

September 17, 2008  
Hawthorne, NJ

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

### **FLAG SALUTE**

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

### **STATEMENT**

Council President Goldberg 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, mailed to the Hawthorne Press, Gazette, Record and Herald & News, 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 19, 2007.

### **APPROVAL OF MINUTES**

Council President Goldberg entertained a motion to approve the minutes of the Regular Meeting of September 3, 2008, moved by Councilwoman English, seconded by Councilman Matthews. On roll call Councilpersons Wojetcki, Sinning, Matthews, English and Goldberg voted yes. Councilman Bertollo abstained. Councilperson Bennett was absent.

### **PUBLIC COMMENT**

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

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

## ADOPTION OF ORDINANCES

### **Ordinance No. 1952-08 for Adoption**

AN ORDINANCE TO AMEND ORDINANCE 1817-04, HERETOFORE ADOPTED BY THE BOROUGH OF HAWTHORNE, PROVIDING FOR THE CREATION OF A RECREATIONAL FACILITY AT WAGARAW ROAD, AND ORDINANCE 1934-08, AMENDING SAID ORDINANCE, ALL AS DESCRIBED SPECIFICALLY THEREIN, INCREASING THE COSTS PERMITTED BY N.J.S.A. 40A:2-20 FROM \$50,000 TO \$60,000

#### **Public Hearing**

Council President Goldberg opened the meeting to the public. If anyone desires to be heard regarding Ordinance No. 1952-08 please raise your hand to be recognized, come forward to the microphone and state your name and address.

Council President Goldberg entertained a motion that the public hearing on Ordinance No. 1952-08 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 Councilman Bertollo, seconded by Councilman Bertollo. On roll call all voted yes.

### **ORDINANCE NO. 1953-08**

AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT CHAPTER 225 OF THE CODE OF THE BOROUGH OF HAWTHORNE ZONING, ARTICLE XIII, SIGNS, AMENDING SECTION 225-89(L), DELETING THE TIME REFERENCE THEREIN, AND REPEALING SECTION 225-89(M), SPECIFICALLY ADDRESSING POLITICAL SIGNS

#### **Public Hearing**

Council President Goldberg opened the meeting to the public. If anyone desires to be heard regarding Ordinance No. 1953-08 please raise your hand to be recognized, come forward to the microphone and state your name and address.

Council President Goldberg entertained a motion that the public hearing on Ordinance No. 1953-08 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 Councilman Matthews, seconded by Councilman English. On roll call all voted yes.

### **OLD BUSINESS**

Report of Bond Sale September 4, 2008 to Commerce Capital markets, Inc.  
Purchase price: \$3,659,179.60. Amount of Bonds Bid: \$3,510,000.00.

No discussion.

Council President Goldberg entertained a motion to record, moved by Councilman Bertollo, seconded by Councilman Sinning. On roll call all voted yes.

### **NEW BUSINESS**

Councilman Bertollo:  
Stated he was not at the last meeting of September 3, 2008 due to health issues. He assured the public he is on the mend. He thanked Council President Goldberg for stepping up to the plate. He was honored and humbled for being chosen to as the candidate for Mayor. He would not go into the job if he could not do it 100%, and he is confident that Richard Goldberg will do the job and he supports him 100%. He stated the people of the community of Hawthorne are second to none in times of need. He thanked all for their calls, text messages and cards.

Councilwoman English:  
Thanked the DPW and Administrator Maurer for getting the parking lines being painted on Grand Avenue done.

### **ADMINISTRATIVE AGENDA**

Council President Goldberg appointed Garret Sinning, of 200 Watchung Drive, as the Mayor's Alternate Trustee of the Library Board of Trustees. Acting Mayor Goldberg administered the Oath of Office to Councilman Sinning.

Council President Goldberg gave the following report:

1. Reported notice from Richard McAuliffe of a motor vehicle accident on September 12, 2008 at 12:08PM at the rear parking lot of the Hawthorne Theater. A male driver suffered a heart attack while driving, crossed the parking lot and Grand Avenue and hit a car parked by the railroad tracks. The driver's foot was still on the accelerator, creating a lot smoking conditions. Citizens Clement Diglio and Frank Serra witnessed the accident and ran to assist, both without regard for their safety. The vehicle was still in gear, the accelerator was stuck to the floor. There was a heavy smoke condition from the spinning tires. They removed the man and assisted in performing CPR and medical assistance until the Police and members of the Hawthorne Ambulance and Paramedics arrived. The gentleman may be released from the hospital as early as September 18, 2008. Council President Goldberg publicly thanked Mr. Giglio and Mr. Serra for their brave actions, and stated this is what Hawthorne is all about.
2. 9/11: The Borough had no formal ceremony. He hoped that everyone took a moment of quiet reflection or said a prayer for all the victims and first responders who lost their lives that day. He reflected about our own Hawthorne resident, Sal Ziza who died at the World Trade Center, and prayed for the safety of all our troops in Iraq and Afghanistan, and Police Chief Scully's daughter, Stephanie. If elected, next year he will start a regular 9/11 observance. It is an important day in our history, and he wants it to be remembered every year.
3. Thanked the Building and Property Maintenance Departments for uncovering 5 illegal apartments, all of which were out-or-town landlords. We will continue to vigorously seek out illegal apartments and bedrooms. It is both a safety and a monetary issue.
4. NJ transit has backed out of the Pan Chemical property. Councilpersons Goldberg and Bertollo, and Attorney Pasquale met with the property owner to discuss potential development on that site. Hopefully a plan will be in place within the next 60 days. They informed the owners that the Borough would not look favorably at residential development. We are looking for commercial use that would not stress the neighborhood.
5. He is planning a Hawthorne day on Saturday, June 27, 2009. Former Police Captain Peter VanDerVelde has agreed to chair; Joe Ross has agreed to be Vice Chair. They will be reaching out to the Chamber of Commerce, Service organizations, youth sports associations, churches, and other local businesses and organizations to be a part of this special day. More details will follow.

6. Hawthorne DVRT will hold a 6:00 PM candlelight vigil at the Municipal Building on September 30<sup>th</sup>. He encouraged the support of our Domestic Violence Response Team and their very worthy program.
7. He will be representing Hawthorne at the Passaic County Childhood Drinking Coalition and the Passaic County Police Chiefs. This group has gotten together to present the other side of lowering the drinking age from 21 years of age, to 18. (Many college presidents have asked to have the drinking age lowered.) These groups will discuss the impact of under-age drinking and want to keep the age at 21. This is a very serious issue and he expressed concern. If we can do something pro-active and keep the drinking age at 21, we will have accomplished something for our children and our children's children.

Director of Finance Hewitt reported the following:

1. Reported on the bond sale stating that we got both a higher rating and a better rate. Director Hewitt acknowledged the policies we have in place. Administrator Maurer for his participation in the Moody's interview, and the perspicacity of our governing body and strong fiscal policies we have in place. She thanked the governing body for all they have done, as they will have benefited the people of Hawthorne, who will be paying less in taxes.
2. Delinquent tax notices have gone out. We have collected approximately 15 million this quarter, but there are still quite a few not yet paid.
3. Shut off notices for water have gone out. We had to do this because we must to sell your water liens with your tax bills. This is only for people who are delinquent in 2007. Anyone who has not paid their water will be turned off starting on the 22<sup>nd</sup> of September.
4. We are on the verge of setting our tax sale. Tentative tax sale is set for first week in November. It is desirable to our entire community to have as few properties as possible on that list.

Borough Attorney Pasquale reported on the following:

1. Most of what Attorney Pasquale had to report on was discussed in the Closed Session and he will not discuss those matters.
2. With regards to the existing sign case with the 2 signs proposed along Route 208, he will be attending a supposed settlement conference next week. Our settlement position would be not to put the signs up. He does not imagine that smaller or different signs would make it different.

He is not optimistic that the case will settle. He believes it is the will of the Council not to see billboards pop up along Route 208.

3. Tagayun case transferred from Clifton to our Municipal Court and Court Judge on a baseless case. Case has been removed from Hawthorne, but the lawsuit against Hawthorne has not yet been dismissed. He did receive a note from Dave Fund, who is representing us on behalf of the Morris County JIF that he is confident that a Dismissal Order should be issued in the next few weeks.

Borough Engineer Boswell reported on the following:

1. Reported they were asked to investigate a drainage complaint on Valley Street. It is because the pipe is undersize, and this is already on the plan for Braen Avenue improvements. Once they do these improvements, that pipe will be upgraded from a 12" to a 24" pipe.
2. Pre-construction meetings were held with Smith-Sondy on Tuesday, September 16<sup>th</sup> for both the Road Improvement and Van Winkle Avenue projects. There is the threat from the contractor no awarded the lowest bid, but the in-house Attorney is working with Borough Attorney Pasquale and they do not see it as a threat and are moving forward. Assuming they go ahead, work will start the end of September on the Road Program and work will start the middle of October on Van Winkle. All work will be completed by Thanksgiving.
3. He is working with Eric and Walter Tretiak on the HVAC problem-the chiller is not in the best condition.
4. Regarding Victoria Properties, Boswell has now written a letter which supersedes our letter of September 5, saying there are problems-don't release (the Victoria Properties) Bond.
5. Regarding Kohler Field, requested clarification on whether we call the field behind Kohler "Kohler Field". Council President Goldberg responded we do, as it is a working title, not the official title. Kevin Downs will have a survey throughout the beginning of next week, and construction should start the end of next week.
6. R-4: This is the final invoice for the lining for the pipe through the park. It is a credit Change Order because we replaced some pipe, instead of lining. The project is completed and has been done well.
7. Working on the SCADA upgrades for the Pumping stations. Have one quote in hand and should have the other quotes very soon. Will have a recommendation for the next meeting. This is something that has to

be done. It was going to be done in-house by Ron, but now that Ron is not here, the expertise does not exist to do it in-house.

8. Had another meeting with Bergen County to discuss the leading left at Lincoln and Wagaraw Roads. He is cautiously optimistic, and will get back to us. One question Bergen County had was how large the development would be at the Merek site. Engineer Boswell inquired about how large it would have to be in order to have a leading left. It would have to be over 90,000 square feet. Boswell indicated to them it was 99,000 square feet.

Administrator Maurer reported on the following:

1. Reported on drainage issue from Sunrise to Goffle Hill Road has been referred to Boswell Engineers for review.
2. We have selected a phone service provider that will save us approximately \$5,000 per year starting the end of December. We will continue to look for ways to save money in our daily operations and enhance service.
3. Reported he is working on obtaining his Qualified Purchasing Agent's Certificate from the state, which would allow us to : (1) increase our bid threshold; (2) there is legislation that would make it a requirement that every municipality have one, and we would meet this requirement. It is one course, and then the Purchasing Agent from Morristown would be able to give him the required qualifications. Hopefully by the beginning of the year, he will be in this position.
4. Has heard concerns about the security of their investments from members of Fire Dept. and employees about VALIC, who is a subsidiary of AIG (who is being bailed out by the Federal Government). He has received information from VALIC, which is being distributed to members of the Fire Department and employees which discusses the relationship between VALIC and AIG and attempts to reassure that whatever is in VALIC is secure. It is separate enough from AIG that there should not be any problem because of that ownership/relationship. This is something we are trying to respond to on behalf of our employees and volunteers.

Questions for the Administration:

Councilman Wojtecki:

1. Directed question to Administrator Maurer as to why there are still challenges with our yard waste pickup in the areas of Franklin and Tuxedo Avenues both last week and this week. Administrator Maurer was aware of a problem last week that was due to work the Borough was doing on a temporary basis. They were sent back to pick up in those areas. He was not aware of any problems this week. Administrator Maurer will look into the problem and make sure it does not happen again.
2. Regarding the resident who inquired about mosquito spraying close to her house, he emailed Anthony DeNova, and will forward the response to Administrator Maurer.

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

**ORDINANCES AND RESOLUTIONS**

**ORDINANCE NO. 1955-08 FOR INTRODUCTION**

**AN ORDINANCE TO AMEND AND REVISE CHAPTER 148 OF THE CODE OF THE BOROUGH OF HAWTHORNE BY DELETING SECTION 32 THEREOF**

BE IT RESOLVED, that Ordinance No. 1955-08 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 the 1<sup>st</sup> day of October, 2008, 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 Councilwoman English, seconded by Councilman Bertollo. On roll call all voted yes.

**CONSENT AGENDA: R-1 – R-7**  
**R-1. Resolution, Introduced by Councilman Bertollo**

Resolved: To ratify the actions of the Municipal Council of the Borough of Hawthorne payroll dated September 12, 2008

	Check #	
CURRENT FUND	52445	\$252,180.43
WATER OPERATING FUND	14560	\$35,102.67
OTHER TRUST II FUND	6463	\$10,096.94
<b>TOTAL PAYROLL</b>		<b>\$ 297,380.04</b>
CURRENT FUND TO PAYROLL/FICA	52446	\$14,778.32
WATER OPERATING FUND TO PAYROLL/FICA		
<b>TOTAL FICA</b>		<b>\$ 14,778.32</b>

**R-2. Resolution, Introduced by Councilman Bertollo**

WHEREAS, the Borough of Hawthorne desires to enter into a contract with the City of Paterson for the furnishing of certain health services for July 2008 through June 2009, pursuant to N.J.S.A. 26:3A2-1 et seq. and N.J.S.A. 40:8A-1 et seq.; and

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

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

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

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

**WHEREAS**, a budget emergency was adopted by the Municipal Council on July 16, 2008 providing \$25,000.00 for the demolition of an unsafe structure in the Borough of Hawthorne, and

**WHEREAS**, the property has been purchased and the new owner has demolished the property at his own expense, and

**WHEREAS**, no expenses have been charged to the adopted emergency, and it is deemed that this emergency should be cancelled in order that it not be required that these funds be raised in the 2009 Municipal Operating Budget, impacting the 2009 Municipal tax rate.

**NOW, THEREFORE, BE IT RESOLVED**, that the above referenced emergency appropriation originally adopted July 16, 2008 be rescinded.

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

**WHEREAS**, the Borough of Hawthorne has heretofore entered into a contract with En-Tech of New Jersey Corp., for the Sewer Slip Lining Project authorized by ordinance #1867-07,

**WHEREAS**, the municipal engineer has recommended approval of the following change order:

**Change Orders No. 1**  
As built-quantities

<\$332.00>

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Borough of Hawthorne, that the above-cited Change Order No. 1 decreasing the amount of the payment required under said contract by the sum of <332.00>, shall be and hereby is approved, and the Mayor is hereby authorized and directed to execute the same for and on behalf of the Borough of Hawthorne.

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

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

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made

available by law and the amount thereof was not determined at the time of the adoption of the budget, and

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

**SECTION 1**

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Borough of Hawthorne, that the Borough of Hawthorne hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2008 in the sum of \$1,189.03 which item is now available as revenue for the Drunk Driving Enforcement Program.

**SPECIAL ITEM OF REVENUE OFF-SET WITH APPROPRIATIONS  
Drunk Driving Enforcement Program  
\$1,189.03**

pursuant to the provision of the statute; and

**SECTION 2**

**BE IT FURTHER RESOLVED**, that a like sum of \$1,189.03 be and is hereby appropriated under the caption of:

**OPERATIONS EXCLUDED FROM "CAPS"  
PUBLIC AND PRIVATE PROGRAMS OFF-SET BY REVENUE  
Drunk Driving Enforcement Program  
\$1,189.03**

**SECTION 3**

**BE IT FURTHER RESOLVED**, that the above is the result of funds due to the Borough of Hawthorne from the State of New Jersey that were not available at the time of the adoption of the 2008 budget and are now available by law.

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

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

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made

available by law and the amount thereof was not determined at the time of the adoption of the budget, and

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

**SECTION 1**

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the Borough of Hawthorne, that the Borough of Hawthorne hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2008 in the sum of \$374.82 which item is now available as revenue for the Alcohol Education & Rehabilitation Program.

**SPECIAL ITEM OF REVENUE OFF-SET WITH APPROPRIATIONS  
Alcohol Education & Rehabilitation Program  
\$374.82**

pursuant to the provision of the statute; and

**SECTION 2**

**BE IT FURTHER RESOLVED**, that a like sum of \$374.82 be and is hereby appropriated under the caption of:

**OPERATIONS EXCLUDED FROM "CAPS"  
PUBLIC AND PRIVATE PROGRAMS OFF-SET BY REVENUE  
Alcohol Education & Rehabilitation Program  
\$374.82**

**SECTION 3**

**BE IT FURTHER RESOLVED**, that the above is the result of funds due to the Borough of Hawthorne from the State of New Jersey that were not available at the time of the adoption of the 2008 budget and are now available by law.

**R-7.** Clerks' Note: Resolution R-7 was removed from the Agenda by the Governing Body during the Work Session.

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

**WHEREAS, Bond Anticipation Notes** drawn on Commerce Bank in the principal amount of \$3,605,000.00 and interest of \$90,225.14 matured on September 15, 2008.

**NOW, THEREFORE, BE IT RESOLVED,** by the Municipal Council of the Borough of Hawthorne, that the Treasurer be and is hereby authorized, to make the following wire transfers in the amount of \$3,605,000.00 from the General Capital Fund, and \$90,225.14 in payment of interest from the Current Fund, payable to Commerce Bank. This is to ratify the action taken on September 15, 2008.

**Discussion on R-1- R-8:**

1. Councilman Wojtecki stated to the public for those who are not aware, the City of Paterson is suing Hawthorne because of our evaluation of homes. We hold a contract with the City of Paterson for health services. He has asked the Administration to review our contract to ensure how our 2009 contract might reflect with another municipality who chooses not to sue Hawthorne.

Council President Goldberg entertained a motion to approve Resolutions R-1 – R-8, moved by Councilman Bertollo, seconded by Councilman Sinning. On roll call all voted yes.

**REPORTS OF SPECIAL COUNCIL COMMITTEES:**

Councilman Wojtecki reported the following:

1. The Shade Tree Commission has reported it is still a problem that PSE&G has not replaced trees in the pool area. They trimmed the wrong trees and damaged current trees. It has been almost 2 years and PSEG still has not replaced the trees.

Council President Goldberg stated he met with PSE&G on Friday, September 12<sup>th</sup> and they are planning an upgrade to the sub-station.

Councilman Wojtecki stated the person Council President Goldberg met with is from another division, whom had also met with the Commission and indicated he was going to meet with Council President Goldberg. This PSE&G representative was going to put pressure on the other division. At this point, even their own company is not motivated to replace the trees.

Borough Attorney will speak with the attorney they were working with for PSE&G and inform them that we had a deal and they have not kept up with their end. (This concerns the suit we have with them down along Wagaraw Road.)

2. Environmental Commission met on September 12<sup>th</sup>. He has spoken with Eric and they are looking at opportunities to post our natural resource inventory on the web. It is such a large file, that we might just want to put it at the Library, or post a synopsis page.

Councilman Matthews reported:

1. The Chamber of Commerce Fishing Derby was held on September 13<sup>th</sup> and thanked all those who participated and made it such a great day.
2. More information regarding the Company of The Year Dinner in January will be forthcoming.
3. Regarding the Insurance Committee, he has been trying to schedule a meeting, but has been waiting for alternate bids to come in on Health and other insurances. To date, one major carrier has denied to bid on it based on our history. As the other bids come in, the committee will meet to validate they are doing well, or can do better.
4. Movie Night at Roosevelt School for Roosevelt school children and their families will be held this Friday night, September 19<sup>th</sup> and will show "Alvin and the Chipmunks".

Councilman Sinning reported:

1. Ordinance Committee was to have met September 16<sup>th</sup>, but they had to cancel. No reports.

Councilwoman English:

1. She has a Board of Health Meeting on September 18<sup>th</sup>.

Councilman Bertollo reported:

1. He does have a meeting to discuss the Pan Chemical Commuter Parking Ordinance. He will touch base with Council President Goldberg and Councilman Matthews next week. He expressed our disappointment with NJ Transit, and how they are putting their money in Suffern, NY for the Lakawana rail. He is very optimistic after meeting with the Puddingstone Group, and the plan they bring forward is less intensive for the neighborhood. They will be looking at ways to utilize the area around the neighborhood for Commuter Parking. He is not looking, nor should the people of the town of Hawthorne be concerned with the out-of-town commuters. We are going to make it easier for the neighbors and the

Hawthorne commuters to exist. Out-of-town commuters can vent their frustration with NJ Transit. NJ Transit is to blame for insufficient parking. It has been in the paper that there are a number of towns in Bergen County facing the same problem. When this all started we did have some alternative plans to NJ Transit, and we will take a look at those options.

Council President Goldberg reported:

1. Personnel Committee will meet on Oct. 1<sup>st</sup> at 6:30, prior to next Council Meeting.

#### **CORRESPONDENCE:**

#### **MISCELLANEOUS:**

**SOL-1** The Hawthorne Fire Department has requested permission to solicit on public street corners (Blanket Toss) on October 5, 2008 and October 11, 2008 at Goffle Road between Lafayette Avenue and Goffle Hill Road, in front of the Ambulance Corp Building.

Council President Goldberg entertained a motion to approve SOL-1, moved by Councilman Sinning, seconded by Councilwoman English. On roll call, council persons Bertollo, English, Matthews, Sinning and Goldberg voted yes. Councilman Wojtecki abstained.

**SOL-2** The Hawthorne Roller Hockey Association has requested Permission to solicit on public streets on November 1, 2008 from 8:30AM-12:30PM.

Council President Goldberg entertained a motion to approve SOL-2, moved by Councilwoman English, seconded by Councilman Bertollo. On roll call all voted yes.

**SOL-3** The Hawthorne Rotary Club has requested Permission to solicit on public streets on October 18, 2008 from 9:00AM-1:00PM.

Council President Goldberg entertained a motion to approve SOL-2, moved by Councilman Wojtecki, seconded by Councilman Bertollo. On roll call all voted yes.

**BILLS:**

The following bills were presented for payment:

**CURRENT FUND**

**Bill list Current**

<u>Date</u>	<u>Vendor</u>	<u>Check #</u>	<u>Amount</u>	<u>Appropriation</u>
09/05/08	P. JEAN MELE	52444	25 00	CHANGE FUND
<b>Total Bill List:</b>			25.00	

<u>Date</u>	<u>Vendor</u>	<u>Check #</u>	<u>Amount</u>	<u>Appropriation</u>
09/11/08	PAYROLL ACCOUNT	52445	252180.43	DRUNK DRIVE ENFORCE
09/11/08	PAYROLL ACCOUNT	52446	14778.32	SOCIAL SECURITY
<b>Total Bill List:</b>			266958.75	

<u>Date</u>	<u>Vendor</u>	<u>Check #</u>	<u>Amount</u>	<u>Appropriation</u>
09/17/08	A T & T	52447	46.90	TELEPHONE CHARGES
09/17/08	AAA QUALITY SECURITY	52448	309.00	PUB WORKS ADMIN O/E
09/17/08	ACORN TERMITE & PEST	52449	100.00	PUB WORKS ADMIN O/E
09/17/08	ALBERT J ERDMAN	52450	2051.00	GROUP INSURANCE O/E
09/17/08	ALL BERGEN LOCKSMITHS,	52451	1946.00	RECYCLING PRO
09/17/08	ALLSTAR TRANSMISSION	52452	490.00	VEHICLE MAINT ROAD
09/17/08	ANDY'S CORNER	52453	1680.00	MUNICIPAL ALLIANCE
09/17/08	AQUARIUS IRRIGATION	52454	81.91	BOARD OF REC O/E
09/17/08	BEN SCHAFFER & ASSO. INC	52455	181.06	MAINTEN OF PARKS
09/17/08	BOSWELL ENGINEERING, INC	52456	1345.50	LC MUNICIPAL BLDG A
09/17/08	BRAEN STONE INDUSTRIES,	52457	519.42	STREETS & ROADS O/E
09/17/08	CABLEVISION	52458	217.23	PUB WORKS ADMIN O/E
09/17/08	CARL HOTTOLA	52459	36.54	UNIFORM FIRE SAFETY O/E
09/17/08	CINTAS CORP	52460	284.32	PUB WORKS ADMIN O/E
09/17/08	CINTAS FIRST AID AND	52461	132.10	SHIMMING POOL O/E
09/17/08	CITY WIDE MAINTENANCE	52462	1350.00	PUB WORKS ADMIN O/E
09/17/08	DELL GARDEN CENTER	52463	226.80	BOARD OF REC O/E
09/17/08	DON'S AUTO REPAIR	52464	74.00	VEHICLE MAINT POLICE
09/17/08	GEMPLERS INC	52465	124.85	SEWER SYSTEM O/E
09/17/08	GENERAL PARTS GROUP, LLC	52466	114.59	STREETS & ROADS O/E
09/17/08	GET A CAR	52467	23000.00	RECYCLING PRO O/E
09/17/08	GIANT TIRE SERVICE INC	52468	197.00	SCRAP TIRE GRANT A
09/17/08	HAMMER HEAD EMERGENCY	52469	522.09	VEHICLE MAINT POLICE
09/17/08	HARRY GORDON	52470	675.00	POLICE DEPT O/E
09/17/08	HAWTHORNE AUTO LAB	52471	307.26	VEHICLE MAINT POLICE
09/17/08	HAWTHORNE BOARD OF	52472	2410905.00	SCHOOL TAX
09/17/08	HAWTHORNE HARDWARE, INC	52473	140.34	STREETS & ROADS O/E
09/17/08	HAWTHORNE PAINT CO INC	52474	57.00	STREETS & ROADS O/E
09/17/08	HAWTHORNE'S BEST PIZZA	52475	664.00	BOARD OF REC
09/17/08	HENRY'S PLUMBING &	52476	90.74	PUB WORKS ADMIN O/E
09/17/08	HEWLETT-PACKARD CORP	52477	1177.00	TAX ASSESSMENT O/E
09/17/08	HFD #4	52478	1595.00	TELEPHONE CHARGES
09/17/08	HOME SUPPLY & LUMBER	52479	22.98	SHADE TREE COMMISSION O/E
09/17/08	IF IT'S WATER, INC	52480	450.00	SWIMMING POOL O/E
09/17/08	INDUSTRIAL POWER CLEAN	52481	2800.00	PUB WORKS ADMIN O/E
09/17/08	INTERNATIONAL INSTITUTE	52482	115.00	MUNICIPAL CLERK O/E
09/17/08	J J KELLER & ASSOC INC	52483	583.23	PEOSHA O/E
09/17/08	JAMES GEIER	52484	30.00	TELEPHONE CHARGES
09/17/08	JAMES KNEPPEL	52485	426.00	POLICE DEPT O/E

<u>Date</u>	<u>Vendor</u>	<u>Check #</u>	<u>Amount</u>	<u>Appropriation</u>
09/17/08	JERSEY ELEVATOR INC	52486	135.57	PUB WORKS ADMIN O/E
09/17/08	JOEL ENGRAVING CO	52487	20.00	MUNICIPAL CLERK O/E
09/17/08	JOHNNY ON THE SPOT, INC	52488	125.19	BOARD OF REC
09/17/08	JP HOME ARAMA, INC	52489	773.00	SWIMMING POOL O/E
09/17/08	JPSC, INC	52490	95.85	PUB WORKS ADMIN O/E
09/17/08	K&K TROPHY MART INC	52491	82.43	PUBLIC EVENTS O/E
09/17/08	KEN'S AUTO ELECTRIC, LLC	52492	539.00	VEHICLE MAINT FIRE DEPT
09/17/08	LANGUAGE LINE SERVICES	52493	30.60	POLICE DEPT O/E
09/17/08	LAUFER, KNAPP, TORZEWSKI	52494	660.00	LEGAL SERV & COSTS O/E
09/17/08	MARIE SPOHN	52495	559.00	MUNICIPAL CLERK O/E
09/17/08	MUNIDEX, INC	52496	3180.00	REVENUE COLLECTION O/E
09/17/08	NATALIA SHISHKINA	52497	295.00	MUNI COURT
09/17/08	NJ MEADOWLANDS	52498	1554.63	TRANSFER STATION
09/17/08	NORTH JERSEY MEDIA GROUP	52499	187.82	MUNICIPAL CLERK O/E
09/17/08	NORTHERN SAFETY CO INC	52500	170.10	SEWER SYSTEM O/E
09/17/08	P & A AUTO PARTS, INC	52501	72.19	SHADE TREE COMMISSION O/E
09/17/08	PUBLIC SERV ELEC & GAS	52502	32029.49	STREET LIGHTING
09/17/08	RICHIES SERVICE CTR INC	52503	350.20	VEHICLE MAINT POLICE
09/17/08	RIDGEWOOD TYPEWRITER	52504	834.73	TAX ASSESSMENT O/E
09/17/08	SCUFFY CARTING LLC	52505	31892.58	GARBAGE & TRASH O/E
09/17/08	SHOTMEYER BROS FUEL CO	52506	6129.65	BULK PURCHASE GASOLINE
09/17/08	SIRCHIE FINGERPRINT	52507	203.82	POLICE DEPT O/E
09/17/08	SOME'S UNIFORM CO INC	52508	5122.00	EMERGENCY MGT GRANT
09/17/08	SPRINT-WIRELESS	52509	538.16	POLICE DEPT O/E
09/17/08	STATE OF NJ-STATE	52510	175.00	POLICE DEPT O/E
09/17/08	TEE-FX SCREEN PRINTING,	52511	1244.50	BOARD OF REC O/E
09/17/08	THE FIRESTORE.COM	52512	2972.37	FIRE DEPT O/E
09/17/08	THOMAS ZACONIE	52513	70.76	CONST CODE OFFICIAL O/E
09/17/08	TYR COMPUTER CONSULTING	52514	482.40	POLICE DEPT O/E
09/17/08	VALLEY HEALTH MEDICAL	52515	65.00	PEOSHA O/E
09/17/08	VEOLIA ENVIRONMENTAL	52516	40901.74	TRANSFER STATION
09/17/08	VERIZON	52517	164.82	TELEPHONE CHARGES
09/17/08	VERIZON WIRELESS (N)	52518	1636.21	POLICE DEPT O/E
09/17/08	VITAL COMMUNICATIONS	52519	575.00	CONST CODE O/E
09/17/08	W S DARLEY & CO INC	52520	1194.04	VEHICLE MAINT FIRE DEPT
09/17/08	WESTMARK INC	52521	50.00	PUB WORKS ADMIN O/E
Total Bill List:		2590181.71		

### WATER OPERATING FUND

<u>Date</u>	<u>Vendor</u>	<u>Check #</u>	<u>Amount</u>	<u>Appropriation</u>
09/11/08	PAYROLL ACCOUNT	14560	35102.67	WATER UTILITY S/W
Total Bill List:			35102.67	

<u>Date</u>	<u>Vendor</u>	<u>Check #</u>	<u>Amount</u>	<u>Appropriation</u>
09/17/08	BOB'S STORES	14561	481.95	WATER UTILITY O/E
09/17/08	CABLEVISION	14562	56.46	WATER UTILITY O/E
09/17/08	DELL GARDEN CENTER	14563	154.49	WATER UTILITY O/E
09/17/08	HAWTHORNE HARDWARE, INC	14564	27.00	WATER UTILITY O/E
09/17/08	HENRY'S PLUMBING &	14565	103.66	WATER UTILITY O/E
09/17/08	HOME SUPPLY & LUMBER	14566	76.82	WATER UTILITY O/E
09/17/08	JP HOME ARAMA, INC	14567	120.15	WATER UTILITY O/E
09/17/08	ONE CALL SYSTEMS, INC.	14568	46.80	WATER UTILITY O/E
09/17/08	PUBLIC SERV ELEC & GAS	14569	57805.12	WATER UTILITY O/E
09/17/08	SHOTMEYER BROS FUEL CO	14570	281.61	WATER UTILITY O/E
09/17/08	VERIZON WIRELESS (N)	14571	270.55	WATER UTILITY O/E
Total Bill List:			59424.61	

GENERAL CAPITAL FUND

<u>Date</u>	<u>Vendor</u>	<u>Check #</u>	<u>Amount</u>	<u>Appropriation</u>
07/17/08	BOSWELL ENGINEERING, INC	2493	6966.25	2008 ROAD PROGRAM
07/17/08	EN-TECH	2494	11853.31	SEWER SLIP LINE
07/17/08	NORTH JERSEY MEDIA GROUP	2495	446.87	VAN WINKLE - SEA
Total Bill List:		19266 43		

BUILDERS ESCROW

<u>Date</u>	<u>Vendor</u>	<u>Builders Escrow</u>	<u>Check #</u>	<u>Amount</u>	<u>Appropriation</u>
07/17/08	BOSWELL ENGINEERING, INC		2025	479.00	
Total Bill List:		479.00			

OTHER TRUST II

<u>Date</u>	<u>Vendor</u>	<u>Check #</u>	<u>Amount</u>	<u>Appropriation</u>
07/11/08	PAYROLL ACCOUNT	6463	10096.94	OFF-DUTY POLICE
Total Bill List:			10096.94	

<u>Date</u>	<u>Vendor</u>	<u>Check #</u>	<u>Amount</u>	<u>Appropriation</u>
07/17/08	SIR SPEEDY INC	6464	19.50	DOMESTIC VIOLENCE
07/17/08	MAYFAIR HOME IMPROVEMENT	6465	2397.00	RECYCLING TRUST
Total Bill List:		2416 50		

DOG DEDICATED

<u>Date</u>	<u>Vendor</u>	<u>DOG DEDICATED</u>	<u>Check #</u>	<u>Amount</u>	<u>Appropriation</u>
07/17/08	NJ DEPARTMENT OF HEALTH		6407	16.20	STATE OF NEW JERSEY
07/17/08	TYCO ANIMAL CONTROL		6408	2150.00	DOG POUND
Total Bill List:		2166 20			

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

**PUBLIC COMMENT:**

I will now open 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.

1. Joe Rooney, 84 Braen Avenue:

Welcomed back Councilman Bertollo and Publicly thanked the Fire Chief and his personnel for coming by his house during the storm. His neighbors informed him the Fire Department was there along with some police officers.

Mr. Rooney questioned Engineer Boswell as to where the 24" pipe on Valley Street was going. Engineer Boswell responded he did not have the plans in front of him, but right now the pipe has inadequate conveyance to take the water that is flooding this one property.

Mr. Rooney indicated the pipe goes right across the end of his property. Engineer Boswell stated the remediation of this flooding is going to be part of the Braen Avenue project, and the solution to the problem is taking more water off of the Ravine. Mr. Rooney stated he did not see this happening. Engineer Boswell Public Works Committee is going to do it, and Council President Goldberg stated we are going out to bid on Braen Avenue.

Mr Rooney stated that if the pipe is increased to 24" at the end of Valley Street, it is going to flood the other piece of property, and that the engineers have to get the water off of Braen Avenue down to Goffle Road and not down to Valley Street. Mr. Rooney stated if you take the Valley Street pipe and go through the paper street where the commercial building is, to Goffle Road, then he feels they have found a solution. Otherwise you are going to make him a detention basin.

Engineer Boswell stated the idea is to get more water down to Goffle Road, Ravine in Wyckoff. Mr. Rooney questioned how Ravine in Wyckoff would be taken care of by Hawthorne and stated this was "smoke and mirrors"

Engineer Boswell told Mr. Rooney that this is not smoke and mirrors; there is a solution, and it just has to be implemented . Mr Rooney asked

that when the water gets off of Ravine, then he wants them to look at Valley Street. Engineer Boswell stated he would do so.

2. James Dusenberry, 81 Roosevelt Avenue:

Stated the Van Winkle Avenue reconstruction will start in October, from the railroad to Lafayette Avenue, and questioned Engineer Boswell if the road will be closed. Engineer Boswell stated the project will begin the middle of October, and the road will not be closed. The MDT plan will do one side of the road at a time. There will be access to Roosevelt School, and tractor trailers may have to be detoured, but they will not be detoured past the school. Mr. Dusenberry just wanted to make sure that any detoured traffic does not affect the school.

3. Santos Arroyo, 130 Westervelt Avenue:

Expressed concern with the speeding on Westervelt Avenue. Councilwoman English also state she had discussed this at the last meeting. Council President Goldberg stated they will do a traffic study, and post a counter (which may slow down the traffic just by being there.) He and Administrator Maurer will talk to the Police about giving this extra attention.

Since no one else desired to be heard, Council President Goldberg entertained a motion to close the public portion, moved by Councilwoman English, seconded by Councilwoman Matthews. On roll call all voted yes.

### ADJOURNMENT

Council President Goldberg entertained a motion to adjourn at 8:44 PM, moved by Councilman Matthews, seconded by Councilman Sinning. On roll call all voted yes.

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Richard Goldberg  
Council President

  
\_\_\_\_\_  
Marie Spohn  
Borough Clerk