

December 2, 2009  
Hawthorne, NJ

The Regular Meeting of the Municipal Council of the Borough of Hawthorne was held on the above date at 8:01 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, Chris Nash of Boswell Engineering and Borough Clerk Witkowski.

### **FLAG SALUTE**

Council President Bertollo invited all present to join him in the flag salute and to remain standing for a moment of silence in honor of John Pasquale, the Borough's former commissioner and friend who passed away. Council President Bertollo extended deepest sympathy to the Pasquale Family on behalf of the Council and Administration.

### **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 November 16, 2009, moved by Councilman Wojtecki, seconded by Councilman Matthews. On roll call, Councilmen Bennett, Matthews, Mele, Sinning, Wojtecki and Councilwoman English said yes. Council President Bertollo abstained.

### **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 Councilman Wojtecki. On roll call, all voted yes.

## **ADOPTION OF ORDINANCES**

### **Ordinance No. 2000-09 for Adoption**

AN ORDINANCE TO AMEND AND REVISE VARIOUS SECTIONS OF THE MUNICIPAL CODE OF THE BOROUGH OF HAWTHORNE AND SPECIFICALLY A PORTION OF THE GENERAL LEGISLATIVE SECTION THEREOF AS CONTAINED IN CHAPTERS ONE HUNDRED NINETY FOUR, SWIMMING POOLS TWO HUNDRED THIRTEEN, VEHICLES, USED AND SECOND HAND AND CHAPTER TWO HUNDRED TWENTY, WATER, OF THE CODE OF THE BOROUGH OF HAWTHORNE

#### **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. 2000-09 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.2000-09, moved by Councilman Wojtecki, seconded by Councilwoman English. On roll call, all voted yes.

### **Ordinance No. 2001-09 for Adoption**

AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT THE CODE OF THE BOROUGH OF HAWTHORNE SO AS TO CREATE THEREUNDER CHAPTER 146, PARKS AND RECREATION, AND TO AMEND VARIOUS SECTIONS OF THE CODE OF THE BOROUGH OF HAWTHORNE IN ACCORDANCE HEREWITH.

#### **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. 2001-09 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.2001-09, moved by Councilman Matthews, seconded by Councilman Sinning. On roll call, all voted yes.

### **Ordinance 2002-09 For Adoption**

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 186, STREETS AND SIDEWALKS, OF CODE OF THE BOROUGH OF HAWTHORNE

### **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.

James Dusenberry of 81 Roosevelt Avenue addressed the Council. Mr. Dusenberry questioned the change of the definition of sidewalk. Attorney Pasquale stated that the definition would be consistent with the traditional sense of sidewalk. Attorney Pasquale stated that in the past, Mr. Dusenberry has pointed out that there were varying definitions of sidewalk within different sections of the Code and based upon Mr. Dusenberry's prompting, it was decided to make one consistent definition of the word sidewalk, which follows a very traditional sense of what a sidewalk ought to be. Mr. Dusenberry asked that if this ordinance gets adopted, will he have to shovel his sidewalk. Attorney Pasquale stated yes, he would have to shovel his sidewalk, but not the grass or the dirt. Mr. Dusenberry then asked if this Ordinance changes his right to walk in the right-of-way. Attorney Pasquale stated the he can continue to walk in the right-of-way, however, where a sidewalk does not exist, residents are to required to keep a 10' flat grass area as a walking surface. However, the requirement of shoveling a path on the pseudo-sidewalk area has been eliminated, only a sidewalk is to be shoveled. Mr. Dusenberry stated that if he cannot walk on an actual sidewalk, he would have to walk in the road and it would be more dangerous for him to walk on the road instead of on the right-of way. He pointed out that the Bergen Record reported a 21% increase of people being killed by walking in the road. Attorney Pasquale stated that a decision has never been made to insist that a sidewalk be placed everywhere in town where a sidewalk does not exist. Mr. Dusenberry's concern was that the ordinance stated that the grass had to be shoveled, however when tickets were administered, tickets were given out to those who did not shovel sidewalks as well as to those who did not shovel their grass. However, the Judge ruled that the fine did not have to be paid even though the Ordinance stated that the fine should be paid. Attorney Pasquale agreed with Mr. Dusenberry but again reiterated that the sidewalk must be shoveled but grass does not need to be shoveled.

Mr. Dusenberry then questioned Article 6 – Section 186-20 – testing of concrete – are we required to test the concrete. Attorney Pasquale stated that this is correct and the homeowner pays for this testing.

Mr. Dusenberry questioned Section 186-21 Paragraph C – Driveways – if a driveway existed; the tar or macadam had to end at the sidewalk and then an apron. This was never enforced by the Borough. Attorney Pasquale that this was never enforced nor was the material used for the apron was never defined. A resident could conceivably have a macadam driveway, a concrete sidewalk and a macadam apron. It was decided for consistency sake, that if you have a concrete sidewalk, you are required to have a concrete apron. This does not apply to what is existing now, however when you replace this, the requirement will take effect. If a sidewalk does not exist, the macadam can go straight to the curb.

Mr. Dusenberry questioned the right-of way and the installation of Belgian Block along the driveway. Attorney Pasquale stated that Belgian Block is not allowed where curbing exists. No ordinance exists that states Belgian Block decorative stone can be installed. However if a sidewalk is being installed, the sidewalk will be concrete, not Belgian Block. Mr. Dusenberry asked that if he has a driveway could he install Belgian Block in the right-of way. Attorney Pasquale stated that a paved area must be installed in the right of way. Mr. Dusenberry questioned if the Belgian Block could be installed along the driveway. Attorney Pasquale said that the Belgian Block could be installed, however you cannot create a tripping hazard in the walking area. Plants and trees are allowed as long as the view is not obstructed and only grass is allowed in the right of way. There are many houses in town that were designed before there was an ordinance where there is no ability to create a walking area. Mr. Dusenberry questioned that if the home has grass and it is clear, does he have the right to walk on it. He further stated that several months ago there was a court case wherein the resident complained of people walking of their grass.

Mr. Dusenberry questioned Article 2 – Selling on the Streets – are signs permitted in the right-of way. Attorney Pasquale stated that Selling on the Streets is an unchanged section. If you are going to sell or peddle on the streets, a license is required. This section has nothing to do with signs as signs are regulated under the Sign Ordinance. Attorney Pasquale stated that if you are a “sign store”, display signs cannot be on the sidewalk. But if you were a travel agency and wanted to display and sandwich sign board, that is a different issue, which is regulated under the Sign Ordinance.

Council President Bertollo asked if anyone else wished to be heard regarding Ordinance 2002-09. There being no one, Council President Bertollo entertained a motion that the public hearing on Ordinance No. 2002-09 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.2002-09, moved by Councilman Matthews, seconded by Councilman English. On roll call, all voted yes.

### **Ordinance 2003-09 For Adoption**

AN ORDINANCE TO AMEND ORDINANCE 1994-09, HERETOFORE ADOPTED BY THE BOROUGH OF HAWTHORNE, PROVIDING FOR CERTAIN SPECIFIED WATER CAPITAL IMPROVEMENTS ALL AS DESCRIBED SPECIFICALLY THEREIN, IN AND BY THE BOROUGH OF HAWTHORNE IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING FOUR HUNDRED NINETY FIVE THOUSAND (\$495,000) DOLLARS THEREFOR AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE BOROUGH FOR FINANCING THE SAME, SO AS TO AMEND THE SCOPE OF WORK AUTHORIZED THEREUNDER TO INCLUDE REPAIR OR REPLACEMENT OF STRIPPERS, TREATMENT EQUIPMENT AND OTHER MECHANICAL EQUIPMENT INCIDENTAL THERETO

### **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. 2003-09 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.2003-09, moved by Councilman Wojtecki, seconded by Councilman Bennett. On roll call, all voted yes.

### **OLD BUSINESS**

Councilman Wojtecki asked Mr. Nash, of Boswell Engineering, to contact the County regarding the installation of the leading left signal on Wagaraw towards Lincoln. Mr. Nash stated that on November 16, 2009, a letter was sent to the Bergen County Engineer to look into this matter. The County needs to look at the existing signal equipment in order to determine what needs to be done to make the modification. Additional equipment might be required in order to do this.

## **NEW BUSINESS**

There was no new business to discuss.

## **ADMINISTRATIVE AGENDA**

Mayor Goldberg passed on his condolences to the Pasquale family. Mayor Goldberg stated that we will be swearing in Jim Knepper as a Sergeant of the Hawthorne Police Department. Friday, December 4, is the Santa Parade and Tree Lighting, with the parade beginning at 6:30 p.m. and the tree lighting will be in front of the Municipal Building at the conclusion of the parade. Santa will be in the municipal building back parking lot. The Fire Department is involved in the Toys for Tots program and the collection is at Whims and Wishes. The Toys for Tot train is will be stopping at the old train station on December 13 between 10:30 a.m. and 11:30 a.m.

The State is withholding the Borough's final state aid payment of approximately \$19,000.00, which is about 20% of the Borough's salt budget for the year.

Council President Bertollo entertained a motion to record the appointment of James Knepper as Sergeant of the Hawthorne Police Department effective December 3, 2009. Motion was made by Councilwoman English, seconded by Councilman Wojtecki. On roll call, all voted yes.

Mayor Goldberg administered the Oath of Office to James Knepper. Councilman Bertollo requested a five minute recess in order for the attendees at the meeting to offer congratulations to Sergeant Knepper.

The regular meeting reconvened at 8:35 p.m.

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

Director of Revenue and Finance Hewitt reported on the following:

The tax sale was held on December 1, 2009 and the economic situation had an effect on the tax sale. Normally over \$100,000 is collected on premiums, however only \$40,800 was collected at this tax sale. Four properties did not have premiums and went for the full 18%. There were thirteen properties for sale and there were only three bidders on those thirteen properties. Three of the properties that no one bid on and these properties reverted back to the town. However, a bank lien holder on these properties has contacted us with the possibility that they will pay off the lien. If this is not done within ten days, these properties become tax title liens subject to other rules which the bank lien holder may or may not want to follow. Director of Revenue and Finance Hewitt continued that in the twenty two years she has been with the Borough, there have only been approximately three tax title liens, which were not for taxes but for added assessments. There are three properties currently on the books. One is for a mental defective and by

law a closing cannot take place on a mental defective property. The second one is Brownsfields and the third is in bankruptcy and the taxes of this property in bankruptcy exceed the value of the property. Councilman Wojtecki asked if the Borough would become the property owner of these properties. Attorney Pasquale responded that the Borough could foreclose on the lien. Unless the value of the property drops to less than the value of the tax lien, the Borough would receive the money. Director of Revenue and Finance Hewitt continued stating that the three existing properties on our books are very undesirable. The three current properties in the recent tax sale are located in the Norma Terrace Estates. Having a tax title lien is undesirable since you never receive the taxes unless you foreclose and these properties would stay on our books as taxes owing and due which lowers the tax collection rate. If it was decided that the Borough wanted to foreclose, foreclosure would have to be within six months. Attorney Pasquale stated that these homes are not completed because the bonds have not been released. When these homes are sold, there will be a tax lien on the property which has an 18% interest rate. Director of Revenue and Finance Hewitt continued stating that the Borough is the Paramount lien holder and the next lien holder may not want us to hold that lien on the property and may pay it off. Attorney Pasquale further explained that we are the superior lien holder because we are the taxing authority. The first mortgage holder usually pays the taxes because if our taxes grow at a rate of 18% and the taxes continue to accrue, we are basically driving the first mortgage holder out of the property. Usually the lender pays the taxes.

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

Mayor Goldberg called upon Borough Attorney Michael Pasquale for his report.

Attorney Pasquale stated that he did not have a report prepared for this meeting due to the death of his father. Attorney Pasquale expressed his gratitude on behalf of his family.

Mayor Goldberg called upon Mr. Chris Nash of Boswell Engineering for his report.

Mr. Nash expressed his condolences to Attorney Pasquale. He then reported the following:

HVAC Equipment punch list items are still being addressed.

Christian Health Care Center- No meeting has been scheduled. Bergen County Engineering is still meeting with property owners affected by the signal at Cedar Hill and Sicomac.

Goffle Brook Stream Bank Stabilization – The Menke & Menke historical landscape plan is being reviewed. Their recommendation is at variance with NJDEP philosophy.

Goffle Hill Force Main – The State has begun reviewing the Goffle Hill Force Main project. Review comments have been addressed and revised documents submitted.

Chlorine Conversion Project – NJDEP Permit Preparation – The requested revised chlorine contact time calculation has been submitted to the State. Construction Completion Certifications (CCC's) are being prepared to address old water system improvement permits.

Drainage Improvement Project – The design is completed and easements are being addressed. A meeting with two property owners has been scheduled for December 3, 2009.

UST Removal – Environmental is preparing a proposal for a temporary well point installation, one (1) groundwater sample and soil grain size analysis. Soil samples results were below State standards, confirmation must be made that the leaking tank did not impact groundwater. This will cost approximately \$3,500.00. A proposal for this work will be submitted hopefully at the next meeting. Councilman Matthews stated that at the last meeting, this might not be required due to new requirements and the new administration. Mr. Nash stated that the new regulations are not in effect yet. In an effort to complete the project, these are the steps that we are being taken.

Lincoln and Wagaraw Traffic Signal – Boswell Engineering submitted a letter on November 16, 2009 to Joseph Femia requesting the leading left turn signal and what needs to be done to address this situation. It needs to be determined if additional equipment is needed.

2009 Road Program and Local Aid (Central Avenue) – Punch list items are being addressed and the project is being finalized. The Borough is expected to award Collinelli's quote for Florence on Wednesday.

Brockhuizen Lane – Approximately 80% of the design is complete. A meeting with the homeowners needs to be scheduled for their review of the design. The construction of Borough water main is complete. Two utility pools need to be relocated as well as the removal of two trees. The Shade Tree Commission will need to be involved with the removal of the trees.

2010/2011 Road Program – Estimates are completed for this program and these will be presented at the next DPW committee meeting.

R-4 Consent Agenda – This is a resolution for discretionary aid application for the Hawthorne Downtown Streetscape Project at the intersection of Diamond Bridge and Lafayette. The Department of Transportation is a possible funding source for this project. The DOT will also have another program in either January or February that suits this Streetscape project.

That concludes Mr. Nash's report.

Mayor Goldberg called on Borough Administrator Maurer for his report.

Administrator Maurer reported on the following:

The Verizon/Fios public access channel will be live on December 12 on Channel 28. The bulletin board/meetings will begin on December 9.

Regarding the Stormwater Permit, the Borough is required to do annual public access activities. As a result, a one-page ad will be in the December 3, 2009 Hawthorne Press and a page for this has been placed on our website. These ads inform residents as to what they can do to reduce stormwater pollution.

Regarding the leaf program, Administrator Mauer reported that we are behind schedule in terms of time because of the volume that we have had. By the time of the first scheduled pick-up, all of the leaves had fallen. However, we are ahead of schedule in terms of the volume collected. We should be able to catch up during the second round of collection.

We are in the process of doing tree planting bids. We had a bid for animal control. We did this bid twice because we did not receive any bids and our current provider missed those bids. Administrator Mauer has reached out to Paterson as to their interest in doing animal control but has not received any feedback from them. Administrator Mauer will try to negotiate a contract with the current provider.

The residential commuter parking permits for 2010 are now on sale. Late night sales of these permits will be conducted on December 16 and 29, 2009 and January 4 and 12, 2010.

The water on the road by the trestle on Wagaraw, the County is behind their schedule. However, the County is hoping to do the work next week.

The Borough has received from the County the preliminary report from the environmental consultant Pyrolac, which asked if a presentation to Council or to the Environmental Commission would be in order. Rayna Laiosa, Chairperson, stated that if Council would like the presentation, that is okay, the Environmental Commission will request a presentation. The initial report is very basic.

Department Budget hearings were conducted on Monday, December 1. Some increases will have to be considered.

That concludes Administrator Maurer's report.

Mayor Goldberg stated that Verizon installed a drop in the back wall of the courtroom. It is the Borough's anticipation to install a flat screen television in the lobby in order to show the bulletin board throughout the day and evening as well as in the event of overflow crowds at Council meetings, the overflow can watch the meeting.

Council President Bertollo asked Council is there were any questions. Councilman Mele asked if trees were being planted in town. Mayor Goldberg stated that the State planting has been completed. In the spring, the town will do their planting. Councilman Mele questioned Mr. Nash if the park stabilization program is going to happen. He received a





**WHEREAS**, a grant application for NJDOT Discretionary Aid is required to apply for the funding; and

**WHEREAS**, the Municipal Council of the Borough of Hawthorne, formally approves the grant application for the above stated project; and

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Borough Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Hawthorne and that their signatures constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Council President Bertollo entertained a motion to approve Resolutions R-1 through R-4 moved by Councilman Matthews, seconded by Councilwoman English. Councilman Wojtecki requested a synopsis of why there is such a large refund on a tax appeal. Attorney Pasquale stated that he reported on this several months ago. The assessment was reduced going into 2009. The assessment was reduced to approximately \$2.4 million, the original assessment was approximately \$3.3 million. There was a need for a significant reduction. The book was adjusted in 2009 which is the reason for the smaller amount of refund. Attorney Pasquale stated the he will find the report and forward same to Councilman Wojtecki. On roll call, all voted yes.

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

Councilman Wojtecki – On behalf of the Shade Tree Commission, he thanked everyone in the Borough that had a tree planted, as well as the Mayor and Council, State of New Jersey for making Hawthorne a Cool City. Two hundred thirty new trees were planted plus there were fifteen replacement trees planted. Councilman Sinning stated that he received a complaint from a resident who received a Redwood planted under a utility wire. Councilman Wojtecki stated that as Mr. Nash had stated, two trees on Brockhuizen Lane would have be removed and the Shade Tree Commission is in favor of this removal.

A resident is making multiple threats about cutting down two trees on their property. The resident is requesting that Councilman Wojtecki stress the fact that it is illegal to cut down a tree or harm them in any way. Shade Tree Commissioner Phil Savoie has applied for the 2010 \$7,000 Grant Business Stimulus for the replacement of more trees in year 2010. This application was given to Administrator Mauer. Councilman Wojtecki presented Clerk Witkowski with the 2010 Shade Tree Commission Schedule.

Councilman Wojtecki stated that the Environmental Commission is meeting on the December 10.

Councilman Sinning - Had no report.

Councilman Matthews - Reiterated that the Santa Parade is Friday, December 4 beginning at 6:30 p.m. with the annual tree lighting to follow the parade. The Finance

Committee has a meeting scheduled for December 7 at 4:45 p.m. The subject is auditor selection and potential transfers.

Councilman Mele – The Economic Development Committee did not receive any grants. He attended the recent Board of Health meeting where the Health Inspector had conducted many inspections and these inspections were all satisfactory. Dr. Favocci reported that inoculations have decreased. On December 2, attended the Municipal Alliance meeting wherein the 2010 leadership program was discussed and conducting a senior citizens party in January.

Councilwoman English – Thanked Councilman Mele for attending the Board of Health meeting in her absence. She reported that the second H1N1 clinic is scheduled for December 7 and 8, 2009 beginning at 6:30 p.m. at the high school.

Councilman Bennett – Reported that he attended the street sweeping seminar held at the recent League of Municipalities meeting. He would like to schedule a meeting with Council prior to the January 16, 2009 meeting. New Jersey Transit is doing a good job on the east-bound platform at the train station.

### **CORRESPONDENCE**

There was no correspondence to discuss.

### **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 Matthews. On roll call, all others voted yes.

<b>VENDOR</b>	<b>CHECK#</b>	<b>TOTAL</b>	<b>DESCRIPTION</b>
<b>CURRENT FUND</b>			
A T & T	9181	59.68	TELEPHONE CHARGES
A-VAN ELECTRICAL	9182	169.37	VARIOUS
ADRIAN SULEJMANI	9183	153.00	AMBULANCE CORPS O/E
ALBERTA J COMERRO	9184	180.00	GROUP INSURANCE O/E
ALL BERGEN LOCKSMITHS, INC	9185	67.00	RECYCLING PRO
AMERICAN HOSE CO INC	9186	83.85	STREETS & ROADS O/E
AMERICAN WASTE & TEXTILE CO	9187	52.50	STREETS & ROADS O/E
AMSTERDAM PRINTING	9188	34.34	GENERAL ADMIN O/E
ANTHONY DIVINCENT	9189	30.00	TELEPHONE CHARGES
B & C COMMUNICATIONS, INC	9190	201.00	VARIOUS
BARBARA CROWLEY	9191	180.00	GROUP INSURANCE O/E
BOB'S STORES	9192	48.76	STREETS & ROADS O/E
BOROUGH OF GLEN ROCK	9193	18,823.00	GLEN ROCK SEWERS

BOROUGH OF HAWTHORNE	9194	14,582.75	OPERATIONS
BOROUGH OF HAWTHORNE	9195	2,034.06	TAX OVERPAY
BOSWELL ENGINEERING, INC	9196	805.00	ENGINEERING SERVICES O/E
BROADLINE ID SOLUTIONS	9197	22.55	MUNICIPAL CLERK O/E
CAROL CHAMBERLIN	9198	265.00	GROUP INSURANCE O/E
CHIEF FIRE EQUIP CO	9199	205.50	DRUNK DRIVE ENFORCE
CHRIS ELLERBROOK	9200	80.00	GROUP INSURANCE O/E
CMRS-FP	9201	6,500.00	GENERAL ADMIN O/E
D & M TOURS, INC	9202	300.00	VARIOUS
DENISE BARTALOTTA	9203	280.00	VARIOUS
DON'S AUTO REPAIR SERVICE LLC	9204	74.00	VEHICLE MAINT POLICE
DOWNES TREE SERVICE, INC.	9205	4,880.00	SHADE TREE COMMISSION O/E
ELAINE SWEENEY	9206	205.00	VARIOUS
ENVIRONMENTAL RENEWAL, LLC	9207	165.00	RECYCLING PRO O/E
FAIRVIEW LAKE YMCA CAMP	9208	955.00	MUNICIPAL ALLIANCE
FEDERATD EMERGENCY SERVICES	9209	2,157.79	VARIOUS
FIRESTONE COMPLETE AUTO CARE	9210	1,477.56	VEHICLE MAINT ROAD
GILBEY'S EMBROIDERY CO	9211	1,675.50	VARIOUS
GRAINGER, INC	9212	20.15	STREETS & ROADS O/E
GREGORY FOLEY	9213	153.00	AMBULANCE CORPS O/E
HAMMER HEAD EMERGENCY	9214	8,392.81	POLICE DEPT O/E
HAWTHORNE AUTO LAB	9215	66.96	VARIOUS
HAWTHORNE BOARD OF EDUCATION	9216	5,037,574.00	VARIOUS
HAWTHORNE PRESS INC	9217	14.43	MUNICIPAL CLERK O/E
HEWLETT-PACKARD CORP	9218	157.00	SWIMMING POOL O/E
HFD #1	9219	2,195.00	VARIOUS
HFD #2	9220	2,195.00	VARIOUS
HFD #3	9221	2,195.00	VARIOUS
JANETTE MORGAN	9222	315.00	HINI SUPPLEMENTAL GRANT
JARED VAN EK	9223	30.00	TELEPHONE CHARGES
JENNIFER SCULLY	9224	90.00	GROUP INSURANCE O/E
JET-VAC INC	9225	192.38	SEWER SYSTEM O/E
JOHN TRIPICCHIO	9226	30.00	TELEPHONE CHARGES
JORDAN TRANSPORTATION,INC	9227	630.00	VARIOUS
JOSEPH SPERANZA	9228	30.00	TELEPHONE CHARGES
JP HOME ARAMA, INC	9229	638.99	VARIOUS
KELLYANNE MORRISSEY	9230	480.00	HINI SUPPLEMENTAL GRANT
LAUREN BENDER	9231	240.00	HINI SUPPLEMENTAL GRANT
LUCY PATAKI	9232	330.00	HINI SUPPLEMENTAL GRANT
M J HEWITT	9233	20.00	GROUP INSURANCE O/E
MARK SMITH	9234	30.00	TELEPHONE CHARGES
METLIFE	9235	340.44	GROUP INSURANCE O/E
MGL PRINTING SOLUTIONS	9236	292.00	VARIOUS

MICHELE PAGLIEI	9237	360.00	HINI SUPPLEMENTAL GRANT
MOTOROLA	9238	166.92	FIRE DEPT O/E
MUNIDEX, INC	9239	3,496.04	VARIOUS
NIZAR MESHANNI	9240	153.00	AMBULANCE CORPS O/E
NO JERSEY MUNI EMPL BNFT FUND	9241	155,383.00	GROUP INSURANCE O/E
NORTHEASTERN ASSOCIATES INC	9242	42.00	SHADE TREE COMMISSION O/E
NORTHERN SAFETY CO INC	9243	47.39	STREETS & ROADS O/E
OFFICE CONCEPTS GROUP INC	9244	91.87	VARIOUS
PRINTMASTERS	9245	828.00	VARIOUS
PROCOPY INC	9246	895.00	MUNICIPAL CLERK O/E
PROGRESSIVE BRICK, CO,INC	9247	76.90	SEWER SYSTEM O/E
RAPID PUMP & METER SERVICE CO	9248	342.50	SEWER SYSTEM O/E
ROBERT VAN DUESEN	9249	153.00	AMBULANCE CORPS O/E
RUTH VERRONE	9250	240.00	HINI SUPPLEMENTAL GRANT
SERVICE SURGICAL SUPPLY CO INC	9251	619.50	HINI SUPPLEMENTAL GRANT
SUPERIOR DISTRIBUTORS	9252	91.92	STREETS & ROADS O/E
SUSAN WITKOWSKI	9253	56.90	MUNICIPAL CLERK O/E
THE STAR-LEDGER	9254	282.50	MUNICIPAL CLERK O/E
TOWN & COUNTRY TREE EXPERTS,INC	9255	2,200.00	SHADE TREE COMMISSION O/E
TURNOUT UNIFORMS	9256	79.98	POLICE DEPT O/E
VAN DINE'S INC	9257	356.00	STREETS & ROADS O/E
VERIZON	9258	2,175.20	VARIOUS
WILLIAM MARRA	9259	268.00	GROUP INSURANCE O/E
WURTH	9260	<u>534.96</u>	STREETS & ROADS O/E
<b>TOTAL CURRENT</b>		<b>\$ 5,282,339.95</b>	
<b>GENERAL CAPITAL</b>			
BOSWELL ENGINEERING, INC	3007	26,416.50	VARIOUS
COLONNELLI BROS., INC.	3008	<u>5,425.00</u>	VAN WINKLE - PH 1
<b>TOTAL GENERAL CAPITAL</b>		<b>\$ 31,841.50</b>	
<b>WATER OPERATING</b>			
AGRA ENVIRONMENTAL SVC	8022	2,320.00	VARIOUS
AMERICAN WASTE & TEXTILE CO	8023	52.50	WATER UTILITY O/E
AQUARIUS IRRIGATION SUPPLY,INC	8024	100.73	WATER UTILITY O/E
BOB'S STORES	8025	185.20	WATER UTILITY O/E
CMRS-FP	8026	3,291.22	WATER UTILITY O/E
FIRESTONE COMPLETE AUTO CARE	8027	792.04	WATER UTILITY O/E
GILBEY'S EMBROIDERY CO	8028	635.00	WATER UTILITY O/E
GP JAGER & ASSOC INC	8029	4,465.00	WATER UTILITY O/E
JP HOME ARAMA, INC	8030	106.10	WATER UTILITY O/E
NORTHERN SAFETY CO INC	8031	327.07	WATER UTILITY O/E

VERIZON	8032	<u>675.29</u>	WATER UTILITY O/E
<b>TOTAL WATER OPERATING</b>		<b>\$ 12,950.15</b>	
<b>WATER CAPITAL</b>			
HAWTHORNE PRESS INC	1004	<u>190.32</u>	CAPITAL EQUIPMENT
<b>TOTAL WATER CAPITAL</b>		<b>\$ 190.32</b>	
<b>OTHER TRUST II</b>			
STATE OF NJ - DEPT OF LABOR	4003	3,022.89	TRUSTEE
LUSCHER'S AUTO INC	4004	<u>5,764.10</u>	RECYCLING TRUST
<b>TOTAL OTHER TRUST II</b>		<b>\$ 8,786.99</b>	
<b>HOUSING TRUST</b>			
JSD REALTY CO LLC	2001	<u>32,846.96</u>	DEVELOPERS FEES
<b>TOTAL HOUSING TRUST</b>		<b>\$ 32,846.96</b>	
<b>TOTAL BILL LIST</b>		<b><u>\$ 5,368,955.87</u></b>	

### **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.

James W. Dusenberry of 81 Roosevelt Avenue addressed the Council with regard to the tax re-evaluation that is being held in Totowa and the on-going law suit in Paterson. Attorney Pasquale stated that there is no imminence right now. He also stated that the lawsuit is on hold. The towns that have been ordered to re-valuate have been complying. The County Tax Board has not established where Hawthorne stands in the selection process. Mr. Dusenberry then discussed the Borough's leaf schedule. With regard to Item 3 on the schedule – rake leaves to the curb, leaves can be raked to the curb one week before the schedule, Mr. Dusenberry asked if this was an ordinance or a state requirement. Mayor Goldberg stated that this is not an ordinance.

Council President Bertollo asked if there was anyone else who wished to be heard. Seeing no one, Council President Bertollo entertained a motion to close the public comment portion of the meeting, moved by Councilman Matthews, seconded by Councilman Bennett. On roll call, all voted yes.

### **ADJOURNMENT**

Council President Bertollo entertained a motion to adjourn the meeting at 9:15 p.m., moved by Councilman Matthews, seconded by Councilwoman English. On roll call, all voted yes.

Council President Bertollo indicated that the next regular council meeting will be on December 16, 2009. There is no work session. The regular meeting will begin at 8:00 p.m.

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John Bertollo  
Council President

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Susan Witkowski  
Borough Clerk