

The Regular Meeting of the Municipal Council of the Borough of Hawthorne was held on the above date at 7:07 p.m. in the Council Meeting Room of the Municipal Building, 445 Lafayette Avenue, Hawthorne, New Jersey, with the following present:

Mayor	Richard S. Goldberg
Council President	Frank E. Matthews
Council Vice President	John Bertollo
Councilman	Bruce Bennett
Councilman	John Lane
Councilman	Dominic Mele
Councilman	Garrett Sinning
Councilman	Joseph Wojtecki
Borough Administrator	Eric Maurer
Director of Revenue and Finance.....	MaryJeanne Hewitt
Borough Attorney	Michael J. Pasquale
Borough Engineer	Dr. Stephen T. Boswell
Acting Borough Clerk	Lori DiBella

FLAG SALUTE

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

STATEMENT

Adequate notice of this meeting has been provided by the Annual Schedule of regular meetings heretofore adopted and posted on the Public Bulletin Board at the Municipal Building, emailed to the Hawthorne Press, Herald News, 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 6, 2012.

Council President Matthews recognized elected officials, chiefs of police and other dignitaries in attendance: Senator Robert Gordon, North Haledon Mayor Randy George, former Mayor of Hawthorne Fred Criscitelli, Clifton Police Chief Gary Giardina, Little Falls Police Chief John Dmuchowski, North Haledon Police Chief Robert Bracco, Prospect Park Police Chief Charlie Atie, Ringwood Police Chief Bernard Lombardo, Totowa Police Chief Robert Coyle, Wayne Police Chief John Reardon, Woodland Park Police Chief Anthony Galietti, Fort Lee Police Chief Keith Bendul, Glen Rock Police Chief Fred Stahman, Passaic County Sheriff Berdnik, Chief Mike Dunlop from Passaic County Sheriff's Office, Passaic County Prosecutor's Chief of Detective George Wall, former Hawthorne Chiefs of Police John Shannon, Marty Boyd and Bob Scully, Hawthorne Fire Chief Joe Speranza, Hawthorne Ambulance Corps Chief Ken Houtsma. Council President Matthews thanked the retired and auxiliary members in attendance in support of tonight's ceremony and also thanked all others in attendance.

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 your hand to be recognized, come forward to the microphone state your name and address and sign the sheet for the record. He stipulated this be for agenda items only.

Seeing none, Council President Matthews entertained a motion to close the public portion, moved by Council Vice President Bertollo, seconded by Councilman Sinning. On roll call, all voted yes.

MAYOR'S APPOINTMENT:

Mayor Goldberg stated he is gratified by the response and out pouring in attendance tonight. He then appointed the new Hawthorne Chief of Police.

Chief of Police

Richard McAuliffe

Council President Matthews entertained a motion, moved by Council Vice President Bertollo, seconded by Councilman Bennett. On roll call, all voted yes. Mayor Goldberg administered the Oath of Office.

He then introduced Ringwood Chief of Police Bernard Lombardo, President of the Passaic County Police Chiefs Association who congratulated Chief McAuliffe. Senator Robert Gordon spoke to congratulate Chief McAuliffe and read him a proclamation. Fahim Abedrabbo, Field Representative of Bill Pascrell, Jr., Member of Congress, congratulated Chief McAuliffe on behalf of Mr. Pascrell. Passaic County Sheriff Berdnik congratulated the new Chief. Chief McAuliffe thanked everyone and stated he is looking forward to working with the police department, the mayor and council.

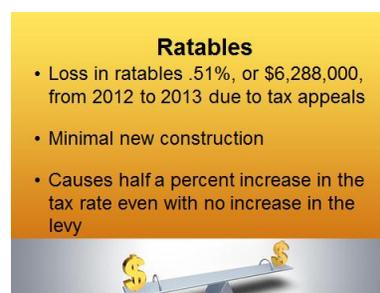
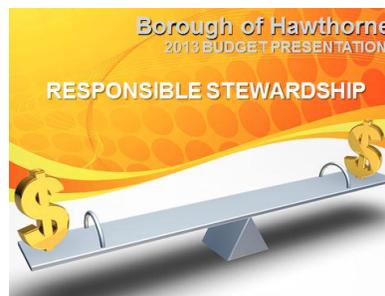
There was a ten minute recess taken. On roll call, all voted yes.

At 7:36 pm Council President Matthews reopened the meeting. On roll call, all voted yes.

Mayor Goldberg thanked Administrator Maurer, Director of Revenue and Finance Hewitt along with the finance committee for putting the budget together.

2013 BUDGET PRESENTATION

Mayor Richard S. Goldberg



As stated in the local papers, there is a tremendous amount of tax appeals state wide.



The storm-related emergency appropriations in 2012 were due to Hurricane Sandy.

Costs Under Control

- Garbage & Recycling Down \$ 9,150
- Utilities & Energy Down \$ 8,800
- PVSC (1.5%) Up \$ 12,864
- Insurance & benefits (except PFRS) Down \$ 12,978
- Misc. Other Expense Down \$109,069



We are aggressively managing our health benefits and are looking into other options.

Debt Management

2012 Bond Sale increased debt service beginning in 2013.

Funds from canceling old capital ordinances used as revenue to minimize tax impact.

	2012	2013	2014	2015
Debt Service	1,923,512	2,160,065	2,211,654	2,095,666
Reserve/Payment of Debt	50,000	225,000	275,000	175,000
Net Budget Impact	1,873,512	1,935,065	1,936,654	1,920,666



Union Contracts

- PBA, Blue Collar and White collar contracts all settled for 2012-2014; average of 2% per year
- All employees will contribute more each year for medical benefits over 4 years.



Surplus

	2011	2012	2013
Surplus Used in Budget	\$1,225,000	\$1,441,300	\$1,402,500
Regenerated	\$1,578,000	\$1,437,750	???

Hawthorne consciously budgets to regenerate the amount of surplus we use as a budget revenue, so that the practice is sustainable



Benefit of Healthy Surplus

A healthy fund balance allows a municipality to:

- Maintain a good bond rating
- Have adequate cash-flow during the year
- Fund one-time costs without raising taxes
- Survive economic down-turns



This surplus will help us survive the economic downturns. It has been a rough couple of years for individuals and municipalities.

MAINTAIN SERVICES




We are trying to maintain our Fire, Rescue, Police, Library, OEM, I don't think anyone has felt the effects of the cuts we have to make in order to stay within the mandated cap by the governor. It is a challenge to maintain our service.

Bottom Line

- Budget up \$375,000, or 2.0%
- Tax Levy up \$303,000, or 2.2%
 - \$102,875 below the limit set by Tax Levy Cap
 - Plus \$231,221 banked cap
- Tax Rate up 3 cents per \$100 Assessed Valuation, or 2.7%



Stability

- Multiple-year budget projections
- Conservative anticipation of revenues
- Conscious decisions on regeneration of surplus
- Elimination of reliance on one-time revenues

Result: Stable financial position, even during the recent economic downturn



Budgets Under the 2% Tax Levy Cap

	Tax Levy		Assessed Values		Tax Rate
2010	13,281,059		1,237,019,764		1.0736
2011	13,507,606	1.71%	1,234,883,657	-0.17%	1.0938 1.88%
2012	13,694,681	1.38%	1,229,305,395	-0.45%	1.1140 1.85%
2013	13,997,764	2.21%	1,223,017,600	-0.51%	1.1445 2.74%
TOTAL		5.30%		-1.13%	6.47%



Looking Ahead

- Expected bump in tax rate for 2014, due in part to a back-loaded PBA contract
- No apparent Cap problem for 2014
- By 2015 or 2016, Cap could be an issue
- Multi-year budgeting allows opportunity to address problems before they arrive



Water Utility

Spending Up \$83,000

- Debt Service – 2012 Bond Sale

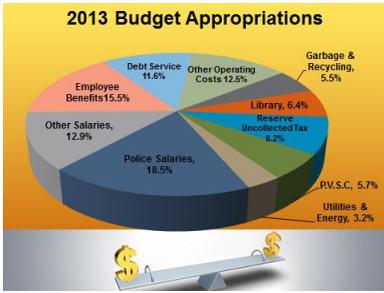
Water revenues cover all expenditures



Capital Budget

- \$700,000 Road Improvements
- \$100,000 Sewer Improvements
- \$550,000 Replace/Refurbish Fire Engine
- \$200,000 Acquisition of DPW Equipment
- \$ 90,000 Bandshell (half from Open Space grant)
- \$175,000 Municipal Bldg Generator & Heating
- Grants for repaving of Ethel Avenue & May Street





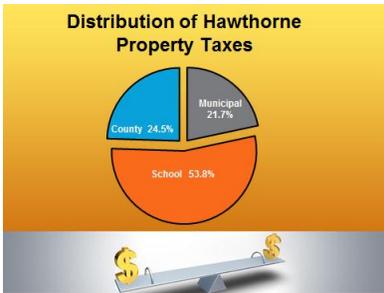
Municipal Tax Impact

\$ Increase for the Average Home Assessed at \$182,000
= \$57
or 2.7%

\$ Increase per each \$100,000 of Assessed Value
= \$30

Breakdown of Average 2013 Tax Bill (Estimated)

School (Estimated)	\$5,174
County (Estimated)	\$2,360
Municipal (incl Library)	\$2,083
Total	\$9,617



- ### Services Funded From Municipal Taxes
- Police
 - Library
 - Garbage, Recycling, Leaf Pick-up
 - Sewer Service
 - Road Maintenance
 - Cleaning/Snow Plowing/Traffic Lights/Street Lights
 - Fire and Ambulance Service
 - Recreation
 - Shade Tree
 - Code Enforcement
 - Court
- Municipal Tax Bill for the Average Home Assessed at \$182,000
Per Year: \$2,083 Per Month: \$176

Four-Year Budget Projection

	2013 Introduced	2014	2015	2016
Total Budget	19,482,998	19,860,947	20,299,055	20,825,825
Tax Levy	13,995,764	14,534,951	15,060,759	15,757,129
Tax Rate	1.144	1.188	1.228	1.279
Increase	2.7%	3.8%	3.4%	4.1%

Mayor Goldberg thanked the Finance Committee, Administrator Maurer and CFO Hewitt.

Council President Matthews called upon Auditor Robert Swisher of Suplee, Clooney, and Company.

AUDITORS COMMENTS:

Mr. Swisher remarked that was a very comprehensive synopsis of the budget and will emphasize a little more. They audit over 45 other towns and county's so they can put in perspective how you do things here. Some towns do projections up to 3 years and Administrator Maurer has gone out 8 years in some cases. Not only does Hawthorne have this, the governing body follows along with it. Mr. Swisher stated he would now answer any questions. Councilman Lane asked what the interest rate on the bond sale was and if there was a projection of what the anticipated savings would be by selling the bonds. Administrator Maurer answered 2.13%. CFO Hewitt added that at the time of the sale, the bond rates were slightly lower but you can only have bonds for so long. We were at the point we would have had to start paying them down. Mr. Swisher also stated that the Borough timed it well. Interest rates are now at 3% or higher. Councilman Lane asked what the maturity date is. Administrator Maurer answered 16 years. Councilman Wojtecki asked Mr. Swisher if he would comment on our bond rating, our current rating and the benefits of it. He responded that due to our good bond rating, triple-A, we get a good interest rate which is currently 2.1%, which is where the real savings is.

**BUDGET ORDINANCE NO. 2089-13 for INTRODUCTION
2013 MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP
BANK PURSUANT TO N.J.S.A 40A:4-45.14**

BE IT RESOLVED, that Ordinance No. 2089-13 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 May 1, 2013 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 Matthews entertained a motion to approve introduction of Ordinance No. 2089-13, moved by Council Vice President Bertollo, Councilman Sinning. On roll call, all voted yes.

BUDGET RESOLUTIONS

BR 01-13 Resolution introduced by Council Vice President Bertollo

RESOLUTION FOR CONDUCTING THE ANNUAL BUDGET EXAMINATION

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination, and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997, and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 thru 7.5 the Borough of Hawthorne has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Borough meets the necessary conditions to participate in the program for the 2013 budget year, so now therefore

BE IT RESOLVED, by the Mayor and Council of the Borough of Hawthorne that in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officers certification. The governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes

2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3et seq. are fully met. (Complies with the "CAP" law.)
3. That the budget is in such form arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate, and correctly stated
 - b. Items of appropriation are properly set forth
 - c. In itemization, form, arrangement, and content the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced, publicly advertised, and adopted in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Director of the Division of Local Government Services.

Council President Matthews entertained a motion to approve BR01-13 moved by Council Vice President Bertollo, seconded by Councilman Lane. On roll call, all voted yes.

BR 02-13 Resolution Introduced by Council Vice President Bertollo

MUNICIPAL BUDGET OF THE BOROUGH OF HAWTHORNE, COUNTY OF PASSAIC FOR THE FISCAL YEAR 2013

BE IT RESOLVED, that the following statements of revenue and appropriations shall constitute the Municipal Budget for the year 2013;

BE IT FURTHER RESOLVED, that said Budget be published in the Hawthorne Press in the issue of April 11, 2013;

The Governing Body of the Borough of Hawthorne does hereby approve the following as the Budget for the year 2013:

RECORDED VOTE:

{ Bennett	{	ABSTAINED { N/A
{ Bertollo	{	
{ Lane	{	
{ Matthews	AYES {	
{ Mele	{	ABSENT { N/A
{ Sinning	{	
{ Wojtecki	{	

Notice is hereby given that the Budget and Tax Resolution was approved by the Governing Body of the Borough of Hawthorne, County of Passaic, on April 3, 2013. A Hearing on the Budget and Tax Resolution for the year 2013 will be held at the Municipal Building, on May 1, 2013 at 7:00 o'clock (p.m.) at which time and place any objections to said Budget and Tax Resolution for the year 2013 may be presented by taxpayers or other interested persons.

Council President Matthews entertained a motion to approve Resolution BR02-13 moved by Council Vice President Bertollo, seconded by Councilman Wojtecki. Council President Matthews asked for discussion. Councilman Matthews stated that there will be limitations on what can be change moving forward as far as percentages, but they are still evaluating. He asked if the Chairman would comment. Council Vice President Bertollo, Chairman of the Finance

Committee stated the committee is made up of Councilman Wojtecki, Councilman Matthews and himself. He thanked Administrator Maurer and CFO Hewitt for all the hard work they put into it. Zero based budgeting works as we have been doing this for 8 years. As the Mayor stated, we have been able to maintain our services while being frugal with our money. It is important that we maintain our infrastructure. If we could get the economy to turn around, he feels we are in a very good position to continue our fiscal success. Councilman Wojtecki thanked Administrator Maurer and CFO Hewitt; he feels they don't get praised enough. Councilman Lane thanked Administrator Maurer, Council Vice President Bertollo and Councilman Matthews, the council received the full budget over the weekend. After reviewing the budget he had lots of questions and Monday they took the time to help clear things up for him. On roll call, all voted yes.

ADOPTION OF ORDINANCES:

ORDINANCE NO. 2081-13

BOND ORDINANCE PROVIDING FOR ROAD RECONSTRUCTION, CURBING, RESURFACING AND DRAINAGE IMPROVEMENTS ON VARIOUS STREETS AND PROPERTIES DESCRIBED HEREIN OR HEREAFTER IDENTIFIED, ALL IN AND BY THE BOROUGH OF HAWTHORNE IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING SEVEN HUNDRED SEVENTY FOUR THOUSAND AND NINETY ONE (\$774,091) DOLLARS THEREFOR AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE BOROUGH FOR FINANCING THE SAME.

Public Hearing

Council President Matthews opened the meeting to the public. He stated if anyone desires to be heard regarding Ordinance No. 2081-13 please raise your hand to be recognized, come forward to the microphone and state your name and address for the record.

Seeing none, Council President Matthews entertained a motion that the public hearing on Ordinance No. 2081-13 be closed and that it be resolved that this ordinance was posted on the bulletin board on which public notices are customarily posted, posted on the borough website (www.hawthornenj.org) and published in the Hawthorne Press. Copies of said ordinance were made available to the general public. Now, therefore, be it resolved that this ordinance be adopted and the Clerk is authorized to advertise the same according to law.

Moved by Councilman Bennett, seconded by Council Vice President Bertollo. Councilman Wojtecki asked what the plans are for the construction of the parking lot by Little Franklin Field. Administrator Maurer stated it is included in this ordinance but the plans are not done yet. Councilman Wojtecki responded the plans aren't made, do we know how much money we will be spending on it? Engineer Boswell responded we have an estimate for the work. Councilman Bennett added there are two estimates depending on how many parking spaces they decide on. Both plans and their estimates were given a few meetings ago. On roll call, all voted yes.

ORDINANCE NO. 2082-13

BOND ORDINANCE PROVIDING FOR RECONSTRUCTION OR REPLACEMENT OF SIDEWALKS AND DRIVEWAY APRONS ON SECOND AVENUE, SIXTH AVENUE, SEVENTH AVENUE, SYLVESTER AVENUE, MAY STREET AND VARIOUS SITES DAMAGED DURING HURRICANE SANDY AS DESCRIBED SPECIFICALLY HEREIN, IN AND BY THE BOROUGH OF HAWTHORNE IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING EIGHTY FIVE THOUSAND (\$85,000) DOLLARS THEREFOR, AUTHORIZING THE ISSUANCE OF BONDS OR NOTES FOR FINANCING PART OF THE COST THEREOF AND DIRECTING SPECIAL ASSESSMENT OF THE COST THEREOF.

Public Hearing

Council President Matthews opened the meeting to the public. He stated if anyone desires to be heard regarding Ordinance No. 2082-13 please raise your hand to be recognized, come forward to the microphone and state your name and address for the record.

Matthew Silvestri, Jr., 66 7th Ave - He has no problem making the improvements but was not happy with the way the project has been laid out. He was very upset that someone spray painted an x on his driveway without notifying him prior. Mr. Aciri of 70 7th Ave., presented pictures

of Mr. Sivestri's property and his sidewalks as well. He asked why his sidewalks are not being repaired also. Borough Engineer Boswell responded that Hawthorne has an ordinance that driveway aprons must be concrete. Your driveway apron is asphalt, so that is going to be removed and replaced and you will have a wider sidewalk on one side. Council President Matthews stated that they should make an appointment to have a representative from Boswell Engineering come to his home and speak with them. Mr. Silvestri asked if the road was also being repaved. Council President Matthews stated yes we will be repaving the road and curbs which is why the sidewalks are being done. He then asked if there was anyone else that wanted to sign up for the same observation with the sidewalks please see Engineer Boswell.

Alfonso & Marianna Dilenno, 37 2nd Ave – She asked the council to explain the procedure to her. Council President Matthews responded that if her sidewalks are in good shape and the apron is at the proper elevation, they will remain, if not she will have the option of replacing them herself or having our contractor do the work. The road is being repaved and the curbs replaced where required at the expense of the Borough. Council Vice President Bertollo suggested they give Engineer Boswell their address and a field representative will come out and look at their property.

Joanne Barrens, 150 May Street – She does not feel it is fair that she has to make a decision based on if she can find a better price than the estimated one we supplied her with and that it has to be done within 30 days when the Borough doesn't have a time frame for the work on the street to begin. She asked for clarification on when the 30 days begins. Administrator Maurer stated that if she has concerns and needs more time we will work with her. Councilman Matthews asked if the letter outlined the payment procedure if the town does the work. She stated it gave an estimate of what the engineer thinks it may cost and if they don't like the bids they may delay the project. Administrator Maurer explained they are looking to award the bid by May 14th and if the residents are making the repairs themselves it would have to be by May 31st. Engineer Boswell stated that unless Mrs. Barrens herself or had a family member in the pavement trade, she would not find a better price. Councilman President Matthews then explained the assessment process to her. The interest will start on the due date of the first bill which will not be issued for approximately one year. She asked if her apron was going to be replaced as well. Engineer Boswell stated he will have a representative go to her home and let her know exactly what work will need to be done and give her an estimate. She thanked everyone for their help.

Council President Matthews entertained a motion that the public hearing on Ordinance No. 2082-13 be closed and that it be resolved that this ordinance was posted on the bulletin board on which public notices are customarily posted, posted on the borough website (www.hawthornenj.org) and published in the Hawthorne Press. Copies of said ordinance were made available to the general public. Now, therefore, be it resolved that this ordinance be adopted and the Clerk is authorized to advertise the same according to law.

Moved by Councilman Bennett, seconded by Councilman Mele. On roll call, all voted yes.

OLD BUSINESS:

Councilman Lane asked Administrator Maurer for an update on the refrigeration lines of the air conditioner unit in the dispatch area. He responded he has notified the contractor and is awaiting the date he can repair this. Councilman Lane asked for an update on the gates in the hallway. Administrator Maurer stated that he will arrange for a meeting with the department heads and police to discuss this. Councilman Lane asked about the noise behind Macaluso's. Administrator Maurer referred this to the police department who will observe this tonight, confirm where it is coming from and then address it. Councilman Lane also asked when the curbs will be painted at South Ave, Lafayette Ave and Llewellyn Ave. Administrator Maurer stated when we do the overall curb painting in the Borough, those streets will be first on the list.

Councilman Lane asked Councilman Sinning about a possible ordinance on North Watchung. The ordinance committee did not meet yesterday and are still waiting for the recommendation from the police department. Council President Matthews added that he spoke with the resident who filed the complaint, also there was an accident there yesterday.

Council Vice President Bertollo commented there are several residents who are unhappy that Wal-Mart will not be coming to Hawthorne and are in turn blaming Hawthorne Deserves Better. He wanted to remind everyone that Wal-Mart made a business decision to back out of

Hawthorne as well as several other projects. He does not want neighbors blaming neighbors. Council Vice President Bertollo also wanted to address a situation that has been brought to his attention regarding the Christian Health Care Center. Over one year ago Mayor Goldberg met with the representatives of Wyckoff and told them that unless Hawthorne's drainage issues and storm water improvement issues are rectified in Hawthorne, there will be no discussions about water with Wyckoff. We do make money when we sell water to other communities around our area. We set the rate and are not restricted on what that rate can be. Another issue was someone went on to Facebook and condemned the council for the ball fields not being opened and that all the other town's fields were open. Council Vice President Bertollo drove through 12 communities and found one team practicing in North Haledon. The Hawthorne Baseball/ Softball Association were in agreement that the fields should be closed. The condition was muddy and the temperature was 37 degrees. Out of concern for the children these are not conditions they should be playing baseball in in March. People are entitled to their own opinions, but not the facts. The Council, Rec Department and Baseball/ Softball Association put a lot of time into what they do. We cannot control social media but if he sees untrue statements out there he feels obligated to report the truth to people.

Councilman Sinning asked if there was a meeting with Verizon about the double poles still around town. Administrator Maurer stated our new representative will be reporting back to him on how many poles are left and when they will be fixed. Councilman Sinning stated that PSE&G was there working on a couple of the poles. Administrator Maurer requested the specific locations and he will look into it.

Councilman Wojtecki thanked Administrator Maurer for responding to his concerns and asked the status of the Library coffee machine and the fire department contract. Administrator Maurer stated the library has obtained their permit and Attorney Pasquale responded he did not have an update on the contract as yet.

NEW BUSINESS:

Councilman Wojtecki stated there is a new help wanted sign outside the old Golden Steer restaurant located at 67 Goffle Road. Mayor Goldberg stated that was brought up at last night's Planning Board meeting and he also spoke with the building official today. There is a tenant for that building but that sign is premature as they are not ready to open as yet and are on the Planning Board's agenda for May 7th.

ADMINISTRATIVE AGENDA PRESENTED BY MAYOR GOLDBERG:

Thanked the audience for their attention while swearing in the new police chief tonight and in two weeks he will swear in a new police captain, lieutenant and sergeant. The new chief is very anxious to get his management team in place. The mayor has a tremendous amount of respect for the new chief and feels that only good things can happen moving forward. Thank you to the Finance Committee, CFO Hewitt and Administrator Maurer for their work on the budget. The baseball fields are now open after a meeting with DPW. The final inspection of the installed lights at Wag 4 field is scheduled for Tuesday.

REPORTS:

Director of Revenue and Finance, MaryJeanne Hewitt

It is a pleasure to work with the Finance Committee and to be on the same page. She thanked the council for mentioning the hard work her and Administrator Maurer have put into the budget. She added that the Finance Committee and Mayor Goldberg also work very hard on the budget. She feels we have the best budget we can have given the economy.

Borough Attorney Pasquale

Congratulations to Mayor and Council on the budget. They continue to present a budget that is substantially below what the cap would permit, which keeps our tax rates low. The administration has and will continue to work with developers, property owners, and people that want to come to our community to try to develop a new ratable base. The less we raise our ratables we will continue to back slide as the tax appeals come in reducing our ratables. We have lost opportunities and will continue to lose them if we can't attract new businesses. As the administration, our mission is to try to create an atmosphere for those types of opportunities.

204 Wagaraw Road – There are no longer any approvals for a grocery store or any development since the developer has withdrawn. There is a stipulation of settlement circulating right now that would remove 204 Wagaraw Road from the litigation. This leaves Shop Rite and Hawthorne Deserves Better suing the Borough of Hawthorne to try to make us repeal decades of ordinances.

This will prevent us from having any new businesses from coming to town at that location. The motion we filed to dismiss the second of the two lawsuits, which challenges 13 year ordinances, is now returnable in two weeks.

Congratulations to Chief McAuliffe, he is going to be an excellent chief and he commends the mayor on the selection. The show of support tonight shows that his department is with him and he feels this is going to be a wonderful thing for Hawthorne. Reminder the Lions Club's beefsteak is this Saturday.

Borough Engineer, Dr. Stephen T. Boswell

Congratulations to the new Chief of Police.

Municipal Building and Emergency Generator-The Borough is expected to provide us with the BTU requirements of the existing/proposed boilers and hot water heater for the municipal building. Our office is investigating the BTU requirements for the intended emergency generator. A PSE&G Gas Load Data Sheet will then be prepared to address the anticipated gas requirement for the building and to determine what PSE&G can deliver. PSE&G may require a Site Plan as part of the submission of the Gas Load Data Sheet.

Rock/Braen/Goffle Intersection- Survey work is completed and the intersection design is 50 % complete.

Wagaraw Field 4 Lighting-The light poles, conduit and outfield fence have been installed. The contractor is waiting for delivery of the revised control panel as requested by the electrical sub-code official. PSE&G also has to provide the service connection.

Washington/Royal Drainage Project-The remaining concrete work, which consists of a driveway apron and sidewalk, will be completed along with site restoration when weather conditions are appropriate.

Cornell Avenue Sewer Repairs- The Borough is securing funding.

Goffle Brook Bank Stabilization- The contractor is finishing the dredging of the pond. Tree pruning continues to be addressed south of Rea Ave. Rock walls are being installed south of Florence and bio engineering installed south of Warburton.

Water System Improvements- Some, if not all, of the proposed improvements are to be funded in 2013.

2012 Road Resurfacing Program- Once weather conditions are appropriate, site restoration including top soil and seeding to be addressed along with repairing a couple of sprinkler heads.

UST Groundwater Monitoring- The first round of groundwater sampling was completed today, April 3rd, along with sampling the excavated soil for classification and disposal.

Christian Health Care Center- The Board of Adjustment is preparing their Resolution of Approval.

May Street (2013 NJDOT Local Aid)- The construction design plans for May Street have been started and cannot be continued any further until the exact award amount is known to determine the actual limits for the project. The truncated dome mat at the intersection with Tuxedo Avenue has been made safe. The entire ramp will be addressed as part of the Project.

2013 Road Resurfacing Program- Estimates and residential assessments have been prepared. Plans are prepared and the spec is 80% complete. The 2013 Road Program will also include improvements to the library parking lot, the Well Field Parking Lot and the 50' of curb for Pasadena Place. The Borough has indicated bidding the Project in mid-May.

Warburton and Forest- The contractor will be back in the spring to infrared the pavement high spots.

Utter Avenue Pump Station- The AC Schultes shop drawing submission we received from the Borough on Thursday, March 28th, has been reviewed by our office and returned to the contractor on April 2nd, stamped "Approved As Submitted."

Wagaraw/Goffle & Wagaraw/Lincoln Intersections- Our office anticipates having the signal pre-emption design to Mike Nelson by the end of the week.

Library Roof- Several requests have been made to Paino Roofing for a proposal to replace the metal roof section in question.

Drainage Project on Royal/ Washington Ave- Another coat of asphalt will be laid once the weather gets warmer and the resident's apron and sidewalk still needs to be repaired and her yard will be reseeded.

Borough Administrator Maurer

Congratulations to Chief McAuliffe and he looks forward to working with him. Thank you to the Finance Committee, Council, CFO Hewitt and the department heads. Resolution R 65-13 on tonight's agenda is for the approval of emergency temporary appropriations. Over the past couple days we have been experiencing issues with our server which effects our e-mails. We

planned on replacing the exchange server in 2014 in phase 2. Pascack Data has suggested we move to phase 2 now and phase 1 in 2014 which is resolution R 65-13 tonight. Next week we will be conducting interviews for the part-time deputy court clerk. This is one part of the budget where we have decided to save money by replacing a full time position with a part time employee. We are always evaluating our needs to save money. Our pool, recreation and tennis signups will begin on April 23rd; more information is available on our website www.hawthornenj.org. Residents can sign up for Nixle on Nixle.com or by texting HAWTHWIRE to 888777. In reference to our water system as previously mention by Council Vice President Bertollo, we do have excess capacity in water and with over 85% of our costs are fixed. This gives us a great opportunity to sell water for more than that 15% of variable cost. Generally, selling water is a profitable enterprise for the Hawthorne water utility. The fact that we are able to continue a capital program during the recent recession has benefited Hawthorne long term.

Questions for the Administration

Councilman Lane asked Administrator Maurer if swim lessons for special needs children will be addressed with the pool manager. Administrator Maurer responded yes and they will be offering evening lessons this year so that children in day programs can attend in the evening. This will be scheduled and advertised early. Councilman Lane asked that we notify as many parents as possible. Administrator Maurer stated there will be pool notifications from Nixle for those who sign up for those alerts.

Councilman Mele asked Engineer Boswell if the surfacing of Washington Ave will be fixed. Engineer Boswell replied as soon as the weather gets a little warmer they will put a skim coat across the entire road.

Councilman Sinning asked about the stockpile of trenches near Rea Ave. Engineer Boswell replied the trenches cannot be transported until they are completely dried out at which point they will be moved out of town unless needed in certain areas.

Councilman Wojtecki stated that a resident on Brookside Ave was told a representative would be coming to their home to talk about where their property line is now due to the erosion. Engineer Boswell stated that their property line will not change. If the property line runs to the middle of the brook, then that would be the middle of the brook at the time of the deed. If the brook has moved then so has their property line. If the brook moves closer to his home he now owns a portion of the brook since the square footage owned does not change. Councilman Wojtecki asked that Engineer Boswell contact the home owner. Councilman Wojtecki asked about an email circulating regarding trees being cut down by Utter Ave and Route 208. Administrator Maurer responded that the email was from a resident who was concerned that the trees cut down by PSE&G formed a safety barrier for that home owner. He has reached out to the Department of Transportation to have an existing guard rail extended to cover where the tress were. Councilman Wojtecki added that the second part of the resident's email was that he believes they were his trees and if we could please send a representative out to look. Council President Matthews added that there was a similar situation on Rea Ave and they did go onto the residents private property to trim trees which they felt was eventually going to reach the wires. Councilman Wojtecki asked Administrator Maurer to please update the property owners in regards to the two poles on Old Orchard and Peach Tree Court that they are on the PSE&G list.

Councilman Lane asked Engineer Boswell if they are planning on building a wall similar to the one currently being built at Goffle Brook Park at the other bend in the brook south of Warburton. He responded that he doesn't know specifically what they will put there. If the water hits there with a certain velocity they will armor it with such as a wall or rocks, if it's less than that it gets the bio armor such as anchor mats and plants.

Council President Matthews asked if there were any other questions or discussion. Council President Matthews entertained a motion to record the Administrative Agenda, moved by Council Vice President Bertollo, seconded by Councilman Sinning. On roll call, all voted yes.

INTRODUCTION OF ORDINANCES:

ORDINANCE 2090-13

AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT THE CODE OF THE BOROUGH OF HAWTHORNE TO REVISE AND REPLACE CHAPTER 220, FEES,

**SECTION 220-3, DEPARTMENT OF PUBLIC WORKS, PARKS AND RECREATION,
SO AS TO SET FORTH FEES FOR THE SUMMER RECREATION PROGRAM**

BE IT RESOLVED, that Ordinance No. 2090-13 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 May 1, 2013, and at 7:00 p.m., at which 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.

Moved by Council Vice President Bertollo, seconded by Councilman Sinning. Councilman Wojtecki stated that he still doesn't believe that the fee is equivalent to the service we are giving. He read line number three regarding a \$5 fee for late pick up and asked if that is per minute, per child? He feels there are not enough details as he discussed during committee. He will vote yes but asks that upon approval we particularly look at line three, the fees for late pick up. Council President Matthews asked if Administrator Maurer would get a report from Board of Rec stating how many times that happened last year. He also stated that they have been looking at the summer rec program as well as leadership camp and would like to see these programs support themselves. The council is in agreement that the fees should be raised and are working on how to implement new fees. On roll call, all voted yes.

RESOLUTIONS...

CONSENT AGENDA: MR41-13, R57-13 through R64-13:

MR 41-13 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 east curb line of Ninth Avenue, beginning three feet (3') north of the northern corner of the driveway entrance to 223 Ninth Avenue. The space shall extend twenty-two feet (22') south in front of the residence known as 223 Ninth Avenue and shown as Block 233 Lot 33 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 14 feet (14') north of the northern corner of the driveway entrance to 223 Ninth Avenue.
This resolution shall take effect on adoption and posting of the signs required above.

R 57-13 Introduced by Councilman Bennett

Resolved: To ratify the actions of the Municipal Council of the Borough of Hawthorne payroll dated March 22, 2013.

CURRENT FUND	WT 888889	\$	269,283.94
WATER OPERATING FUND	WT 888889	\$	36,577.27
OTHER TRUST II FUND	WT 888889	\$	5,743.18
TOTAL PAYROLL			<u>\$ 311,604.39</u>
CURRENT FUND TO PAYROLL/FICA	WT 888889	\$	14,605.97
WATER OPERATING FUND TO PAYROLL/FICA	WT888889	\$	-
TOTAL FICA			<u>\$ 14,605.97</u>

R 58-13 Introduced by Councilman Bennett

WHEREAS, the semi-annual interest payment for the General Serial Bonds of 2010 becomes due and payable on April 15, 2013.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that the Treasurer is hereby authorized to wire funds in the amount of \$12,910.00 in payment of interest from the Current Fund, made payable to Depository Trust Company.

R 59-13 Introduced by Councilman Bennett

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

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

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

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

R 60-13 Introduced by Councilman Bennett

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

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

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

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

R 61-13 Introduced by Councilman Bennett

RESOLUTION REQUESTING APPROVAL OF THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES TO ESTABLISH A DEDICATION TRUST BY RIDER FOR CONTRIBUTIONS MADE FOR SNOW REMOVAL PURSUANT TO N.J.S.A. 40A:4-39 AND THE PROVISIONS OF P.L. 2001, C.138

WHEREAS, permission is required of the Director of Local Government Services for approval as a dedication by rider of revenues receive by a municipality when the revenue is not subject to reasonable accurate estimates in advance, and

WHEREAS, P. L. 2001, c.138 as per N.J.S.A. 40A:4-39 allows municipalities to lapse unexpended balances budgeted annually for snow removal in the Borough of Hawthorne, and

WHEREAS, N.J.S.A. 40A:4-39 provides that the Director of Local Government Services may approve expenditures of monies by dedication by rider.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that the Borough of Hawthorne, County of Passaic, State of New Jersey as follows:

1. The Municipal Council hereby requests permission of the Director of Local Government Services to pay expenditures for snow removal created in accordance with N.J.S.A. 40A:4-39; and
2. The Municipal Clerk of the Borough of Hawthorne is hereby directed to forward two certified copies of this resolution to the Director of Local Government Services.

R 62-13 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:

	Original			
<u>Block/Lot</u>	<u>Assessment</u>	<u>Judgement</u>	<u>Difference</u>	<u>Overpayment</u>
2011				
274.01/8.19	\$285,000.	\$260,000.	\$25,000.	\$1,274.75
Louis Marie Andreozzi RV Trust 188 Mountain Ave.				
2012				
274.01/8.19	\$285,000.	\$260,000.	\$25,000.	\$1,294.25
Louis Marie Andreozzi RV Trust 188 Mountain Ave.				
2011				
275/23	\$300,000.	\$275,000.	\$25,000.	\$1,274.75
Diane M. Kramer 42 Peach Tree Court				
2012				
275/23	\$300,000.	\$275,000.	\$25,000.	\$1,294.25
Diane M. Kramer 42 Peach Tree Court				

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 for 2011-2012 in accordance with the state judgment.

R 63-13 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:

	Original			
<u>Block/Lot</u>	<u>Assessment</u>	<u>Judgement</u>	<u>Difference</u>	<u>Overpayment</u>
2009				
33/11	\$428,800.	\$335,000.	\$93,800.	\$4,386.09
Brach Eichler LLC for Favocci, Rudolph & Margaret 179 Lafayette Ave.				
2010				
173/5	\$138,000.	\$116,600.	\$22,100.	\$1,077.60
Daniel G. Keough, Trustee for Paveka, LLC 65 Utter Ave.				
2011				
173/5	\$138,700.	\$116,600.	\$22,100.	\$1,126.88
Daniel G. Keough, Trustee for Paveka, LLC 65 Utter Ave				
2012				

173/5	\$138,700.	\$116,600.	\$22,100.	\$1,144.12
Daniel G. Keough, Trustee for Paveka, LLC 65 Utter Ave 2010				
173/6	\$549,300.	\$461,600.	\$87,700.	\$4,276.25
Daniel G. Keough, Trustee for Paveka, LLC 216 Fifth Ave. 2011				
173/6	\$549,300.	\$461,600.	\$87,700.	\$4,471.82
Daniel G. Keough, Trustee for Paveka, LLC 216 Fifth Ave. 2012				
173/6	\$549,300.	\$461,600.	\$87,700.	\$4,540.23
Daniel G. Keough, Trustee for Paveka, LLC 216 Fifth Ave 2011				
186/4	\$151,800.	\$131,800.	\$20,000.	\$1,019.80
Bruce J. Stavitsky, Esq. for Raymond, Samuel & Rene 468 Lincoln Ave.				

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 for 2009-2012 in accordance with the state judgment.

R 64-13 Introduced by Councilman Bennett

SUPPORTING THE DELAYING OF DRAINING THREE (3) RESERVOIRS ON GARRET MOUNTAIN AND REPLACING THEM WITH LARGE CONCRETE TANKS, UNTIL UPDATED RULES ARE RELEASED BY THE ENVIRONMENTAL PROTECTION AGENCY

WHEREAS, in response to a federal Environmental Protection Agency mandate to cover all treated drinking water supplies, the Passaic Valley Water Commission is planning on draining the three (3) reservoirs on Garret Mountain and replacing them with large concrete tanks; and

WHEREAS, the reservoirs are the Levine, New Street and the Great Notch, which happens to form about half of the western border of Rifle Camp County Park; and

WHEREAS, construction of the tanks would mar the landscape of the immediate area, which straddles Paterson and the Borough of Woodland Park and would cost upwards of \$100 million; and

WHEREAS, the cost would be passed on to consumers; and

WHEREAS, being that local residents have been drinking this water for decades; and

WHEREAS, lawsuits filed against the mandate by New York City and Portland, Oregon, have spurred the Environmental Protection Agency (EPA) to revisit this requirement, known as LT2 and the EPA is taking until 2016 to release an updated version; and

WHEREAS, the Environmental Protection Agency has also granted New York City an extension for one particularly expensive reservoir replacement project; and

WHEREAS, based on this information, the Passaic County Planning Department would like to see the Passaic Valley Water Commission delay movement on the construction until the updated rules are released and less harmful solutions are explored; and

WHEREAS, these three sites about residential neighborhoods and the introduction of tanks would render them industrial in look while also raising the residents' water rates; and

WHEREAS, the Mayor and Council of the Borough of Hawthorne are desirous of demonstrating their support for the delay on the project, until the updated rules are released; and

WHEREAS, this matter was discussed at the Regular Meeting of the Governing Body of the Borough of Borough of Hawthorne;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Hawthorne, County of Passaic, State of New Jersey hereby urges the delay in movement on the tank construction project, until the updated rules are released by the Environmental Protection Agency; and

BE IT FURTHER RESOLVED that a copy of this resolution shall be forwarded to all New Jersey representatives.

Council President Matthews entertained a motion to approve resolutions MR 41-13, R 57-13 through R 64-13, moved by Councilman Bennett, seconded by Councilman Sinning. Council President Mathews asked if there was any discussion. On roll call, all voted yes except Councilman Lane who abstained from R59-13 and R60-13 and Councilman Wojtecki who abstained from R59-13.

OFF CONSENT AGENDA: R65-13

R 65-13 Introduced by Council Vice President Bertollo

WHEREAS, an emergency has arisen with respect to the amounts allocated in the 2013 Temporary Operating Budget and/or the 2013 Temporary Water Operating Budget other expenses due to the permanent budget not yet being adopted, and the 2013 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 total emergency temporary resolutions adopted in the year 2013 pursuant to the provision of N.J.S.A. 40A:4-20 including this resolution total \$2,898,390.00.

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, emergency temporary appropriations are hereby made for the following line items in the listed amount:

Emergency temporary appropriation be and is hereby made for the following line items in the listed amount:

Administration

Salaries & Wages	11,700.00
Mayor/Council	
Salaries & Wages	2,600.00
Municipal Clerk	
Salaries & Wages	6,400.00
Financial Administration	
Salaries & Wages	11,800.00
Revenue Collection	
Salaries & Wages	4,500.00
Tax Assessor	
Salaries & Wages	2,500.00
Legal Services	
Salaries & Wages	9,900.00
Planning Board	
Salaries & Wages	1,700.00
Zoning Board of Adjustment	
Salaries & Wages	1,100.00
Construction Code	
Salaries & Wages	10,100.00
Code Enforcement	
Salaries & Wages	6,000.00
Uniformed Police	
Salaries & Wages	283,600.00
PEOSHA	
Salaries & Wages	900.00
Police Dispatchers	
Salaries & Wages	17,100.00
Fire Department	
Salaries & Wages	1,300.00
Fire Safety	
Salaries & Wages	9,700.00
Prosecutor	
Salaries & Wages	2,000.00
Shade Tree	

Salaries & Wages	200.00
Sewer System	
Salaries & Wages	12,700.00
DPW Administration	
Salaries & Wages	6,300.00
Board of Health	
Salaries & Wages	12,400.00
Swimming Pool	
Salaries & Wages	5,000.00
Library	
Salaries & Wages	44,600.00
Municipal Court	
Salaries & Wages	10,400.00
Administration	
Postage	2,000.00
Administration	
Other Expenses	2,000.00
Financial Administration	
Other Expenses	5,000.00
Engineering	5,000.00
Municipal Insurance	20,000.00
Group Insurance	350,000.00
Fire Department	
Other Expenses	5,000.00
Streets & Roads	
Other Expenses	15,000.00
Shade Tree	
Other Expenses	10,000.00
Sewer System	
Other Expenses	10,000.00
Garbage Pick-up	50,000.00
DPW Administration	
Other Expenses	10,000.00
Vehicle Maintenance	
Police	2,000.00
Fire	4,000.00
Streets	10,000.00
Sewer	2,000.00
Environmental Commission	
Other Expenses	1,100.00
Animal Control	2,000.00
Swimming Pool	
Other Expenses	10,000.00
Board of Recreation	
Other Expenses	15,000.00
Library	
Other Expenses	50,000.00
Public Events	15,000.00
Bond Admin Fees	3,000.00
IT Services	10,000.00
Electric & Gas	50,000.00
Street Lighting	25,000.00
Telephone	10,000.00
PVSC	255,000.00
Bulk Purchase Gasoline	15,000.00
Social Security	30,000.00
Municipal Court	
Other Expenses	1,000.00
WATER OPERATING	
Salaries & Wages	71,000.00
Other Expenses	50,000.00
Group Insurance	50,000.00
Social Security	25,000.00
Capital Outlay	25,000.00

Council President Matthews entertained a motion to approve resolution R 65-13, moved by Council Vice President Bertollo, seconded by Councilman Sinning. Council President Matthews asked if there was any discussion. On roll call, all voted yes.

REPORTS OF SPECIAL COUNCIL COMMITTEES:

Councilman Lane

The Board of Health met last week and they are interested in the status of the commercial kitchen ordinance. Administrator Maurer stated it will be discussed at the upcoming ordinance committee meeting. Council President Matthews added it is on their agenda.

Cable Committee – the new Leightronix system has been installed and has replaced four pieces of equipment with one allowing for one button operation. This new server will allow great flexibility in programing and broadcasting as well as more options for our bulletin board channels. Hawthorne Day, meetings, sporting events and more will be accessible soon through u-streaming. Thank you to Tom Jeron, Enrique Cupillari and Acting Clerk Lori DiBella for the time they put in over the weekend to get the equipment installed.

Councilman Bennett

The next Public Works meeting will be on April 15th.

Councilman Sinning

The Ordinance Committee meeting yesterday was cancelled.

Councilman Wojtecki

The Shade Tree Commission will be at Cel-Earth-bration, Saturday, April 20th, to hand out raffles for a tree give away. The celebration of Arbor Day is April 27th at the pool grounds. We will be planting a new tree by the pool, to replace one lost by Hurricane Sandy. There are 60 trees still available for the Spring and Fall plantings. If you would like a tree planted at your home, call 973-427-5555 x318.

Council President Matthews

The Planning Board met last night and approved a wood worker, Chinese buffet and a doggy daycare. There are approximately 30 jobs being created by these new approvals. They also reviewed the vegetative coverage ordinance, 2085-13, that has been introduced and found it to be consistent with the master plan. The Chamber of Commerce is having a business card exchange on April 24th at Atlantic Stewardship Bank on Goffle Road between 5:30 and 7:30. The Hawthorne PBA beefsteak is also April 24th at Macaluso's.

CORRESPONDENCE: None.

MISCELLANEOUS: None.

BILLS:

Council President Matthews entertained a motion to approve the bills and forward them to the Treasurer for payment moved by Councilman Mele, seconded by Council Vice President Bertollo. Council President Matthews asked if there was any discussion. Councilman Lane inquired about the \$1,600 bill for repairs to a municipal vehicle at a local repair shop. The contract for vehicle repairs states the vehicles will be repaired by American Ford unless it is a simple oil change. Administrator Maurer replied he will look into this and meet with the Police Department to ensure understanding of the contract. On roll call, all voted yes. Council Vice President Bertollo abstained from checks 15181 and 4556. Councilman Wojtecki and Councilman Lane abstained from checks 15183, 15188, 15207 and 15211.

VENDOR	CHECK#	TOTAL	DESCRIPTION
CURRENT FUND			
ACCUTEST LABORATORIES	15161	100.00	ENGINEERING SERVICES O/E
ACTION DATA SERVICES	15162	513.97	FINANCIAL ADMIN O/E
ALL AMERICAN FORD	15163	676.85	VEHICLE MAINT ROAD
ALL HANDS FIIRE EQUIPMENT	15164	223.23	VEHICLE MAINT FIRE DEPT
BCB JANITORIAL SUPPLY CO INC	15165	111.21	STREETS & ROADS O/E
BOB'S TIRES & WHEELS INC	15166	1,380.00	VARIOUS

BOSWELL ENGINEERING, INC	15167	11,599.50	VARIOUS
BRACH EICHLER LLC	15168	4,386.09	OPERATIONS
BRUCE J STAVITSKY, ESQ	15169	1,019.80	OPERATIONS
BRUNSWICK FAIRLAWN LANES	15170	17.94	BOARD OF REC
CABLEVISION	15171	157.02	DPW ADMIN O/E
CARON STUDENT ASSISTANCE PROGR	15172	500.00	MUNICIPAL ALLIANCE
CHARLENE ELVIN	15173	157.00	PUBLIC EVENTS O/E
CHARLES C. COLLINS, JR, ESQ	15174	13.32	ZONING BD OF ADJ
CHIEF FIRE EQUIP CO	15175	112.50	POLICE DEPT O/E
CINTAS CORP	15176	443.50	DPW ADMIN O/E
CMRS-FP	15177	2,000.00	GENERAL ADMIN O/E
DANIEL G KEOUGH	15178	16,636.90	VARIOUS
DIANE M KRAMER	15179	2,569.00	VARIOUS
DONALD TURNER, SR	15180	60.00	VEHICLE MAINT POLICE
DOWNES TREE SERVICE, INC.	15181	13,616.00	VARIOUS
EARTHLINK BUSINESS	15182	1,660.48	TELEPHONE CHARGES
GOOSETOWN COMMUNICATIONS, INC	15183	1,272.00	FIRE DEPT O/E
HAWTHORNE AUTO LAB	15184	279.16	VEHICLE MAINT POLICE
HAWTHORNE PRESS INC	15185	1,023.36	VARIOUS
HENRY'S PLUMBING & HEATING INC	15186	3.31	DPW ADMIN O/E
JOHN PALLOTTA	15187	89.98	GROUP INSURANCE O/E
KEN'S AUTO ELECTRIC, LLC	15188	420.00	FIRE DEPT O/E
L&P INTEGRATORS	15189	14,875.00	SEWER SYSTEM O/E
LANGUAGE LINE SERVICES	15190	30.76	MUNI COURT
LAWYER'S DIARY & MANUAL	15191	99.00	MUNI COURT
LORRAINE POWELL	15192	255.24	MUNICIPAL ALLIANCE
LOUIS MARIE ANDREOZZI RV TRUST	15193	2,569.00	VARIOUS
LUSCHER'S AUTO INC	15194	2,134.21	VARIOUS
MARY BETH WETZELBERGER	15195	35.00	BOARD OF HEALTH O/E
METLIFE	15196	314.26	GROUP INSURANCE O/E
MONSEN ENGINEERING CO	15197	1,040.00	DPW ADMIN O/E
MURPHY COMMUNICATIONS	15198	662.81	VEHICLE MAINT POLICE
NO JERSEY COURT ADMIN ASSOC	15199	30.00	MUNI COURT
NO JERSEY MUNI EMPL BNFT FUND	15200	157,132.00	GROUP INSURANCE O/E
PASCACK DATA SERVICES	15201	220.15	VARIOUS
PASSAIC CNTY PROS OFFICE	15202	500.00	POLICE DEPT O/E
PASSAIC COUNTY 200 CLUB	15203	250.00	FIRE DEPT O/E
PASSAIC VALLEY SEWER COM	15204	276,858.68	PASSAIC VALLEY SEWER
PROFESSIONAL GOV EDUCATORS INC	15205	180.00	VARIOUS
PUBLIC SERV ELEC & GAS	15206	24.36	VARIOUS
RIDGEWOOD PRESS	15207	159.00	FIRE DEPT O/E
RT OFFICE PRODUCTS	15208	663.45	VARIOUS
SHOTMEYER BROS FUEL CO	15209	389.71	SEWER SYSTEM O/E
STAPLES	15210	48.19	STREETS & ROADS O/E
THE BODY WORKS INC	15211	2,256.80	FIRE DEPT O/E
TURNOUT UNIFORMS	15212	474.90	UNIFORM FIRE SAFETY O/E
VERIZON	15213	1,677.38	VARIOUS
VOZZA AGENCY, INC	15214	14,869.03	MUNICIPAL INSURANCE O/E
WASTE MANAGEMENT OF NJ	15215	29,907.19	TRANSFER STATION
WM B MAHWINNEY AMBULANCE CORPS	15216	<u>1,250.00</u>	DPW ADMIN O/E
TOTAL CURRENT		\$ 569,948.24	
GENERAL CAPITAL			
BOSWELL ENGINEERING, INC	3271	6,840.00	WAG FIELD 4 LIGHTING
HAWTHORNE PRESS INC	3272	<u>514.80</u>	VARIOUS
TOTAL GENERAL CAPITAL		\$ 7,354.80	
WATER OPERATING			
AGRA ENVIRONMENTAL SVC	9241	2,612.50	VARIOUS

BCB JANITORIAL SUPPLY CO INC	9242	111.20	WATER UTILITY O/E
CMRS-FP	9243	2,000.00	WATER UTILITY O/E
EARTHLINK BUSINESS	9244	525.00	WATER UTILITY O/E
HENRY'S PLUMBING & HEATING INC	9245	55.25	WATER UTILITY O/E
RT OFFICE PRODUCTS	9246	45.75	WATER UTILITY O/E
SHOTMEYER BROS FUEL CO	9247	1,765.00	WATER UTILITY O/E
STAPLES	9248	48.20	WATER UTILITY O/E
STATE OF NJ - PWT	9249	1,130.88	WATER UTILITY O/E
STATE OF NJ: BUREAU BOILER AND	9250	80.00	WATER UTILITY O/E
VERIZON	9251	<u>564.24</u>	WATER UTILITY O/E
TOTAL WATER OPERATING		\$ 8,938.02	

OTHER TRUST II

BOB'S TIRES & WHEELS INC	4555	708.00	RECYCLING
DOWNES TREE SERVICE, INC.	4556	480.97	RECYCLING
ENVIRONMENTAL RENEWAL, LLC	4557	150.00	RECYCLING
NORTHERN SAFETY CO INC	4558	<u>225.94</u>	RECYCLING
TOTAL OTHER TRUST II		\$ 1,564.91	

TOTAL BILL LIST **\$ 587,805.97**

PUBLIC COMMENTS

Council President Matthews 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, state your name and address and sign the sheet for the record.

Mary Mahon – 64 Emeline Dr – Regarding the Christian Healthcare Center mentioned by Council Vice President Bertollo earlier. There are 55 resolutions waiting for approval and one of them is that Hawthorne will provide the water to Wyckoff. Mayor Goldberg responded he has not agreed to sell Wyckoff water and will not consider it until they resolve the flooding issue they created on Braen Ave. He will then sell to them as a single user at the retail rate. Ms. Mahon asked what the process is. Attorney Pasquale responded there would be an interlocal agreement and resolution drawn. Mr. Vogel was told that Hawthorne has the capacity to supply the water. Ms. Mahon was concerned that if we did provide the water that it would affect the pressure of the residents in that area. Engineer Boswell responded that they would take the proper steps to assure that it would not affect anyone. Ms. Mahon thanked the Council.

Alex Clavijo - 33 Westervelt Ave – The Hawthorne High School band will be opening for the Ridgewood Concert Band Friday at 7:30pm at the Westside Presbyterian Church in Ridgewood.

Joe Osborne - 112 Cedar Ave – Speaking for Hawthorne Deserves Better, Mr. Osborne feels that when developing 204 Wagaraw Road it would be better to ask the people first. He feels we now know more than ever what the people want. In reference to the ordinances, he doesn't see getting rid of the ordinances that they were opposing prior to the lawsuit as preventing ratables, he believes they will help us get where we are going faster. Mr. Osborne thanked the Council.

Heidi Ehmman – 112 Cedar Ave – She thanked Council Vice President Bertollo for defending Hawthorne Deserves Better. She stated without the communities involvement over the last 15 months we would be looking at a Wal-Mart at 204 Wagaraw Rd. Council Vice President Bertollo added the fact is that they made a business decision to withdraw from Hawthorne.

Council President Matthews asked if anyone else wished to be heard. Seeing none, Council President Matthews entertained a motion to close the public portion, moved by Councilman Sinning, seconded by Councilman Bennett. On roll call, all voted yes.

ADJOURNMENT

At 9:45 p.m., Council President Matthews entertained a motion to adjourn the regular meeting, moved by Councilman Mele, seconded by Councilman Lane. On roll call, all voted yes.

THE NEXT REGULAR MEETING OF THE MUNICIPAL COUNCIL WILL BE ON **WEDNESDAY, APRIL 17, 2013**. THE WORK SESSION WILL BEGIN AT 7:00 P.M. WITH THE REGULAR MEETING IMMEDIATELY THEREAFTER. PERSONS WITH DISABILITIES WHICH REQUIRE AIDES SUCH AS: SIGN LANGUAGE INTERPRETER, TELECOMMUNICATIONS, BRAILLE, TAPES OR LARGE PRINT, SHOULD NOTIFY THE BOROUGH CLERK'S OFFICE TEN DAYS PRIOR TO ATTENDANCE AT A MEETING SO ACCOMMODATIONS MAY BE MADE.

Frank E. Matthews
Council President

Lori DiBella
Acting Borough Clerk