

The Regular Meeting of the Municipal Council of the Borough of Hawthorne was held on the above date at 7:12 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	John Bertollo
Council Vice President	Bruce Bennett
Councilman	John Lane
Councilman	Dominic Mele
Councilman	Frank Matthews
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 Bertollo 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 7, 2011.

APPROVAL OF MINUTES

Council President Bertollo entertained a motion to approve the minutes of the Regular Meeting of August 15, 2012 and Bid Minutes for Cornell Avenue Sanitary Sewer Rehabilitation of August 28, 2012, moved by Councilman Wojtecki, seconded by Councilman Mele. On roll call, all voted yes.

PUBLIC COMMENT (Agenda Items Only)

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 state your name and address and sign the sheet for the record. He stipulated this be for agenda items only.

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

MAYOR'S APPOINTMENTS

Appointment of **Irina Carrasco** as Member of the Municipal Alliance Committee for a one-year term expiring December 31, 2012.

Council President Bertollo entertained a motion to approve appointment of Irina Carrasco, moved by Councilman Sinning, seconded by Councilman Wojtecki. On roll call, all voted yes.

Certificate of Recognition presented to Hawthorne resident Lucy Sico on celebrating her 100th Birthday.

Appointment of **Ryan J. Daley** to Police Officer of the Borough of Hawthorne for a one-year probationary term effective September 5, 2012.

Council President Bertollo entertained a motion to approve appointment Ryan J. Daley, moved by Councilman Mele, seconded by Councilman Mathews. On roll call, all voted yes.

ADOPTION OF ORDINANCES

ORDINANCE NO. 2073-12

BOND ORDINANCE PROVIDING FOR THE INSTALLATION OF LIGHTING AND RELATED IMPROVEMENTS AT THE WAGARAW ROAD BALL FIELD DESIGNATED AS FIELD FOUR IN AND BY THE BOROUGH OF HAWTHORNE IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING \$155,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE BOROUGH FOR FINANCING THE SAME.

Public Hearing

Council President Bertollo opened the meeting to the public. He stated if anyone desires to be heard regarding Ordinance No. 2073-12 please raise your hand to be recognized, come forward to the microphone and state your name and address for the record.

Council President Bertollo entertained a motion that the public hearing on Ordinance No. 2073-12 be 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.

Moved by Council Vice President Bennett, seconded by Councilman Lane. On roll call, all voted yes.

OLD BUSINESS

Councilman Wojtecki stated that trucks continue to park in the Congress Textile lot. Behind 111 Wagaraw Road the door is missing and the building is not secure. He asked the date of the installation of stop signs on May Street. Administrator Maurer stated it would be shortly after the ordinance is adopted on September 19th and he will confirm the inventory of the stop signs. It was determined that the stop sign at East Prospect is part of the Washington School traffic pattern and is in process. Councilman Wojtecki asked when the ten locations of side walk repair, that are part of the 2012 Road Program, will be complete. Administrator Maurer stated he will advise. He also asked for approval to begin interviewing for the position of The Shade Tree Secretary, in October. Administrator Maurer responded yes.

Councilman Matthews asked the status of the North Highcrest cul-de-sac reconstruction. It was indicated it should be done next week and Jeff Dewan, Boswell Engineering, will notify the home owners. Councilman Wojtecki was asked when the fall replanting of the dead trees would occur. Councilman Wojtecki stated there are ten stumps that need to be removed before the new trees can be planted.

Councilman Lane asked for an update of the County monitoring Route 208 construction. There have been numerous accidents tying up our emergency services. Administrator Maurer replied we requested the speed limit be lowered but they declined. The project should be completed this month. Councilman Lane asked the progress from the County regarding Rock and Goffle Roads. Mayor Goldberg indicated Administrator Maurer call tomorrow and update the council.

NEW BUSINESS

Councilman Wojtecki asked when the bid for tree pruning will be ready. Administrator Maurer responded as soon as the RFP is returned from the Shade Tree Commission. Councilman Wojtecki stated the parking problems continue at Little Franklin Field and where will the handicap parking be? Mayor Goldberg stated they will look into this. Councilman Wojtecki asked Attorney Pasquale if he was aware of a lawsuit submitted in regards to Garden Ave. Attorney Pasquale responded No. Council President Bertollo asked Administrator Maurer to look into this and advise them.

ADMINISTRATIVE AGENDA PRESENTED BY MAYOR GOLDBERG

The 9/11 Observance and ground breaking will be September 11th at 7pm at the future site of the memorial, between Rescue 5 Firehouse and The Ambulance Corps Building. Deadline for ad journal for the dinner is upcoming. We have raised over \$20,000 to date. Walmart survey is posted on the borough website. Hawthorne Day is October 6th.

Director of Finance and Revenue Hewitt

Today was the last day to pay taxes without the added interest. She thanked all the departments for their assistance in getting the tax bills out. Mayor Goldberg added the Tax Department is doing a great job.

Borough Attorney Michael Pasquale-

7/11 Matter is moving forward and they are working on the adoption of the ordinance regarding twenty-four hour operation in residential neighborhood.

Pan Chemical conference with Judge McVey in three weeks and is hopeful and an indication we can get some movement on cleaning up this property. He received a \$165,000 check from Harold Cook's Attorney Trust for the purpose of the cleanup.

204 Wagaraw is engaged in limited purpose discovery.

In Spa- The women charged with a criminal act entered into a plea arrangement against the ownership of the property. We now have the ability of asking The In Spa to leave Hawthorne.

Borough Engineer Dr. Stephen T. Boswell

DPW Pre-Fab Garage- Met with DPW, making some modifications and will submit to the Public Works Committee when complete.

Water System Improvements- In a data acquisition phase. The Borough is investigating their files for drawings and information associated with the current water system equipment and building plans.

Forest Avenue (2012 Local Aid Project)- Contractor Cifelli & Son, has started the project. Trees have been taken down and the handicap ramps associated with both the Diamond Bridge and Warburton intersections have been completed.

2012 Road Resurfacing Program- The roads associated with this year's resurfacing program have been completed except for striping, which is expected to be completed by tomorrow, weather permitting, and punch list items. The contractor will be back in town the week of September 10th to address the improvements associated with Highcrest Drive, Rescue 5 driveway and the pool path.

UST Groundwater Monitoring- The project remains on hold (pending funding).

Christian Health Care Center- No Special Meetings are scheduled for September. The next Special Meeting is scheduled for October 1, 2012.

Warburton, Rea and Goffle Brook- Warburton Avenue project is expected to commence in October 2012. During construction, Warburton Avenue will be opened to single lane westbound traffic only. The pre-construction meeting is scheduled for September 13th at 2pm at the County. The County does not have a bid date for the Rea Avenue project. The Goffle Brook project has been advertised with bids being received today, at 10:30 am.

Sidewalks at the Warburton Railroad Crossing- Had to replace the asphalt due to barrier free requirements.

Royal/ Washington Ave's Drainage- Plans and specs are complete. Would ask this be added to tonight's consent agenda for approval to proceed with bidding. It is within the funding that is available.

Police Department- Structural inspection was done on the second floor replacing some bolts and may be resolved now.

Library Roof- Currently waiting on proposal to re-flash due to leak.

Borough Administrator Eric Maurer-

Distributed draft of NJ Municipal Best Practices Inventory response to the state. The Borough should score high enough in order to not lose any funding. Few items will require Council approval, a meeting with the Finance and Insurance Committees will be scheduled. The potentially dangerous dog enclosure had the necessary improvements completed. The animal control officer will continue to make monthly visits to check on compliance of the conditions agreed to at no additional cost to the Borough. OEM Coordinator Rich McAuliffe is in the process of completing a once every four year update of the Borough emergency operations plan and this will be completed by the deadline at the end of this month. As per the Audit, the mandatory training for all departments on purchasing and financial procedures is scheduled to be held over the next two weeks. The Annual Program of Ethics training will be October 9th in the evening with Council attending as required.

Another successful pool season closed on Labor Day and, the written Manager's report next week and will be distributed to the Council and Board of Recreation. Police Construction- By the end of this week, we expect completion on the construction contract and in two weeks, the desk completely operational with the completed center. The Qualified Purchasing Agent Program for the State regulations has been completed, the agent will have to complete CEU's every three years and take a green purchasing course. One of the regulations is that if you have a vacancy, you have one year to fill it without losing the higher bid threshold that you have from having a QPA. Special assessment report for Brockhuizen Lane was completed by Assessor Tim Henderson. We plan to assess the residents by the end of this year.

Questions for the Administration

Council President Bertollo asked if there were any questions for the Administration.

Councilman Wojtecki asked Engineer Boswell if water wheels that generate energy on our gravity fed water system can be installed to generate energy. We would need sufficient flow to generate such energy. A Water turban could be installed in the Passaic River, the answer is yes but the practicality is no. Councilman Mele asked Administrator Maurer if the sinkhole on 5th Ave was being fixed he responded yes. Councilman Lane asked Engineer Boswell about the sinkhole at the Rescue 5 building. This will be repaired and the Engineer will be there to witness the fill to ensure this is done correctly and to determine the cause of the sinkhole. Councilman Lane wanted assurance that the situation with the potentially dangerous dog was resolved with the Animal Control Officer. As per Administrator Maurer there will be a meeting with the Animal Control Officer to ensure adequate communication.

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

INTRODUCTION OF ORDINANCES

None.

RESOLUTIONS...

CONSENT AGENDA: M 38-12, R 182-12, R 184-12 through R192-12

Council President Bertollo stated R 193-12 will be added to authorize Bowell to go out to bid on the Washington /Royal Ave Drainage Improvement.

MR 38-12 Introduced by Councilman Mele

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 west curb line of Hawthorne Avenue, beginning three feet (3') north of the north driveway edge of 118 Hawthorne Avenue and extend twenty-two feet (22') to the north. A handicap Parking Sign should be placed fourteen feet (14') north of the aforementioned driveway edge. The marked parking space will be located directly in front of 118 Hawthorne Avenue, shown as Block 27 Lot 16 on the Borough Tax Map.
4. The Police Department is hereby directed to have proper signs calling attention to the provisions of the resolution erected or placed upon said street.

This resolution shall take effect on adoption and posting of the signs required above.

R 182-12 Introduced by Councilman Mele

WHEREAS, Cross River Fiber Fiber, L.L.C. ("Cross River"), a New Jersey limited liability company, with offices located at 33 Wood Avenue South, Suite 600, Iselin, New Jersey, is authorized to provide local exchange and interexchange telecommunications services throughout the State of New Jersey pursuant to an Order issued by the New Jersey Board of Public Utilities ("NJBPu") in Docket No. TE12040297 dated June 18, 2012; and

WHEREAS, Cross River has requested the consent of the Borough of Hawthorne for permission to occupy public rights-of-way within the Borough of Hawthorne for a period of twenty (20) years for the purpose of constructing, installing, operating, repairing, maintaining and replacing a telecommunications system; and

WHEREAS, it has been determined by the federal government that increased or enhanced telecommunications is generally in the public interest and use of public rights of way for such purpose will benefit the public at large; and

WHEREAS, the granting of such consent is and shall be conditioned upon Cross River's continued compliance with all existing and future ordinances of the Borough of Hawthorne and its entering into a written agreement with the Borough of Hawthorne to, inter alia, indemnify and hold the Borough of Hawthorne harmless as to all claims and liability resulting from any injury or damage which may arise from the construction, installation, operation, repair, maintenance, disconnection, replacement and removal of its telecommunications system within certain public rights-of-way and River Tech's provision of liability insurance coverage for personal injury and property damage.

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

1. That non-exclusive consent is hereby granted to Cross River to occupy the public rights-of-way within the Borough of Hawthorne for the purpose of construction, installation, operation, repair, maintenance and replacement of a telecommunications system for a period of twenty (20) years, with an option for an additional ten (10) years thereafter.

2. The within granted permission is conditioned upon Cross River entering into the attached Agreement with the Borough of Hawthorne and providing liability and property damage insurance coverage.

1. The Mayor and Clerk are hereby authorized to execute the attached Agreement.

2. A copy of this Resolution and the executed Agreement shall be filed in the Office of the Municipal Clerk.

R 184-12 Introduced by Councilman Mele

WHEREAS, the Hawthorne Police Department is in the process of reviewing all policies and protocols in connection with an on-going accreditation process; and

WHEREAS, among the material considered for review was the existing Rules and Regulations promulgated for use by the Police Department; and

WHEREAS, it was determined that some of the existing Rules and Regulations were in need of modification or replacement resulting in the creation of a new set of Rules and Regulations, a copy being annexed hereto and incorporated by reference; and

WHEREAS, the Borough Attorney and Borough Labor Counsel have both reviewed the proposed Rules and Regulations and determined that the same, as modified in accordance with recommendation of counsel, comply with existing law and are consistent with the terms set forth in the Collective Bargaining Agreement between the Borough and the PBA representing police officers in the Borough; and

WHEREAS, the Mayor, as the Head of the Department of Law and Public Safety and Appropriate Authority, as the same is defined by law, in consultation with the Administrator and legal counsel, has determined to issue the within Rules and Regulations in replacement of all existing Rules and Regulations previously promulgated; and

WHEREAS, as part of the accreditation process it is requested that the Municipal Council, as Governing Body, support and ratify, to the extent it may be called upon to at any time participate in the enforcement of such Rules and Regulations, the promulgation of such Rules and Regulations by the Mayor;

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that it does support and ratify the Rules and Regulations as promulgated by the Mayor.

R 185-12 Introduced by Councilman Mele

Resolved: To ratify the actions of the Municipal Council of the Borough of Hawthorne payroll dated August 24, 2012.

CURRENT FUND	WT 888889	\$	261,560.67
WATER OPERATING FUND	WT 888889	\$	41,501.01
OTHER TRUST II FUND	WT 888889	\$	3,378.57
TOTAL PAYROLL			<u>\$ 306,440.25</u>
CURRENT FUND TO PAYROLL/FICA	WT 888889	\$	2,213.61
WATER OPERATING FUND TO PAYROLL/FICA	WT 888889	\$	12,543.03
TOTAL FICA			<u>\$ 14,756.64</u>

R 186-12 Introduced by Councilman Mele

WHEREAS, the Borough of Hawthorne has a need to purchase water meters for the second phase of the meter program in the Borough of Hawthorne; and

WHEREAS, the Borough of Hawthorne is a member of the Morris County Co-op Pricing Council; and

WHEREAS, Rio Supply, Inc. has been awarded Contract #47-2012-2013 by the Morris County Co-op Pricing Council for the purchase of the meters; and

WHEREAS, the administration recommends the utilization of this contract, and the cost for this purchase of a water meters is \$330,000.00.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Borough of Hawthorne approves the acceptance of the above-cited state contract purchase subject to the certification of availability of funds from the Chief Financial Officer, and that the Mayor and Municipal Clerk be directed and authorized to enter into and execute a contract between the Borough of Hawthorne and, Rio Supply, Inc. in a form approved by the Borough Attorney when these conditions have been met.

R 187-12 Introduced by Councilman Mele

WHEREAS, an interfund, in the amount of \$1,454.25 was created, by a check received by the Borough of Hawthorne for Police Off-Duty, between the Current Fund and the Other Trust II Fund.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that the Treasurer be and is hereby authorized, to liquidate said interfund by transferring \$1,454.25 from the Current Fund to the Other Trust II Fund.

R 188-12 Introduced by Councilman Mele

WHEREAS: Tax Sale Certificate #2008-05 was sold on November 12, 2008 in the amount of \$21,389.90 on Block 120 Lot 13 then assessed to Shoppun's Run, LLC and said lien was originally purchased by US Bank-Cust/Sass Muni V dt, TLSG 2 LP 50 S 16th St. Ste. 195, Philadelphia, PA 19102 and

WHEREAS: said lien was redeemed on August 24, 2012 in the amount of \$223,104.01, said lienholder is entitled to a refund including the amount of the lien \$21,389.90, penalty of \$1,283.39, interest on certificate \$14,684.17, search and recording fee of \$52.00, foreclosure fees \$1,625.00, subsequent taxes of \$131,085.30 and interest of \$52,984.25 for a total of \$223,104.01 and

NOW, THEREFORE, BE IT RESOLVED: that the Collector of Taxes recommends that a check be issued by the Treasurer from the Other Trust II/Trustee Account to US Bank – Cust/Sass Muni V dt in the amount of \$223,104.01 to reimburse the lienholder for the lien, penalty, fees, subsequent taxes and interest

R 189-12 Introduced by Councilman Mele

WHEREAS: Tax Sale Certificate #2011-10 was sold on October 25, 2011 in the amount of \$81.65 on Block 120 Lot 13 then assessed to Shoppun’s Run, LLC and said lien was originally purchased by Stonefield Investment Fund II, LLC, 21 Robert Pitt Dr. #202, Monsey, NY 10952 and

WHEREAS: said lien was redeemed on August 24, 2012 in the amount of \$29,991.47, said lienholder is entitled to a refund including the amount of the lien \$81.65, interest on certificate \$12.66, search and recording fee of \$55.00, subsequent taxes of \$27,157.93 and interest of \$2,684.23 for a total of \$29,991.47 and

NOW, THEREFORE, BE IT RESOLVED: that the Collector of Taxes recommends that a check be issued by the Treasurer from the Other Trust II/Trustee Account to Stonefield Investment Fund II, LLC in the amount of \$29,991.47 to reimburse the lienholder for the lien, fees, subsequent taxes and interest.

R 190-12 Introduced by Councilman Mele

WHEREAS: Tax Sale Certificate #2008-06 was sold on November 12, 2008 in the amount of \$1,989.71 on Block 121 Lot 13 then assessed to Shoppun’s Run, LLC and said lien was originally purchased by Isaac Moradi, 520 Elm Street, Kearny, NJ 07032 and

WHEREAS: said lien was redeemed on August 24, 2012 in the amount of \$25,202.00, said lienholder is entitled to a refund including the amount of the lien \$1,989.71, penalty of \$39.79, interest on certificate \$1,365.94, search and recording fee of \$55.00, foreclosure fees \$1,102.58, subsequent taxes of \$14,867.68 and interest of \$5,781.30 for a total of \$25,202.00 and

NOW, THEREFORE, BE IT RESOLVED: that the Collector of Taxes recommends that a check be issued by the Treasurer from the Other Trust II/Trustee Account to Isaac Moradi in the amount of \$25,202.00 to reimburse the lienholder for the lien, penalty, fees, subsequent taxes and interest.

R 191-12 Introduced by Councilman Mele

WHEREAS, the Borough of Hawthorne is in possession of unclaimed property which has remained unclaimed in the Hawthorne Police Department and now wishes to sell by way of public auction pursuant to N.J.S.A. 40A:11-36, on Wednesday, September 26, 2012 at 3:00 p.m., at the Police Garage located behind Borough Hall, 445 Lafayette Avenue, a description of the items to be sold set forth as follows:

BICYCLES FOR AUCTION 2012

Bicycles

(15) Bicycles Total
(Good to Poor Condition)

WHEREAS, the Borough Clerk reserves the right to fix a minimum bid and bidding in minimum increments as a condition of sale;

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that authorization is given to hold the aforementioned public auction.

R 192-12 Introduced by Councilman Mele

WHEREAS, The Council has heretofore adopted Ordinance 2009-10 , providing for the reconstruction of Curbs and Sidewalks, together with other road improvements on Wagner Place as well other locations, which Ordinance provided for the Assessment of the costs of said improvements on property specially benefitted thereby in accordance with the provisions of N.J.S.A. 40:56-21 et seq.; and,

WHEREAS, the Municipal Council did, following public hearing thereon, assess the said improvement to property owners affected by the improvement; and

WHEREAS, the Council permitted, as part of the assessment, that property owners could pay the amount assessed by way of installment payment, it being further determined that the failure to make any installment payment would result in the entire assessed sum then being due; and

WHEREAS, Mary Jean Sawey, the owner of property located at 36 Wagner Place, was assessed as part of the within improvement and through inadvertence or inability to make payment failed to make an installment payment when due; and

WHEREAS, the said property owner now requests that the Municipal Council reinstate the assessment and permit the same to continue to be paid by way of installment;

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that it does reinstate the assessment as stated above and does reinstate the schedule of repayment so that the above property owners may continue to make payment by way of installment payment.

R193-12 Introduced by Councilman Mele

Washington/ Royal Ave Drainage Improvements: authorize Boswell Engineering to send out to bid... (*resolution in draft by MJP*)

Council President Bertollo entertained a motion to approve resolutions MR 38-12, R182-12, and R 184-12 through R193-12, moved by Councilman Mele, seconded by Vice President Bennett. Council President Bertollo asked if there was any discussion. It was requested the bike auction on September 26th begin at 3:30pm; Acting Borough Clerk DiBella stated it has been advertised for a 3:00pm, but can begin at 3:30. On roll call, all voted yes.

REPORTS OF SPECIAL COUNCIL COMMITTEES

Councilman Lane

Public Works Committee met in reference to a new garage unit for the Department of Public Works. It will be located north of the salt dome. This will be a capital improvement item and part of the project is under recycling so there may be an opportunity to use the recycling trust towards the budget. As per Council President Bertollo stated the Department of Public Works will make the recommendation and then the Finance Committee review it. Next, the complete project will be presented to Council at the Work Session. The Board of Health will be scheduling the flu shot with Vacs Care Corporation, date and more information to follow. The Valley Hospital presented a Wellness Program in the library on July 24 where 22 adults attended. The Board of Health meeting will be later this month.

Councilman Mele

Project Pride sends their thank you to the Administration for the new containers; they are located on Diamond Bridge and other locations. Department of Public Works asked that we inform the merchants these containers are not to be used personally. The New Jersey High School rankings and article was in the paper, Mr. Mooney will be preparing a response.

Council Vice President Bennett

Public Works Committee met and the Diamond Bridge Ave railroad crossing is complete. The 2012 Road Program will be completed in September. The pool path will be done soon. The Rescue 5 lot reconstruction will begin after the 9/11 ceremony. Streets being considered for the 2013 DOT Grant include Washington Ave, May Street and Braen Ave. The lights at Wag 4 will be installed prior to baseball season.

Councilman Matthews

The Chamber of Commerce would like to thank everyone who came to the car show a few weeks ago. Sept 15th will be the Annual Fishing Derby held at the Arnold Pond from 8:30 and 11am. Planning Board- Received one application for the revised site plans for 55 Westervelt Ave where they changed the material of the retaining wall to a keystone wall which introduced a curve at the corner. It also added to the parking count however, due to the sizes of some of the spots they need to correct this.

Councilman Sinning

The Ordinance Committee meeting was cancelled.

Councilman Wojtecki

The Shade Tree Commission met this evening. The next meeting will be Wednesday, October 3rd at 4:30pm. IT committee has a meeting scheduled for Sept 19 at 6:00pm prior to the Council Meeting.

CORRESPONDENCE

None recorded.

MISCELLANEOUS

None recorded.

BILLS

Council President Bertollo entertained a motion to approve the bills and forward them to the Treasurer for payment, moved by Councilman Mele, seconded by Councilman Matthews. Council President Bertollo asked if there was any discussion. On roll call, all voted yes. Councilman Wojtecki and Councilman Lane abstained from checks 14111, 14115, 14118, 14119, 14122, 14139, 14140, 14144, 14161, 14186, 14188, 14190, 14199, 14203 and, 3211. Council President Bertollo abstained from check 14137.

VENDOR	CHECK#	TOTAL	DESCRIPTION
CURRENT FUND			
HAWTHORNE BOARD OF EDUCATION	14109	1,867,016.00	REPLACE CK#13865
NJ MEADOWLANDS COMMISSION	14110	1,394.55	REPLACE CK#13993
10-75 EMERGENCY LIGHTING, LLC	14111	145.00	VEHICLE MAINT FIRE DEPT
A T & T	14112	47.85	TELEPHONE CHARGES
A-VAN ELECTRICAL	14113	266.79	VARIOUS
ADVANCED GRAPHIX, INC	14114	465.00	POLICE DEPT O/E
AIR PURIFIERS INC	14115	546.00	FIRE DEPT O/E
ALBERT AGNES	14116	1,800.00	VARIOUS
ALL AMERICAN FORD	14117	2,693.44	VEHICLE MAINT POLICE
ALL HANDS FIIRE EQUIPMENT	14118	1,632.11	FIRE DEPT O/E
ALL MOBILE SMALL ENGINE REPAIR	14119	978.60	VEHICLE MAINT FIRE DEPT
ANDY'S CORNER	14120	2,106.00	POLICE DEPT O/E
BCMCAA	14121	50.00	MUNI COURT
BOB'S TIRES & WHEELS INC	14122	658.00	VARIOUS
BRIAN WARNER	14123	30.00	TELEPHONE CHARGES
BRUNSWICK FAIRLAWN LANES	14124	197.34	BOARD OF REC
CABLEVISION	14125	219.70	SWIMMING POOL O/E
CATHY DELLA PESCA	14126	1,502.94	VARIOUS
CHARLENE ELVIN	14127	50.38	GENERAL ADMIN O/E
CHRISTOPHER DREW	14128	800.00	VARIOUS
CINTAS CORP	14129	438.04	DPW ADMIN O/E
COACTIVE CAPITAL PARTNERS LLC	14130	800.00	POLICE DEPT O/E
D & M TOURS, INC	14131	5,300.00	VARIOUS
DECOTIIS, FITZPATRICK & COLE	14132	5,384.80	VARIOUS
DELL LANDSCAPING INC	14133	350.00	STREETS & ROADS O/E
DELL MARKETING LP	14134	851.38	POLICE DEPT O/E
DIESEL TRUCK SERVICE, INC	14135	9,075.00	VARIOUS
DONALD TURNER, SR	14136	60.00	VEHICLE MAINT ROAD
DOWNES TREE SERVICE, INC.	14137	820.50	VARIOUS
EARTHLINK BUSINESS	14138	1,889.74	VARIOUS

F D R HITCHES LLC	14139	263.00	VEHICLE MAINT FIRE DEPT
FIREFIGHTER ONE LLC	14140	3,404.75	VARIOUS
HAWTHORNE AUTO LAB	14141	1,267.58	VARIOUS
HAWTHORNE BASEBALL SOFTBALL AS	14142	2,160.00	VARIOUS
HAWTHORNE CAR WASH, INC	14143	209.00	VARIOUS
HAWTHORNE FIRE DEPT	14144	2,717.18	VARIOUS
HAWTHORNE PRESS INC	14145	60.84	MUNICIPAL CLERK O/E
HFD #1	14146	1,990.00	VARIOUS
HFD #2	14147	1,990.00	VARIOUS
HFD #3	14148	1,990.00	VARIOUS
HFD #4	14149	1,990.00	VARIOUS
HFD #5 RESCUE	14150	540.00	VARIOUS
INSURANCE RESTORATION SPECIALI	14151	3,749.58	MUNICIPAL INSURANCE O/E
JARED VAN EK	14152	30.00	TELEPHONE CHARGES
JAYNE TEN KATE	14153	98.29	BOARD OF REC O/E
JOHN ARTURI	14154	30.00	TELEPHONE CHARGES
JOHN DEERE LANDSCAPE	14155	58.07	MAINTEN OF PARKS
JOHN MARSCH	14156	30.00	TELEPHONE CHARGES
JORDAN TRANSPORTATION,INC	14157	630.00	BOARD OF REC O/E
JOSEPH CLEMENTI	14158	50.00	SEWER SYSTEM O/E
JUNE PANG	14159	240.00	MUNI COURT
JUNGLE LASERS LLC	14160	2,390.00	VARIOUS
KEN'S AUTO ELECTRIC, LLC	14161	283.50	VEHICLE MAINT FIRE DEPT
LANGUAGE LINE SERVICES	14162	15.38	MUNI COURT
LISA SLOOTMAKER	14163	50.00	GROUP INSURANCE O/E
MAIN POOL & CHEMICAL CO, INC	14164	1,543.50	SWIMMING POOL O/E
MARY JEANNE HEWITT	14165	116.06	VARIOUS
MARY MAHON	14166	110.00	SUSTAINABLE NJ
METLIFE	14167	305.48	GROUP INSURANCE O/E
MGL PRINTING SOLUTIONS	14168	197.00	BOARD OF HEALTH O/E
MICHAEL NELSON	14169	30.00	TELEPHONE CHARGES
MORRIS COUNTY MUNI JT INS FUND	14170	121,377.45	VARIOUS
MURPHY COMMUNICATIONS	14171	884.00	POLICE DEPT O/E
NEWTEL PAYPHONE OPERATIONS	14172	50.00	DPW ADMIN O/E
NJ STATE LEAGUE MUNICIPALITIES	14173	220.00	LEGAL SERV& COSTS O/E
NJ STATE LEAGUE MUNICIPALITIES	14174	950.00	VARIOUS
NJ TRANSIT	14175	425.00	VARIOUS
NJLCA	14176	165.00	STREETS & ROADS O/E
NO JERSEY MUNI EMPL BNFT FUND	14177	182,607.00	GROUP INSURANCE O/E
ODB	14178	665.00	SEWER SYSTEM O/E
OFFICE CONCEPTS GROUP INC	14179	183.31	VARIOUS
PASCACK DATA SERVICES	14180	8,951.71	VARIOUS
PATRICIA HUTZELMAN	14181	50.42	SUSTAINABLE NJ
PLANNED BUILDING SERVICES, INC	14182	1,430.00	STREETS & ROADS O/E
PRINTMASTERS	14183	425.00	REVENUE COLLECTION O/E
PUBLIC SERV ELEC & GAS	14184	18,488.69	VARIOUS
RD LANDSCAPING & CONSTRUCT INC	14185	250.00	STREETS & ROADS O/E
RIVERSIDE IRON & METAL, INC	14186	723.84	FIRE DEPT O/E
RONNIE GONZALEZ	14187	100.00	GROUP INSURANCE O/E
ROSENBAUER AERIALS, LLC	14188	19.01	VEHICLE MAINT FIRE DEPT
RT OFFICE PRODUCTS	14189	373.20	VARIOUS
RUSCON TRUCK SERVICE & EQUIPME	14190	3,453.25	VARIOUS
RUTGERS - CENTER FOR GOV'T SER	14191	1,257.00	MUNICIPAL CLERK O/E
SAMUEL MONACO	14192	216.17	BOARD OF REC O/E
STAPLES	14193	81.36	BOARD OF REC O/E
STATE LINE FIRE & SAFETY INC	14194	1,201.90	VARIOUS
STATE OF NJ - DEPT OF LABOR	14195	532.50	GROUP INSURANCE O/E
SUPLEE, CLOONEY & COMPANY	14196	31,300.00	VARIOUS
TASTEE PIZZA	14197	648.00	BOARD OF REC O/E

TREASURER, ST OF NEW JERSEY	14198	410.00	DPW ADMIN O/E
TURNOUT UNIFORMS	14199	49.99	FIRE DEPT O/E
UNITED COMPUTER	14200	794.00	IT SERVICES
UNIVERSAL SPORTING GOODS, INC	14201	3,980.00	BOARD OF REC O/E
VERIZON	14202	2,262.77	VARIOUS
VERIZON WIRELESS (N)	14203	246.76	VARIOUS
WAGNER TOURS, INC	14204	750.00	BOARD OF REC O/E
WM B MAHWINNEY AMBULANCE CORPS	14205	<u>3,333.54</u>	VARIOUS
TOTAL CURRENT		\$ 2,324,964.24	
GENERAL CAPITAL			
ABS ENVIRONMENTAL SERVICES, LL	3209	3,700.00	SAFETY COMMUNICATIONS
AJM CONTRACTORS, INC.	3210	480,618.91	VARIOUS
ESS, INC	3211	13,457.20	SAFETY COMMUNICATIONS
LINCOLN TECHNOLOGY, LLC	3212	3,017.44	SAFETY COMMUNICATIONS
MCELWEE & QUINN	3213	1,200.00	VARIOUS
MOTOROLA	3214	7,517.25	SAFETY COMMUNICATIONS
POST & KELLY ELECTRIC CO, INC	3215	1,800.00	SAFETY COMMUNICATIONS
R & R PUMP & CONTROL	3216	<u>13,965.00</u>	SANITARY SEWER MAIN IMPROV
TOTAL GENERAL CAPITAL		\$ 525,275.80	
WATER OPERATING			
E S C ENTERPRISES, INC	9022	800.00	WATER UTILITY O/E
EARTHLINK BUSINESS	9023	525.00	WATER UTILITY O/E
HAWTHORNE PRESS INC	9024	41.50	WATER UTILITY O/E
JOSEPH CLEMENTI	9025	100.00	WATER UTILITY O/E
L&P INTEGRATORS	9026	6,760.00	WATER UTILITY O/E
MORRIS COUNTY MUNI JT INS FUND	9027	131,800.00	VARIOUS
NJ STATE LEAGUE MUNICIPALITIES	9028	100.00	WATER UTILITY O/E
OFFICE CONCEPTS GROUP INC	9029	29.99	WATER UTILITY O/E
PRINTMASTERS	9030	425.00	WATER UTILITY O/E
PUBLIC SERV ELEC & GAS	9031	30,448.21	WATER UTILITY O/E
R & R PUMP & CONTROL	9032	542.20	WATER UTILITY O/E
SILVIA JENSEN	9033	122.47	RENT OVERPAYMENTS
STATE LINE FIRE & SAFETY INC	9034	364.80	WATER UTILITY O/E
SUPLEE, CLOONEY & COMPANY	9035	5,800.00	VARIOUS
TREASURER, ST OF NEW JERSEY	9036	820.00	VARIOUS
VERIZON	9037	<u>250.00</u>	WATER UTILITY O/E
TOTAL WATER OPERATING		\$ 178,929.17	
WATER CAPITAL			
PRECISION ELECTRIC MOTOR WORKS	1042	<u>19,500.00</u>	CAPITAL EQUIPMENT
TOTAL WATER CAPITAL		\$ 19,500.00	
OTHER TRUST II			
DIESEL TRUCK SERVICE, INC	4450	115.00	RECYCLING
GABRIELLI KENWORTH OF NJ, LLC	4451	180,003.00	RECYCLING
ISAAC MORADI	4452	25,202.00	TRUSTEE
STONEFIELD INVEST FUND II, LLC	4453	29,991.47	TRUSTEE
SUPLEE, CLOONEY & COMPANY	4454	500.00	UCC PENALTIES
US BANK CUST/SASS MUNI V DTR	4455	<u>223,104.01</u>	TRUSTEE
TOTAL OTHER TRUST II		\$ 458,915.48	
PATF I			
INSERRA SUPERMARKETS	1402	<u>1,900.00</u>	DISBURSEMENTS
TOTAL PATF I		\$ 1,900.00	

HOUSING TRUST

PASSAIC COUNTY REGISTER	2015	<u>3.00</u>	HOUSING REHAB PROGRAM
TOTAL HOUSING TRUST		\$	3.00

TOTAL BILL LIST \$ 3,509,487.69

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, state your name and address, sign the sheet for the record and there is a five minute limit. Council President Bertollo asked if anyone wished to be heard.

Joe Osbourne, 112 Cedar Ave-

Obtained the poll from Walmart via an OPRA request he submitted with the Borough. He is still opposed to the Walmart project.

Constance Gordon, 289 Rea Ave-

In regards to the speeding problem on Rea Ave: She plans on attending every Council Meeting until this is addressed. She is requesting that we post a small sign stating your speed. As per Mayor Goldberg the signs we have record accurate speeds, opposed to the signs she is referring to that show current speed. As per Council President Bertollo, according to experts in the field those boxes do more damage than good. As per Mayor this is not in the budget for this year and can be looked at for next year. Administrator Maurer will follow up with the police department to ensure that they are aggressively monitoring these specific streets. Also referred to a commercial opposing Walmart and she recommended that everyone should look at it.

Brent Sjaardema, 15 Vreeland Ave-

The pool was very well run this year. He asked that the Council put up night lighting and extend the season into September. He feels four-way stop signs create confusion and are an environmental hazard and urged the Council not to approve the ordinance approving one on May Street and Warburton Ave.

Eugene Barbieri 70 Rea Ave-

There have been a large number of accidents, including some fatality's, on Rea Ave. He asked the Council if there was a way to determine the number of accidents and if there is a way that there could be a stop sign installed. He would like a four-way stop sign at Second and Rea Ave. As per Councilman Wojtecki we would need the County's permission to put one there. Council President Bertollo stated there is a very long process to installing stop signs. In reference to Walmart, Mr. Barbieri wanted to confirm that Mr. Bedrin still has the right to be open twenty-four hours. As per Council he does still have the right however, he would have to reapply to get approval of the Council to have the store to be open 24 hours.

Patti Genepaquino 51 MacFarland Ave-

Referring to the Walmart phone survey was bothered by the question asking if a family member was in a union such as teacher or police officer. As per Mayor Goldberg, this was a private poll done by a private company. The survey results are available to the public via our website. We have no control over those calling your home for a survey.

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

ADJOURNMENT

At 8:49 p.m., Council President Bertollo entertained a motion to adjourn the regular meeting, moved by Councilman Matthews, seconded by Councilman Sinning. On roll call, all voted yes.

THE NEXT REGULAR MEETING OF THE MUNICIPAL COUNCIL WILL BE ON **SEPTEMBER 19, 2012**. THE WORK SESSION WILL BEGIN AT 7:00PM AND THE

REGULAR MEETING WILL BEGIN IMMEDIATELY FOLLOWING. PERSON WITH DISABILITIES WHICH REQUIRE AIDES SUCH AS: SIGN LANGUAGE INTERPRETER, TELECOMMUNICATIONS, BRAILLE, TAPES OR LARGE PRINT, THE BOROUGH CLERK'S OFFICE SHOULD BE NOTIFIED TEN DAYS PRIOR TO ATTENDANCE AT A MEETING SO ACCOMMODATIONS MAY BE MADE.

John Bertollo
Council President

Lori DiBella
Acting Borough Clerk