occupancies 9,000 to 10,999 square feet	- with key box	\$130
without key box		\$180*
Occupancies 11,000 square feet and over	- with key box	\$150
without key box		\$200*

- Effective 1/1/2024

Multiple-family dwelling inspections. Fees for inspection of common areas of dwellings consisting of three or more units based on number of common areas for one property

(Use group R-2)

Up to 3 common areas	\$60
4 to 10 common areas	\$75
11 to 20 common areas	\$140
21 to 50 common areas	\$195
51 or more common areas	\$250

Resale, per unit

For applications filed 5 or more days prior to requested inspection date	\$75
For applications filed less than 5 days prior to requested inspection date	\$85

**Section 220-3. Ch 30, Department of Public Works, Parks and Recreation
DELETED**

Section 220-4. Chapter 45, Other Offices and Bodies, Article V, Board of Health

A. Vital Statistics

(1) Marriage license	As set by State
(2) Burial Permit	As set by State
(3) Domestic Partnership Form	As set by State
(4) Transcript or Certified copy of Marriage License, Civil Union License, Domestic Partnership Certificate, Birth Certificate, Death Certificate, or other copy of vital record	\$15
Each additional copy, same day	\$5

B. International Health Certificate \$20

C. Milk Store \$30*

* Effective 1/1/2024

D. Milk Truck \$30*

*Effective 1/1/2024

E. Food and Drink Establishments: Annual fees

(1) Prepared on premises:

a. Restaurants and food establishments 0 to 49 seats	\$225*
b. Restaurants and food establishments 50 seats or more	\$350*
c. Shared Kitchens	\$325*
d. Plan review for all new commercial kitchens	\$300*
e. Risk Type 4 food establishment (in addition to other fees)	\$225*

f. Preparation of food for off-premises sale or delivery, when certificate is requested \$125*

(2) Prepackaged only \$ 60*

(3) Reinspection following conditional, unsatisfactory, or failed first inspection

Initial reinspection	No charge
Second and subsequent reinspection's	\$125*
*Effective 1/1/2024	

F. All other documents, certificates and copies of public records or minutes of the Board of Health or Registrar of Vital Statistics not otherwise provided for:
As per OPRA

G. Other Regulated Businesses: annual fee:

(1) Pet Day Care	\$230*
(2) Public Swimming Pool	\$125*
(3) Tanning Salon	\$125*
*Effective 1/1/2024	

**Section 220-5, Ch 125, Alarms
DELETED**

Section 220-7, Chapter 136, Animals

Annual License Fees

A. Dog License (plus such fee as may be fixed by State Statute or Regulation, payable by the Borough to the State)	\$13.80*
(1) Replacement Fee	\$ 2*
(2) Late Fee after January 31	\$15*
(3) Potentially Dangerous Dog	\$100*
B. Kennels	
(1) Accommodating 10 or fewer dogs	\$75*
(2) Accommodating more than 10 dogs	\$125*
C. Pet Shops	\$75*
D. Cat Licenses	\$10*
(1) Replacement Fee	\$ 2*
(2) Late Fee after January 31	\$15*
*Effective 1/1/2024	

Section 220-9.1, Chapter 287, Landscapers and Tree Service Providers

A. Annual permit for commercial landscaper or commercial tree service pursuant to Section 287-3 of the Code	\$25
B. Annual permit for use of compost facility pursuant to Section 287-5 of the Code	\$25

Section 220-10, Chapter 293, Land Use Procedures

Board of Adjustment

Appeals from decisions of administrative officers	\$300
Application for interpretation of Zoning Map, Ordinance or other special question	\$200
Variances	
Hardship Variance (NJSA 40:55D-70(c))	
Residential	\$250
Other	\$350

Use Variance (NJSA 40:55D-70(d)	
R-1 and R-2	\$300
All other residential uses	\$400
Plus for each unit	\$100
Other	\$750

Ancillary Powers. Whenever an application for a use variance includes any other relief within the authority of the Board under NJSA 40:55D-76(b), there shall be charged an additional fee, in percentage of the fee fixed by this chapter for the Planning Board for such application as follows:

Simultaneous consideration	50%
Separate consideration	100%

Technical Review Escrow Deposit.

1. In addition to the filing fees or any other fees required in this Section, an applicant shall file with the Administrative Officer an escrow deposit fee of adequate funds to cover the costs of professional services in connection with the review of an application for development by planners, engineers, attorneys and other professional and/or experts whose services are deemed necessary with respect to processing the application by the approving authority in order to assure compliance with the provisions of this chapter. Technical review fees shall be calculated in accordance with the actual time required for review at rates set forth in a schedule of professional fees established each year by resolution of the Planning Board maintained in the office of the Borough Clerk and Administrative Officer for public inspection. The administration of technical review escrow deposits and payments made to professionals from said deposits shall be in accordance with the provisions of N.J.S.A. 40:55D-53.1 and Section 13 of P.L. 1991, c. 256.

2. At the time of filing an application for development, the applicant shall pay to the Borough an initial deposit for technical review fees in accordance with this Chapter and as set forth in Chapter 293, Land Use Procedures. The amount shown represents only the initial deposit. An applicant will be required to deposit additional funds when professional costs necessitate. In addition, deposit of escrow amounts may be required even when an initial deposit is not required if professional services become warranted. The amount of such fees shall be determined by the Administrative Officer and may include, but are not necessarily limited to, the following:
 - a. Pre-application conferences.
 - b. Planning Board meetings.
 - c. Special meetings and other extraordinary services required by an application.

3. An application shall not be deemed complete until the application fee and initial escrow deposit have been paid. In the event a project is of a nature that is not expressly included in one of the categories in the Chapter, the amount of the fee and deposit shall be determined by the Administrative Officer applying the standard applicable to other applications most closely resembling the project. Also, additional funds may be required when the original amount is depleted by sixty percent (60%) or more and the application is still in process. The additional amount shall be determined by the Administrative Officer.

Planning Board

Minor Subdivision	
No new lot created	\$250

New lot created	\$350
Major Subdivision	
Preliminary Approval	\$350
Plus per lot created	\$250
Final Approval	\$250
Plus per lot created	\$ 50
Minor Site Plan Review	\$150
Site Plan Review, other than Minor	
Residential	
Single-family, no variance	\$250
Multi-family, no variance	\$500
Plus, per unit	\$ 50
Variance required, add	\$100
Plus, per unit	\$ 50
Non-residential, no variance	\$350
Plus, per 1,000 square feet building area	\$100
Variance required, add	\$250
Final Site Plan	\$250

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depleted by sixty percent (60%) or more and the application is still in process. The additional amount shall be determined by the Administrative Officer.

Section 220-11, Chapter 298, Laundries

A. Annual License	
(1) Laundry	\$150*
(2) Dry-Cleaning Establishment	\$150*
*Effective 1/1/2024	

Section 220-11.1, Chapter 310, Limousines and Livery Services

A. Annual License Fee	
(1) First Vehicle Owned by Operator	\$90*
(2) For Each Additional Vehicle	\$60*
(3) Late Fee for renewal submitted 10 days or more after due date	\$30*
*Effective 1/1/2024	

Section 220-12. Ch. 350, Parks and Recreation

A. Tennis Court	
(1) Tennis Lessons	
(a) 2023	\$50
(b) 2024	\$55
(c) 2025 and beyond	\$60
B. Swimming Pools.	
(1) Admission to public pools.	
(a) Season badge, adults, full season:	
(1) By Mail on or before May 1	\$125
(2) After May 1	\$140
(3) Partial Season, after July 31	\$ 70
(b) Season badge, youth, (12 to 18), full season:	
(1) By Mail on or before May 1	\$115
(2) After May 1	\$125
(3) Partial Season, after July 31	\$ 60
(c) Season badge, junior, (3 to 11), full season	
(1) By Mail on or before May 1	\$115
(2) After May 1	\$125
(3) Partial Season, after July 31	\$ 60
(d) Season badge, family no more than two persons age 21 or older and no more than four under 21, as defined in Chapter 350, full season	
(1) By Mail on or before May 1	\$365
(2) After May 1	\$400
(3) Partial Season, after July 31	\$200
(4) Each additional child in family (youth or junior)	\$ 50
After July 31	\$ 25
(e) Infants under three years of age	free
(f) Senior citizens, 65 or older	free
(g) Health Aide (adult, nonresident)	
(1) By Mail on or before May 1	\$125

- (2) After May 1 \$140
- (3) Partial Season, after July 31 \$ 70
- (h) Day Pass, resident, all ages \$ 20
- (i) Guest Pass (nonresident accompanied by resident):
 - (1) One day \$ 20
 - (2) Saturday, Sunday or Holiday \$ 25
 - (3) Ten day \$150
 - (4) Season, sponsored and accompanied by resident: same rate as individual membership dependent upon age
- (j) Lost badge replacement \$ 10
- (k) Swimming Lessons \$ 75
- (l) Active Hawthorne Volunteer Firefighter, Ambulance Corps Member or DVRT Member
 - Individual Member free
 - Reduction in payment for family pass
 - (1) By Mail on or before May 1 Subtract \$140
 - (2) After May 1 Subtract \$125
 - (3) Partial Season after July 31 Subtract \$ 70
- (m) Family of Resident on Active Military Duty (Family includes spouse and dependent children) free
- (n) The charge for day passes in subsection (h) and one-day guest passes in subsection (i) shall be at half cost for admission to the pool on or after 4:30 p.m.

C. Summer Recreation

For each three-week session or portion thereof (two sessions per summer):

- (1) For the year 2023, payment by preregistration date established annually by the Board of Recreation: \$120 per three-week session, \$60 per week.
- (2) For the year 2024, payment by preregistration date established annually by the Board of Recreation: \$130 per three-week session, \$65 per week.
- (3) For the year 2025 and thereafter, payment by preregistration date established annually by the Board of Recreation: \$140 per three-week session, \$70 per week.
- (4) For the year 2023, payment after the preregistration date: \$165 per three-week session, \$85 per week.
- (5) For the year 2024, payment after the preregistration date: \$170 per three-week session, \$90 per week.
- (6) For the year 2025 and thereafter, payment after the preregistration date: \$175 per three-week session, \$95 per week.
- (7) Late Pickup fee for each child not picked up from the program by the time established for pickup by the Board of Recreation: \$5.
- (8) Bronx Zoo Trip Transportation: \$15 per family, up to two members; \$5 per person for each additional family member.

Section 220-12.1. Ch. 425, Solid Waste

Fees for disposal of certain waste.

A. In addition to any fees set forth in Chapter 425, Solid Waste, as the same may be further described in Chapter 376, Recycling, the following fees shall be payable for disposal of certain materials at the Recycling Center:

- (1) Construction debris. Except as otherwise specified, residents bringing construction debris to the C&D Dumpster shall pay the following charges:

(a) One Carload	\$ 50
(b) Second time, same day	\$ 45
(c) Pick-up Truck	\$ 75
(d) Second time, same day	\$ 50
(e) Cement/Concrete only	\$ 40

(2) Carpets and Rugs. Residents bringing carpets or rugs to the C&D Dumpster shall pay the following charges:

(a) Each carpet/rug length no more than five feet in length and rolled to twelve-inch diameter or less	\$ 5
(b) For each carpet/rug not conforming to the above	\$ 25

Section 220-13, Ch. 361, Peddling, Soliciting and Itinerant Vending

(a) Peddler License	\$ 60*
(b) Transient Merchant License	\$300*
(c) Transient Merchant-Peddler License	\$350*
(d) Plus for each peddler in employment	\$ 40*

*Effective 1/1/2024

Section 220-14, Ch. 388, Rooming Houses

(a) Application	\$150
(b) Annual Fee	\$ 75*

*Effective 1/1/2024

Section 220-15, Ch. 399, Sewers and Sewage Disposal

(a) Sewer Connection, new per dwelling unit	\$3,500
(b) Repair of lateral service fee	\$ 250
(c) Sewer inspections, new and repairs (first inspection)	\$ 60
(d) Sewer inspections, new and repairs (subsequent)	\$ 120

Section 220-16, Ch. 420, Soil, Movement of

A. Excavation/Removal Application	
(1) 800 Cubic yards or less	\$175
(2) 801 to 2000 cubic yards	\$250
(3) Over 2000 cubic yards	\$400

Section 220-17, Ch. 437, Stormwater Management

A. An approximation of the estimated cost of the municipality to have its professional staff and consultants review the proposed project:	
(1) For each 10,000 square feet to be graded or developed as part of the project:	\$600

Section 220-18.1, Ch. 505, Vehicles and Traffic, Article IV, Commuter Parking and Resident Restricted Parking Areas

A. Section 505-29, Nonresident commuter parking stickers

(1) Full Year	\$800*
(2) From and after July 1 each year	\$400*
B. Section 505-28, Resident commuter parking stickers	
(1) Annual Fee	\$ 2
(2) Parking outside regulated area	\$ 10*
*Effective 1/1/2024	

Section 220-19. Ch. 522, Vehicles, Used and Second Hand

A. Used-car lot dealer licenses	
(1) Initial License	\$600
(2) Annual Renewal	\$200*
*Effective 1/1/2024	

Section 220-20, Ch. 522, Vending Machines, Article I, Food and Beverage Vending Machines

A. License	
(1) Vendor	\$125*
(2) Machine, each	\$ 40*
(3) Vending vehicle, annual, each	\$250*
(4) Vending vehicle, two-day license, each	\$ 60*
*Effective 1/1/2024	

When paved streets are dug up to install service, the road opening permit and pavement replacement charges shall also apply.

Section 220-22, Borough Clerk's office fees

A. Reproduction of material	As per State Statute
B. Garage Sale Permits	
(1) First Sale (annually)	\$ 5
(2) Second Sale (annually)	\$ 10
(3) Third Sale (annually)	\$ 20
C. Borough Code Book	\$300
(1) Supplement	\$ 20
D. Zoning Book	\$ 40
E. Zoning Map	\$ 10
F. Borough Maps (free to residents)	\$ 10
G. Master Plan	\$125
H. Master Plan Housing Element	\$ 60
I. Notary Service	\$ 2
J. Nursery School	\$ 75
K. Public Bids	
(1) Estimated value of \$50,000 or less	No Charge
(2) Estimated value of \$50,000 to \$100,000	\$ 30
(3) Estimated value in excess of \$100,000	\$ 50

Section 220-23, Revenue and Finance Fees

A. Duplicate Tax Bill	\$ 5
B. Tax Collector certification of lien redemption	
(1) First Certificate	No Charge

(2) Each additional certificate, same lien	\$ 30
C. Tax Search, current tax year (each)	\$ 10
(1) Each additional year	\$ 2
D. Notary Fee	\$ 2
E. Duplicate Tax Sale Certificate	\$100

Section 220-24, Recycling Department fees

A. Clean-up fees. All fees are in addition to disposal fees.	
(1) Large Clean-up (Roll-off truck)	\$600
(2) Medium Clean-up (Rack-body truck)	\$400
(3) Small Clean-up (Pick-up truck)	\$150

Section 220-25, Department of Public Safety fees

Department of Public Safety

A. Pistol/Firearms Range	
Annual fee for use by other departments based upon size of department	
(1) 1 to 24 officers	\$5,000
(2) 25 to 38 officers	\$7,000
(3) 39 to 55 officers	\$9,000
(4) Over 55 officers	\$12,000
B. Fire Training Center	
Fee for use by other departments	
Base fee, three hours	\$ 50
Fees for specific equipment (material to be supplied by user)	
(1) Smoke-generating unit	\$ 20
(2) Roof Simulator	\$ 50
(3) Rebar Cutting Simulator	\$ 50
(4) Forcible Entry Simulator	\$ 50
(5) Material Live Burn Training Building	\$ 50
(6) Bail Out	\$ 25
(7) Bail Out, Nighttime	\$ 50
(8) Vehicle Live Burn	\$100

Police Department

A. Accident reports	\$0.75
B. Crime reports	\$ 5
C. Discovery	
(1) First 15 pages	\$ 20
(2) Each additional page	\$ 1
D. Photographs	\$ 5
E. Video (other than body-worn camera-must supply tape)	\$100
F. Fingerprints	
(1) Resident	No Charge
(2) Non-resident	\$ 25
G. Firearms ID Card	\$ 50*
H. Pistol Purchaser's Permit	\$ 25*
I. Concealed Carry Permit	\$150*
Share to State	\$ 50*

*Fees set by State of New Jersey and subject to change by State

Section 220-26, Municipal Court fees

A. Public Defender fee	\$200
B. Maximum Fine	\$2,500

Section 220-27, Zoning fees

A. Fences, residential	
(1) Up to \$4,000 in cost	\$ 60
(2) Over \$4,000, per \$1,000 in additional cost	\$ 10
B. Signs, per square foot	\$ 1
(1) Minimum fee	\$60
(2) Temporary sign permit	\$60
(3) Business sandwich-board sign (initial fee)	\$30
Annual renewal fee	\$10
C. Driveways	
(1) Residential, one and two-family	
(a) Up to \$4,000 in cost	\$60
(b) Over \$4,000, per \$1,000 in additional cost	\$10
(2) Commercial, industrial and multi-family	
(a) Up to \$4,000 in cost	\$125
(b) Over \$4,000, per \$1,000 in additional cost	\$ 10
D. Sheds, residential	
(1) Up to \$4,000 in cost	\$60
(2) Over \$4,000, per \$1,000 in additional cost	\$10
E. Temporary Storage Unit Permit	\$60
(1) Extension (each)	\$20

Section 2. All other parts or provisions of Chapter 220 of the Code of the Borough of Hawthorne or any other ordinance or regulation not specifically amended by this Ordinance shall remain in full force and effect.

Section 3. This Ordinance shall take effect twenty (20) days after final adoption and publication as provided by law.

Council President Matthews opened the meeting to the public. He stated if anyone desires 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 Sciarra, seconded by Councilman Bennett. On roll call, all voted yes with the exception of Councilman Wojtecki who abstained. Motion carried.

OLD BUSINESS

Council Vice President Laiosa thanked Mayor Lane for having the police put out the traffic sign for the speeding on Washington Avenue.

NEW BUSINESS

Councilman Wojtecki reported the Aamco on Goffle Road has a row of used cars for sale and stated you are only allowed to sell two cars per year.

ADMINISTRATIVE AGENDA PRESENTED BY MAYOR LANE

Congratulations to Councilman Bennett on being nominated to the Elected Officials Hall of Fame, an honor reserved for governing body members who have served 20 years in an elected municipal office. Bruce, you are a pillar of our community, and I speak for all of us in saying we are honored to serve with you. The Borough has been awarded a \$700,000 grant for the continuation of the streetscape. The plan is to continue with sidewalks and decorative lighting from the library north to McKinley Avenue on both sides of Lafayette Avenue, and possibly an alternate when we go to bid from McKinley to Warburton Avenue on the east side of the street only. The Junior Police Academy started last night, there were a large amount of 7th and 8th graders from Lincoln Middle School. I am glad that our police department has continued this as it is a good program for our young people. I want to thank our Police Department and Officer Jason Minch who is spearheading this program. I received a message from our Prosecutor today pertaining to the appeal that Phil Speulda filed in Superior Court, there will be a Court hearing on May 12th. Our Police Department Traffic Bureau is stressing St. Patrick's Day Safety. Driving drunk is a choice with deadly consequences for you, your passengers, and all motorists sharing the road with you. "Safety Tips" were posted on the Borough Facebook page this morning. Just a reminder that garbage and recycling receptacles or other items to be disposed of can't be placed curbside before 5pm on the day immediately preceding your pickup day, and shouldn't be placed later than 6am on the day of collection. My office has received numerous complaints of containers being placed outside much earlier in the afternoon hours on the day preceding collection. Previously I've alerted you to a scammer in town posing as a representative from PSE&G. I want to thank the resident who called my office to alert us that she believed there was a scammer on her street – our police responded, the scammer was caught, and told to leave town. Again, I cannot express the importance of being aware and alerting the police if something doesn't seem right. If a 'solicitor' does ring your doorbell and you choose to answer the door, ask for their company identification and ask to see their canvassing permit which would have been issued by our Police Department. The Police Department's main number is 973-427-1800. This Friday, March 17th, at 1pm, the library will be hosting an hour-long Cyber Security Awareness program for our senior residents. This same program will be offered to the General Public on Thursday, March 23rd, at 6pm. On Friday, March 24th, at 7pm, the Borough's 125th anniversary date, there will be a program at the high school which will be presented by the 125th Anniversary Committee and the Hawthorne Historical Society with a video presentation, and a short play about the formation of Hawthorne by our high school students, followed by light refreshments. Our library will host a Craft Fair on Saturday, March 25th from 10:30am to 4pm. On Friday, April 7th, the Fire Department's Ladies Auxiliary will be holding a Fish & Chips dinner – this is a "drive-through pick up" at the Boys & Girls Club. For tickets, please call Sharon at 973-427-1646.

REPORTS

Borough Attorney Michael J. Pasquale

Attorney Pasquale reported on major litigation developments.

Affordable Housing Litigation - The first was a decision by Judge Brogan, PJSC, denying an application by a developer named Duegen Development to intervene in our affordable housing litigation, seeking to develop 102 units of housing on the former 1.4-acre Pan Chemical site. The Judge ruled that Hawthorne had already settled with two intervening developers and Fair Share Housing Center and had already been granted approval of those settlements following a Fairness Hearing. He also noted, given the extensive history of contamination at the site and failure to have the same cleaned to a development standard, that the applicant had failed to show that the site was suitable for development of housing. He thanked John Szabo, our planner, and Councilperson Laiosa, for her expertise regarding environmental issues, for their support. On the same front, the Court has set an April 20th status conference to discuss progress made by the Borough in complying with the terms of its Affordable Housing Settlement Agreements. John Szabo, working with Lori Fernandez, Gene DeAugustines and Attorney

Pasquale, have put together two major works in support of that application. The first is a Housing Element and Fair Share Plan, which has been transmitted to the Planning Board for consideration. The second is a compliance report showing the steps Hawthorne has taken to meet its goal.

Gaeta Litigation - The Appellate Division issued a unanimous ruling last Friday upholding Hawthorne's award of a contract for solid waste and recyclable collection services to RTS, which will save the taxpayers \$800,000 over the life of the contract. The Court affirmed the lower court holding that a broker was not precluded from bidding on such services and further that the Council was within its rights to waive a defect in the bidding, specifically the failure to include a list of equipment with its submission, finding it was not fatally defective and did not prejudice the Borough or advantage the bidder. The decision has statewide implications and an appeal to the State Supreme Court is possible.

PFAS Litigation - Attorney Pasquale spoke today to counsel representing the Borough in the bringing of a case against the manufacturers of products containing PFAS. A complaint has been prepared and will be sent to him for final review within the next week. It is expected to be filed before the end of the month. The goal is to recoup all or a portion of the expense of the Borough in remediating its water system.

Zoning Ordinance - Attorney Pasquale addressed the ordinance for introduction tonight, completely redrafting the Borough's Zoning and Land Use Ordinances. He again credited John Szabo, Gene DeAugustines and the Ordinance Committee for working with the Administration on this massive, 270-page undertaking and highlighted the following:

- a. The new ordinance combines Land Use Procedures, Stormwater Management, Subdivision of Land and Zoning under one section.
- b. Tenant review before the Planning Board is formalized. This allows the Board to evaluate and regulate businesses coming in to town but also makes the process simpler and less costly where the use is consistent with the existing use of the property.
- c. Definitions are greatly expanded.
- d. The R-1 zone has been divided to recognize the distinct development differences between the properties located west of Goffle Road and north of Diamond Bridge Avenue and those in other parts of town. This will make it simpler for a homeowner on a 50x100 lot to improve his or her property as it will now be a conforming lot.
- e. Quality of life is addressed through regulation of large vehicles on residential properties, truck and boat parking and storage in residential zones, a ban on Air B & B's, and a permitting process for storage trailers and PODS.
- f. Home Occupations are expanded as more and more people work from home. The key is to keep impact on neighbors minimal and preserve residential districts by regulating the number of employees, delivery vehicles, and how much of the home should be dedicated to the business before it becomes a business and not a home.
- g. Affordable housing settlements are put into place with a change in the B-2 zone to permit two stories of residential over one story of retail/commercial, rezoning of Warburton and Diamond Bridge between Grand and Royal Avenues to permit multifamily housing and a town wide overlay requiring 5 or more units of housing to have an affordable housing set-aside.
- h. Outdoor and sidewalk dining will be regulated to permit the same permanently on a seasonal basis. Business districts will also see greater attempts to encourage compatible designs for signage, awnings, window displays and streetscape looks.

The full ordinance is available on line.

Borough Engineer Dr. Stephen T. Boswell

Dr. Boswell congratulated Councilman Bennett on his 20 years of service.

Louis Bay 2nd Library Lighting Improvements – The new fixtures are on site and the contractor is coordinating with the library when they would like them installed. These lights will exceed the lighting requirement that was put in the spec at no additional cost.

Recreational Field/Facilities Upgrades – Final plans have been provided to the Borough for their comments, they made some comments which have been incorporated and are waiting to hear back on whether they want to do the fence. The work will be performed in June or July.

Franklin Field Lighting Upgrades – We are working with Musco to purchase all the lighting poles, fixtures and foundations directly from them. Equipment would be purchased for delivery in late fall of 2023 for installation after the fall athletic season and the contractor should be set up by then.

Deep Voll Brook Water Main – The water main plans are done and we have now applied to the DEP for an emergency permit.

Recycling Center Compliance – The remediation plan and photographs were provided to a contractor to give us a cost. We will see what that cost is and get two additional costs, it's not going to be much. It was just a small oil spill down at the recycling center.

Sound Barrier and Odor Control – A purchase order has been issued to purchase the odor control equipment and are getting a price from Post & Kelly to run the electric. The one thing they want to work out there with the odor control is it will take refilling these over time, we think that ought to be a function of the composting operator as opposed to the DPW. The sound wall should be designed shortly.

Central Avenue Storm System Study – The study is done. The construction cost estimate will be provided to the Borough this week.

2023 Municipal Aid Project, 5th Avenue and Central Avenue – Hopefully will be out to bid by the first week of April and award on May 3rd.

2023 Road Program – Hopefully will be out to bid by the first week of April and award on May 3rd.

Dr. Boswell stated the other day the EPA announced new rules and those new rules state the recommended guidance level for the PFAs is 70 parts per trillion, they are going to reduce it to four parts per trillion. They are going to have two specific chemicals that they want to go to four parts per trillion, PFOS and PFOA. They are going to have a health index for a combination of four others. So there are now six that are going to be regulated instead of two. Since this Council and Administration has been very out front on this compared to a lot of other towns, once this goes into effect, the lead time for getting these containers is going to become five years because everyone is going to need them. The Borough's project started today with the installation of the pipes. Hopefully, everything will be installed by September but we are hoping it will be earlier than that. The reason why they picked 4 parts per trillion is because it is the lowest level you can reliably detect. It is not based on health science or any study that shows that five parts per trillion would hurt you and four parts would not. It is simply based on the technology of the meters and that is what they are basing it on. Dr. Boswell read the latest information from the EPA about PFAs. "Exposure to PFAs may be harmful to human health. However, research is still ongoing to determine how different levels of exposure to different PFAs can lead to a variety of health effects. Research is also underway to better understand the health effects associated with low levels, especially in children. Exposure to certain levels of PFAS's may lead to certain diseases. The health effects associated with PFAS's are difficult to specify for many reasons. Certain children and adults may have higher exposure to PFAS's." It's the tail wagging the dog. The good news is, our testing has shown that what we are doing is going to work. He complemented the Administration and the Council for being ahead of the curve on this, for doing the pilot test to see what we had in our water and what we have to take out. The good news is, Hawthorne is ahead of the curve.

Borough Administrator Eric Maurer

Ordinance 2312-23 would set 2023 salaries for non-union employees of the Borough. Other than a very small handful of positions, the increases are 2 ¾ percent this year which is far below the inflation we experienced in the past year. The ordinance also increases the clothing allowance for the Hawthorne Ambulance Corps. by \$100 and for the Fire Department by 10% as a recognition of our volunteer first responders. The County Open Space Grant Application for the new football and la crosse bleachers, as authorized at the March 1st Council meeting, was submitted today in advance of the deadline. The Borough also submitted a request today to Congressman Pascrell for a Federal Community Appropriation for an upgrade to our main sewer pump station. The second negotiation session with the UPSEU White Collar Union has been set for next week, no date has yet been set for the UPSEU Blue Collar Union. He thanked the Council for voting on the Fee Ordinance. One of the components of that is having a two-tier rate structure for the swimming pool, people who mail their registrations in by May 1st will receive a lower rate than those people registering afterwards. Work continues with the finance committee and CFO Laurie Foley on a very difficult 2023 Municipal Budget.

Borough Clerk Lori Fernandez

Clerk Fernandez reported some important deadlines for the upcoming 2023 Primary Election on Tuesday, June 6th. All polling locations will be open for in-person voting. Petitions for Council Ward seats from Democrat and Republican candidates must be submitted to me, the Borough Clerk, no later than Monday, March 27th by 4:00pm. The last day to change your political party affiliation is Wednesday, April 12th, fillable forms can be found on our website or in my office. The deadline to Register to Vote or Change Name, Address is Tuesday, May 16th – you can register online at <https://voter.svrs.nj.gov/register> or paper applications are available in my office which will remain open until 9:00pm to receive your applications. Vote by Mail applications must be received by the County Clerk no later than Tuesday, May 30th. Applications are available on our website at www.hawthornenj.org or the County Clerk's website at www.passaiccountynj.org or in my office. As the election draws closer, more details and updates will be provided in April and May. Any questions, feel free to call my office at 973-427-1167.

Councilman Mele asked Borough Attorney Pasquale how outdoor dining pertains to the liquor, do you have to be sitting down drinking and not walking around. Attorney Pasquale stated he doesn't know if there is a specific prohibition but there are regulations to the number of seats that you can have outdoors. If there are occupancy limits, it would not be by the ordinance but by fire code. He asked if the liquor licenses have to be extended, Attorney Pasquale stated everyone has an extended license already. He asked Borough Engineer Boswell if the new EPA rule is going to affect our design of our water. Dr. Boswell stated we have tested for the new chemicals that they are now talking about regulating and he is encouraged by the results and the resins will get better and better with time. The reason why they went with resin is the disposal of it. With activated carbon, they take it and they rinse it and that ends up back in the sewer system. Resin uses thermal destruction which destroys the chemicals. There is more flexibility with using resin and the contact time is less so you can use smaller vessels and you can change the media if you have to. Councilman Mele asked who takes the resin out, Dr. Boswell stated it will all be done by a contractor.

Councilwoman Sasso asked Dr. Boswell if it is possible to get to zero parts per trillion. He stated all of the testing post resin is non detectable on almost every single chemical, it's a very good resin. She asked if the equipment that has been ordered is going to be the same even after the change. He stated it is the same equipment. What could change over time is what type of resin is used, the vessels that the resin goes in will not change. She asked Attorney Pasquale how restrooms are affected with the change in outdoor dining as it increases the capacity to a restaurant. He stated there is nothing that affects the restrooms, the idea with outdoor dining and how it works is when given the option of outdoor dining, outdoor dining increases and indoor dining decreases because kitchen capacity is only so great. You can only serve so many people, there is no requirement for additional restrooms.

Councilman Sciarra thanked Attorney Pasquale for the explanation he provided on the ordinances being introduced tonight. He asked Dr. Boswell since Teflon is the cause of PFOAs, won't the water still continue to be contaminated if they still produce it? Dr. Boswell stated they no longer make PFOA's or PFOS's, they have substituted GenX chemicals which are the new generation but answered yes to his question.

Councilman Wojtecki asked Dr. Boswell why they decided the tree at 80 Genevieve Avenue must be removed. The resident wants to save the tree at all costs. Dr. Boswell stated they do not determine which trees come down, they state which trees should come down and the arborist then confirms that. He stated they will look at it tomorrow.

Council President Matthews reported he heard there is PFOA's in toilet paper. He stated it does have the new chemicals but not the PFOA's or PFOS's as they have been banned.

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

INTRODUCTION OF ORDINANCES

ORDINANCE 2312-23

AN ORDINANCE TO FIX THE 2023 SALARIES, WAGES AND COMPENSATION OF THE EMPLOYEES OF THE BOROUGH OF HAWTHORNE, COUNTY OF PASSAIC AND STATE OF NEW JERSEY.

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

Section 1. The following shall be the maximum salaries of the employees of the Borough of Hawthorne and such salaries shall be paid bi-weekly. When an Employee has scheduled a vacation and during an earned period of such vacation a regular payday would occur, then such Employee may receive a pay check for the payday prior to the commencement of the vacation period, provided such advance payment is approved by the Director of the respective department. Upon any employee leaving the employ of the Borough of Hawthorne, salary will be adjusted to actual days worked.

SALARY ORDINANCE 2023

<u>Position/Title</u>	<u>2023</u>
Mayor.....	7,500.00
Council President.....	5,000.00
Council.....	4,000.00
Borough Clerk/Election Official.....	98,365.00
Municipal Housing Liaison	15,000.00
Deputy Borough Clerk.....	50,000.00
Business Administrator.....	177,441.00
Administrative Assistant-Confidential/NPP Coordinator.....	84,666.00
Administrative Assistant-Confidential/Safety-Compliance.....	66,582.00
Chief Financial Officer/Director Revenue & Finance.....	128,438.00
Deputy Finance Officer.....	66,359.00
Tax Collector/Collector of Rents/Tax Search Officer.....	77,136.00
Tax Assessor.....	29,612.00
Construction Official/Building Sub-code Official F/T	120,000.00
Chief Fire Prevention Bureau Zoning Officer/Local Code Supervisor	95,951.00
Building/Electrical/Plumbing Inspector P/T (per hour).....	40.00
Sub-Code Official/Electrical P/T.....	45,000.00

Sub-Code Official/Plumbing P/T.....	48,087.00
Sub-Code Official/Fire P/T.....	17,500.00
Interim/Substitute Subcode Official.....	50.00
Expedited Inspection/Review (per hour).....	40.00
Extra Duty Inspection/Review (per hour).....	40.00
Building/Electrical/Plumbing Inspector P/T per hour	40.00
Lead Paint Inspector, per inspection	200.00
Sanitary Inspector/Reporting Officer P/T.....	25,662.00
Public Health Nurse (per hour).....	39.48
Health Doctor.....	2,000.00
Fire Chief.....	14,000.00
Clerk, Board of Fire Commissioners (per hour).....	17.50
Chief of Police.....	211,150.00
Secretary – OEM Stipend.....	1,000.00
Deputy Secretary – OEM Stipend.....	500.00
Special 2 Police Officer, per hour.....	20.83
Civilian Dispatcher Step 5	21.06
Civilian Dispatcher Step 4	20.04
Civilian Dispatcher Step 3	19.01
Civilian Dispatcher Step 2	17.98
Civilian Dispatcher Step 1	16.95
Civilian Dispatcher P/T Training Rate (per hour)	15.93
Crossing Guards (per hour).....	19.21
Magistrate.....	46,015.00
Court Administrator.....	75,000.00
Prosecutor.....	34,935.00
Assistant Prosecutor (per session).....	300.00
Public Defender (per monthly session).....	300.00
Court Security P/T (per hour).....	17.54
Secretary - Planning Board.....	7,000.00
Secretary - Board of Adjustment.....	7,000.00
Secretary Special Meetings (per meeting).....	200.00
DPW Administrative Coordinator.....	57,000.00
Recycling Coordinator.....	2,000.00
Recycling Pick-up/Part-time (per hour).....	17.50
Recycling Center Attendant.....	14.40
Municipal Building Custodian (per hour)	18.50
Director of Public Works.....	123,300.00
Superintendent – Public Works.....	108,986.00
Seasonal CDL Driver (per hour)	20.50
Maintenance Worker – Seasonal Fields/Leaves (per hour)	17.50
Secretary Shade Tree (per hour)	17.50
Municipal Alliance Coordinator.....	5,000.00
Director/Secretary Board of Recreation.....	16,000.00
Bus Trip Coordinator	2,000.00
Pool Manager.....	14,300.00
Assistant Pool Manager.....	9,900.00

Head Lifeguard – per hour	19.00
Lifeguard (per hour 40 hours)	18.25
Swimming Pool Office (per hour).....	14.93
Program Director – Recreation.....	4,400.00
Supervisor – Arts & Crafts (per week).....	350.00
Summer Assistant Program Director (per week).....	350.00
Summer Counselor (per hour).....	12.93
Dance Director (per session).....	32.50
Tennis Director (per hour).....	17.00
Tennis Assistant.....	12.93
Supervisor of Umpires (per week).....	166.75
Supervisor of Referees (per week).....	95.00
Referees/Basketball League (per game).....	35.00
Umpires Baseball (per game).....	50.00
Referees/Soccer (per game).....	55.00
Referees/Wrestling (per match).....	27.00
Director, Special Recreation Program (per session).....	53.75
Aerobics Instructor (per session).....	53.75
Temporary/Seasonal/Part-time Help – Miscellaneous	21.00
Videographer	30.00

Section 2. There shall be paid to all Borough Volunteer Firefighters who are certified as having met annually the attendance standards established in the Fire Department Ordinance, \$660.00 annually as a clothing allowance. Qualified retired firemen may receive \$179.00. Firematic officers shall receive the following additional sums: Assistant Fire Chiefs an additional sum of \$900.00, Captains \$330.00, Lieutenants \$230.00, per annum for performing clerical duties and attending meetings in connection with their duties.

Section 3. There shall be paid to all William B. Mawhinney Memorial Ambulance Corps members who attend at least 52 calls for ambulance duty in the current year and who have been certified as having met the requirement hereof and approved by the Mayor \$450.00 annually as a clothing allowance.

Section 4. Salaries and other compensation for Police Officers represented by the Policemen’s Benevolent Association and the Superior Officers’ Association shall be as delineated in their respective Collective Negotiations Agreements that have been approved by the Borough Council.

Section 5. Salaries and other compensation for Civilian Dispatchers represented by the Teamsters Local 11 International Brotherhood of Teamsters shall be as delineated in their respective Collective Negotiations Agreements that have been approved by the Borough Council.

Section 6. Salaries and other compensation for Department of Public Works employees represented by the UPSEU Blue Collar Unit shall be as delineated in their Collective Negotiations Agreement that have been approved by the Borough Council.

Section 7. All White-Collar Union employees shall be paid longevity and other non-salary compensation as delineated in their Collective Negotiations Agreement that have been approved by the Borough Council.

Section 8. The Borough Administrator, after review of requests for expedited or extra duty uniform construction code inspections and reviews, may determine that any sub-code official or inspector may receive additional salary at the rate proscribed in Section 1 of the Salary Ordinance for this purpose.

Section 9. All ordinance and parts of ordinances inconsistent with the provision of this ordinance be and the same are hereby repealed, but only to the extent of such inconsistencies.

Section 10. This ordinance shall take effect twenty (20) days after final passage, provided notice of the same has been duly published all as required by law.

BE IT RESOLVED, this Ordinance 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 April 5, 2023 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 Record once, 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, motion by Councilman Mele, seconded by Councilwoman Sasso.

Discussion

Councilman Sciarra stated he is going to vote for this ordinance but is uncomfortable with it. Council Vice President Laiosa asked what the issue is, Councilman Sciarra stated he wouldn't talk about it at a public meeting. Borough Attorney Pasquale advised him not to talk about an individual but if he wanted to talk about salaries, in general, he could.

On roll call, all voted yes, motion carried.

ZONING ORDINANCE 2313-23

AN ORDINANCE TO REPEAL CHAPTERS 293 LAND USE PROCEDURES, 437 STORMWATER MANAGEMENT, AND 450 SUBDIVISIONS OF LANDS, AND REPEAL AND REPLACE CHAPTER 540 ZONING, ALL BEING SET FORTH IN THE MUNICIPAL CODE OF THE BOROUGH OF HAWTHORNE, PASSAIC COUNTY, NEW JERSEY AND TO CREATE A NEW CHAPTER 540 ENTITLED, "ZONING AND LAND USE DEVELOPMENT ORDINANCE OF THE BOROUGH OF HAWTHORNE."

BE IT ORDAINED by the Governing Body of the Borough of Hawthorne, New Jersey that it does hereby amend and supplement the Code of the Borough of Hawthorne as follows:

SECTION 1. Chapter 293 Land Use Procedures, Chapter 437 Stormwater Management, and Chapter 450 Subdivision of Lands is hereby repealed in its entirety.

SECTION 2. Chapter 540 Zoning is hereby repealed in its entirety and replaced with a new Chapter 540 entitled, "Zoning and Land Use Development Ordinance of the Borough of Hawthorne, the same to read as follows:

Full text (270 page .pdf) is separately set forth on the [Planning Board](#) and [Zoning Board](#) webpages.

SECTION 3. If any section, subsection or part of this ordinance is adjudged by a court of competent jurisdiction to be unconstitutional or invalid such judgment shall not impair or invalidate the remainder of this ordinance.

SECTION 4. This Ordinance shall take effect immediately upon final adoption and publication in the manner prescribed by law.

BE IT RESOLVED, this Ordinance 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 April 19, 2023 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 Record once, 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, motion by Councilman Bennett, seconded by Councilwoman Sasso.

Discussion

Borough Attorney Pasquale added they should have all received an email with amendments that have been made over the last couple of weeks, so their motions should encompass what they originally received in booklet form plus the amendments dated March 13th. On roll call, all voted yes, motion carried.

RESOLUTIONS

OFF-CONSENT

R 46-23 Introduced by Councilman Bennett

WHEREAS, an emergency has arisen with respect to the amounts allocated in the 2023 Temporary Operating Budget and/or the 2023 Temporary Water Operating Budget; salary and wages and other expenses due to the permanent budget not yet being adopted, and the 2023 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 2022 budget, exclusive of any appropriations for Debt Service, Public Assistance and Capital Improvement Fund in the said 2022 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.

General Administration S&W Car Allowance	\$ 300.00
Mayor & Council S&W	\$ 1,500.00
Financial Administration O/E	\$ 3,000.00
Tax Assessment S&W	\$ 2,000.00
Tax Assessment O/E	\$ 6,000.00
Construction Code S/W	\$ 25,000.00
Local Code S/W	\$ 5,000.00
Group Insurance O/E	\$ 150,000.00
Police Dispatch S/W	\$ 10,000.00
Uniform Fire Safety O/E	\$ 5,000.00
Prosecutor O/E	\$ 5,000.00
Recycling Pro – Construction Dumpster S/W	\$ 2,000.00
Garbage & Trash O/E	\$ 120,000.00
Vehicle Maintenance Police	\$ 15,000.00
Environmental O/E	\$ 5,000.00
Transfer Station Dumping Fees	\$ 130,000.00
Social Security – Statutory Expenses	\$ 50,000.00
PFRS – Statutory Expenses	\$ 1,023,401.00
Public Defender S/W	\$ 1,200.00
Library Benefits & Costs	\$ 33,000.00
PERS – Statutory Expenses	\$ 226,620.00

Council President Matthews entertained a motion to adopt off consent agenda resolution R 46-23, motion by Councilman Bennett, seconded by Councilman Mele. On roll call, all voted yes, motion carried.

CONSENT AGENDA

R 47-23 Introduced by Councilman Mele

WHEREAS, the Tax Assessor has recommended the settlement of a real estate tax appeal now pending in the Tax Court of New Jersey, by adjustment of the assessment for the tax years in dispute for the properties listed below 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, in accordance with the memo submitted herewith and made a part hereof.

<u>Property Owner</u>	<u>Property Address</u>	<u>Block and Lot</u>
Chase Bank	329 Lafayette Avenue	Block 106, Lot 2

Council President Matthews entertained a motion to adopt consent agenda resolution R 47-23, motion by Councilman Mele, seconded by Councilwoman Sasso. On roll call, all voted yes, motion carried.

REPORTS OF SPECIAL COUNCIL COMMITTEES

Councilman Wojtecki reported the Shade Tree Commission has many grants in the works for saplings and education at the schools. Upcoming events are Cel-Earth-Bratton on April 22nd, Arbor Day Planting on April 28th, a location has not yet been determined but they are looking at Roosevelt School, April 29th there will be a sapling giveaway at Paul's Motors. There is a Board of Health meeting tomorrow night at 7:00pm.

Councilman Sciarra reported the next Board of Education meeting will be held on April 18th at 7:00pm.

Council Vice President Laiosa reported on April 22nd will be the 31st Cel-Earth-Bratton at Hawthorne High School from 10:00am to 2:00pm.

Councilman Bennett reported the Board of Recreation met and this year the Hawthorne Baseball & Softball Association has just under 300 children registered. The snack stand has been repaired and renovated after the flood damage caused by the broken pipe. There is a new addition to their services, they will be accepting credit cards.

Councilwoman Sasso reported there will be some upcoming fundraisers for the ambulance corps., she also encouraged everyone to attend the upcoming 125th kickoff event next Friday, March 24th. She also reported that Mr. Tony Scordato passed away.

Councilman Mele reported the finance meetings are progressing and they plan on wrapping them up this week.

Council President Matthews reported there was a Planning Board meeting last Tuesday where they heard a scaled-back version of a warehouse expansion on Ethel Avenue that was approved with the neighborhood appreciation as to the applicant's willingness to work with them and cut things back.

BILLS

Vendor Name	Description	Amount	Check Id
A-VAN ELECTRICAL	MISC PARTS & SUPPLIES	\$ 40.69	43035
A-VAN ELECTRICAL	MISC PARTS & SUPPLIES	45.96	32783
A-VAN ELECTRICAL	MISC PARTS & SUPPLIES	68.95	32783
A-VAN ELECTRICAL	MISC PARTS & SUPPLIES	105.74	32783
A-VAN ELECTRICAL	MISC PARTS & SUPPLIES	186.88	43035
A-VAN ELECTRICAL	BLDG PARTS & SUPPLIES	78.16	32783

A-VAN ELECTRICAL	keystone 2x2 flat panel	1,180.00	32783
ACORN TERMITE & PEST CONTROL	TERMITE & PEST CONTROL	275.00	32777
AGRA ENVIRONMENTAL SVC	MONTHLY WATER TESTING	240.00	43034
AGRA ENVIRONMENTAL SVC	MONTHLY WATER TESTING	582.00	43034
AGRA ENVIRONMENTAL SVC	MONTHLY WATER TESTING	72.00	43034
AGRA ENVIRONMENTAL SVC	MONTHLY WATER TESTING	876.00	43034
AGRA ENVIRONMENTAL SVC	MONTHLY WATER TESTING	570.00	43034
AGRA ENVIRONMENTAL SVC	MONTHLY WATER TESTING	75.00	43034
AGRA ENVIRONMENTAL SVC	MONTHLY FEE	860.00	43034
AJ MARBLE & GRANITE LLC	COUNTER TOPS FOR 4 BATHROOMS	3,600.00	32778
ALBERT KREIS	ELECTRICAL INSPECTIONS	96.29	32780
ALBERTA TREE SERVICE, LLC	DRAWDOWN-SHADE TREE FIELD WORK	4,290.00	32779
AMERICAN HOSE & HYDRAULICS CO	EQUIPMT & SUPPLIES	1,382.49	32781
ASLAN & COMPANY, INC.	BATHROOM(4) FLOOR CLEANING	3,000.00	32782
ASLAN & COMPANY, INC.	MONTHLY CLEANING IN PD- 5 DAYS	876.49	32782
ATLANTIC TACTICAL OF NJ, INC	R110-22 RIFLES/SOUND SUPPRESSI	4,044.12	226
ATLANTIC TACTICAL OF NJ, INC	R110-22 RIFLES/SOUND SUPPRESSI	173.76	226
ATLANTIC TACTICAL OF NJ, INC	R110-22 RIFLES/SOUND SUPPRESSI	324.48	226
ATLANTIC TACTICAL OF NJ, INC	R110-22 RIFLES/SOUND SUPPRESSI	621.00	226
ATLANTIC TACTICAL OF NJ, INC	R110-22 RIFLES/SOUND SUPPRESSI	34,470.00	226
BOB'S TIRES & WHEELS INC	DRAW DOWN-TIRE REPAIRS	1,006.00	32784
BOROUGH OF NO HALEDON	SHARED SVC TAX COL JAN-MAR 23	7,500.00	32785
BOSWELL ENGINEERING, INC	PSEF GAS MAIN REPLACEMENT R150	756.00	32786
BOSWELL ENGINEERING, INC	PSE&G GAS MAIN REPLACE R61-22	2,740.50	32786
BOSWELL ENGINEERING, INC	WATER SRV LINES PHASE II R115	1,108.25	1295
BOSWELL ENGINEERING, INC	PFOA/PFOS SYSTEM	5,047.00	1295
BOSWELL ENGINEERING, INC	R195-22 NOISE CONSULTANCY	534.50	227
BOSWELL ENGINEERING, INC	R196-22 FRANKLING FLD LIGHTING	8,503.00	3920
BOSWELL ENGINEERING, INC	R197-22 WATER MAIN RELOCATE	2,744.50	43036
BOSWELL ENGINEERING, INC	PRO ENGINEERING SVC	3,332.50	32786
BROWN'S JANITORIAL SUPPLY	DRAW DOWN-DPW JANIT SUPPLIES	62.87	43037
BROWN'S JANITORIAL SUPPLY	DRAW DOWN-DPW JANIT SUPPLIES	343.43	43037
BROWN'S JANITORIAL SUPPLY	DRAW DOWN-JANITORIAL SUPPLIES	179.06	32787
BROWN'S JANITORIAL SUPPLY	DRAW DOWN-JANITORIAL SUPPLIES	8.08	32787
BURGIS ASSOCIATES, INC	ZONING MAP PRINTING/BINDERS	758.42	32788
CABLEVISION/OPTIMUM	CABLEVISION/OPTIMUM SERVICES	624.56	32789
CABLEVISION/OPTIMUM	CABLEVISION/OPTIMUM SERVICES	34.81	32789
CABLEVISION/OPTIMUM	CABLEVISION/OPTIMUM SERVICES	111.73	43038
CHIEF FIRE EQUIP CO	FIRE EXTINGUISHER REFILLS PD	613.23	32790
CINTAS CORP	DRAW DOWN-BORO HALL RUG SERV	267.33	32791
CK ELECTRONICS, LLC	FIRE HEADQUATERS	500.00	32792
CK ELECTRONICS, LLC	AMBULANCE BUILDING	500.00	32792
CK ELECTRONICS, LLC	NORTH STATION	500.00	32792
CK ELECTRONICS, LLC	DPW GARAGE	500.00	32792
CK ELECTRONICS, LLC	MAIN SEWER BUILDING	500.00	32792
CK ELECTRONICS, LLC	SOUTH WATER STATION	500.00	32792
CLAYTON TURNER	REIMB EYE GLASS SELF	250.00	32793
COASTAL DISTRIBUTION PATERSON	DRAW DOWN-TRANSFER STATION FEE	746.57	32794
COUNTY OF BERGEN	ROAD OPEN BERG CTY GLEN 671 LI	650.00	43040

COUNTY OF PASSAIC	ROAD OPEN	350.00	43039
COUNTY OF PASSAIC	ROAD OPEN PERM 23-00047	350.00	43039
COUNTY OF PASSAIC	ROAD OPENING 23-00069	350.00	43039
DANIEL TEDESCHI	EYE GLASS REIMB SELF	250.00	32795
DANIEL TEDESCHI	EYE GLASS REIMB SPOUSE	190.00	32795
DANIEL TEDESCHI	EYE GLASS REIMB EXAM SELF	115.00	32795
DANIEL TEDESCHI	EYE GLASS REIMB EXAM SPOUSE	75.00	32795
DOOR WORKS INC	DOOR REPAIR	2,630.00	32796
DOOR WORKS INC	DOOR REPAIR	3,150.00	43041
DOOR WORKS INC	RESCUE 5 DOOR REPAIR	463.25	32796
ED FERRAIOLI	REIMB 2021 STAND PLUMBING BOOK	128.99	32797
ELLEN BROGNO	REIMB SUPPLIES MAPS	125.70	32798
ELLIOTT LEWIS CORP	PD SPLIT A/C UNIT	5,794.00	32799
ELLIOTT LEWIS CORP	AIR HANDLER DAMPER	2,185.00	32799
ENGRAVING AWARDS & GIFTS	EST# 412118 AWARD PLAQUES	2,098.55	32800
FDR HITCHES LLC	DRAW DOWN-DPW TRUCK REPAIRS	77.01	32801
FDR HITCHES LLC	DRAW DOWN-DPW TRUCK REPAIRS	602.20	32801
FDR HITCHES LLC	DRAW DOWN-DPW TRUCK REPAIRS	200.87	32801
FOVEONICS DOCUMENT SOLUTIONS	R199-22 DIGITIZE UCC RECORDS	25,773.90	32802
FOVEONICS DOCUMENT SOLUTIONS	R199-22 DIGITIZE UCC RECORDS	2,985.00	32802
FSC LEAK DETECTION	LEAK DETECTION	900.00	43042
GAETA RECYCLING CO, INC.	MARCH 2023	37,348.08	32803
HAWTHORNE AUTO BODY, INC	REPAIRS TO MARKED VEHICLE 304	5,156.31	32804
HAWTHORNE AUTO BODY, INC	ADDITIONAL REPAIRS PER QUOTE	2,125.53	32804
HAWTHORNE AUTO LAB	POLICE VEHICLE REPAIRS	140.01	32805
HAWTHORNE AUTO LAB	POLICE VEHICLE REPAIRS	458.16	32805
HAWTHORNE AUTO LAB	POLICE VEHICLE REPAIRS	108.50	32805
HAWTHORNE AUTO LAB	POLICE VEHICLE REPAIRS	1,301.05	32805
HAWTHORNE AUTO LAB	POLICE VEHICLE REPAIRS	548.11	32805
HAWTHORNE AUTO LAB	POLICE VEHICLE REPAIRS	182.45	32805
HAWTHORNE AUTO LAB	POLICE VEHICLE REPAIRS	377.60	32805
HAWTHORNE BOARD OF EDUCATION	SCHOOL SECURITY JAN 2023	8,993.75	32806
HAWTHORNE MUNICIPAL COURT	FEBRUARY CC FEES 2023	117.57	32807
ID CHECKING GUIDE	DRIVERS LICENSE / ID REFERENCE	129.00	32808
JERSEY ELEVATOR INC	BORO HALL ELEVATOR	182.76	32809
KAPRELIAN CARPET & FLOORING	2ND FLR BATHROOM & ELEVATOR	921.00	32810
KAPRELIAN CARPET & FLOORING	2ND FLR BATHROOM & ELEVATOR	1,273.00	32810
KONICA/MINOLTA	MAINT C5501 55 PPM COLOR	38.85	32811
LANGUAGE LINE SERVICES	LANGUAGE LINE SERVICE	27.20	32812
LANGUAGE LINE SERVICES	FEB 2023 SVC	32.30	32812
LAURIE A FOLEY	REIMB PETTY CASH	29.97	32814
LAURIE A FOLEY	REIMB PETTY CASH	86.58	32814
LAURIE A FOLEY	REIMB PETTY CASH	17.98	32814
LAURIE FOLEY	GLASSES LAURIE	210.00	32813
LAURIE FOLEY	EYE EXAM LAURIE	50.00	32813
LINCOLN LANDSCAPING INC.	PD FALL LEAF CLEAN UP	1,086.25	32815
LINCOLN LANDSCAPING INC.	PD FALL LEAF CLEAN UP	1,200.00	32815
MICHAEL J. PASQUALE, ESQ	AFFORDABLE HOUSING	175.00	2044
MICHAEL J. PASQUALE, ESQ	ORDINANCE 2022 RD PRO LOCAL	87.50	3921

MICHAEL J. PASQUALE, ESQ	MISCELLANEOUS	1,487.50	32816
MICHAEL J. PASQUALE, ESQ	LIQUOR LICENSE	350.00	32816
MICHAEL J. PASQUALE, ESQ	TAX APPEALS	1,137.50	32816
MONTONE REMOD & CONS CO, INC	DRAW DOWN-WATER CATCH BASIN	695.00	32817
MONTONE REMOD & CONS CO, INC	DRAW DOWN-WATER CATCH BASIN	650.00	32817
MONTONE REMOD & CONS CO, INC	DRAW DOWN-WATER CATCH BASIN	550.00	32817
MONTONE REMOD & CONS CO, INC	DRAW DOWN-WATER CATCH BASIN	850.00	32817
NEW JERSEY CLEAN COMMUNITIES	RECYCLING/CLEAN COMM. CONFERNC	134.30	228
NEW JERSEY CLEAN COMMUNITIES	CONFERENCE AWARDS EVENT	50.00	228
NEW JERSEY CLEAN COMMUNITIES	CONFERENCE AWARDS EVENT	110.70	228
NJ DEPARTMENT OF HEALTH	LICENSE NUMBERS 551-615	81.00	6314
NJ MOTOR VEHICLE COMMISSION	REGIS 2021 FORD EXPL POLICE	60.00	32839
NJ MOTOR VEHICLE COMMISSION	REGIS 2022 FORD F250 DPW	60.00	32840
NJLM	QUICK REVIEW BUDGET/FAST	25.00	32818
NJLM	BUDGET,ETHICS,PROCUREMENT	75.00	32818
NORTH JERSEY MEDIA GROUP INC	NOTICE OF ACTION	9.24	32819
NORTH JERSEY MEDIA GROUP INC	ADOPTION	10.56	32819
NORTH JERSEY MEDIA GROUP INC	ADOPTION	11.44	32819
NORTH JERSEY MEDIA GROUP INC	ADOPTION	51.92	32819
NSI NEAL SYSTEMS	DRAW DOWN-WATER WELL EMERG ISS	209.24	43043
ONE CALL CONCEPTS, INC.	DRAW DOWN-DPW MONTHLY MARKOUTS	78.65	43044
ORION EQUIPMENT SERVICE, INC.	R5 PLASMA CUTTER REPAIR	155.75	32820
P & A AUTO PARTS, INC	DRAW DOWN-ROAD AUTO/TRUCK SUPP	8.66	32821
P & A AUTO PARTS, INC	DRAW DOWN-ROAD AUTO/TRUCK SUPP	21.72	32821
P & A AUTO PARTS, INC	DRAW DOWN-ROAD AUTO/TRUCK SUPP	131.20	32821
P & A AUTO PARTS, INC	DRAW DOWN-ROAD AUTO/TRUCK SUPP	7.46	32821
PACT TWO, LLC	WATER SYSTEM IMPROVEMENT R174	294,343.00	1296
PASS COUNTY TRAFFIC OFF ASSOC	PC TRAFFIC ASSOCIATION DUES	50.00	32822
POWER DMS INC	POWER DMS SYSTEM	805.00	32823
PUBLIC SERV ELEC & GAS	ELEC THRU JAN 2023	17,477.05	43045
RECYCLE TRACK SYSTEMS NJ LLC	MONTHLY PICK UP	55,676.00	32824
RECYCLE TRACK SYSTEMS NJ LLC	MONTHLY PICK UP	30,778.43	32824
REDICARE LLC	DRAW DOWN-FIRST AID	150.00	32825
REDICARE LLC	DRAW DOWN-FIRST AID	150.00	43046
REDICARE LLC	DRAW DOWN-FIRST AID	56.00	32825
REDICARE LLC	DRAW DOWN-FIRST AID	56.00	32825
RIDGEWOOD PRESS	SWEATSHIRTS FOR DPW/RECYCLING	510.00	229
RT OFFICE PRODUCTS	REPAIR DB PRINTER	374.00	32826
RUTGERS YOUTH SPORTS RESEARCH	RUTGERS COACHES CLINIC	1,600.00	32827
RUTGERS YOUTH SPORTS RESEARCH	RUTGERS COACHES CLINIC	211.00	32827
RUTGERS YOUTH SPORTS RESEARCH	RUTGERS COACHES CLINIC	5.00	32827
SHOTMEYER BROS FUEL CO	DRAW DOWN-DIESEL FUEL	65.85	43047
SHOTMEYER BROS FUEL CO	DRAW DOWN-DIESEL FUEL	3,876.97	32828
STAPLES	2" BINDERS - BUDGET	29.04	32829
STAPLES	3 HOLE PUNCHED PAPER / REAM	32.15	32829
TANIS HARDWARE	DRAW DOWN-HARDWARE PARTS & SUP	61.58	32830
TANIS HARDWARE	DRAW DOWN-HARDWARE PARTS & SUP	224.24	43048
TANIS HARDWARE	DRAW DOWN-HARDWARE PARTS & SUP	716.72	32830
TANIS HARDWARE	DRAW DOWN-HARDWARE PARTS & SUP	125.98	32830

TAP INTO LOCAL LLC	ADVERTISING	250.00	32831
TULPEHOCKEN SPRING WATER	RECYCLING CENTER WATER COOLER	12.45	32832
TULPEHOCKEN SPRING WATER	RECYCLING CENTER WATER COOLER	17.70	32832
TULPEHOCKEN SPRING WATER	RECYCLING CENTER WATER COOLER	7.00	32832
TYCO ANIMAL CONTROL SERVICES	ANIMAL CONTROL FEB 2023	2,320.00	32833
VERIZON	2/16-3/15/23 1507169700001-04	543.72	32834
VERIZON WIRELESS (N)	387268254-00001 2/24-3/23	608.16	32835
VERIZON WIRELESS (N)	2/26-3/25/23 282699838-000001	211.43	32835
VERIZON WIRELESS (N)	2/26-3/25/23 282699838-000001	211.42	43049
WEIGHTS & MEASURES FUND	TRUCK SCALES REGISTRATION	250.00	32836
WEX BANK	2/7-3/6/23 369-678-349-1	10,450.70	32837
WEX BANK	2/7-3/6/23 369-678-349-1	2,063.36	43050
WITMER PUBLIC SAFETY GRP, INC	T2 FIREHOOKS/SHIPPING	278.00	32838
WITMER PUBLIC SAFETY GRP, INC	T2 FIREHOOKS/SHIPPING	16.00	32838
	TOTAL	\$641,882.12	

Council President Matthews entertained a motion to approve the bills and forward them to the Treasurer for payment, motion by Councilman Mele, seconded by Councilman Sciarra. On roll call, all voted yes, with the exception of Councilman Sciarra who abstained on bills pertaining to Ridgewood Press, and Councilman Wojtecki who abstained on bills pertaining to the Fire Department, 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. Seeing no one, Council President Matthews entertained a motion to close the public portion of the meeting, moved by Councilman Bennett, seconded by Councilman Wojtecki. Carried on voice vote.

ADJOURNMENT

At 7:58pm Council President Matthews entertained a motion to adjourn, motion by Councilman Bennett, seconded by Councilman Wojtecki. Carried on voice vote.

**THE NEXT COUNCIL MEETING IS
OUR BUDGET INTRODUCTION ON
WEDNESDAY, APRIL 5, 2023 AT 7 PM**