

October 7, 2009
Hawthorne, NJ

The Regular Meeting of the Municipal Council of the Borough of Hawthorne was held on the above date at 8:00 p.m., in the Auditorium of the Municipal Building, 445 Lafayette Avenue, Hawthorne, New Jersey. Present were Councilpersons Bennett, English, Matthews, Mele, Sinning, Wojtecki and Bertollo. Also present were Mayor Goldberg, Borough Administrator Maurer, Borough Attorney Pasquale, Director of Revenue and Finance Hewitt, Borough Engineer Boswell and Borough Clerk Witkowski.

FLAG SALUTE

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

STATEMENT

Council President Bertollo stated adequate notice of this meeting had been provided by the Annual Schedule of regular meetings heretofore adopted and posted on the Public Bulletin Board at the Municipal Building, emailed to the Hawthorne Press, Herald News, The Record, The Gazette, and all persons who have requested the mailing of such schedule, and a copy of said schedule has remained on file in the office of the Borough Clerk from and since December 17, 2008.

APPROVAL OF MINUTES

Council President Bertollo entertained a motion to approve the minutes of the Regular Meeting of September 16, 2009, moved by Councilman Mele, seconded by Councilman Matthews. On roll call, all said yes.

PUBLIC COMMENT

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

Seeing no one, Council President Bertollo entertained a motion to close the public portion, moved by Councilman Sinning, seconded by Councilwoman English. On roll call, all voted yes.

ADOPTION OF ORDINANCES

Ordinance No. 1994-09 for Adoption

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF VARIOUS ITEMS OF WATER DEPARTMENT CAPITAL EQUIPMENT AND THE MAKING OF SPECIFIED IMPROVEMENTS, ALL AS SET FORTH HEREIN IN AND BY THE BOROUGH OF HAWTHORNE IN THE COUNTY OF PASSAIC, NEW JERSEY AND APPROPRIATING

\$495,000.00 THEREFOR AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE BOROUGH FOR FINANCING THE SAME.

Public Hearing

Council President Bertollo opened the meeting to the public and asked anyone who desired to be heard to come forward and state your name and address for the record.

No one desired to be heard.

Council President Bertollo entertained a motion that the public hearing on Ordinance No. 1994-09 is closed and that it be resolved that this ordinance was posted on the bulletin board on which public notices are customarily posted and published in the Hawthorne Press. Copies of said ordinance were made available to the general public.

Now, therefore, be it resolved that this ordinance be adopted and the Clerk is authorized to advertise the same according to law.

Council President Bertollo entertained a motion to adopt Ordinance No.1994-09, moved by Councilman Wojtecki, seconded by Councilwoman English. On roll call, all voted yes.

COUNCIL APPOINTMENTS

CA-1 Appointment of Deputy Borough Clerk, Elaine Sweeney, appointed October 7, 2009, effective October 26, 2009.

Council President Bertollo indicated that Council had gone into closed session to discuss a personnel matter, which was the appointment of a new Deputy Clerk, Elaine Sweeney. Ms. Sweeney was a full time employee for the Township of Boonton and was down sized approximately six months ago. Approximately twelve people were interviewed after receiving seventy five resumes. The Council is pleased to introduce the appointment. Council President Bertollo entertained a motion to approve the appointment, moved by Councilman Bennett, seconded by Councilman Sinning. On roll call, all voted yes.

OLD BUSINESS

None

NEW BUSINESS

None

ADMINISTRATIVE AGENDA

Mayor Goldberg reported the following:

1. Mayor Goldberg thanked all volunteers and employees who made Hawthorne Day a success, in particular General Chairman Peter VanderVelde, Vice Chairman Joe Ross, Logistics Chairman Joe Speranza, Advertising Chairman Dan Daly, Entertainment Chairman Joe Carr, Food Chairman Burt Alkes, and Retail Chairman Michele Hyams. Thank you also to Chief Scully, Fire Chief Speranza, Ambulance Corp Chief Houtsma, the Police Auxiliary, Mayor Randy George of North Haledon for sending four police officers and DPW equipment, Passaic County Sheriff Jerry Speziale for sending Sheriff Officers for traffic control and the SLAP team for cleaning on Sunday. Thank you to the Bedrin Group for use of the Merck site for car parking, the Hawthorne Discount Center for overflow parking and for the full page advertisement in the Hawthorne Press. Twenty five people donated blood that day, six hundred compact fluorescent bulbs were distributed, and one hundred and fifty two energy efficient lights were sold.
2. A seasonal flu clinic will be held on October 21st from 9:00 a.m. to 1:00 p.m. Pre-registration is required with the Health Department. Further information may be found on the website, www.hawthornenj.org, with Councilwoman English or Administrator Maurer.
3. In response to a recent letter to editor in the Hawthorne Press regarding the lack of women on Boards within the Borough. There are currently twenty six women serving on Boards within the Borough, four which are chairperson. Mayor Goldberg indicated that he appointed twenty two people in 2009, ten women and twelve men. Women are fairly represented in the Borough.
4. Congratulations to all who participated in the DVRT 5k run.
5. The Borough is beginning to receive applications for the Special Needs program. If you are a member of a senior or civic group and would like to have someone address the group, please call Mayor Goldberg's office. The Borough has a program for seniors living alone called Project Reassure. Once a resident registers with the Police Department, they are required to call into the desk. If a call is not received, the police will check on the resident to ensure they are alright. This is a successful program, which started under Chief Shannon.
6. The Borough calendar has the incorrect date for the Mayor's Halloween Parade, which will be on Friday night, October 30th in the High School Gymnasium at 7:30 p.m. The parade is open to Hawthorne residents and all children, infants through eighth grade. All children must be accompanied by an adult. Prizes will be given for the scariest, most original, and prettiest costume.
7. Mayor Goldberg presented certificates to Hawthorne Day volunteers and Borough employees: Peter VanderVelde, Joe Ross, Burt Alkes, Joe Carr, Dan Dailey, Michele Hyams, Chief Joe Speranza, Charlene Elvin, Gina Brown, Steve Brown, Cathy Dailey, Roseann Davidson, John DiLonardo, Shirley Shortway-English, Chief Robert Scully, Viola Sweeney, and Tom Waespy. These volunteers gathered once a month to make the event happen and is a cross section of Hawthorne. Chairman Pete VanderVelde stated that on behalf of the Committee, they would like to thank the Administration, Departments of the Borough, Police, Fire, Ambulance, DPW, and all corporate sponsors for a great day and next year promises to be even better.
8. Mayor Goldberg presented certificates of appreciation to: the Bedrin Organization, Hawthorne Fire Department, Junior Firefighters, Hawthorne Police Department, Hawthorne Public Works Department, William B. Mawhinney Ambulance Corp, Pastor Jim Bashoven from the Hawthorne Gospel Church, Nina DiLonardo, Rosalee Gastentino,

Steve Hyams, Jeff Kinder, Nicole Mascal, Superintendent Robert Mooney, Steve Ross, Tanya Sanford and Jennifer Scully. Thank you to all sponsors. The Borough was able to put on the event at zero cost to the tax payers. This was truly done as a community event.

9. Mayor Goldberg asked Officer Robert Finstra to receive a proclamation.

WHEREAS, Across the nation, traffic crashes caused nearly 40,000 fatalities in 2008, and are the leading cause of death for young people ages 3 to 34; and

WHEREAS, in New Jersey, 591 individuals lost their lives in traffic crashes in 2008; and

WHEREAS, alcohol-related crashes accounted for 26 percent of the State's traffic fatalities; and

WHEREAS, unsafe speed was a factor in more than 22,000 crashes; and

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

WHEREAS, 78 motorcyclists, 21 bicyclists and 135 pedestrians were killed in New Jersey in traffic-related crashes in 2008; and

WHEREAS, safer driving behaviors such as buckling up, every ride; obeying posted speed limits; avoiding aggressive driving behaviors; never drinking and driving; wearing proper safety gear when riding a motorcycle or bicycle; and focusing solely on driving by avoiding distractions, can dramatically reduce the number of traffic-related injuries and deaths on our roadways.

NOW, THEREFORE BE IT RESOLVED, the Mayor and Council of the Borough of Hawthorne do hereby proclaim October 10, 2009 to be:

“PUT THE BRAKES ON FATALITIES DAY”

Office Finstra stated that Put the Brakes on Fatalities Day is a culmination of all the events that the Borough has had throughout the year. The Borough received grant funding for all of these events: Click It or Ticket, Obey the Sign or Pay the Fine, Over the Limit Under Arrest, which are all national campaigns. These campaigns have been successful in educating people and changing behavior to make roads safer. Motor vehicle crashes claimed 700 lives last year in New Jersey and with the continued support of the Mayor and Council, these programs will continue to make the roads safer for not only New Jersey but for Hawthorne.

Mayor Goldberg called upon Director of Revenue and Finance Hewitt for her report.

Director of Revenue and Finance Hewitt reported on the following:

1. The Borough is preparing to accept the H1N1 grant. Because the Borough did not have all of the figures, the Chapter 159 to make the appropriation in place is not available for this meeting but will be for meeting of October 21st. The grant will be legal and in place before proceeds are put into practice.
2. The Chapter 159 tonight is for \$6,000 for the Over the Limit grant. Director of Revenue and Finance Hewitt commended the Police Department on the amount of grants they have received this year. Officer Finstra is the grant writer for the Police Department.
3. There is a resolution for interfunds, two for \$125,000 and one for \$100,000, which was for a cash flow issue with the Kohler Field. The Borough was waiting for the grant monies to come in and are now paying it back. The same situation exists with utilities, which had a lag between revenues received and bills that needed to be paid. Certain bills need to be paid at the beginning of the year, such as pension.
4. There is a resolution to change the Borough's banking institution. Eight Request for Proposals were sent out. The Borough received three bids, two responses that declined to respond due to the economy and the remainder did not respond. The offer received was outstanding. The change will begin November 1st with all TD accounts being closed by the end of January. Letters will be sent out to check holders who have not cashed their check by the end of December, indicating they will need to have their check re-issued by Columbia.
5. Director of Revenue and Finance Hewitt attended a tax lien bankruptcy seminar. Director Hewitt indicated that the seminar was very educational, reviewing the Borough's liability, proof of claims, and amortization schedules.
6. Director of Revenue and Finance Hewitt indicated that there will be a closing of the sale of bond anticipation notes tomorrow, October 8th. The winning proposal was TD Securities for the note amount of \$1,560,000. The bid, which was the lowest, was 2% with a premium of \$4,539.60, bringing the net interest cost down by 1.0782%. A lower bid was submitted but could not be received since it was submitted a half an hour after bidding had closed. An official report will go out next week.

That concludes Director of Revenue and Finance Hewitt's report.

Mayor Goldberg called upon Borough Attorney Pasquale for his report.

Attorney Pasquale reported on the following:

1. Congratulations to Mayor Goldberg and the Hawthorne Day Committee on a wonderful Hawthorne Day. Thank you to the Police Department and Ambulance Corp. for their help in assisting Borough Attorney Pasquale's father.
2. K Hovnanian/Lafayette Hills have filed their response. The Borough has been ordered by the judge to attempt to mediate the matter. The Borough will participate in the mediation and will indicate what needs to be fixed.
3. By the end of the year, the Borough will be at the codification process with the code book so that next year the code book will be recodified entirely with the exception of zoning and vehicles and traffic, which are large sections. The current code will then be on-line.
4. The Paterson lawsuit has come to a halt, largely because of the volume of tax appeals and is not expected to move quickly.

5. Pete Tenkate researched the three ordinances that the DEP required the Borough to adopt. The same conclusion was made, which is that there is no statutory authority that requires the Borough to adopt the ordinances. Until the DEP can give statutory or regulatory authority, Borough Attorney Pasquale recommends not to move forward with the ordinances. Council President Bertollo stated that this is the second time this has happened and requested that due diligence be performed whenever an ordinance is received by the DEP.

That concludes Borough Attorney Pasquale's report.

Mayor Goldberg called upon Borough Engineer Boswell for his report.

1. HVAC work in the Municipal Building is completed. A final punch list is being prepared.
2. The September 23rd meeting for the Christian Health Care Center was cancelled and has not been rescheduled. Bergen County Engineering is meeting with adjacent property owners regarding the signal design and the effect on the properties on Sicomac and Cedar Hill Avenues.
3. Goffle Brook Stream Bank Stabilization-Menke & Menke, the historical landscape architects are working on the landscape plans.
4. Borough Engineer Boswell discussed the Goffle Hill Force Main with Shabad Amad from DEP Infrastructure Trust Fund. The State is first reviewing those plans that qualify for a grant, which the Borough does not. The Borough qualified for 75% low interest, 25% no interest loan. The State has to review the plans before the Borough can bid and indicated they would be finished reviewing the grant plans by the end of October. All other plans will be reviewed at that time, with the Borough's plans being reviewed in the second round. There is a bid black out date between November 6th and December 18th unless it has already been approved. In conclusion, the earliest that the Borough can bid will be December 19th.
5. Ridgewood Water-The Borough is still waiting for the DEP to accept that Hawthorne Water can provide the necessary fire flow protection without an additional tank. If all gets approved by the DEP, the Borough can move ahead with the project of combining the water project with the drainage improvement project.
6. The Arcadis soil movement permit has been approved. A pre-construction will be held soon to ensure all the regulations are understood.
7. Chlorine Conversion-The GIS mapping has been completed and Dan Tedeschi has provided the necessary water data, which has been submitted.
8. SCADA-There is a meeting scheduled with Rapid Pump, ITS, Emerson/Bristol and Dan Tedeschi for October 15th to determine what action needs to be taken.
9. Drainage Improvement Project-Soil borings will be done on October 13th.
10. The UST was removed on September 21st and contaminated soil was observed. Excavation could not continue due to a Public Service transformer. The soil was put back in, with clean soil on top and a liner between the two. The lab results on the soil that was sent out are expected back on October 12th. Upon receipt, the Borough will be provided with a revised scope and associated costs. The problem appears to be that the overflow vent was hooked to the fill line, which means as it filled it spilled.
11. Borough Engineer Boswell provided Attorney Pasquale a structural engineering report on a resident's retaining wall.

12. 2009 Road Program-Central Avenue is completed with the exception of area where the water main needed to be fixed. Work will be done to patch the area. Ekings, Eleventh, Florence, Cornell and McKinley Avenues are complete. The curb work on Van Winkle is complete. Curb work on Beverly, Fairview and Laurel will be completed by the end of the week. By Thursday, October 8th or Friday, October 9th, weather permitting, milling and paving should also be completed. Approximately thirty handicap ramps are left remaining as a part of the Community Development Block Grant, which will be in the next phase. There are discussions with Passaic County in regard to a road opening permit for the handicap ramps on Goffle Hill Road, which was recently paved.
13. There was a repair done by Rapid Pump that could allow vandalism. Rapid Pump agrees and will replace the repair at their cost.
14. There has been a constant issue at 145 Highview Terrace, which is that the sidewalk comes out into the street. The homeowner did not want a curb step up to the sidewalk so the sidewalk finishes flush with the street. As a result, there is no curb to prevent water from going from the gutter on to the sidewalk. Borough Engineer Boswell recommends that the curb be put back in and to re-grade the sidewalk. The homeowner does not agree and has asked that the Borough mill down deeper and then pave. There are three possible actions: 1) do nothing 2) put the curb in 3) mill down and attempt to put asphalt down. Borough Administrator Maurer stated that the house is downhill from the road and because there is no curb, water goes to the front of the house since the sidewalk is perpendicular to the street. Councilman Wojtecki asked if the first ten feet is Borough property. Engineer Boswell indicated that is and that the work can be done now as a part of the road program. The correct engineering rectification is exactly what the homeowner does not want. Councilman Wojtecki asked if there were other handicap issues that were not known. Borough Engineer Boswell stated that the homeowner did not want the step because they did not want to step up. Borough Engineer Boswell indicated that he would like to have the Council allow Administrator Maurer or Mayor Goldberg to make a decision while the contractor is still doing work in the area. Council President Bertollo asked what the width of the sidewalk was. Engineer Boswell indicated that it is a four foot sidewalk with the drop curb being 48 inches. There is a regular curb with a reveal of 6 inches and then there is a drop curb as if it is a driveway and the sidewalk comes down through that drop curb. Discussion continued in regard to the drop curb and the water flow. Council President asked if Director of Public Works Clementi could look at the situation and make a recommendation. Council agreed that if Administrator Maurer talks with the homeowner and they agree to the work that Borough Engineer Boswell recommends the work will be completed as a part of the road program.

That concludes Borough Engineer Boswell's report.

Mayor Goldberg called on Borough Administrator Maurer for his report.

Administrator Maurer reported on the following:

1. The Water Department is undertaking the annual hydrant flushing program and will go from October 1st through early November. Crews will be working each day from 7:00 a.m. to 3:30 p.m. The flushing removes harmful materials that collect in the water main and is a part of routine maintenance to ensure high water quality. Water will be

available, however there may be temporary water discoloration. Residents should wait until the discoloration goes away, usually a few hours, before washing clothes and dishes. If there are problems, residents may call the Water Department at 973-427-2501.

2. Annual leaf collection will begin curbside on November 2nd. The schedule is on the website and has been mailed out to residents. Bag leaf collection will begin November 3rd yard waste day, and will be done every week on the regular yard waste day. Curbside collection will only be done three times. Bags are available at the recycling center on October 19th with the first fifteen bags being free for residents.
3. Garbage disposal bids will be received on October 28th for Hawthorne and the other eight towns that participate in the Mid Passaic County Cooperative Pricing System. The Borough was waiting for the State Comptroller to approve the bid specs because of the dollar value of the combined bid.
4. Work on the pool drain is scheduled to begin next week. Public Works Director Clementi is concerned about the valves and piping that are in the line. The Borough will be looking for recommendations on whether work should be done before next season.
5. The presentation to the County Open Space Committee for the Veteran Field lights was well received.
6. The Borough received a check for \$74,750 from the North Jersey Health Insurance Fund, which represents a surplus from prior years. The Borough has received a check every year and represents a savings versus the nominal premiums that are paid. The money goes into Miscellaneous Revenues and helps to rebuild the Borough's surplus.
7. There is an article this month in the League of Municipalities Magazine regarding the State's pension system. There is separate accounting for the local and State PERS. The State has approximately 30% of the membership. There are earnings and/or losses on the investments of the pension system. In 2006 and 2007 when the investments made money, the State, which does the accounting, was given 38% of the earnings. In 2008, when the investments lost money, the State was assessed only 17% of the loss. Over time, this will affect the amount that municipalities pay into the PERS. The League of Municipalities will be looking into the issue. The State claims they are looking into the property tax issue but actions such as this place more burden on local governments, which then places them on property taxes.

That concludes Administrator Maurer's report.

Councilman Wojtecki stated that the winners of the Louis Bay scholarship were posted in the League of Municipalities Magazine and asked if they could be posted to the Borough website.

Councilman Wojtecki stated that the light at Wagaraw and Lincoln Avenue has not helped traffic in any way. Mayor Goldberg indicated it was because there is no leading left. Councilman Wojtecki requested that this issue be readdressed with Bergen County. Borough Engineer Boswell indicated he would call Bergen County tomorrow. Council President Bertollo stated that there was supposed to be a year study but the light has had no effect on traffic.

Councilman Wojtecki congratulated the DVRT participants and results may be viewed on www.hawthornerun.org.

Councilman Wojtecki thanked Officer Geir and the Fire Department, who responded to a neighbors call for assistance.

Councilman Sinning indicated that he was aware of the water main issue with Central Avenue. Borough Engineer Boswell stated that the situation could not have been prevented. Council President Bertollo indicated that this reinforces the fact that a vibration roller should be used as opposed to a traditional roller to complete paving.

Councilman Matthews requested Borough Engineer Boswell to investigate why handicap ramps were not installed on the corner of Cornell and Utter Avenue.

Councilman Matthews asked if paving could be done in a couple of depressed areas, one being the intersection of Ninth and Van Winkle Avenues. Borough Engineer Boswell indicated that it could be completed. Councilman Matthews stated that the paving on Ruth and Florence Avenues is not completed. Administrator Maurer stated that he received a report that the work had been completed. Councilman Matthews indicated he would double check.

Councilman Mele asked Borough Engineer Boswell about the timing of the planting by the brook. Engineer Boswell stated that it should have been done by the end of September but it is up to the historical landscape architect. The project should not take long but there have been many delays. Councilman Sinning stated that they were working on the pond today. Council President Bertollo stated that the work had to do with raising the bank.

Council President Bertollo asked Administrator Maurer to continue to follow the story about the pension plan and if necessary the Council will pass a resolution to tell the State how displeased the Borough is with their actions.

Council President Bertollo congratulated Mayor Goldberg on the success of Hawthorne Day, as it was a wonderful day that was enjoyed by all.

Council President Bertollo entertained a motion to record the Administrative Agenda, moved by Councilman Matthews, seconded by Councilwoman English. On roll call, all voted yes.

ORDINANCES AND RESOLUTIONS

Ordinance No. 1997-09 for Introduction

AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT CHAPTER 210 OF THE CODE OF THE BOROUGH OF HAWTHORNE VEHICLES AND TRAFFIC SO AS TO PROHIBIT PARKING ON CERTAIN STREET IN THE BOROUGH OF HAWTHORNE AND TO REVISE ARTICLE VII, SCHEDULE XIII, AND ARTICLE VII, SCHEDULE XVI, SO AS TO ADD THERETO CERTAIN ADDITIONAL LOCATIONS

BE IT RESOLVED, that Ordinance No. 1997-09 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 November 4, 2009, and at said time and place all persons interested will be given an opportunity to be heard concerning

the same, and the Clerk is hereby authorized and directed to publish said ordinance in the Hawthorne Press once, at least one week prior to said hearing, with a notice of its introduction and of the time and place, when and where said ordinance would be considered for final passage.

Council President Bertollo entertained a motion to approve introduction, moved by Councilman Matthews, seconded by Councilman Mele. On roll call, all voted yes.

CONSENT AGENDA –MR-1, R-1 through R-11

MR-1 Resolution, Introduced by Councilman Bennett

HANDICAP PARKING SPACE

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

1. The words and phrases used herein shall have the same meaning respectively ascribed to them in Subtitle 1 of Title 39 of the Revised Statutes of New Jersey.
2. Pursuant to the Authority granted under N.J.S.A. 39:4-197.6, the following location is hereby designated as a restricted parking space for use by persons who have been issued special vehicle identification cards by the Division of Motor Vehicles. No other person shall be permitted to park in this space.
3. The parking space will be located on the south side of Westervelt Avenue beginning one hundred and thirty-five feet (135') east of the southeast corner of North Eighth Street and extending twenty-two feet (22') east in front of the residence known as Block 2 Lot 14 (also known as 28 Westervelt Avenue) as shown on the Borough Tax Map.
4. The Police Department is hereby directed to have proper signs calling attention to the provisions of the resolution erected or placed upon said street.
5. This resolution shall take effect on adoption and posting of the signs required above.

R-1 Resolution, Introduced by Councilman Bennett

Resolved: To ratify the actions of the Municipal Council of the Borough of Hawthorne payroll dated September 25, 2009.

Check #

CURRENT

54461

\$247,349.18

FUND		
WATER OPERATING FUND	15018	\$39,186.14
OTHER TRUST II FUND	6600	\$8,426.80
TOTAL PAYROLL		<u>\$ 294,962.12</u>
WATER OPERATING FUND TO PAYROLL/FICA	15019	\$14,150.95
TOTAL FICA		<u>\$ 14,150.95</u>

R-2 Resolution, Introduced by Councilman Bennett

WHEREAS, an appeal was filed with the New Jersey State Tax Court for a reduction of the assessed value of property and a settlement was agreed upon as follows:

<u>Block/Lot</u>	<u>Original Assessment</u>	<u>Judgement</u>	<u>Difference</u>	<u>Overpayment</u>
2007				
104/17	\$850,000.	\$750,000.	\$100,000.	\$4,279.00
CEM ASSOCIATES, 304 Lafayette Ave. Hawthorne, N.J.				
2008				
104/17	\$850,000.	\$650,000.	\$200,000.	\$8,974.00
CEM ASSOCIATES, 304 Lafayette Ave. Hawthorne, N.J.				

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that the Treasurer be authorized to issue a refund for the overpayment of taxes to CEM ACCOCIATES for 2007 and 2008 in the amount of \$13,253.00 in accordance with the state judgment.

R-3 Resolution, Introduced by Councilman Bennett

WHEREAS, an appeal was filed with the New Jersey State Tax Court for a reduction of the assessed value of property and a settlement was agreed upon as follows:

<u>Block/Lot</u>	<u>Original Assessment</u>	<u>Judgement</u>	<u>Difference</u>	<u>Overpayment</u>
2008				
170/1	\$1,150,000.	\$980,000.	\$170,000.	\$7,627.90
Michael I. Schneck, Trustee for The C Group 242 Fifth Avenue, Hawthorne, N.J.				

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that the Treasurer be authorized to issue a refund for the overpayment of taxes to Michael I. Schneck, Trustee for The C Group for 2008 in the amount of \$7,627.90 in accordance with the state judgment.

R-4 Resolution, Introduced by Councilman Bennett

WHEREAS, an appeal was filed with the New Jersey State Tax Court for a reduction of the assessed value of property and a settlement was agreed upon as follows:

<u>Block/Lot</u>	<u>Original Assessment</u>	<u>Judgement</u>	<u>Difference</u>	<u>Overpayment</u>
2008				
281/29	\$956,200.	\$800,000.	\$156,200.	\$7,008.69

Michael A. Vespasiano, Trustee for Hessam Kassai et al 1132 Goffle Rd., Hawthorne, N.J.

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that the Treasurer be authorized to issue a refund for the overpayment of taxes to Michael A. Vespasiano, Trustee for Hessam Kassai et al for 2008 in the amount of \$7,008.69 in accordance with the state judgment.

R-5 Resolution, Introduced by Councilman Bennett

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

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

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

SECTION 1

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that the Borough of Hawthorne hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2009 in the sum of \$6,000.00 which item is now available as revenue for the Over the Limit 2009 Crackdown Grant Program.

SPECIAL ITEM OF REVENUE OFF-SET WITH APPROPRIATIONS
 Over the Limit 2009 Crackdown Grant \$6,000.00
 pursuant to the provision of the statute; and

SECTION 2

BE IT FURTHER RESOLVED, that a like sum of \$6,000.00 be and is hereby appropriated under the caption of:

OPERATIONS EXCLUDED FROM "CAPS"
PUBLIC AND PRIVATE PROGRAMS OFF-SET BY REVENUE
Over the Limit 2009 Crackdown Grant \$6,000.00

SECTION 3

BE IT FURTHER RESOLVED, that the above is the result of funds due to the Borough of Hawthorne from the State of New Jersey that were not available at the time of the adoption of the 2009 budget and are now available by law.

R-6 Resolution, Introduced by Councilman Bennett

AUTHORIZING THE FILING OF AN APPLICATION FOR FUNDING AND THE EXECUTION OF AN AGREEMENT WITH PASSAIC COUNTY, DIVISION OF ALCOHOLISM, DRUG ABUSE AND ADDICTION SERVICES

WHEREAS, the County of Passaic, Division of Alcoholism, Drug Abuse and Addiction Services, is seeking applications from municipal alliances for funding; and

WHEREAS, the sum of \$27,200.00 has been allocated for the Hawthorne Municipal Alliance for the Prevention of Alcoholism and Drug Abuse for the year 2010; and

WHEREAS, a condition of the grant requires that the Borough provide and In-Kind match of \$20,400.00, and a Cash Match of \$6,800.00.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Borough of Hawthorne accepts the grant from the County of Passaic, Division of Alcoholism, Drug Abuse and Addiction Services for the year 2010 in the amount of \$27,200.00 broken down as follows:

County Grant	\$27,200.00
Cash Match	\$ 6,800.00
In-Kind Match	\$20,400.00

BE IT ALSO RESOLVED, that the Mayor and Municipal Clerk are hereby authorized to execute a grant application agreement and any other documents with the County of Passaic, Division of Alcoholism and Drug Abuse that may be required to accept and implement this grant.

R-7 Resolution, Introduced by Councilman Bennett

WHEREAS, the Director of Finance and the Finance Committee of the Municipal Council have recommended that proposals be requested from local banking facilities to ascertain that the Borough of Hawthorne is receiving maximum value in earned interest and banking services; and

WHEREAS, of the three banks that responded to our proposal, Columbia Bank offered a complete package of banking services equal to or greater than the current services received by the Borough and an interest rate, based on the Federal Fund Target Rate, in excess of the rate currently received by the Borough and the rates offered by the other responders to our proposal for banking services.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that they accept the proposal put forth by Columbia Bank as recommended by the Chief Financial Officer and the Finance Committee of the Municipal Council.

R-8 Resolution, Introduced by Councilman Bennett

WHEREAS: There appears on the tax record an overpayment caused by duplicate payment; and

WHEREAS: the Collector of Taxes recommends the refund of said overpayment for the 3rd quarter of 2009,

NOW, THEREFORE, BE IT RESOLVED: By the Municipal Council of the Borough of Hawthorne that the Treasurer be authorized to issue a refund to the Tax Service listed below:

<u>Blk/Lot</u>	<u>Name and Address</u>	<u>Amount</u>
136/3	First American Tax Service 85 Arlington Ave.	\$2,089.52

R-9 Resolution, Introduced by Councilman Bennett

WHEREAS, 2009 Treasury records reflect certain interfund account balances as of September 30, 2009 that require account transfers in order that these interfunds be liquidated.

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

From	To	Amount	
Current	Municipal Court	900.00	Check Error
General Capital	Current Fund	125,000.00	CYInterfund
General Capital	Current Fund	39,123.84	Grant Funds
Water Operating	Current Fund	100,000.00	CYInterfund

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that the Treasurer be and is hereby authorized, to liquidate said interfunds by transferring the above referenced amounts to and from the appropriate funds.

R-10 Resolution, Introduced by Councilman Bennett

RESOLUTION AUTHORIZING INTERLOCAL AGREEMENT WITH
THE CITY OF PATERSON FOR HEALTH SERVICES

WHEREAS, the Borough of Hawthorne desires to enter into a contract with the City of Paterson for the furnishing of certain health services for July 2009 through June 2010, pursuant to N.J.S.A. 26:3A2-1 et seq. and N.J.S.A. 40:8A-1 et seq.; and

WHEREAS, such services have been satisfactorily provided by the City of Paterson in previous years.

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Hawthorne shall enter into a contract for the provision of certain public health services, all as set forth in a contract for the same, which is on file with the Borough Clerk, the terms and provisions of which are hereby approved; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk shall be and hereby are authorized and directed to execute said contract for and on behalf of the Borough of Hawthorne.

R-11 Resolution, Introduced by Councilman Bennett

RESOLUTION AUTHORIZING THE ACCEPTANCE OF A SUB-
GRANT OF 2010 STATE HEALTH SERVICES GRANT FUNDS
FROM THE CITY OF PATERSON FOR PLANNING AND
IMPLEMENTATION OF AN H1N1 INFLUENZA IMMUNIZATION
PROGRAM

WHEREAS, the City of Paterson, New Jersey, is the recipient of a 2010 State Health Services Grant from the New Jersey Department of Health and Senior Services for the purpose of planning and implementation of an immunization program for H1N1 influenza; and

WHEREAS, as contractual provider of health services to various neighboring municipalities, including the Borough of Hawthorne, the City of Paterson is offering sub-grants to these municipalities for planning and implementation of local immunization clinics, with funds being allocated on a pro rata share based on population; and

WHEREAS, as described in a letter dated October 1, 2009, from Paterson Health Officer Trevor J. Weigle, the City of Paterson is offering a sub-grant in the amount of \$37,760 to the Borough of Hawthorne for the planning and implementation of a H1N1 influenza immunization program within the Borough of Hawthorne; and

WHEREAS, it is in the best interest of the Borough of Hawthorne to accept this sub-grant in order to fund an H1N1 influenza immunization program within the Borough;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Hawthorne that the Mayor and Administration are hereby authorized to accept the aforementioned sub-grant of 2010 State Health Services Grant funds in the amount of \$37,760 from the City of Paterson to plan and implement an H1N1 influenza immunization program within the Borough, and to take whatever actions are necessary to receive these funds.

Council President Bertollo entertained a motion to approve Resolutions MR-1, R-1 through R-11 moved by Councilman Bennett, seconded by Councilman Sinning. Councilman Wojtecki stated that he will be voting no on R10, due to the lawsuit with the City of Paterson. On roll call, Councilman Wojtecki voted no on R10, all others voted yes.

REPORTS OF SPECIAL COUNCIL COMMITTEES

Councilman Wojtecki

Shade Tree Commission-New Jersey State Foresters will begin fall planting. Van Winkle to Vreeland, north to south, Lafayette to Goffle Brook Park, east to west, are planning area boundaries. The State will take care of the trees that died in the spring planting this fall. The Borough will take care of the trees that died in the spring planting next spring.

Environmental Commission-Councilman Wojtecki asked Borough Administrator Maurer about the status of the RFP for Energy Audits. Borough Administrator Maurer indicated that he inquired today and the RFP will either be approved or the Borough will be directed as to the changes that are needed before the RFP may be sent out.

Councilman Wojtecki stated that the Environmental Commission is still waiting to hear from the NJDEP regarding the green fleet policy and implementation grant.

Councilman Wojtecki indicated that the Environmental Commission will be writing a letter in support of the Passaic County Economic Development Department regarding the request for a \$200,000 grant from the EPA grounds field.

Councilman Wojtecki stated that the Environmental Commission will be commenting on the Patriot Hills project in the October Board of Adjustment meeting.

Engine 3 is having a Harley Davidson raffle for a 2010 Fatboy at \$20 a ticket.

Councilman Sinning

The personnel committee met several times in the last few days resulting in the appointment of a Deputy Borough Clerk.

The Ordinance Committee met yesterday and finalized Ordinance 1997, which was voted on this evening. The Committee reviewed all that is left of the code book and will finalize over the next several weeks so the updated code book may be viewed on line.

Councilman Matthews

Chamber of Commerce-There are only three weeks left for the Farmer's Market and all residents are encouraged to show their support. Sponsors are needed for the Santa parade. All interested should call Joanne at the Chamber of Commerce office.

The Planning Board approved five new businesses moving into town, which brings the total to over fifty new Certificates of Compliance being issued, which is encouraging in these economic times.

Councilman Mele

There was a Municipal Alliance meeting on September 23rd. Discussion focused on how to assist in Hawthorne Day. One thousand Frisbees were given out and monies were donated. Other discussions included preparing the budget for next year, which includes grants.

Councilman Mele contacted Tony DeNova in regard to Goffle Brook Park and restoring it to how it was years ago. There has been some improvement to date.

On October 17th, there will be an artist in the park creating fall paintings. The paintings will be displayed at the library starting with a reception on October 24th through November 14th.

Councilwoman English

The seasonal flu clinic will be held October 21st from 9:00 a.m. to 1:00 p.m. in the court room. Vaccines will be available to residents that are 65 or older. Those residents under 65 must present a doctor's note indicating chronic illnesses such as kidney disease, Diabetes, certain heart and lung disease, Cancer, and immunological disorders. The Board of Health requires pre-registration. Residents may register with the Board of Health at the Municipal Building starting October 2nd from 10:00 a.m. to 1:00 p.m.

At the Board of Health meeting on September 17th, the Paterson Director indicated that Paterson had applied for an H1N1 grant, which \$38,000 was awarded to the Borough for the clinic, equipment and supplies.

Sanitation Inspector, Jean Mugalusi, reported that the second inspection of this year is going on right now and all looks good for the Borough.

The Board of Health Secretary reported that death certificates are now electronically processed.

Councilwoman English thanked Mayor Goldberg and the entire Hawthorne Day Committee for a wonderful job.

All landscapers completed their job for Project Pride. Thank you to Jim McNamara Lawn Care for the planting of mums on Route 208 and Utter Avenue.

Councilman Bennett

Since October is Breast Cancer Awareness Month, Hawthorne Soccer Association will be playing with pink soccer balls and wearing pink ribbons on their jerseys.

The Public Works Committee- Discussions have occurred with Borough Engineer Boswell to understand what projects have been accomplished and to begin planning to strengthen the infrastructure and become more proactive than reactive. Forty handicap ramp upgrades have been completed to date. Discussions included the road program and developing a way to quickly identify the last date each particular road has been worked on. Borough Engineer Boswell submitted a color coded map and a corresponding list that shows every year and what streets were done. The Borough will now know at any point in time what streets are coming up to be prepared.

Council President Bertollo

The William B. Mawhinney Ambulance Corp mail appeal has started. Residents are encouraged to be as generous as possible since they do such a wonderful job for the Borough.

On Sunday, October 11th, the Hawthorne Fire Department will be hosting the annual fire prevention event at Rescue Five. The event runs from 12:00 p.m. to 4:00 p.m. Thank you to the Fire Department for all of their hard work.

CORRESPONDENCE

None

MISCELLANEOUS

RL-1 RL#955 Hawthorne High School PTO has requested permission to conduct an On Premise Merchandise Raffle on December 5, 2009

RL-2 RL#956 Hawthorne High School PTO has requested permission to conduct a 50/50 cash prize raffle on December 5, 2009

RL-3 RL#957 Hawthorne High School Softball has requested permission to conduct an on premise raffle on November 1, 2009

SOL-1 The Hawthorne Education Foundation has requested permission to solicit on public streets, Saturday, October 24, 2009, 9:00 am – 12:00 PM.

Council President Bertollo entertained a motion to approve Miscellaneous. Motion moved by Councilman Wojtecki, seconded by Councilwoman English. On roll call, all voted yes.

BILLS

Council President Bertollo entertained a motion to approve the bills and forward them to the Treasurer for payment. Motion moved by Councilman Sinning, seconded by Councilman Mele. Councilman Wojtecki requested payments to Luscher Automotive be held until they can indicate the specific amount of hours each vehicle was worked on instead of the estimated hours. Check numbers are 15035, 6603, and 54517. Council President Bertollo asked if they changed their billing format. Administrator Maurer stated that the amount billed probably corresponds to the estimate rather than the actual. On roll call, Council President Bertollo abstained on Downes Tree Service, all others voted yes.

VENDOR	CHECK#	TOTAL	DESCRIPTION
CURRENT FUND			
PAYROLL ACCOUNT	54461	247,349.18	VARIOUS
A T & T	54462	42.92	TELEPHONES
AAA EMERGENCY SUPPLY CO INC	54463	1,029.44	FIRE DEPT
AM/PM SERVICES	54464	184.00	BOARD OF HEALTH
AQUARIUS IRRIGATION SUPPLY,INC	54465	75.20	MAINT OF FIELDS
ARBOR DAY FOUNDATION	54466	264.75	SHADE TREE
BEACHSTONE SEPTIC	54467	2,000.00	SEWER SYSTEM
BOANJ	54468	75.00	CONST CODE
BOB'S TIRES & WHEELS INC	54469	1,096.00	VARIOUS
BOSWELL ENGINEERING, INC	54470	805.00	ENGINEERING
BRAEN STONE INDUSTRIES, INC	54471	642.54	STREETS & ROADS
BRIAN BERTOLLO	54472	320.00	GROUP INSURANCE
BRIAN VANDERHOOK	54473	79.95	VEHICLE MAINT
BURGIS ASSOCIATES, INC	54474	3,993.75	VARIOUS
CARL MOTTOLA	54475	123.75	UNIFORM FIRE SAFETY
CDW-G COMPUTER CENTER	54476	93.36	STREETS & ROADS
CEM ASSOCIATES	54477	13,253.00	OPERATIONS
CHARLENE ELVIN	54478	411.52	VARIOUS
CHARLES C. COLLINS, JR, ESQ	54479	39.21	ZONING BOARD
CINTAS FIRST AID AND SAFETY	54480	195.96	VARIOUS
CMRS-FP	54481	6,500.00	GENERAL
COACHMAN INT'L TOURS INC	54482	850.00	BOARD OF RECREATION

COUNTY OF BERGEN	54483	50.00	POLICE DEPT
DELL GARDEN CENTER	54484	44.75	STREETS & ROADS
DON'S AUTO REPAIR SERVICE LLC	54485	140.65	VARIOUS
DOWNES TREE SERVICE, INC.	54486	6,050.00	VARIOUS
ENFORSYS POLICE SYSTEMS, INC	54487	10,000.00	POLICE DEPT
ENNIS PAINT, INC	54488	2,418.00	MAINT OF FIELDS
FESTIVAL ICE CREAM, INC	54489	615.84	SWIMMING POOL
FIRST AMERICAN TAX SERVICE	54490	2,089.52	TAX OVERPAYMENT
GAGE-IT, INC	54491	178.86	STREETS & ROADS
GEMPLERS INC	54492	108.85	STREETS & ROADS
GRAINGER, INC	54493	1,033.23	SEWER SYSTEM
HAWTHORNE AUTO LAB	54494	190.43	VEHICLE MAINT
HAWTHORNE CAR WASH, INC	54495	196.00	VEHICLE MAINT
HAWTHORNE PAINT CO INC	54496	34.00	VARIOUS
HAWTHORNE PRESS INC	54497	177.70	VARIOUS
HAWTHORNE'S BEST PIZZA INC	54498	280.00	BOARD OF RECREATION
HENRY'S PLUMBING & HEATING INC	54499	33.82	SWIMMING POOL
JARED VAN EK	54500	30.00	TELEPHONES
JET-VAC INC	54501	6,100.16	ACQ/UPGRD OF DPW EQUIP
JOHNSON BUS PROD & INTERIORS	54502	136.77	MUNICIPAL ALLIANCE
JOSEPH CLEMENTI	54503	50.00	SEWER SYSTEM
JOSEPH SPERANZA	54504	20.00	FIRE DEPT
JP HOME ARAMA, INC	54505	32.72	POLICE DEPT
JPSC, INC	54506	279.65	VARIOUS
JUGGLES AND GLITTER	54507	300.00	PUBLIC EVENTS
JUNGLE LASERS LLC	54508	1,120.00	FEES PAYABLE
KAY PRINTING & ENVEL CO, INC	54509	327.66	CONST CODE
KEN SMITH MOTORS INC	54510	306.99	VEHICLE MAINT
KEN'S AUTO ELECTRIC, LLC	54511	961.48	VARIOUS
KNAPP, TRIMBOLI & PRUSINOWSKI	54512	3,756.50	LEGAL SERVICES
LAB SAFETY SUPPLY	54513	77.45	SEWER SYSTEM
LERCH VINCI & HIGGINS	54514	12,000.00	VARIOUS
LIGHTHOUSE COMPUTERS INC	54515	750.00	IT SERVICES
LORRAINE POWELL	54516	103.43	MUNICIPAL ALLIANCE
LUSCHER'S AUTO INC	54517	5,112.54	VARIOUS
M & B SEPTIC SERVICE, LLC	54518	1,149.00	PUBLIC EVENTS
MARY MAHON	54519	49.35	ENVIRONMENTAL COMM
METLIFE	54520	336.68	GROUP INSURANCE
MGL PRINTING SOLUTIONS	54521	390.00	BOARD OF HEALTH
MICHAEL A VESPASIANO, TRUSTEE	54522	7,008.69	OPERATIONS
MICHAEL I SCHNECK, TRUSTEE	54523	7,627.90	OPERATIONS
MIRACLE CHEMICAL, INC	54524	1,698.40	SWIMMING POOL
MOUNTAINSIDE STABLES	54525	2,250.00	VARIOUS

MUNIDEX, INC	54526	1,350.00	PEOSHA
NO JERSEY MUNI EMPL BNFT FUND	54527	126,404.00	GROUP INSURANCE
OFFICE BUSINESS SYSTEMS, INC	54528	2,321.00	AV GRANT
OFFICE CONCEPTS GROUP INC	54529	374.52	VARIOUS
PABCO INDUSTRIES	54530	450.00	RECYCLING
PARKWOOD DELI & CATERING	54531	2,035.25	FIRE DEPT
PASS CTY-SUPT OF ELECTIONS	54532	2,022.21	MUNICIPAL CLERK PASSAIC VALLEY SEWER
PASSAIC VALLEY SEWER COM	54533	260,550.19	
PHYLLIS WOOLDRIDGE	54534	280.00	VARIOUS
R & R RADAR INC	54535	97.95	POLICE DEPT
RD LANDSCAPING & CONSTRUCT INC	54536	125.00	STREETS & ROADS
RICOH BUSINESS SYSTEMS, INC	54537	35.92	CONST CODE
RIDGEWOOD PRESS	54538	2,047.00	PUBLIC EVENTS
ROMANCE FLORIST	54539	45.00	PUBLIC EVENTS
RT OFFICE PRODUCTS	54540	393.12	VARIOUS
SIR SPEEDY, INC	54541	22.25	MUNICIPAL ALLIANCE
SNAKES-N-SCALES & TURTLE TALES	54542	500.00	PUBLIC EVENTS
SOME'S UNIFORM CO. INC	54543	77.50	EMERGENCY MGT
STRATTON BINDING CORP	54544	160.00	MUNICIPAL CLERK
TEE-FX SCREEN PRINTING, LLC	54545	3,265.75	VARIOUS
THE CENTER-OCCUPATIONAL MED	54546	355.00	POLICE DEPT
TREASURER, STATE OF NEW JERSEY	54547	80.00	STREETS & ROADS
TREASURER, STATE OF NEW JERSEY	54548	50.00	FINANCIAL ADMIN
TREASURER, STATE OF NJ	54549	2,431.00	FEES PAYABLE
TREASURER, STATE OF NJ	54550	50.00	SEWER SYSTEM
TURNOUT UNIFORMS	54551	560.87	FIRE DEPT
TYCO ANIMAL CONTROL SERVICES	54552	2,150.00	ANIMAL CONTROL
UNITED COMPUTER	54553	1,560.00	VARIOUS
UNITED RENTALS, INC	54554	115.98	PUBLIC EVENTS
VERIZON	54555	6,530.28	VARIOUS
VERIZON WIRELESS (N)	54556	216.89	VARIOUS
VITAL COMMUNICATIONS, INC.	54557	575.00	VARIOUS
WAUSAU TILE, INC	54558	1,228.00	CLEAN COMMUNITIES
WORK AREA PROTECTION CORP	54559	1,298.00	EMERGENCY MGT
YANKEE PROPANE, INC	54560	<u>36.00</u>	FIRE DEPT
TOTAL CURRENT		\$ 774,835.23	
 GENERAL CAPITAL			
ALL POOL DEMOLITION	2563	450.00	IMPROV TO POOL
ALL POOL DEMOLITION	2564	1,057.00	IMPROV TO POOL
IF IT'S WATER, INC	2565	9,699.00	IMPROV TO POOL
RECREATION SUPPLY COMPANY	2566	<u>3,487.00</u>	IMPROV TO POOL

TOTAL GENERAL CAPITAL **\$ 14,693.00**

WATER OPERATING

PAYROLL ACCOUNT	15018	39,186.14	VARIOUS
PAYROLL ACCOUNT	15019	14,150.95	SOCIAL SECURITY
AGRA ENVIRONMENTAL SVC	15020	1,625.00	LAB TESTING
ALL AMERICAN FORD	15021	465.13	WATER UTILITY
BLACKBURN MANUFACTURING CO	15022	104.48	WATER UTILITY
BOSWELL ENGINEERING, INC	15023	2,366.21	WATER UTILITY
CDW-G COMPUTER CENTER	15024	93.37	WATER UTILITY
CINTAS CORP	15025	87.98	WATER UTILITY
CINTAS FIRST AID AND SAFETY	15026	43.55	WATER UTILITY
CMRS-FP	15027	3,500.00	WATER UTILITY
DELL GARDEN CENTER	15028	54.42	WATER UTILITY
FIRESTONE COMPLETE AUTO CARE	15029	145.40	WATER UTILITY
GODWIN TOOL & HARDWARE SUPPLY	15030	19.97	WATER UTILITY
HENRY'S PLUMBING & HEATING INC	15031	136.39	WATER UTILITY
HOME DEPOT SUPPLY	15032	177.09	WATER UTILITY
JOSEPH CLEMENTI	15033	100.00	WATER UTILITY
LEE CO	15034	1,910.00	VARIOUS
LUSCHER'S AUTO INC	15035	409.20	WATER UTILITY
MIDLAND AUTO PARTS	15036	36.44	WATER UTILITY
NATL METERING SERVICES, INC	15037	500.00	WATER UTILITY
NO JERSEY MUNI EMPL BNFT FUND	15038	32,000.00	GROUP INSURANCE
OFFICE CONCEPTS GROUP INC	15039	78.42	WATER UTILITY
ONE COMMUNICATIONS	15040	2,088.49	WATER UTILITY
POLLARDWATER	15041	234.97	WATER UTILITY
RIDGEWOOD WATER	15042	910.00	LAB TESTING
RIO SUPPLY, INC	15043	12,752.00	WATER UTILITY
RT OFFICE PRODUCTS	15044	64.79	WATER UTILITY
SIR SPEEDY, INC	15045	40.00	WATER UTILITY
STATE OF NJ - PWT	15046	1,773.52	WATER UTILITY
UNITED COMPUTER	15047	424.00	WATER UTILITY
VERIZON	15048	<u>1,946.71</u>	VARIOUS
TOTAL WATER OPERATING		\$ 117,424.62	

OTHER TRUST II

PAYROLL ACCOUNT	6600	8,426.80	VARIOUS
BRAEN STONE INDUSTRIES, INC	6601	150.00	RECYCLING
HAWTHORNE PRESS INC	6602	252.00	MUNICIPAL ALLIANCE
LUSCHER'S AUTO INC	6603	519.64	VARIOUS
RICHARD BALDI	6604	300.00	PUBLIC DEFENDER

BOB RAYOT TIRE SERVICE, LLC	6605	<u>58.91</u>	RECYCLING
TOTAL OTHER TRUST II		\$ 9,707.35	
DOG DEDICATED			
NJ DEPARTMENT OF HEALTH	6433	<u>4.80</u>	STATE OF NJ
TOTAL DOG DEDICATED		\$ 4.80	
BUILDERS ESCROW			
BOSWELL ENGINEERING, INC	2127	563.50	REALTY ACQ
BOSWELL ENGINEERING, INC	2128	1,127.00	ARCADIS
BOSWELL ENGINEERING, INC	2129	193.75	HANI 79/4
BOSWELL ENGINEERING, INC	2130	<u>896.50</u>	PATRIOT DEVELOP
TOTAL BUILDERS ESCROW		\$ 2,780.75	
TOTAL BILL LIST		<u>\$ 919,445.75</u>	

PUBLIC COMMENT

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

Burt Alkes, 38 Hillcrest Avenue, thanked Mayor Goldberg for leading the Hawthorne Day Committee. Working on the committee was very rewarding and it was a great time for all. Mr. Alkes asked if there has been any thought given to a having a debate of the Council people running for office so the public can get a better idea who the candidates are. Council President Bertollo indicated that there have been discussions with the Democrats. Unfortunately, it was difficult to come up with dates for Council candidates due to personal, business and public commitments. Dates were reviewed to have a Mayoral debate but again it was difficult to identify a date. The Bergen Record and Gazette are reaching out to the candidates to obtain their views. Council President Bertollo stated that the Council will continue to take a look at to see if logistically it can happen. Mr. Alkes stated that there are many residents that are interested in hearing the views of all the candidates.

Joe Speranza, 861 Lafayette Avenue, thanked Mayor Goldberg, Borough Administration and the Council for Hawthorne Day. Chief Speranza stated that this week is Fire Prevention Week with the main theme being Fire Prevention Education. Chief Speranza indicated that the Homeland Security truck will be returned to the County and is disappointed in the County's actions in getting the truck repaired. Requests have been made for repairs, which have gone unanswered for two and one half months. The truck is not working to how it was set up and needs to be returned to the County. Chief Speranza asked the County to remove the truck by Friday. Council President Bertollo asked Chief Speranza if he would like the Council to contact County Administrator, Tony DeNova. Chief Speranza said no and he would rather be done with it. The truck has an air leak and is not in any condition to be used. Chief Speranza stated that the Fire

Department has revamped their website, www.hawthornefire.org. The website has new information including how to join and what the department is all about. Chief Speranza encourages all to come out on Sunday to the open house.

Bob Kurdock, 15 Rhodes Court, congratulated all of those involved in Hawthorne Day. Mr. Kurdock stated that there is some validity to the insurance company's claim in regard to the situation with the tree that fell on his car. However, the Borough is obligated to take care of the trees that are within the Borough. Mr. Kurdock stated no one should rush to judgment in regard to the Christian Health Care Center. Mr. Kurdock encourages all to see what is out there and there may be some good news. Council President Bertollo indicated that the application in its current form is not acceptable to the Borough. Another important piece is the need for water from Ridgewood Water, which will be fought until the flooding problems that affect Hawthorne are rectified and an Ordinance is in place. Council President Bertollo stated that the Council is trying to prevent the same thing that happened at Lafayette Hills, with the government intervening. Council President Bertollo stated that the Borough is finally driving the issue and will not settle for anything less than having the problem fixed.

Council President Bertollo entertained a motion to close the public comment portion of the meeting, moved by Councilman Matthews, seconded by Councilman Sinning. On roll call, all voted yes.

ADJOURNMENT

Council President Bertollo stated that the next Board of Adjustment meeting on the 7-11 application is on Wednesday, October 28th.

Council President Bertollo entertained a motion to adjourn the meeting at 9:38 p.m., moved by Councilwoman English, seconded by Councilman Matthews. On roll call, all voted yes.

Council President Bertollo indicated that the next regular council meeting will be on October 21, 2009. The work session will begin at 7:00 p.m. and the regular meeting will begin at 8:00 p.m.

John Bertollo
Council President

Susan Witkowski
Borough Clerk