

January 1, 2008  
Hawthorne, N. J.

The Reorganization Meeting of the Municipal Council of the Borough of Hawthorne was held on the above date at 12:00 P.M., in the Auditorium of the Municipal Building, 445 Lafayette Avenue, Hawthorne, New Jersey. Present were Councilman Bennett, Councilman-elect Bertollo, Councilwoman English, Councilman Goldberg, Councilman-elect Sinning, Councilman-elect Wojtecki and Councilman-elect Matthews. Also present were Mayor Botbyl, Borough Attorney Pasquale, Borough Engineer Representative Chris Nash, Borough Clerk Mele and Deputy Borough Clerk Broeckaert. Borough Director of Revenue and Finance Hewitt was absent.

#### STATEMENT

Council President Matthews stated adequate notice of this meeting had been provided by the Annual Schedule of regular meetings heretofore adopted and posted on the Public Bulletin Board at the Municipal Building on Thursday, December 20, 2007, mailed to the Hawthorne Press and Herald & News, Record, and Gazette, and all such 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 20, 2007, in compliance with the Open Public Meeting Law P.L. 1975, c.231.

#### INVOCATION

Council President Matthews invited Reverend Monsignor George Hundt of St. Anthony's Church to give the invocation.

#### FLAG SALUTE

Council President Matthews invited all present to salute the flag.

#### INTRODUCTION OF DIGNITARIES

Council President Matthews introduced the dignitaries in attendance:

Senator John Girgenti, wished everyone a Happy New Year and congratulated the newly elected officials. He stated it is

a privilege to represent the community. He reminded all citizens that his door is always open for any concerns.

Assemblywoman and Freeholder Director Eleayse Evans, wished all a Happy New Year and congratulated the re-appointed members of Council. She reminded all that her door is always open for any issues of concern.

Also present were Mayor Randy George of North Haledon; Kevin Duffy, President of the School Board; Victor Terraglia, Member of the School Board, Member of the Economic Development Committee as well as the Republican Club Leader; Jennifer Scully, Assistant Republican County Committee Leader and Member of the School Board.

#### ADMINISTERING OATH OF OFFICE

Joseph Wojtecki – Councilman First Ward	Senator John A. Girgenti
John Bertollo – Councilman Second Ward	Senator John A. Girgenti
Garrett Sinning – Councilman Third Ward	Mayor Patrick Botbyl
Frank Matthews – Councilman Fourth Ward	Mayor Patrick Botbyl

#### **ROLL CALL:**

Mayor Botbyl  
Councilman Bennett  
Councilman Bertollo  
Councilwoman English  
Councilman Goldberg  
Councilman Matthews  
Councilman Sinning  
Councilman Wojtecki

#### NOMINATION AND ELECTION OF COUNCIL PRESIDENT

Council President Matthews then turned the meeting over to the Borough Clerk, who announced the next order of business. She stated that the names for the Nomination and Election of Council President and Vice President would be called in the order drawn by lots for nomination.

Councilman Matthews nominated Councilman Richard Goldberg for President, Councilwoman English seconded the nomination, Councilman Bennett had no nomination, Councilman Wojtecki had no nomination, Councilman Bertollo had no nomination, Councilman Sinning had no nomination, Councilman Goldberg had no nomination.

On roll call for Councilman Goldberg's nomination, all Councilpersons voted yes, with Councilman Goldberg abstaining.

#### NOMINATION AND ELECTION OF COUNCIL VICE PRESIDENT

Councilman Matthews nominated Councilman Bruce Bennett for Council Vice President, Councilwoman English had no nomination, Councilman Bennett had no nomination, Councilman Wojtecki had no nomination, Councilman Bertollo had no nomination, Councilman Sinning had no nomination, Councilman Goldberg seconded the nomination,

On roll call for Councilman Bennett's nomination, all voted yes.

#### ADMINISTERING THE OATHS OF OFFICE

Mayor Botbyl then administered the Oath of Office for Council President to Richard Goldberg.

Mayor Botbyl then administered the Oath of Office for Council Vice President to Bruce Bennett.

Council President Goldberg thanked his colleagues for their confidence in electing him as President of the Council. Thanks were extended to Frank Matthews for the fine job he did as President of the Council last year. He stated the committees are working well and he will not be making any major changes. The few minor changes are as follows: Councilman Matthews will permanently replace Councilman Bennett on the Ordinance Committee; Councilman Wojtecki will replace Councilwoman English as the Shade Tree Liaison; and Council President Goldberg will replace Councilman Matthews on the LEPC Committee. He reminded everyone that he and the entire Council are always available to the residents and businesses of the community and will continue to represent their interests. Best wishes for a Happy and Healthy New Year were extended to all.

Council Vice President Bennett thanked his colleagues for their vote of confidence in his leadership qualities. He assured all that he will do the best job he can for the residents of Hawthorne. He wished all a Happy New Year, stating that 2008 will be the most productive year in the history of Hawthorne.

Council President Goldberg asked the remaining members of Council for their comments.

Councilwoman English wished everyone a healthy and Happy New Year. She stated the residents' concerns are her concerns and she can be reached day or night to address any of these.

Councilman Wojtecki thanked his wife, Stacey for her support over the years, his children for their help with his campaign and his Mother for always being there for him. He extended thanks to Senator Girgenti for taking him under his wing and always being there for him. He thanked family and friends for their continuing support of his endeavors. Thanks were extended to Borough Clerk Mele, Deputy Borough Clerk Broeckert and Administrative Assistant Elvin for all their help during the year. Thanks were also extended to Director of Revenue and Finance Hewitt, Borough Attorney Pasquale and the entire Boswell Engineering Team for all their help. Thanks were given to Administrator Maurer and the borough employees. He stated it has been his pleasure to work with his fellow Council Members and the Mayor. He thanked the resident of Hawthorne for putting their trust in him for another four years.

Councilman Bertollo congratulated Council President Goldberg and Council Vice-President Bennett on their elections. Thanks were extended to Senator Girgenti and his wife, Rose, for coming out today and for their continued support. Thanks were extended to the voters of the Second Ward for their support during his campaign this year. Thanks were given to his wife, Debbi, his children and all family and friends who have supported him. He stated it is an honor to serve the people of Hawthorne. He reviewed some of the accomplishments of the past year and his goals going forward. He stated he will continue to work tirelessly for the people of Hawthorne. Wishes for a healthy and Happy New Year were extended to all the citizens of Hawthorne.

Councilman Sinning thanked all the dignitaries, family and friends for coming out today to support the Council. Thanks were extended to the voters for their confidence in re-electing him to office for another four years. He asked the residents of Hawthorne to contact him at any time with any concerns, stating he will address issues for the entire

borough not just the Third Ward. He wished all a Happy New Year.

Councilman Matthews thanked his colleagues for a great year in 2007 as Council President. He stated their cooperation and commitment to the issues made his job easier. Wishes of good luck and continued success were extended to this year's officers. Thanks were extended to the voters for re-electing the Council Members. It shows they are happy with the job being done by the Council. Thanks were given to the campaign committee for the job they did in getting the messages relayed to the voters. All in attendance were thanked for sharing their day with us on a holiday. He thanked his wife, Susan and his children for their continued support and love. He stated he is looking forward to a productive 2008. Wishes for a healthy and Happy 2008 were extended to all.

#### **PROPOSED ORDINANCES AND RESOLUTIONS**

##### **Ordinance No. 1922-08 for Introduction**

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

BE IT RESOLVED, that Ordinance No. 1922-08 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 February 6, 2008, at 8:00 p.m., 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, moved by Councilperson Wojtecki, seconded by Councilperson English.

Council President Goldberg asked if there were any questions?

There were none.

On roll call all voted yes.



Legal Services	13,100.00
Planning Board	7,280.00
Zoning Board of Adjust	7,280.00
Construction Code	54,600.00
Code Enforcement	14,560.00
Uniform Police	946,400.00
Police Dispatchers	38,200.00
PEOSHA	20,040.00
Fire	10,920.00
Uniform Fire	29,120.00
Prosecutor	7,280.00
Streets	291,200.00
Shade Tree	7,280.00
Sewer	47,320.00
Recycling	54,600.00
DPW Admin	21,840.00
Board of Health	25,480.00
Board of Recreation	21,840.00
Library	160,160.00
Municipal Court	40,040.00
Public Defender	900.00
<b>S&amp;W Total</b>	<b><u>1,986,880.00</u></b>

**OTHER EXPENSES**

Administration	3,000.00
Admin/Postage	5,000.00
Mayor/Council	1,400.00
Municipal Clerk	10,000.00
Finance	7,000.00
Revenue Collection	7,000.00
Assessor	5,000.00
Legal	8,000.00
Engineering	10,000.00
Planning	250.00
Zoning Board of Adjustments	250.00
Uniform Construction Code	8,000.00
Local Code Enforcement	1,000.00
Municipal Insurance	150,000.00
Group Insurance	500,000.00
Workers Comp	30,000.00
Uniformed Police	25,000.00
PEOSHA	2,500.00
Emergency Mgmt	2,000.00
Fire	30,000.00
Uniform Fire Safety	1,000.00
Streets	25,000.00
Shade Tree	8,000.00
Sewer	14,200.00
Recycling	75,000.00
Garbage Pickup	100,000.00
DPW Administration	9,000.00
Vehicle Maintenance	20,000.00
Board of Health	3,500.00
Environmental Commission	1,500.00
Board Of Recreation	8,000.00
Field/Park Maintenance	5,000.00
Library	80,000.00
Public Events	3,545.00
Bond Fees	3,500.00
Electric/Gas	75,000.00
Street Lighting	40,000.00
Telephone	18,000.00
Passaic Valley Sewer Commission	260,000.00
Gasoline	50,000.00
Tipping Fees	120,000.00
Social Security	100,000.00
PERS	237,200.00
Con PFRS	13,600.00
Municipal Alliance	5,000.00

Municipal Court	3,500.00
<b>Other Expense Total</b>	<b><u>2,084,945.00</u></b>
<b>Operations Temporary Appropriations</b>	<b>\$4,071,825.00</b>

**Current**  
**Debt Service**

Bond Principal	\$835,000.00
Bond Interest	438,623.00
Note Interest	91,950.00
NJEPA Loan	12,950.00
NJEIT Loan	124,403.00
Wastewater Loans	258,970.00
<b>Debt Service Appropriations</b>	<b><u>\$1,761,896.00</u></b>

**TEMPORARY BUDGET**  
**Water Utility**

<b>Salaries &amp; Wages</b>	\$283,920.00
Other Expense	187,286.00
Lab Testing	10,000.00
Group Insurance	60,000.00
Municipal Insurance	20,000.00
Workers Comp	<u>30,000.00</u>
<b>Total</b>	<b><u>\$591,206.00</u></b>

**WATER UTILITY**  
**Debt Service**

NJEIT 2003 Loan	186,858.00
Bonds	45,000.00
Interest on Bonds	26,627.00
<b>Total</b>	<b><u>\$258,485.00</u></b>

**COMPUTATION OF MAXIMUM FOR TEMPORARY BUDGET**  
**(Exclusive of Debt Service)**

**CURRENT BUDGET**

2007 Budget as Adopted	\$17,427,815.00
<b>Add:</b>	
Amend 159	<u>29,990.00</u>
	17,457,805.00
<b>Less:</b>	
Capital Improvement Fund	100,000.00
Public Assistance	0.00
Debt Service	<u>1,846,088.00</u>
	1,946,088.00
 Net Basis for Computation	 \$15,511,717.00
 26.25% of Net Basis for Maximum Computation and Maximum for Temporary Budget	   <u>\$4,071,825.71</u>

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**WATER UTILITY BUDGET**

2007 Budget as Adopted	\$2,507,349.00
<b>Add:</b>	
Amendments (40A:4-87)	<u>0.00</u>
	2,507,349.00
<b>Less:</b>	
Capital Improvement Fund	5,000.00
Debt Service	<u>250,135.00</u>
	255,135.00
 Net Basis for Computation	 \$2,252,214.00
 26.25% of Net Basis for Maximum Computation and Maximum for Temporary Budget	   <u>\$ 591,206.18</u>

**R-3. Resolution, Introduced by Councilman Bennett**

A RESOLUTION NAMING OFFICIAL DEPOSITORIES FOR THE BOROUGH OF HAWTHORNE, NEW JERSEY FOR THE YEAR 2008

WHEREAS, N.J.S.A. 40A:5-14 mandates that the governing body of a municipal corporation shall, by resolution passed by a majority vote of the full membership thereof, designate as a depository of its monies a bank or trust company having its place of business in the state and organized under the laws of the United States or this state.

NOW, THEREFORE, BE IT RESOLVED on the 1st day of January, 2008, by the Council of the Borough of Hawthorne, County of Passaic, State of New Jersey, that:

1. Bank of America, Hawthorne, N.J.; Valley National Bank, Fair Lawn, N.J.; Chase Bank, Hawthorne, N.J.; Atlantic Stewardship, Hawthorne, N.J.; Wachovia Bank, Hawthorne, N.J.; Commerce Bank, Hawthorne, N.J.; Hudson United Bank, Franklin Lakes and Mendham, N.J.; Columbia Savings Bank, Fair Lawn, N.J.; Washington Mutual, Hawthorne, N.J.; New Jersey Cash Management Fund, Division of Investment, Department of Treasury, Trenton, N.J.; be and are hereby designated as depositories for the Borough of Hawthorne for the year 2008.

Prior to the deposit of any municipal funds in the above-mentioned depositories, said bank shall file with the Chief Financial Officer a statement indicating that the bank is covered under the Government Units Deposit Protection Act (R.S. 17:9-41).

**R-4. Resolution, Introduced by Councilman Bennett**

WHEREAS, as per N.J.S.A. 40:53 1-2, the Borough of Hawthorne designates the following newspapers as legal papers for the year 2007:

The Hawthorne Press  
The Herald & News  
The Record  
The Newark Star Ledger

**R-5. Resolution, Introduced by Councilman Bennett**

WHEREAS, the Petty Cash Funds for the Treasury is returned to general funds as of December 31, 2007 and must be reestablished.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that the Treasurer be and is hereby authorized to draw a check on the Current Fund and as follows:

<u>Department</u>	<u>Custodian</u>	<u>Amount</u>	<u>Fund</u>
Treasury	Mary Jeanne Hewitt	\$300.00	Current

**R-6. Resolution, Introduced by Councilman Bennett**

WHEREAS, it is deemed necessary that the Public Agency (the Borough of Hawthorne) shall designate an officer or employee to serve as a Public Agency Compliance Officer (P.A.C.O.), whose name title, business address, telephone number and fax number shall be forwarded to the State Affirmative Action Office by January 10, of every year; and

WHEREAS, the P.A.C.O. is the liaison official for matters concerning P.L. 1975, c. 127 (NJAC 17:27) and should have the authority to make the appropriate correction(s) to the Borough of Hawthorne's contracting procedures if required.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council that the Borough Administrator be and is hereby designated as Compliance Officer and the Clerk is hereby directed to file a copy of this resolution with the Department of the Treasury, Affirmative Action Office, CN-209, Trenton, NJ 08625-0209

**COMPLAINCE OFFICER DESIGNATION FOR THE BOROUGH OF HAWTHORNE:**

Eric Maurer  
Borough Administrator

**R-7. Resolution, Introduced by Councilman Bennett**

WHEREAS, the Municipal Council of the Borough of Hawthorne has previously adopted rules, protocols and resolutions setting forth procedural matters for the conduct and operation of the Council meetings and business; and

WHEREAS, the Municipal Council wishes to extend and continue all such rules and resolutions;

NOW THEREFORE, BE IT RESOLVED that the Municipal Council of the Borough of Hawthorne does hereby ratify and reaffirm all previously adopted procedural rules, protocols and resolutions for the year 2008.

**R-8. Resolution, Introduced by Councilman Bennett**

WHEREAS, the Municipal Council of the Borough of Hawthorne has the need for the services of a Municipal Attorney for the year 2008 and has determined to award the same as a non-fair and open contract pursuant to the provisions of NJSA 19:44A 20.5; and

WHEREAS, the Borough Clerk has determined and certified in writing that the value of the contract will exceed \$17,500; and

WHEREAS, the Local Public Contracts Law, N.J.S. A. 40A:11-5 permits a contract for professional services to be awarded without the need for competitive bids; and

WHEREAS, N.J.S.A. 40A-11-5 requires that the award of contracts for professional services be publicly advertised;

WHEREAS, Michael J. Pasquale, Esq., has submitted a proposal and contract for said legal services, said contract to be available for inspection in the office of the Borough Clerk; and

WHEREAS, Michael J. Pasquale, Esq., has submitted to the Borough of Hawthorne a duly completed Entity Disclosure Certification which certifies that Michael J. Pasquale and Michael J. Pasquale and Associates has not made any reportable contributions to a political or candidate committee in the Borough of Hawthorne in the previous one year and that the contract will prohibit Michael J. Pasquale and Michael J. Pasquale and Associates from making any reportable contributions during the term of the contract;

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

1. The Mayor and the Clerk of the Borough of Hawthorne are hereby authorized and directed to enter into a contract with Michael J. Pasquale, Esq., of the law firm of Michael J. Pasquale and Associates, for legal services as Municipal Attorney for the period of January 1, 2008, through December 31, 2008, in accordance with the attached contract and at the rate of compensation as set forth in the contract as annexed.
2. The contract is entered into without competitive bidding as "Professional Service," pursuant to the Local Public Contracts Law as this is a professional service within the meaning of the law.
3. The award of this contract is subject to certification of funds by the Chief Financial Officer.
4. Notice of this award or a copy of the Resolution shall be published in the official newspaper of the Borough of Hawthorne within ten (10) days of passage as required.
5. The Business Disclosure Entity Certification and Determination of Value shall be placed on file with a true copy of this resolution.

**R-9. Resolution, Introduced by Councilman Bennett**

WHEREAS, the Municipal Council of the Borough of Hawthorne has the need for the services of a Borough Engineer for the years 2008 and has determined to award the same as a non-fair and open contract pursuant to the provisions of NJSA 19:44A 20.5; and

WHEREAS, the Borough Clerk has determined and certified in writing that the value of the contract will exceed \$17,500; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5 permits a contract for professional services to be awarded without the need for competitive bids; and

WHEREAS, N.J.S.A. 40A-11-5 requires that the award of contracts for professional services be publicly advertised;

WHEREAS, Stephen T. Boswell, PhD, and the firm of Boswell McClave Engineering, has submitted a proposal and contract for said engineering services, said contract to be available for inspection in the office of the Borough Clerk; and

WHEREAS, Stephen T. Boswell has submitted to the Borough of Hawthorne a duly completed Entity Disclosure Certification which certifies that Stephen T. Boswell and Boswell McClave Engineering has not made any reportable contributions to a political or candidate committee in the Borough of Hawthorne in the previous one year and that the contract will prohibit Stephen T. Boswell and Boswell McClave Engineering from making any reportable contributions during the term of the contract;

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

1. The Mayor and the Clerk of the Borough of Hawthorne are hereby authorized and directed to enter into a contract with Stephen T. Boswell, of the firm of Boswell McClave Engineering, for engineering services for the year 2008, in accordance with the attached contract and at the rate of compensation as set forth in the contract as annexed.
2. The contract is entered into without competitive bidding as "Professional Service," pursuant to the Local Public Contracts Law as this is a professional service within the meaning of the law.
3. The award of this contract is subject to certification of funds by the Chief Financial Officer.
4. Notice of this award or a copy of the Resolution shall be published in the official newspaper of the Borough of Hawthorne within ten (10) days of passage as required.
5. The Business Disclosure Entity Certification and Determination of Value shall be placed on file with a true copy of this resolution.

**R-10. Resolution, Introduced by Councilman Bennett**

WHEREAS, the Municipal Council of the Borough of Hawthorne has the need for the services of a Labor Attorney for the Year 2008 and has determined to award the same as a non-fair and open contract pursuant to the provisions of NJSA 19:44A 20.5; and

WHEREAS, the Borough Clerk has determined and certified in writing that the value of the contract may exceed \$17,500; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5 permits a contract for professional services to be awarded without the need for competitive bids; and

WHEREAS, N.J.S.A. 40A-11-5 requires that the award of contracts for professional services be publicly advertised;

WHEREAS, Fredric M. Knapp, Esq., has submitted a proposal and contract for said accounting services, said contract to be available for inspection in the office of the Borough Clerk; and

WHEREAS, Fredric M. Knapp, Esq., has submitted to the Borough of Hawthorne a duly completed Entity Disclosure Certification which certifies that Fredric M. Knapp and Laufer, Knapp, Torzewski, Dalena & Sposaro, L.L.C. has not made any reportable contributions to a political or candidate committee in the Borough of Hawthorne in the previous one year and that the contract will prohibit Fredric M. Knapp and Laufer, Knapp, Torzewski, Dalena & Sposaro, L.L.C. from making any reportable contributions during the term of the contract;

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

1. The Mayor and the Clerk of the Borough of Hawthorne are hereby authorized and directed to enter into a contract with Fredric M. Knapp, Esq., of the law firm of Laufer, Knapp, Torzewski, Dalena & Sposaro, L.L.C., for legal services as Labor Attorney for the period of January 1, 2008, through December 31, 2008 in accordance with the attached contract and at the rate of compensation as set forth in the contract as annexed.
2. The contract is entered into without competitive bidding as "Professional Service," pursuant to the Local Public Contracts Law as this is a professional service within the meaning of the law.
3. The award of this contract is subject to certification of funds by the Chief Financial Officer.
4. Notice of this award or a copy of the Resolution shall be published in the official newspaper of the Borough of Hawthorne within ten (10) days of passage as required.
5. The Business Disclosure Entity Certification and Determination of Value shall be placed on file with a true copy of this resolution.

Council President Goldberg entertained a motion to approve R-1 - R-10, moved by Councilperson Bennett, seconded by Councilperson Bertollo.

Councilman Matthews clarified for the record on R-8, R-9 and R-10 there were amendments to some Financial Disclosure Forms due to an omission of a name. There are no changes in the contracts for these professional services.

On roll call all voted yes.

#### COUNCIL APPOINTMENTS

**CA-1: Appointment and Award of Contract of the Municipal Auditor for the year 2008, Joseph Kelly, CPA, Rma with the firm of Lerch, Vinci & Higgins, Fair Lawn, NJ**

WHEREAS, Joseph Kelly has submitted to the Borough of Hawthorne a duly completed Entity Disclosure Certification which certifies that Joseph Kelly and Lerch, Vinci and Higgins has not made any reportable contributions to a political or candidate committee in the Borough of Hawthorne in the previous one year and that the contract will prohibit Joseph Kelly and Lerch, Vinci and Higgins from making any reportable contributions during the term of the contract:

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

1. The Mayor and the Clerk of the Borough of Hawthorne are hereby authorized and directed to enter into a contract with Joseph Kelly and Lerch, Vinci and Higgins, for accounting services as Municipal Auditor for the year 2008, in accordance with the attached contract and at the rate of compensation as set forth in the contract as annexed.
2. The contract is entered into without competitive bidding as "Professional Service," pursuant to the Local Public Contracts Law as this is a professional service within the meaning of the law.
3. The award of this contract is subject to certification of funds by the Chief Financial Officer.
4. Notice of this award or a copy of the Resolution shall be published in the official newspaper of the Borough of Hawthorne within ten (10) days of passage as required.
5. The Business Disclosure Entity Certification and Determination of Value shall be placed on file with a true copy of this resolution.

Council President Goldberg entertained a motion to approve CA-1, moved by Councilperson Wojtecki, seconded by Councilperson English. On roll call all voted yes.

Mr. Kelly will be sworn in at the meeting of January 16, 2008, as he was unable to attend today.

**CA-2a:** Council Representative to the Planning Board for the year 2008:

Councilman Frank Matthews  
584 Lincoln Avenue  
Hawthorne, New Jersey 07506

**CA-2b:** Council Representative to the Local Emergency Planning Committee for the year 2008:

Council President Richard Goldberg  
154 Beverly Road  
Hawthorne, New Jersey 07506

Council President Goldberg entertained a motion to record CA-2, moved by Councilperson Wojtecki, seconded by Councilperson Bertollo. On roll call all voted yes.

Mayor Botbyl then administered the Oath of Office to Councilmen Matthews and Goldberg.

**CA-3:** Council Liaisons to the Various Boards:

Ambulance Corps - Richard Goldberg  
Boys & Girls Club - John Bertollo  
Chamber of Commerce - Frank Matthews  
Environmental Commission - Joseph Wojtecki  
Board of Health - Shirley English  
Library Board of Trustees - Garrett Sinning  
Municipal Alliance - John Bertollo  
Board of Recreation - Richard Goldberg  
Shade Tree Commission - Joseph Wojtecki

Liaisons to Board of Education - Rich Goldberg, Garrett Sinning, Bruce Bennett

Liaisons to Economic Development Committee - Rich Goldberg, Garrett Sinning, John Bertollo

Council President Goldberg entertained a motion to record CA-3, moved by Councilperson Matthews, seconded by Councilperson Wojtecki. On roll call all voted yes.

MAYOR'S APPOINTMENTS With Advice and Consent of Council

Mayor Botbyl with the advice and consent of Council, appointed:

Eric Maurer, 53C Ridgedale Avenue, Morristown, N.J., as Fund Commissioner of the Borough of Hawthorne.

Joyce Comerro, 411 North Fourth Avenue, Hawthorne, N.J., as Deputy Court Administrator,

Ralph M. Fava, Esq., 274 Lafayette Avenue, Hawthorne, N.J., as Prosecutor to the Municipal Court,

Scott Mooney, Esq., 24 Horton Avenue, N.J., as Public Defender,

Rayna Lynn Laiosa, 89 Minerva Avenue, Hawthorne, N.J.,  
Stacey Fiorina, 176 Arlington Avenue, Hawthorne, N.J.,  
Robert Maggio, 45 Franklin Avenue, Hawthorne, N.J., as members of the Environmental Commission,

Laura Michalski, 32 Minerva Avenue, Hawthorne, N.J., as a member of the Board of Health,

John F. Gallagher, 44 Victor Place, Hawthorne, N.J.,  
Kenneth Silvestri, 12 Minerva Avenue, Hawthorne, N.J., as members of Zoning Board of Adjustment, Mark Michalski, 445 Lafayette Avenue, Hawthorne, N.J. as Alternate No. 1 Member of the Zoning Board of Adjustment, and Victor Terraglia, 50 Ridge Road, Hawthorne, N.J. as Alternate No. 2 Member of the Zoning Board of Adjustment.

Council President Goldberg entertained a motion to approve all appointments, moved by Councilperson Bennett, seconded by Councilperson Matthews. On roll call all voted yes.

The Oath of Office was then given to all of the above in attendance.

**MAYORS APPOINTMENTS**

Mayor Botbyl then appointed Dave Vozza of the Vozza Agency, One Depot Square, Park Ridge, New Jersey as the Risk Management Consultant for the Borough of Hawthorne.

MA-1: WHEREAS, the Municipal Council of the Borough of Hawthorne has the need for the services of a Risk Management consultant, as required by the Morris County Joint Insurance Fund and Municipal Excess Liability Joint Insurance Fund for the year 2008 and has determined to award the same as a non-fair and open contract pursuant to the provisions of NJSA 19:44A 20.5; and

WHEREAS, the Borough Clerk has determined and certified in writing that the value of the contract will exceed \$17,5000; and

WHEREAS, the Local Public Contract Law, N.J.S.A. 40A11-5 permits a contract for professional services to be awarded without the need for competitive bids; and

WHEREAS, N.J.S.A. 40A-11-5 requires that the award of contracts for professional services be publicly advertised;

WHEREAS, David Vozza and the firm of The Vozza Agency, Inc., has submitted a proposal and contract for said risk management services, said contract to be available for inspection in the office of the Borough Clerk; and

WHEREAS, David Vozza has submitted to the Borough of Hawthorne a duly completed Entity Disclosure Certification which certifies that David Vozza and the Vozza Agency, Inc. has not made any reportable contributions to a political or candidate committee in the Borough of Hawthorne in the previous one year and that the contract will prohibit David Vozza and the Vozza Agency, Inc. from making any reportable contributions during the term of the contract;

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

1. The Mayor and the Clerk of the Borough of Hawthorne are hereby authorized and directed to enter into a contract with David Vozza and the Vozza Agency, Inc., for risk management services for the year 2008, in accordance with the attached contract and at the rate of compensation as set forth in the contract as annexed.
2. The contract is entered into without competitive bidding as "Professional Service," pursuant to the Local Public Contracts Law as this is a professional service within the meaning of the law.
3. The award of this contract is subject to certification of funds by the Chief Financial Officer.
4. Notice of this award or a copy of the Resolution shall be published in the official newspaper of the Borough of Hawthorne within ten (10) days of passage as required.

5. The Business Disclosure Entity Certification and Determination of Value shall be placed on file with a true copy of this resolution.

The Oath of Office was then administered to Dave Vozza.

Mayor Botbyl stated he will be appointing the following as members of the Municipal Alliance Committee, Joanne Graziano, 336 Lafayette Avenue, Unit A, Hawthorne, N.J., John Magna, 150 Maitland Avenue, Hawthorne, N.J., Michael Jarvis, 62B North 10<sup>th</sup> Street, Hawthorne, N.J., Richard Spirito, 445 Lafayette Avenue, Hawthorne, N.J., Lorraine Powell, 445 Lafayette Avenue, Hawthorne, N.J., Karen Chamberlin, 141 Third Avenue, Hawthorne, N.J.

Walter Garner III, 183 Buena Vista Avenue, Hawthorne, N.J., as a Class 4 Member of the Planning Board, Gene DeAugustines, 577 Goffle Road, Hawthorne, N.J. as a Class 2 Member of the Planning Board Norman Kowalski, 102 Van Winkle Avenue, Hawthorne, N.J. as an Alternate #2 Member of the Planning Board.

Rick Hockenberry, 19 Grandview Avenue, Hawthorne, N.J., Pieter Slump, 69 Tuxedo Avenue, Hawthorne, N.J., as members of the Shade Tree Commission.

Robert Pasquale, 154 Rock Road, Hawthorne, N.J., Carol Cornett, 52 Peach Tree Court, Hawthorne, N.J., as members of the Board of Recreation.

Council President Goldberg entertained a motion to record the appointments, moved by Councilman Wojtecki, seconded by Councilwoman English. On roll call all voted yes.

The Oath of Office was then given to all of the above in attendance.

**MISCELLANEOUS:**

**Renewal of Used Car Licenses for the year 2008.**

Hawthorne Auto Exchange, 36-38 Lincoln Ave  
Hawthorne Auto Sales, 1180 Goffle Road  
Hawthorne Auto Sales, 485 Lafayette Avenue  
O'Brien Nissan, 801 Lafayette Avenue  
JM Motor Holdings of Hawthorne, LLC, 1023 Goffle Road  
Pauls Motors, 990 Goffle Road  
R E S Associates, 201 Wagaraw Road

Triangle Auto Sales, 111-123 Goffle Road  
Goffle Brook Sales, 248-270 Goffle Road

**Renewal of Amusement Devices for 2008.**

David G. Neeb  
105 Ninth Avenue  
Hawthorne, NJ 07506 for Jiggles

Lorono Services  
442 Third Avenue  
Lyndhurst, NJ 07071 for Rumors and Diamond Liquors & Pub

Wayne Vending  
20 Muller Place  
Little Falls, NJ 07424 for Front Porch and Benders

American Family Fun  
340-346 North Avenue  
Dunellen, NJ 08812 for Skuffy's

Twinbrook Vending, Inc.  
24 Brendona Avenue  
Stanhope, NJ 07874 for Shortways

Council President Goldberg entertained a motion to approve the Used Car Lot Renewals and the Amusement Device Renewals, moved by Councilperson Matthews, seconded by Councilperson Bertollo. On roll call Councilpersons Bennett, Bertollo, Matthews, Sinning, Wojtecki and Goldberg voted yes, Councilperson English abstained.

The following bills were presented for payment:

BILLS:

**COUNCIL MEETING**  
**January 1, 2008**

<u>Current Fund</u>			
Petty Cash Resolution	\$	300.00	
Morris County JIF (split)	\$	176,645.53	
North Jersey Employee Benefits Fund (split)	\$	97,256.00	
Payroll	\$	259,125.32	\$ 533,326.85
<u>Water Operating Fund</u>			
Morris County JIF (split)	\$	50,000.00	
North Jersey Employee Benefits Fund (split)	\$	60,000.00	
Payroll	\$	37,982.80	\$ 147,982.80
<u>Other Trust II</u>			
Payroll	\$	20,283.64	\$ 20,283.64
		<b>GRAND TOTAL</b>	<b>\$ 701,593.29</b>

\*\*\*Totals include disbursements for payroll of 12/21/2007\*\*\*

Council President Goldberg entertained a motion to approve the bills and refer them to the Treasurer for payment, moved by Councilperson Bennett, seconded by Councilperson Bertollo. On roll call all voted yes.

#### **MAYOR'S ADDRESS**

Mayor Botbyl thanked everyone for their patience as all the volunteers have been recognized with their appointments during the past hour. Thanks were given to all the countless volunteers in the borough for their dedication and service.

Wishes for a safe, prosperous and Happy New Year were extended to all.

Thanks were given to all the dignitaries in attendance today. Congratulations were given to the Council on their re-organization today.

Thanks were expressed to all the professionals who provide their services to the Borough of Hawthorne on a daily basis.

Mayor Botbyl then gave his 2007/2008 Annual Report. A complete copy of the power point presentation appears as Addendum No. 1.

#### **PUBLIC COMMENT:**

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

Council President Goldberg entertained a motion to close the public portion, moved by Councilperson Bertollo, seconded by Councilperson English. On roll call all voted yes.

#### **BENEDICTION**

Reverend Monsignor Hundt wished everyone a Happy New Year on behalf of the entire clergy of Hawthorne. Thanks were extended to the Mayor and Council for all their support at the church functions throughout the year. He reminded all

that this year St. Anthony's Parish will be celebrating its 100<sup>th</sup> anniversary in October.

Reverend Monsignor Hundt then gave the benediction.

ADJOURNMENT

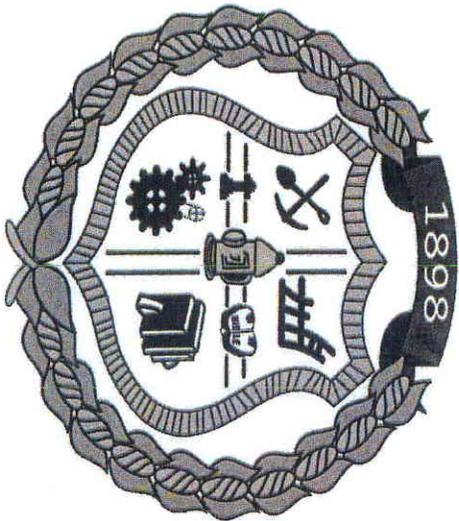
Council President Goldberg entertained a motion to adjourn, moved by Councilperson Wojtecki, seconded by Councilperson English. On roll call all voted yes.

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Richard Goldberg  
Council President

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Jean Mele  
Borough Clerk



# “Building Hawthorne’s Future”

2007 / 2008 Annual Report

January 1, 2008

# Five Year Plan

- ✓ 2006 - Implement core business structure and establish basic accountability
- ★ 2007 - Improve levels of service to our core customers and foster culture for economic growth
- 2008 - Evaluate and install infrastructure improvements
- 2009 - Enhance borough operating capabilities both hardware and software
- 2010 - Evaluate core business structures and implement recommendations for productivity improvements

# 2007 Accomplishments

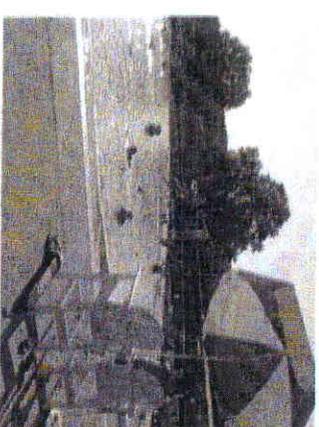
- Economic Development Opportunities
  - Completion of the CDC Project on North 10<sup>th</sup> Street
  - Merck Site
  - 55 Westervelt Avenue Project
  - Hawthorne Discount Center (formerly the Rag Shop Complex)



# 2007 Accomplishments

## ■ Municipal Pool Complex

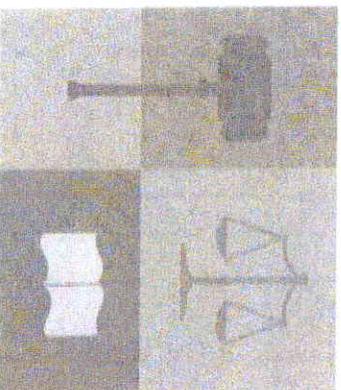
- Revised pool rules
- Improved management structure & operations
- Survey of users at the end of the season indicate they believed that the operation had improved
- Pool improvements – electrical building, diving board, pumps
- Plans for improvements to facilities for the 2008 season



# 2007 Accomplishments

## ■ Court Security

- Physical Improvements to the courtroom and court offices completed
- Plan for screening completed and implementation set for January 2008



# 2007 Accomplishments

- Zero Based Budget Process for 2007 Spending Plan
  - Facilitated Council decision-making
  - Result in tax rate below the 2006 projection (4% increase vs. 6.2%)
- Better expense management
  - Identify cost overruns sooner
  - Fewer year-end transfers



# 2007 Accomplishments

- Response to the April Nor'easter
  - Evacuations
  - Cooperated with FEMA on assistance to affected residents and businesses
  - Alternate locations for baseball and softball games
  - Restoration of fields
  - Recovery of money from FEMA for Emergency costs

## ■ Police Department Initiatives

- Child Seat inspection checkpoint - inspecting 45 seats

# 2007 Accomplishments

## ■ Police Department Initiatives

- Child Seat inspection checkpoint - inspecting 45 seats
- Commercial truck checkpoints
- *A Child is Missing* program
- Police training in NIMS and Gang Identification and Response
- Community Policing Programs – ROAR, LIFE, Junior Police Academy, Leadership Camp



# 2007 Accomplishments

## ■ Fire Department

- Received a new Rescue Truck
- Increase of 19 volunteer firefighters
- Equipped each fire apparatus with a heart defibrillator, thermal imaging cameras to help locate fires and victims, air monitoring device to determine toxicity of air

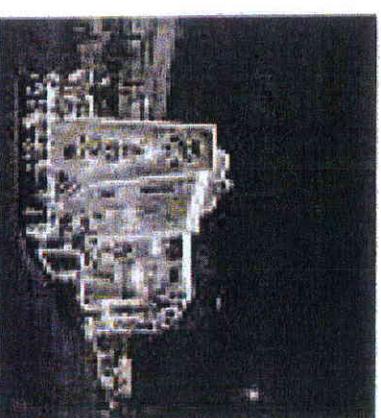
# 2007 Accomplishments

## ■ Public Works

- Gave out 50% more leaf bags and increased the bagged leaf volume by an estimated 50%
- Completed enforcement of dumpster screening ordinance
- Replaced three well pumps
- Responded to six snow events and several icy conditions
- Completed slip lining for the sewer line through Goffle Brook Park

# 2007 Accomplishments

- **Recreation and Community Events**
  - Tennis Program – 39 enrolled for lessons
  - Summer Recreation Program served an average of 185 children per day
  - 235 Children attend the Mayor’s Halloween Parade
  - Memorial Day Parade
  - Santa Parade and Tree Lighting



# 2007 Accomplishments

## ■ Road Projects

- Brookside Avenue – repaving, curb replacements, sidewalks and trees
- Tuxedo Avenue – milled and repaved
- Parker Avenue – milled, repaved and curb replacements
- Worked with the Council to create a new traffic and parking plan in conjunction with the Parker Avenue project

2007/2008

## Key Objectives/Opportunities

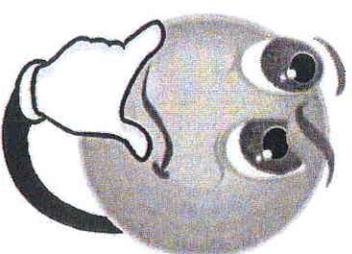
- + Continue to improve service levels for all borough operations
- + Implement Economic Development Opportunities
  - Conduct Water Drainage Study
    - ✓ Washington and Royal Avenues
    - ? North 8<sup>th</sup> and Goffle Road
    - ? Wagaraw Road at Rag Shop Complex
    - ✓ Braen Avenue



2007/2008

## Key Objectives/Opportunities

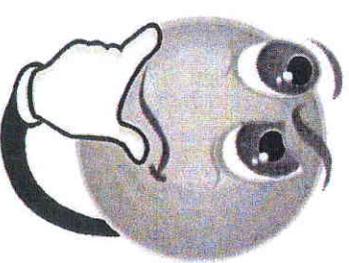
- + Reorganize operations in municipal building to best utilize space freed up by ambulance corps
- Borough website
  - ✓ Launched the revised website
- + Website enhancements
  - Online Payment of Bills
  - Citizen Request
- ✓ Install new water billing software



2007/2008

## Key Objectives/Opportunities

- + Continue Participation with NJ Transit on Rail Service through Hawthorne
- + Partner with NJ Transit and Pan Chemical Property Owners to build commuter parking facility
- ? Begin process to study and install Traffic Signal on Goffle and Rock Roads
- ✓ Upgrade operations at the municipal pool



2007/2008

## Key Objectives/Opportunities

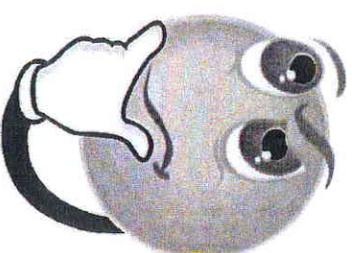
- + Develop and implement plan to eliminate illegal occupancies in multi-family dwellings
- Develop and implement plan to manage tractor trailer traffic on borough streets
- ✓ Implement program to impose stricter enforcement of traffic violations (speeding)
- + Implement state mandated security improvements in the municipal court. Physical operations will begin in January



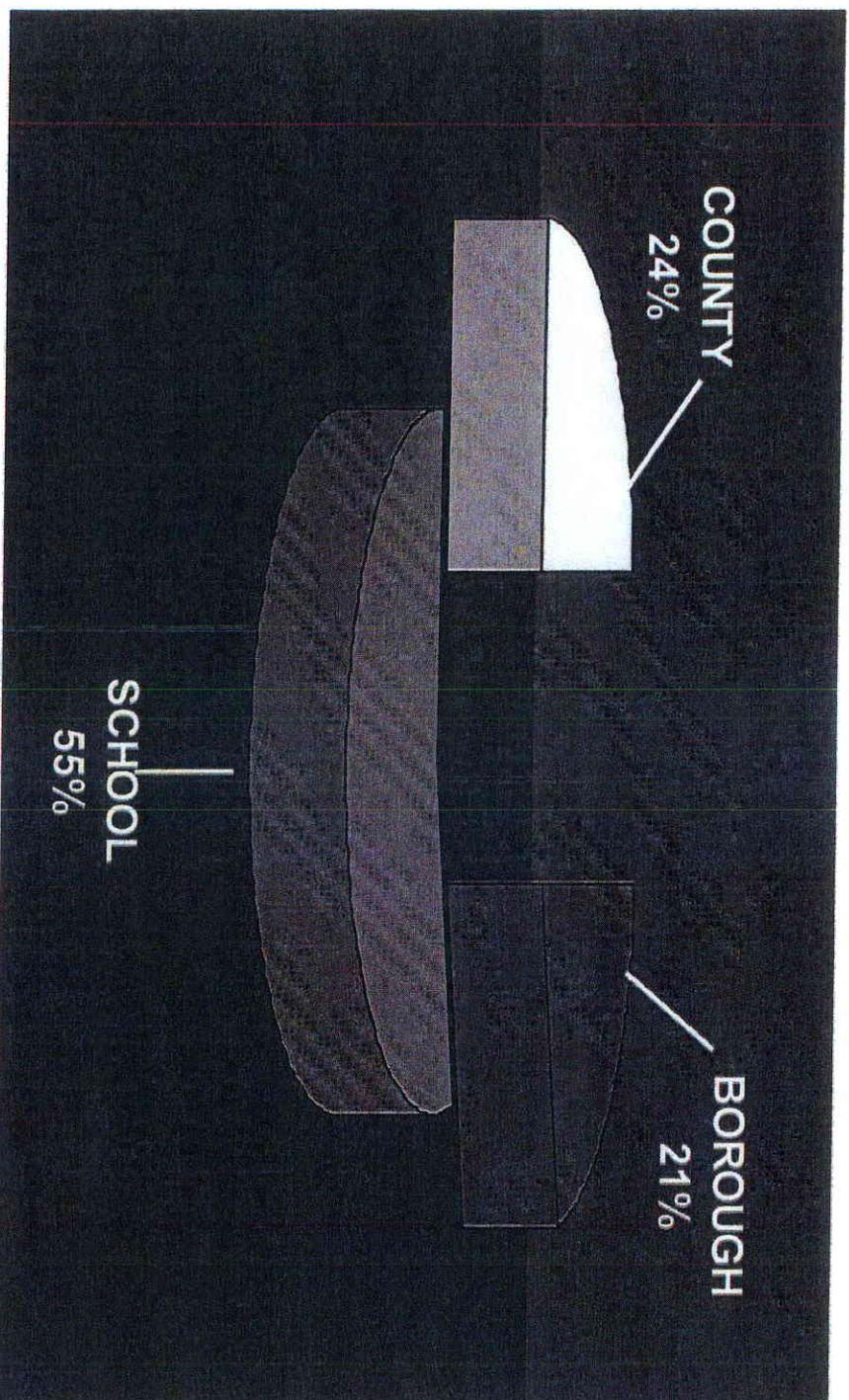
2007/2008

## Key Objectives/Opportunities

- + Implement recommendations of Recreational Facility Planning Committee
- ✓ Create and present 2007 spending plan using zero-based budget process
- + Finish updating of code book
  - Municipal Building Upgrades
    - ✓ Clean Air Vents
  - + Implement plan to balance air flow between all offices
- Clean and seal the exterior of the building



# Distribution of Hawthorne Property Taxes



# 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: \$1,663

Per Day: \$4.56

Closing Remarks

A HAPPY  
NEW YEAR