

May 6, 2009
Hawthorne, NJ

The Regular Meeting of the Municipal Council of the Borough of Hawthorne was held on the above date at 8:14 p.m., in the Auditorium of the Municipal Building, 445 Lafayette Avenue, Hawthorne, New Jersey. Present were Councilpersons Bennett, English, Matthews, Mele, Sinning, Wojtecki and Bertollo. Also present were Mayor Goldberg, Borough Administrator Maurer, Borough Engineer Boswell, Director of Revenue and Finance Hewitt, Borough Attorney Pasquale and Borough Clerk Witkowski.

FLAG SALUTE

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

STATEMENT

Council President Bertollo stated adequate notice of this meeting had been provided by the Annual Schedule of regular meetings heretofore adopted and posted on the Public Bulletin Board at the Municipal Building, faxed 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 17, 2008.

APPROVAL OF MINUTES

Council President Bertollo entertained a motion to approve the minutes of the Regular and Closed Session Meetings of April 15, 2009, moved by Councilman Mele, seconded by Councilman Matthews. On roll call, all voted yes.

PUBLIC COMMENT

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

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

ADOPTION OF ORDINANCES

Ordinance No. 1971-09 for Adoption

AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT THE CODE OF THE BOROUGH OF HAWTHORNE TO REVISE AND REPLACE SPECIFIED SECTIONS OF CHAPTER 95, FEES

Public Hearing

Council President Bertollo opened the meeting to the public and asked anyone who desired to be heard to come forward and state your name and address for the record.

No one desired to be heard.

Council President Bertollo entertained a motion that the public hearing on Ordinance No. 1971-09 is closed and that it be resolved that this ordinance was posted on the bulletin board on which public notices are customarily posted and published in the Hawthorne Press. Copies of said ordinance were made available to the general public.

Now, therefore, be it resolved that this ordinance be adopted and the Clerk is authorized to advertise the same according to law.

Council President Bertollo entertained a motion to adopt Ordinance No. 1971-09, moved by Councilman Wojtecki, seconded by Councilman Matthews. On roll call, all voted yes.

Ordinance No. 1972-09 for Adoption

BOND ORDINANCE PROVIDING FOR THE ROAD RECONSTRUCTION OF VARIOUS STREETS IN CONNECTION WITH THE 2009 ROAD CONSTRUCTION PROGRAM AND PROVIDING FOR THE RECONSTRUCTION OR REPLACEMENT OF SIDEWALKS AND DRIVEWAY APRONS ON STREETS IDENTIFIED HEREIN, IN AND BY THE BOROUGH OF HAWTHORNE IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING SIXTY FIVE THOUSAND (\$65,000) DOLLARS THEREFOR, AUTHORIZING THE ISSUANCE OF BONDS OR NOTES FOR FINANCING PART OF THE COST THEREOF AND DIRECTING SPECIAL ASSESSMENT OF THE COST THEREOF

Public Hearing

Council President Bertollo opened the meeting to the public and asked anyone who desired to be heard to come forward and state your name and address for the record.

Jennifer Costello, 300 Florence Avenue, indicated she received a notice last Friday in her mailbox that indicated the Borough would be replacing the curbs and streets after the piping was completed. The letter also indicated that sidewalks would be replaced. Ms. Costello asked if the replacement was mandatory or optional. Borough Engineer Boswell indicated that she has the option to replace the sidewalk before the town does, at her expense with her own contractor or the Borough will replace the sidewalk and the cost will be a part of the assessment. Ms. Costello asked if just the panels could be replaced rather than the entire sidewalk. Borough Engineer Boswell indicated that there is an attempt to replace just the panels that need repair. Borough Engineer Boswell offered to have a representative come to Ms. Costello's home to specifically mark which panels need replacement. Borough Engineer Boswell indicated that this is a town wide initiative. The Borough will be responsible for the replacement of the curb and the homeowner is responsible for the replacement of the sidewalk and driveway apron, as necessary.

Discussion continued in regard to payment terms, which is five years for the town assessment. Ms. Costello also asked if the entire street was being repaved. Councilman Matthews indicated that Florence Avenue was slated for repaving prior to the PSE&G construction. Borough Engineer Boswell indicated that the Borough is extremely aggressive in ensuring roads are repaved as necessary, prioritizing them based on the life of the street. He indicated that Florence Avenue was one of the last streets on the 2009 Road Program and may get delayed into the following year if funds become unavailable. Councilman Wojtecki asked what triggers the letter to be sent out. Borough Engineer Boswell indicated that the law has an allowance that gives the homeowners the rite to complete the work themselves rather than accept the assessment. Most homeowners accept the assessment. Councilman Wojtecki indicated that it would be helpful to have received the letter prior to it being sent out. Borough Engineer Boswell indicated that this is a standard form letter that is sent out to let residents know what is going on. Discussion continued in regard to grade changes and repairs. Ms. Costello asked when she needed to have the decision made. Borough Engineer Boswell indicated that homeowners had until July 1, 2009 to make a decision.

Councilman Matthews inquired as to whether or not Ms. Costello was in contact with the Shade Tree Commission as to where they planned on planting trees on her property. Councilman Matthews said that he forwarded Phil Savoie's number to her husband for further discussion on the location of the trees.

Maureen Mc Laughlin, 122 Cornell Avenue, wanted further clarification on the what section of the sidewalk needs to be replaced. She expressed her concern since she is on a corner lot and has potentially high financial exposure. Borough Engineer Boswell asked for her name and phone number and indicated that they would call her. Ms. Mc Laughlin asked about the location of where a tree would be planted on her property. Councilman Matthews indicated that a white line with a number is the place a tree is to be planted. Ms. Mc Laughlin indicated that her mother did not receive a notice and she lives on Van Winkle between Cornell and Lincoln Avenue. Council responded that particular area of Van Winkle is not to be repaved at this time.

Jenny Parra, 40 E Kings Avenue, indicated that she has been in contact with Kristen Hayes. Ms. Parra would like to know when the sidewalk will be replaced, as the sidewalk has both lines and cross marks. Borough Engineer Boswell indicated that work would not begin before July 1st and would most likely begin sometime in July or August. Ms. Parra inquired about the payment terms and conditions. Borough Engineer Boswell indicated that once the work is completed, the Assessment Commission will review. Once the bill is sent out, the homeowner has the option of paying in full or extending payment over five years. Ms. Parra also indicated that she has two sidewalk slabs on her personal property that she would like replaced. Borough Engineer Boswell indicated that Ms. Parra may contact the contractor as the Borough work is being done and they will schedule her personal work at that time. He also indicated that payment would be due to the contractor after her personal property work is completed and that it is not a part of the town assessment. The contractor will extend the same price but there are different payment terms.

Council President Bertollo asked if there was anyone else who wished to be heard. Hearing no one, Council President Bertollo entertained a motion that the public hearing on Ordinance No.

1972-09 is closed and that it be resolved that this ordinance was posted on the bulletin board on which public notices are customarily posted and published in the Hawthorne Press. Copies of said ordinance were made available to the general public.

Now, therefore, be it resolved that this ordinance be adopted and the Clerk is authorized to advertise the same according to law.

Council President Bertollo entertained a motion to adopt Ordinance No. 1972-09, moved by Councilman Bennett, seconded by Councilman Matthews. On roll call, all voted yes.

Ordinance No. 1973-09 for Adoption

AN ORDINANCE TO AMEND BOND ORDINANCES OF THE BOROUGH OF HAWTHORNE HERETOFORE ADOPTED AS ORDINANCES 1586, 1597, 1635, 1638, 1736, 1773 AND 1793 SO AS TO AMEND THE DESCRIPTION OF A PART OF THE IMPROVEMENTS AND PURPOSES THEREIN AUTHORIZED AND TO AMEND THE AMOUNT ALLOCATED THEREUNDER FOR SECTION 220 EXPENSES FROM \$428,000 TO \$458,000.

Public Hearing

Council President Bertollo opened the meeting to the public and asked anyone who desired to be heard to come forward and state your name and address for the record.

No one desired to be heard.

Council President Bertollo entertained a motion that the public hearing on Ordinance No. 1973-09 is closed and that it be resolved that this ordinance was posted on the bulletin board on which public notices are customarily posted and published in the Hawthorne Press. Copies of said ordinance were made available to the general public.

Now, therefore, be it resolved that this ordinance be adopted and the Clerk is authorized to advertise the same according to law.

Council President Bertollo entertained a motion to adopt Ordinance No. 1973-09, moved by Councilman Matthews, seconded by Councilwoman English. On roll call, all voted yes.

Ordinance No. 1974-09 for Adoption

AN ORDINANCE TO AUTHORIZE THE INSTALLATION OF HANDICAPPED ACCESSIBLE RAMPS AT VARIOUS STREET CORNERS AND LOCATIONS IN THE BOROUGH OF HAWTHORNE, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, AND TO APPROPRIATE THE SUM OF \$148,000 TO BE PROVIDED IN SUBSTANTIAL PART FROM A COMMUNITY DEVELOPMENT BLOCK GRANT FOR SUCH PURPOSE

Public Hearing

Council President Bertollo opened the meeting to the public and asked anyone who desired to be heard to come forward and state your name and address for the record.

No one desired to be heard.

Council President Bertollo entertained a motion that the public hearing on Ordinance No. 1974-09 is closed and that it be resolved that this ordinance was posted on the bulletin board on which public notices are customarily posted and published in the Hawthorne Press. Copies of said ordinance were made available to the general public.

Now, therefore, be it resolved that this ordinance be adopted and the Clerk is authorized to advertise the same according to law.

Council President Bertollo entertained a motion to adopt Ordinance No. 1974-09, moved by Councilman Bennett, seconded by Councilwoman English. On roll call, all voted yes.

Ordinance No. 1975-09 for Adoption

BOND ORDINANCE PROVIDING FOR THE ROAD RECONSTRUCTION, RESURFACING, DRAINAGE, AND CURB IMPROVEMENTS ON CENTRAL AVENUE, FOR ITS ENTIRE LENGTH, AS DESCRIBED SPECIFICALLY HEREIN, IN AND BY THE BOROUGH OF HAWTHORNE IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING TWO HUNDRED TWENTY THOUSAND (\$220,000) DOLLARS 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 and asked anyone who desired to be heard to come forward and state your name and address for the record.

No one desired to be heard.

Council President Bertollo entertained a motion that the public hearing on Ordinance No. 1975-09 is closed and that it be resolved that this ordinance was posted on the bulletin board on which public notices are customarily posted and published in the Hawthorne Press. Copies of said ordinance were made available to the general public.

Now, therefore, be it resolved that this ordinance be adopted and the Clerk is authorized to advertise the same according to law.

Council President Bertollo entertained a motion to adopt Ordinance No. 1975-09, moved by Councilwoman English, seconded by Councilman Matthews. On roll call, all voted yes.

Ordinance No. 1976-09 for Adoption

BOND ORDINANCE PROVIDING FOR ROAD RECONSTRUCTION, CURBING, RESURFACING AND DRAINAGE IMPROVEMENTS ON VARIOUS STREETS AND PROPERTIES DESCRIBED HEREIN OR HEREAFTER IDENTIFIED, ALL IN AND BY THE BOROUGH OF HAWTHORNE IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING SIX HUNDRED THOUSAND (\$600,000) DOLLARS 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 and asked anyone who desired to be heard to come forward and state your name and address for the record.

No one desired to be heard.

Council President Bertollo entertained a motion that the public hearing on Ordinance No. 1976-09 is closed and that it be resolved that this ordinance was posted on the bulletin board on which public notices are customarily posted and published in the Hawthorne Press. Copies of said ordinance were made available to the general public.

Now, therefore, be it resolved that this ordinance be adopted and the Clerk is authorized to advertise the same according to law.

Council President Bertollo entertained a motion to adopt Ordinance No. 1976-09, moved by Councilman Bennett, seconded by Councilman Sinning. On roll call, all voted yes.

Ordinance No. 1977-09 for Adoption

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

Public Hearing

Council President Bertollo opened the meeting to the public and asked anyone who desired to be heard to come forward and state your name and address for the record.

No one desired to be heard.

Council President Bertollo entertained a motion that the public hearing on Ordinance No. 1977-09 is closed and that it be resolved that this ordinance was posted on the bulletin board on which

public notices are customarily posted and published in the Hawthorne Press. Copies of said ordinance were made available to the general public.

Now, therefore, be it resolved that this ordinance be adopted and the Clerk is authorized to advertise the same according to law.

Council President Bertollo entertained a motion to adopt Ordinance No. 1977-09, moved by Councilman Bennett, seconded by Councilman Mele. On roll call, all voted yes.

OLD BUSINESS

Councilman Wojtecki asked about the May Street report and the Public Safety Committee recommendation. Councilman Bennett indicated that it is an enforcement issue. There were 8 incidents on May Street according to a report from the police department from May 2008 and March 2009. Although it was not stated in the police report, only one incident likely involved speeding. Four incidents involved cars hitting parked cars, which may indicate that the street is too narrow for two-way traffic. A speed bump or a stop sign would not solve that problem. Four other incidents occurred at stop sign intersections. Another stop sign would not have prevented the accidents. There is an ordinance that covers the speed limit for that street and if people are speeding it becomes an enforcement issue. There is a similar situation with Utter Avenue and instituting a twenty-five mile an hour speed limit. That too would become an enforcement issue. The recommendation would not be to place speed bumps on the street. The recommendation is to follow up with Chief Scully if there is an enforcement problem. The Public Safety Committee would investigate if asked, one side of the street parking because it is a narrow street. Councilman Wojtecki indicated that the residents are asking for a stop sign, going up and down May, length wise as opposed to up and down Tuxedo and Llewellyn Avenues. Mayor Goldberg indicated that he would follow up with Chief Scully on the issue.

ADMINISTRATIVE AGENDA

Mayor Goldberg reported the following:

1. Mayor Goldberg appointed Linda Missonellie to the Library Board of Trustees for a term to expire December 31, 2013 and until a successor is appointed and qualified. Motion moved by Councilman Matthews, seconded by Councilman Mele. Councilman Wojtecki indicated that he supports Ms. Missonellie for trustee of the library but is concerned about the direction that the library board is taking. He was disappointed about the hiring of the Library Director and the presentation to the Finance Committee. There is need for strong organizational skills and he is confident that Ms. Missonellie will provide such. On roll call all voted yes.

Mayor Goldberg presented a resolution.

MR-1 Resolution, Introduced by Councilman Matthews

RESOLUTION SUPPORTING The Click It or Ticket Mobilization of May 18 – May 31, 2009

Whereas, there were 592 motor vehicle fatalities in New Jersey in 2008; and

Whereas, more than half of the motor vehicle occupants killed in traffic crashes were not wearing a safety belt; and

Whereas, use of a safety belt remains the most effective way to avoid death or serious injury in a motor vehicle crash; and

Whereas, the National Highway Traffic Safety Administration estimates that 135, 000 lives were saved by safety belt usage nationally between 1975-2000; and

Whereas, the State of New Jersey will participate in the nationwide *Click It or Ticket* safety belt mobilization from May 18 — May 31, 2009 in an effort to raise awareness and increase safety belt usage through a combination of enforcement and education; and

Whereas, the Division of Highway Traffic Safety has set a goal of increasing the safety belt usage rate in the state from the current level of 91.75% to 100%; and

Whereas, a further increase in safety belt usage in New Jersey will save lives on our roadways;

Therefore, be it resolved that the Borough of Hawthorne declares it's support for the *Click It or Ticket* safety belt mobilization both locally and nationally from May 18 — May 31, 2009 and pledges to increase awareness of the mobilization and the benefits of safety belt use.

2. Mayor Goldberg presented a Proclamation for the “Parents Who Host Lose the Most”. School age parents will be receiving a letter signed by Mayor Goldberg, Superintendent Mooney, and Chief Scully. The letter is to remind parents that this is the season for proms and graduation parties and that they should not provide alcohol to minors or host a party where alcohol is being served. If they do, they stand a chance of facing severe penalties.

WHEREAS, adults who provide alcohol to those below the legal drinking age of 21 are placing those youth at risk for health, safety and legal problems, and

WHEREAS, alcohol use by young people is dangerous, not only because of the risks associated with acute impairment, but also because of the threat to their long-term development and well-being, and

WHEREAS, it is illegal to give or allow your teen’s friends to drink alcohol in your home, even with their parents’ permission, and

WHEREAS, anyone found guilty of providing alcohol to youth can face up to a \$1,000 fine and six months in jail, in addition to any civil action that can be brought as a result of damages or injury related to the offense, and

WHEREAS, adults have the authority and responsibility to our youth to provide them with alternative opportunities by creating alcohol free activities, and

WHEREAS, Drug-Free Action Alliance, through the “Parents Who Host, Lose The Most: Don’t be a party to teenage drinking” campaign provides the educational materials to raise community awareness regarding this illegal and unhealthy practice, and

WHEREAS, the Borough of Hawthorne encourages residents to refuse to provide alcoholic beverages to underage youth and to take the necessary steps to discourage the illegal and unhealthy practice, including the reporting of underage drinking by calling their local police, and

WHEREAS, be it resolved that the Borough of Hawthorne not only discourages the use of alcohol by those below the legal age of consumption but also exhorts all residents of Borough of Hawthorne to refuse to provide alcoholic beverages to those underage youth, and will continue to take the necessary steps to discourage this illegal and unhealthy activity.

NOW, THEREFORE BE IT RESOLVED, the Mayor and Council of the Borough of Hawthorne do hereby proclaim May to be:

PARENTS WHO HOST, LOSE THE MOST. “Don’t’ be a Party to Teenage Drinking”

3. Council President Bertollo and Mayor Goldberg visited the Pan Chemical site, 55 Westervelt Avenue. The property owners were told what was needed to clean and screen the property. An action plan will be given in Borough Attorney Pasquale’s report.
4. Borough Attorney Pasquale, Mayor Goldberg and Code Enforcement, Don Turner, visited the Congress Mills property. Mayor Goldberg instructed Mr. Turner to issue a property maintenance summons for violations.
5. The Council has a resolution for approval urging NJ Transit to reopen discussions on the Pan Chemical site for a commuter parking lot. This could be a win-win situation for the Borough and NJ Transit. Senator Girgenti has offered to host the meeting with NJ Transit in early June.
6. Mayor Goldberg has instructed Borough Attorney Pasquale to file a suit against K. Hovnanian for failure to abide by the developers agreement.
7. Thirty-five residents took advantage of the Sunday recycling center hours.

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

Director of Revenue and Finance Hewitt reported on the following:

1. Reminder that taxes are due by Monday, May 11th.

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

Mayor Goldberg called upon Borough Attorney Pasquale for his report.

Borough Attorney Pasquale reported on the following:

1. K. Hovnanian refuses to accept any responsibility for the damages to Mr. Rooney’s property, as well as residents of the Borough whose water heaters were impaired as a result of a faulty valve installed. On Friday, May 8th the suit will be filed.

2. Borough Attorney Pasquale is waiting to hear back from the Highview development, which has a settlement proposal with regard to Brockhuizen Lane. The issue is expected to be resolved within the next few weeks.
3. There are a significant number of tax appeals filed, both residential and commercial. They are being addressed on a case by case basis. Borough Attorney Pasquale, Tim Henderson and Bob McNerny have discussed and will attempt to settle as many cases as possible, making adjustments as necessary.
4. Borough Attorney Pasquale received a letter indicating the actions to be taken at the One Washington Site, which are based upon a meeting with Mayor Goldberg, Steve Braun, and Council President Bertollo. The actions are as follows:
 - a. The exterior of the building that is visible from Washington Avenue will be spray-painted. The color will be one that is mutually acceptable by the Borough and the owner. They are securing proposals and, weather permitting, expect by June 15th the work will be completed.
 - b. A maintenance program for landscaping will be implemented for weed and debris control so that the premises will be cleared on a weekly basis and weeds cut bi-weekly.
 - c. A covering will be placed over the existing fence along Washington Avenue to provide visual screening. The covering will be either be slats in the existing fence or a vinyl tarp similar to the enclosure at the tennis courts. The covering will give a visual screening of the property to commuters and residents.

The principals of the property, Mr. Cook and Mr. Berconte, have agreed to this in writing and understand the seriousness of the matter.

5. Borough Attorney Pasquale received a letter from BASF on the Arcadis situation, where they lowered the level of the grade along the river. BASF indicated that in 2007 the Department of Environmental Protection (DEP) granted a stream encroachment permit, expecting the grade to be maintained. BASF has told the contractor that if the grade is not restored, they will contact the DEP indicating that the permit has been violated. Borough Attorney Pasquale indicated that the Borough is pleased that BASF is involved on behalf of the current property owner, ensuring the original agreement remains in tact by restoring the grade for possible future use and preserve run off issues. BASF is a good corporate citizen.

That concludes Borough Attorney Pasquale's report.

Mayor Goldberg then called on Borough Engineer Boswell for his report.

Engineer Boswell reported on the following:

1. Punch list items for the drainage issues for 68 Tuxedo Avenue are currently being addressed.
2. The contractor has completed the installation of the curb at 394 Dixie Avenue.
3. An updated punch list for K-Hovnanian will be completed and submitted to Borough Attorney Pasquale for the suit filing on Friday.
4. HVAC for the municipal building-Reiner has prepared a work schedule, which was quoted to Borough Administrator Mauer and Joe Clementi. The work on the chilled

water pipe will begin on May 11th. The demolition of the old chiller, installation of the new chiller and control work will begin the week of May 18th.

5. Pump House Rehabilitation-Re-pointing work is completed, awaiting final quantities from the contractor.
6. The roof replacement will begin once the weather permits.
7. 2008 road projects- R14, a change order requested by the police department, will be presented for approval tonight. The change order was requested due to the proximity of Roosevelt School and the desire to have the paving completed on a Saturday. The milling and the raising of the manholes have been completed. The paving will be completed this Saturday, weather permitting. If it cannot be completed this Saturday, it will be completed at night. Three of the inlets collapsed during milling and will have to be reconstructed. One of them can be completed in-house by the DPW. The other two will need to be completed by the contractor since they are more extensive.
8. Soil samples from Kohler field were taken this Monday and have been submitted to Rutgers for analysis. One of the issues is that there should be 4 inches of topsoil. If eight or ten inches are down, more pooling and ponding will take place. The Borough has asked that padding be attached to some light stanchions, which are outside the safety area. Downes has contracted the geese police to get geese off the field and has begun to oil their eggs in an effort to get the field open and playable in the agreed upon timeframe.
9. SCADA system-Rapid Pump is working with Joe Clementi to try to resolve the communication problems.
10. Stream Bank Stabilization Project-A second request was sent for an historic landscape architect and the approximate fee. Borough Engineer Boswell is awaiting a response.
11. 2009 Road program has been combined with the 2009 Local Aid Street, which is Central Avenue and the Community Development Block Grant for handicap ramps. Plans have been sent to the Department of Transportation and Community Development for approval. Once approved, we will be ready to bid. We have also spoken to Shade Tree and will incorporate their feedback into the plan.
12. The chlorine conversion permit has been submitted to the DEP.
13. There have been no new submissions in regard to the Christian Health Care Center for both Wyckoff and Hawthorne.
14. The meeting with PSE&G for today has been postponed until tomorrow. We would like PSE&G to pay us and we will pave curb to crown. They would get the benefit of a lower price per ton and we would get the benefit of not paving the same thing twice.
15. Looked at the streets that were brought up by Councilman Matthews. The cracking on May Street is too wide and is not worth sealing, the street will need to be resurfaced. An item has been added to the 2009 road program for cracked ceiling repair of Lee Avenue, the municipal parking lot, and the ambulance corps parking lot. Borough Engineer Boswell will be getting a unit price to see how much linear feet there is and what has been budgeted. The Borough will decide what to do once the bids are in.

That concludes Engineer Boswell's report.

Mayor Goldberg then called on Borough Administrator Maurer for his report.

Borough Administrator Maurer reported on the following:

1. Pool membership letters went out today. Residents have been registered already because the application is available on the web site. The last two registration dates are May 27th and June 16th from 5:30 to 7:30 p.m. Registration for the recreation and tennis programs will also be held on those dates. We have registered one hundred thirty eight children for the recreation program and twenty six children for tennis.
2. Swine flu link (Center for Disease Control) is on the web site: www.hawthornenj.org.
3. Borough Board of Health will be meeting with county health officials on May 12th regarding a possible inter-local agreement on health services. This follows an earlier meeting involving the health staff. Borough Administration will have a recommendation for Council at the next meeting on how to proceed.
4. On April 21st, the water utilities south station was hit by lightning. Some equipment was affected. To date, we have spent \$4,700 on repairs to get back to minimal operation. An additional \$27,000 is needed for repairs. A claim has been submitted to JIF, with the expectation to get some money back. Staff has taken necessary steps to ensure SCADA is operating and when necessary, have monitored manually.
5. Our membership in the JIF also gives us membership into the Environmental Joint Insurance Fund. They have set up a Sustainable Energy Meeting, which is a cooperative effort among municipalities. One project may be aggregation and joint purchasing of electricity and natural gas, which would save money and allow for purchasing from renewable sources. Information has been disseminated to the Council. Borough Administrator Maurer will be attending a meeting next week, held in conjunction with the monthly JIF meeting. Elected officials are invited to attend. Administrator Maurer will report back to Council either way.
6. Annual rabies clinic will be held next Tuesday, May 12th from 6:00 to 8:00 p.m. at the back of the police garage.
7. The water utilities annual drinking water quality report has been mailed out. If additional copies are needed, it is available on web site.
8. The Census bureau will have workers in town from now until June, verifying addresses. All workers should have identification. Additional information is available on the web site.
9. No response received yet from Verizon on a peg channel. Follow up will be made to ensure the request proceeds ahead. Administrator Maurer will be gathering site contact information for FIOS drops at public buildings.
10. An additional comment on Kohler field issue-Field is not playable yet, targeting June 1st for opening day.
11. The Department of Transportation will be repaving Route 208, which will begin May 20th. There will be night lane closures that residents should be aware of.

This concludes Administrator Maurer's report.

Council President Bertollo asked if there were any questions. Councilman Wojtecki asked about Kohler field and the unevenness. Borough Engineer Boswell confirmed there are areas that are uneven, which will be filled.

Councilman Wojtecki thanked Joe Clementi, the DPW staff and Administration for their assistance in the eight-acre wood clean up. He also thanked the Mayor for allowing the project to take place.

Councilman Wojtecki thanked the road department for the patching of May Street. The street was patched from Cedar Avenue, straight down the center to Wagaraw Avenue.

R10 is in support of the Sustainability Jersey Wal-Mart grant. Councilman Wojtecki encouraged Council to support it.

Councilman Wojtecki thanked Officers Knepper, Geier, Spohn and King for their work on the Junior Police Academy. This Saturday they will be shooting at the range.

Thank you for the Hawthorne Ambulance Corp for allowing the tour for St. Anthony Cub Pack #30.

Councilman Matthews asked if it is typical to have Public Service change their minds in what they will pave. Borough Engineer Boswell indicated that an ordinance is needed to force them to do what the Borough requests. The agreement has always been curb to crown and should be in writing. There is currently no written agreement. Once an ordinance is in place, there will be a standard that they can be held to.

Councilman Mele inquired about the last fitting with the pool. Borough Engineer Boswell indicated that the vendor will be coming up this week or next. A report will be available at the next meeting.

Council President Bertollo inquired about the painting and screening for One Washington Place. Both will be completed by June 15th. Councilman Wojtecki asked if anything was being done for the train side of the building. Council President Bertollo indicated that nothing was being done right now, however the owners are very receptive and are working with the Borough on doing what is asked.

Council President Bertollo brought up the issue of the work being done on Van Winkle Avenue and the confusion that was caused after school due to street closings causing buses to be re-routed. Superintendent Mooney would have sent out a message via Connect Ed if he had been aware of the situation. Borough Engineer Boswell ensured that it would not happen again.

Council President Bertollo asked Borough Engineer Boswell to verify which deck on Route 208 was being repaired, the one over Goffle Road or Lafayette Avenue.

Council President Bertollo requested that Administrator Maurer inform him when Tyco brings the dog down to Kohler field so he may see the process.

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

ORDINANCES AND RESOLUTIONS

Ordinance No. 1978-09 for Introduction

AN ORDINANCE TO AMEND CHAPTER 54 OF THE CODE OF THE BOROUGH OF HAWTHORNE, SHADE TREE COMMISSION, AND CHAPTER 174, SHADE TREES, SO AS TO INCREASE THE MEMBERSHIP OF THE COMMISSION AND TO MODIFY VARIOUS SECTIONS OF THE LEGISLATION REGULATING SHADE TREES

BE IT RESOLVED, that Ordinance No. 1978-09 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 June 3, 2009, and at said time and place all persons interested will be given an opportunity to be heard concerning the same, and the Clerk is hereby authorized and directed to publish said ordinance in the Hawthorne Press once, at least one week prior to said hearing, with a notice of its introduction and of the time and place, when and where said ordinance would be considered for final passage.

Council President Bertollo entertained a motion to approve introduction, moved by Councilman Sinning, seconded by Councilman Matthews. Borough Attorney Pasquale indicated that this is a first step in dealing with the Ordinance. The Ordinance Committee will be meeting with the Shade Tree Commission with the main goal being to add more membership to the Commission. On roll call all voted yes.

Ordinance No. 1979-09 was tabled. The Ordinance Committee will review further.

Ordinance No. 1980-09 for Introduction

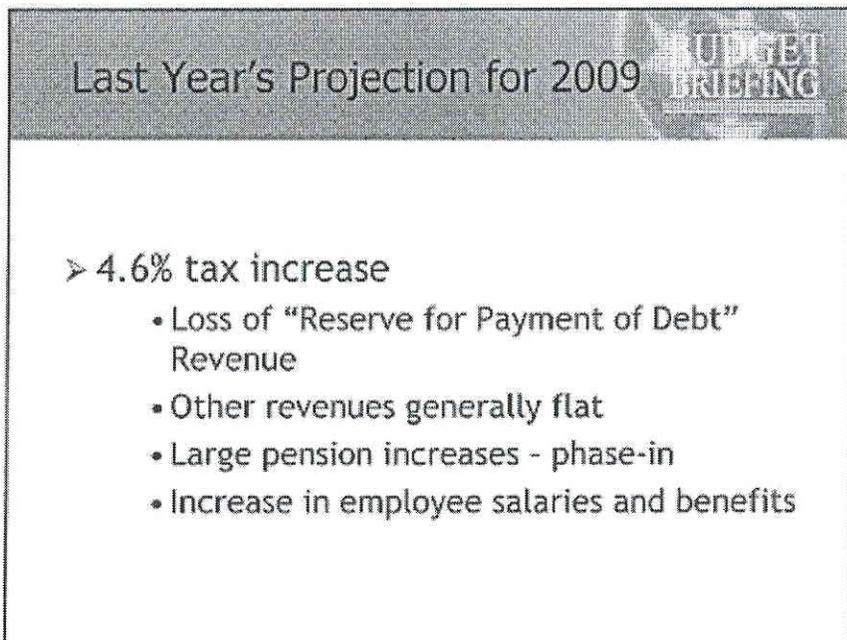
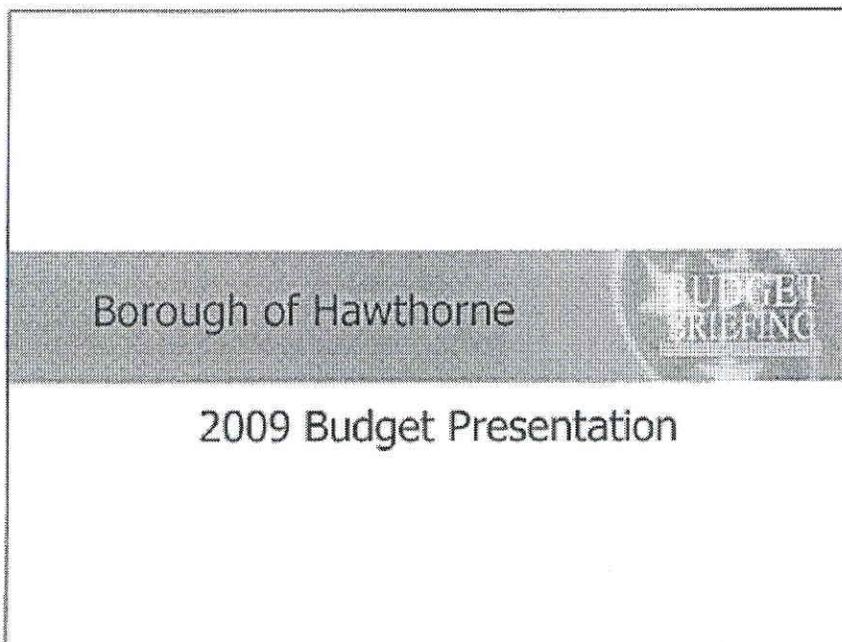
AN ORDINANCE AUTHORIZING ADDITIONAL 1% INCREASE IN THE PERMITTED BUDGET CAP APPROPRIATION AS PERMITTED BY THE LOCAL GOVERNMENT CAP LAW.

BE IT RESOLVED, that Ordinance No. 1980-09 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 June 3, 2009, and at said time and place all persons interested will be given an opportunity to be heard concerning the same, and the Clerk is hereby authorized and directed to publish said ordinance in the Hawthorne Press once, at least one week prior to said hearing, with a notice of its introduction and of the time and place, when and where said ordinance would be considered for final passage.

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

NEW BUSINESS

B-1 Presentation of the budget



Challenges for 2009 Budget

BUDGET
BRIBING

- 185,000 Reduction in Revenue -
"Reserve for Payment of Debt"
- 279,578 Increase in State Pension Payments
- 255,546 Increase in Salaries
- 203,976 Reduction in State Aid - Unanticipated

These four items alone would increase taxes 7.5 cents or 8.3%

Challenges for 2009 Budget

BUDGET
BRIBING

- Maintain surplus regeneration for future years, without using more surplus than can be regenerated
- Minimize deferral of costs into future years (by borrowing, failing to fund liabilities, etc.)
- Maintain desired level of municipal services (current and future)

Budget Process for 2009

BUDGET
RIDING

Zero Based Budgeting (ZBB)

- All Departments' Budgets built from zero

Review by Administration

- Administrative budget hearings in November
- Tweaking of budgets by Administration based on review
- Budget documentation submitted to Council and Finance Committee utilizing new format

Review by Council Finance Committee

- Cooperative review with Administration
- All departments and boards given opportunity to meet with the committee

Revisions made to bring tax increase to 5.9%

Introduction

Public Hearing and Adoption

Key Budget Points

Total Budget: \$17,933,059

BUDGET
RIDING

Revenues:

- Court revenues higher than projected (and higher than 2006 actuals)
- Significant Reduction in "Reserve for Payment of Debt"
- Significant Reduction in Other Non-Recurring Revenues
- State Aid Reduced 10%

Key Budget Points

Total Budget: \$17,933,059

BUDGET
BRIEFING

Appropriations:

- Pension Costs up \$280,000 (or 50%)
- Lower landfill tipping fees - \$33,000
- Increase of Salaries - \$255,000
- Reduction in Miscellaneous Other Expense - \$116,000

Key Budget Points

Total Budget: \$17,933,059

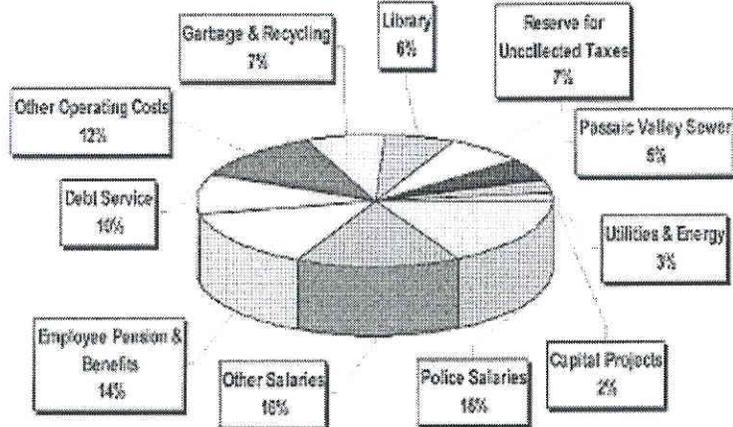
BUDGET
BRIEFING

Capital:

- \$222,000 Smaller capital items funded from surplus rather than taxes or borrowing
 - Partial roof and HVAC Improvements for the Municipal Building & Truck Washing Station
- \$500,000 for Washington Avenue Drainage Improvements
- \$300,000 for Road Improvements

2009 BUDGET APPROPRIATIONS

UNION
BOROUGH



Municipal Tax Impact

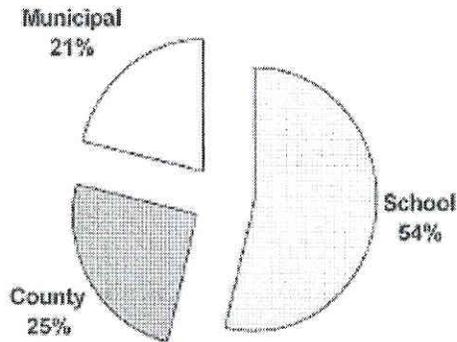
UNION
BOROUGH

\$ Increase for the Average Home
Assessed at \$182,000
= \$98

\$ Increase per each \$100,000 of
Assessed Value
= \$54

Distribution of Hawthorne Property Taxes

BUDGET
BRIEFING



Breakdown of Average 2009 Tax Bill

BUDGET
BRIEFING

| | |
|--------------------|----------------|
| School | \$4,399 |
| County (estimated) | \$2,071 |
| Municipal | \$1,754 |
| Total | \$8,224 |

Services Funded From Municipal Taxes

BUDGET BRIEFING

- Police
- Library
- Garbage, Recycling, Leaf Pick-up
- Sewer Service
- Road Maintenance
 - Cleaning*Snow Plowing*Traffic Lights*Street Lights
- Fire and Ambulance Service
 - Budget Supports Volunteer Services
- Recreation
- Shade Tree
- Code Enforcement
- Court

Municipal Tax Bill for the Average Home Assessed at \$182,000
 Per Year: \$1,754 Per Month: \$146

Four-Year Budget Projection

BUDGET BRIEFING

| | 2009 Proposed | 2009 | 2010 | 2011 |
|--------------|------------------|------------|------------|------------|
| Total Budget | 17,933,059 | 18,376,824 | 19,027,824 | 19,792,824 |
| Tax Levy | 11,889,342 | 12,669,330 | 13,406,000 | 14,134,000 |
| Tax Rate | 0.964 | 1.022 | 1.080 | 1.137 |
| Increase | 5.9% | 6.0% | 5.7% | 5.3% |

Councilman Matthews, Chairman of the Finance Committee, indicated that the budgeting process was a joint effort between the Administration and each department. All department heads made the adjustments that were asked. The most challenging task was to develop a budget within the four percent spending cap that the state has imposed along with lower state funding. The Borough has included the pension obligation although the state has given permission to put

the expense off to a future date. The Borough believes it is more fiscally responsible to keep payments steady and pay as you go rather than mortgaging the future. The Borough has increased the bond rating from A2 to A1. The only way to accomplish this is by providing steady, stable budgets for a number of years and continuing to do so. Additionally, the budget ensures there is enough surplus each year so it can be used responsibly and can re-generate additional funds for the upcoming year. The budget was increased to a minimum but provides funding for the departments to do what is necessary without overburdening the taxpayers. Next year, the Borough should be in good shape, but there will be some challenges. There are few contracts that will need to be re-negotiated; garbage collection, garbage disposal, and recycling disposal. Councilman Matthews asked the Council to review the budget and get back to the Finance Committee with comments and/or changes. The Finance Committee will continue to meet every Monday until budget has been adopted. There are some salary items and future revenue projections that may need enhancing. Councilman Matthews would like to thank the Finance Committee and the Administration for all their hard work.

Mr. Jeff Bliss, Borough Auditor, was asked to comment on the budget. Mr. Bliss indicated that budget is fiscally sound and preserves the surplus. We are approximately \$900,000 under spending and \$120,000 below the tax levy. The pressures on the budget are on both sides. Revenues are approximately \$300,000 less than last year while spending increased a little over two percent. The budget complies with all the state statutes.

Council President Bertollo entertained a motion to introduce B-1, 2009 Municipal Budget, moved by Councilman Wojtecki, seconded by Councilman Matthews. On roll call, all said yes.

Councilman Wojtecki indicated that layoffs were not an option but we still needed to stay within the four percent cap. The budget is \$150,000 under the cap. Every department was held accountable for their spending. Zero based budgeting, which is starting the budget at zero and building up from there, was effective. The Finance Committee has been meeting every Monday afternoon with each department head, going over line by line. The reserve has been maintained and provides the Borough with a cushion. In the past, Administrations have utilized the surplus until it was almost depleted. Councilman Wojtecki would like to thank Mayor Goldberg, Borough Administrator Maurer, and Director of Revenue and Finance Hewitt for all of their hard work.

Council President Bertollo indicated he feels very comfortable with the budget, particularly given the economy. He would like to thank the department heads. All sessions were very productive and he is pleased that we are not indebting ourselves in the future. Council President Bertollo indicated that if any council member would like to be part of the Finance Committee or come before the committee with comments, they are welcome to do so.

Discussion continued with Councilpersons Bennett, English, Mele and Sinning all expressing their gratitude to the Finance Committee, the Administration and Finance for their work on the budget.

NEW BUSINESS

Council President Bertollo congratulated Hawthorne’s latest Eagle Scout, Steven Bohny. He would like to compliment the Girl and Boy Scout leaders for the work they do for the children of Hawthorne.

CONSENT AGENDA – R-1-R-7 and R-9-R14

R-1 Resolution, Introduced by Councilman Wojtecki

Resolved: To ratify the actions of the Municipal Council of the Borough of Hawthorne payroll dated April 24, 2009.

| | Check # | |
|--|---------|---------------|
| CURRENT FUND | 53640 | \$314,085.77 |
| WATER OPERATING FUND | 14831 | \$38,570.25 |
| OTHER TRUST II FUND | 6540 | \$18,828.92 |
| | | <hr/> |
| TOTAL PAYROLL | | \$ 371,484.94 |
| | | <hr/> |
| CURRENT OPERATING FUND TO PAYROLL/FICA | 53550 | \$19,638.03 |
| | | <hr/> |
| TOTAL FICA | | \$19,638.03 |
| | | <hr/> |

R-2 Resolution, Introduced by Councilman Wojtecki

WHEREAS: Tax Sale Certificate #2007-02 was sold on June 19, 2007 in the amount of \$8,052.25 on Block 22 Lot 2 then assessed to Peter Grillo and said lien was originally purchased by Crusader Lien Services, 179 Washington Lane, Jenkintown, PA 19046, and

WHEREAS: said lien was redeemed on April 14, 2009 in the amount of \$19,920.04, said lien holder is entitled to a refund including the amount of the lien \$8,052.25, search and recording fee of \$52.00, penalty of \$322.09, subsequent Taxes of \$9,490.54 and interest of \$2,003.16 for a total of \$19,920.04, 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 Crusader Lien Services in the amount of \$19,920.04 to reimburse the lien holder for the lien, fees penalty, subsequent and interest and a check from the Other Trust I account in the amount of \$10,500.00 for the Premium paid.

R-3 Resolution, Introduced by Councilman Wojtecki

WHEREAS: There was a Veteran who filed for a deduction in the Tax Assessor's office after the close of the Assessor's book, and

Whereas: He was entitled to receive the deduction for 2008,

THEREFORE, BE IT RESOLVED: By the Municipal Council of the Borough of Hawthorne that the Treasurer be authorized to issue a check to the taxpayer listed below:

VETERANS OR WIDOWS DEDUCTION

| <u>BLOCK & LOT</u> | <u>NAME</u> | <u>ADDRESS</u> | <u>AMOUNT</u> |
|------------------------|----------------|--------------------|---------------|
| 88/41 | Stephen Whelan | 47 Metro Vista Dr. | \$250.00 |

R-4 Resolution, Introduced by Councilman Wojtecki

WHEREAS, there exists a need for engineering services for the design phase of the 2009 Road Improvement Program in the Borough of Hawthorne at a cost not to exceed \$67,400.00.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that Boswell Engineering be awarded a contract in the amount not to exceed \$67,400.00, and that the Mayor and Municipal Clerk be directed and authorized to enter into and execute a contract, in a form approved by the Borough Attorney subject to certification by the Chief Financial Officer.

R-5 Resolution, Introduced by Councilman Wojtecki

WHEREAS, there exists a need for engineering services for the design phase of the 2009 NJDOT Improvements to Central Avenue in the Borough of Hawthorne at a cost not to exceed \$21,500.00.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that Boswell Engineering be awarded a contract in the amount not to exceed \$21,500.00, and that the Mayor and Municipal Clerk be directed and authorized to enter into and execute a contract, in a form approved by the Borough Attorney subject to certification by the Chief Financial Officer.

R-6 Resolution, Introduced by Councilman Wojtecki

WHEREAS, there exists a need for engineering services for the design phase of the 2009 Community Development Block Grant Program, Handicap Street Ramps in the Borough of Hawthorne at a cost not to exceed \$12,500.00.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that Boswell Engineering be awarded a contract in the amount not to exceed \$12,500.00, and that the Mayor and Municipal Clerk be directed and authorized to enter into and execute a contract, in a form approved by the Borough Attorney subject to certification by the Chief Financial Officer.

R-7 Resolution, Introduced by Councilman Wojtecki

WHEREAS, an interfund in the amount of \$22.50 was created by a payment error between the Assessment Trust Fund Account and the Water Operating Fund Account.

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 \$22.50 from the Assessment Trust Fund Account to the Water Operating Fund Account.

R-9 Resolution, Introduced by Councilman Wojtecki

TAX REIMBURSEMENT CERTIFICATION

WHEREAS, The Recycling Enhancement Act, P.L.2007, chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, There is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility; and

WHEREAS, Whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant moneys received by the municipality shall be expended only for its recycling program; and

NOW THEREFORE BE IT RESOLVED by the Borough of Hawthorne that the Borough of Hawthorne hereby certifies a submission of expenditure for taxes paid pursuant to P.L.2007, chapter 311, in 2008 in the amount of \$13,867.59. Documentation supporting this submission is available at 445 Lafayette Avenue, Hawthorne, New Jersey 07506 and shall be maintained for no less than five years from this date.

R-10 Resolution, Introduced by Councilman Wojtecki

Resolution of Support from Local Governing Body Authorizing the Sustainable Jersey™ Grant funded by Wal-Mart

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, the Borough of Hawthorne strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

WHEREAS, the Borough of Hawthorne is participating in the Sustainable Jersey Program; and

WHEREAS, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues, and they have created a grant program called the Sustainable Jersey Small Grants funded by Wal-Mart; and

WHEREAS, the Hawthorne Environmental Commission has recommended that the Borough apply for a grant to fund a project that would encourage residents to drink tap water from re-usable containers rather than drinking bottled water; and

WHEREAS, the Borough Council of the Borough of Hawthorne has determined that the Borough should apply for the aforementioned Grant;

THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Hawthorne, State of New Jersey, authorizes the submission of an application to Sustainable Jersey for a \$25,000 Sustainable Jersey Small Grant funded by Wal-Mart to fund a project that would encourage residents to drink tap water from re-usable containers rather than drinking bottled water.

R-11 Resolution, Introduced by Councilman Wojtecki

Whereas, The Hawthorne Train station of New Jersey Transit has suffered from inadequate commuter parking for decades, and:

Whereas, The lack of commuter parking has been a cause for resident inconvenience and complaints for many year, and:

Whereas, New Jersey Transit has acknowledged the lack of commuter parking in Hawthorne, and:

Whereas, New Jersey Transit, despite complaints from elected officials, neighboring residents and commuters alike, has failed for decades to address parking concerns for its train passengers who board their trains in Hawthorne, and:

Whereas, New Jersey Transit has allowed the existing, substantially undersized parking area it owns in Hawthorne to fall into a state of significant disrepair, only adding to the need for significant improvements in Hawthorne; and

Whereas: There now exists an opportunity for New Jersey Transit to work with the Borough and the owners of the former Pan Chemical Corp site, located at One Washington Avenue, immediately adjacent to the train station, to create additional commuter parking to service Hawthorne's train station commuters and at the same time bring relief to area residents, and:

Whereas: According to a review of the North Jersey Transportation Planning Authority's Transportation Improvement Plan, New Jersey Transit is expending hundreds of millions of dollars to expand commuter parking and train access in a number of location in New Jersey, and;

Whereas: New Jersey Transit's recent expenditures to upgrade commuter parking and station upgrades include the following:

- \$800 million to bring rail service back to the Northern Branch in Bergen County which will create as many as 10 train stations;
- \$2.9 million for parking improvements in Edison and South Amboy;
- \$4.8 million to improve Ridgewood's Train Station
- \$26. 4 million for parking and other upgrades at various train stations including Morristown, Elizabeth and Wood-Ridge, and;

Whereas; New Jersey Transit's investment in new commuter parking in Hawthorne is long overdue; and

Whereas: The Creation of a new commuter parking lot in Hawthorne will relieve the Borough of the burden of providing on-street parking for NJ Transit commuters and will likely increase rail ridership,

Now Therefore Be it Resolved: that the Mayor and Council of the Borough of Hawthorne demand equal treatment from New Jersey Transit for Borough residents and commuters who use the Hawthorne train station, and;

Be it Further Resolved, that the Mayor and Council of the Borough of Hawthorne request New Jersey Transit begin immediate discussions with the Mayor, and other borough officials, together with the owner of the property in question regarding construction of a commuter train parking facility to alleviate the parking headaches caused by the lack of commuter parking in Hawthorne, and;

Be it Further Resolved, that a copy this resolution and a letter from Mayor Goldberg be sent to the State Senator John Girgenti and Assemblywomen Nellie Pou and Eleese Evans asking for their help to resolve this commuter parking matter.

R-12 Resolution, Introduced by Councilman Wojtecki

WHEREAS, Legislation has been introduced providing for in-state tuition rates for illegal immigrants living in the State of New Jersey; and

WHEREAS, the subsidy allowing for reduced tuition rates for residents of the State of New Jersey comes from taxpaying citizens of the State of New Jersey, already overburdened in so many ways; and

WHEREAS, by offering in-state tuition rates to illegal immigrants in the State of New Jersey, educational opportunities will be taken from legal residents from taxpaying families; and

WHEREAS, the burdens faced by New Jersey residents in these difficult economic times are significant and any education subsidy should be offered to those residents who are shouldering their share of the tax burden and not those living in this country illegally and not contributing to the tax base;

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Hawthorne that it opposes any Legislation offering in-state tuition rates to illegal immigrants living in the State of New Jersey; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Senator Girgenti and Assemblywomen Pou and Evans.

R-13 Resolution, Introduced by Councilman Wojtecki

RESOLUTION AUTHORIZING AN APPLICATION TO THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR FEDERAL TRANSPORTATION ENHANCEMENT FUNDS FOR STREETScape IMPROVEMENTS AT THE INTERSECTION OF DIAMOND BRIDGE AVENUE AND LAFYETTE AVENUE

WHEREAS, the New Jersey Department of Transportation, using funding from the federal government's American Recovery and Reinvestment Act, is offering Transportation Enhancement grants to local governments; and

WHEREAS, the Borough of Hawthorne has identified streetscape improvements at the intersection of Diamond Bridge Avenue and Lafayette Avenue as a project eligible for this funding that would be beneficial to the Borough by improving the aesthetics of downtown Hawthorne, making the area more pedestrian-friendly, assisting in retention and expansion of business; and

WHEREAS, the Borough Engineer has estimates the cost of construction of streetscape improvements on Diamond Bridge Avenue from Grand Avenue to Arlington Avenue and on Lafayette Avenue from Cedar Avenue to Jefferson Place to be \$900,000.00; and

WHEREAS, the New Jersey Department of Transportation is seeking a twenty-year local commitment for maintenance of improvements constructed with Transportation Enhancement funds; and

WHEREAS, the Borough Administrator and the Director of the Department of Public Works have reviewed the project plans and determined that Borough is able to maintain the facilities proposed for installation with this project; and

WHEREAS, engineering costs for design and construction of this project can be made available as part of the Borough's annual Road Program;

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Hawthorne as follows:

- 1) That the Borough Administrator is hereby authorized to submit a Transportation Enhancement grant application in the amount of \$900,000.00 for Diamond Bridge and Lafayette Streetscape Improvements to the New Jersey Department of Transportation.
- 2) That the Borough Council expresses its wholehearted support for this project in light of the expected benefits of economic development and making the Borough more pedestrian-friendly.
- 3) That the Borough intends to fund engineering and other "soft" costs for the project.
- 4) That the Borough commits to maintenance of the completed project for a period of no less than twenty (20) years.

R-14 Resolution, Introduced by Councilman Wojtecki

WHEREAS, the Borough of Hawthorne has heretofore entered into a contract with Smith-Sondy Construction Co. for Improvements to Van Winkle Avenue in the Borough of Hawthorne authorized by Ordinance #1938-08, and,

WHEREAS, and Boswell Engineering has recommended approval of the following change order:

Change Order No. 2

| | |
|---|------------|
| Traffic concerns in school area, Saturday premium | \$8,500.00 |
|---|------------|

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that the above-cited Change Order No. 2 increasing the amount of the payment required under said contract by the sum of \$8,500.00 shall be and hereby is approved, and the Mayor and Borough Clerk are hereby authorized and directed to execute the same for and on behalf of the Borough of Hawthorne.

Council President Bertollo entertained a motion to approve Resolutions R-1 through R-7 and R-9 through R-14, moved by Councilman Wojtecki, seconded by Councilwoman English. Council President Bertollo commented on R11 and indicated that he was contacted by Senator Girgenti, who has set up a meeting with the Commissioner of New Jersey Transit for the end of May or

early June. The Borough deserves a better station and the Council will ensure we get one. On roll call, all voted yes.

OFF CONSENT AGENDA – R-8

R-8 Resolution Introduced by Councilman Matthews

WHEREAS, an emergency has arisen with respect to the amounts allocated in the 2009 Temporary Operating Budget and/or the 2009 Temporary Water Operating Budget other expenses due to the permanent budget not yet being adopted, and the 2009 temporary appropriations are inadequate to provide for these expenses for the aforesaid reason; and

WHEREAS, the total emergency temporary resolutions adopted in the year 2009 pursuant to the provision of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$4,231,252.00.

NOW, THEREFORE, BE IT RESOLVED, by Municipal Council of the Borough of Hawthorne (not less than two-thirds of the members thereof affirmatively concurring) that in accordance with N.J.S.A. 40A:4-20:

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

| | |
|--------------------------|------------|
| Administration | |
| Salaries & Wages | 16,600.00 |
| Mayor/Council | |
| Salaries & Wages | 4,500.00 |
| Municipal Clerk | |
| Salaries & Wages | 9,800.00 |
| Financial Administration | |
| Salaries & Wages | 16,700.00 |
| Revenue Collection | |
| Salaries & Wages | 7,800.00 |
| Tax Assessor | |
| Salaries & Wages | 8,800.00 |
| Legal Services | |
| Salaries & Wages | 4,300.00 |
| Planning Board | |
| Salaries & Wages | 2,500.00 |
| Zoning Board | |
| Salaries & Wages | 2,300.00 |
| Construction Code | |
| Salaries & Wages | 17,900.00 |
| Code Enforcement | |
| Salaries & Wages | 4,400.00 |
| Uniformed Police | |
| Salaries & Wages | 391,800.00 |

| | |
|-----------------------|------------|
| Police Dispatchers | |
| Salaries & Wages | 12,800.00 |
| Fire Safety | |
| Salaries & Wages | 12,000.00 |
| Prosecutor | |
| Salaries & Wages | 2,100.00 |
| Streets & Roads | |
| Salaries & Wages | 23,000.00 |
| Shade Tree | |
| Salaries & Wages | 1,500.00 |
| Sewer System | |
| Salaries & Wages | 16,000.00 |
| Recycling | |
| Salaries & Wages | 17,200.00 |
| Board of Health | |
| Salaries & Wages | 12,700.00 |
| Free Public Library | |
| Salaries & Wages | 30,900.00 |
| Municipal Court | |
| Salaries & Wages | 10,800.00 |
| Public Defender | |
| Salaries & Wages | 300.00 |
| Legal Expenses | |
| Other Expenses | 10,000.00 |
| Engineering | 15,000.00 |
| Group Insurance | 150,000.00 |
| Streets & Roads | |
| Other Expenses | 10,000.00 |
| Shade Tree | |
| Other Expenses | 10,000.00 |
| Sewer System | |
| Other Expenses | 10,000.00 |
| Recycling | |
| Other Expenses | 30,000.00 |
| Garbage Pickup | 60,000.00 |
| DPW Administration | |
| Other Expenses | 6,000.00 |
| Board of Recreation | |
| Other Expenses | 5,000.00 |
| Maintenance of Fields | 4,000.00 |
| Electric & Gas | 20,000.00 |
| Street Lighting | 10,000.00 |
| Tipping Fees | 25,000.00 |
| Statutory Expenses | |
| Social Security | 25,000.00 |

WATER OPERATING

| | |
|------------------|------------|
| Salaries & Wages | 114,100.00 |
| Other Expenses | 50,000.00 |

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

REPORTS OF SPECIAL COUNCIL COMMITTEES

Councilman Wojtecki

Environmental Commission meeting will be on Thursday, May 14th.

Councilman Sinning

The Ordinance Committee met on May 5th. The code book, with the exception of zoning, should be finished within six to eight weeks.

Councilman Matthews

Finance Committee will continue to meet each week as needed to review comments and modify the final budget draft as allowable.

The Planning Board met on May 5th. Various certificates of compliance were heard and most were approved. The Board also reviewed the Borough's COAH plan, which should be forwarded to Council soon.

Chamber of Commerce is waiting on final vendor commitments before a meeting is scheduled with the Borough to present the plan for the farmer's market. The meeting should be occurring in the next few weeks since the projected start is June 28th.

Councilman Mele

Municipal Alliance had eighty-five senior citizens attend the Hawthorne High School play and is looking to interact more with the seniors.

Attended a laser jam at the Boys and Girls Club. Approximately two hundred children attended.

Project Pride is moving ahead. Councilman Mele wants to thank the Administration for keeping the streets clean in Hawthorne.

Councilwoman English

Hawthorne Day Committee surveyed the pool property to begin staging areas where food, entertainment, etc. will be for the day.

May 12th there will be a rabies clinic.

Councilwoman English will attend a Board of Health meeting for the inter-local services.

Mayor Goldberg indicated that to get a rabies shot, you must have a valid dog license.

Councilman Bennett

No additional details to report.

Council President Bertollo

May 12th is the Junior Police Academy graduation at the Boys and Girls Club at 7:00 p.m.

R.O.A.R. graduation for Washington School is Friday, May 8th at 1:30 p.m.

Council President Bertollo wants to thank Joe Clementi, Administrator Maurer and Mayor Goldberg on the Project Pride initiative. There are many facets of what the Borough wants to accomplish. This week showed great progress.

CORRESPONDENCE

SOL-1-The Wm. B. Mawhinney VFW Post #1593 has requested permission to solicit on a public street from Saturday, May 11 through Saturday 23, 2009 (except Sundays) from 8:00 a.m. until 5:00 p.m.

Council President Bertollo entertained a motion to approve SOL-1, moved by Councilman Sinning, seconded by Councilwoman English. On roll call, all voted yes.

MISCELLANEOUS

RL-1 The Hawthorne Volunteer Fire Department has requested permission to conduct an off premise merchandise raffle on Saturday, September 26, 2009 at the Hawthorne Pool Complex, May Street and Wagaraw Road.

Council President Bertollo entertained a motion to approve RL-1, moved by Councilman Wojtecki, seconded by Councilman Matthews. On roll call, all voted yes.

BILLS

Bill list

| <u>Date</u> | <u>Vendor</u> | <u>Check #</u> | <u>Amount</u> | <u>Appropriation</u> | <u>Description</u> |
|-------------------------|-----------------|----------------|---------------|----------------------|--------------------|
| 04/23/09 | PAYROLL ACCOUNT | 53640 | 314085.77 | MUNI COURT | PAYROLL #9 |
| 04/23/09 | PAYROLL ACCOUNT | 53641 | 19638.03 | SOCIAL SECURITY | PAYROLL #9 |
| Total Bill List: | | 333723.80 | | | |

Bill list *Current*

| <u>Date</u> | <u>Vendor</u> | <u>Check #</u> | <u>Amount</u> | <u>Appropriation</u> | <u>Description</u> |
|-------------|--------------------------|----------------|---------------|--------------------------|----------------------------|
| 05/06/09 | A T & T | 53642 | 44.85 | TELEPHONE CHARGES | FIRE LONG DIST TO 3/28/09 |
| 05/06/09 | A-VAN ELECTRICAL | 53643 | 758.62 | SEWER SYSTEM O/E | MISC. PARTS & SUPPLIES - |
| 05/06/09 | AAA EMERGENCY SUPPLY CO | 53644 | 2089.01 | VEHICLE MAINT FIRE DEPT | SCOTT SCBA REPAIRS |
| 05/06/09 | AMERICAN HOSE CO INC | 53645 | 596.94 | SEWER SYSTEM O/E | 3 HOSES - SOUTH STATION |
| 05/06/09 | AMERICAN TRAFFIC & | 53646 | 114.75 | STREETS & ROADS O/E | METAL ROAD SIGN |
| 05/06/09 | BARCIA BROS FENCE CO INC | 53647 | 140.00 | MAINTEN OF PARKS | MISC. PARTS FOR FENCE |
| 05/06/09 | BAUDVILLE | 53648 | 173.68 | FIRE DEPT O/E | CHOCOLATES-THANK YOU THEME |
| 05/06/09 | BEACHSTONE SEPTIC | 53649 | 80.00 | BOARD OF REC | 4/09 PORTA POTTY FRANKLIN |
| 05/06/09 | BILL FOX CO, LLC | 53650 | 1324.50 | FIRE DEPT O/E | BADGES |
| 05/06/09 | EOANJ | 53651 | 75.00 | CONST CODE O/E | 2009 MEMBERSHIP DUES |
| 05/06/09 | BOB'S TIRES & WHEELS INC | 53652 | 178.00 | VEHICLE MAINT POLICE | TIRES - CAR 35 |
| 05/06/09 | BOSWELL ENGINEERING, INC | 53653 | 12729.43 | ENGINEERING SERVICES O/E | INV 39947:HW-101/GENL |
| 05/06/09 | BPMIA | 53654 | 300.00 | CONST CODE O/E | 2009 BPMIA DUES |
| 05/06/09 | BRAEN STONE INDUSTRIES, | 53655 | 1706.14 | STREETS & ROADS O/E | MISC. SUPPLIES FOR ROADS |
| 05/06/09 | BROADLINE ID SOLUTIONS | 53656 | 74.95 | MUNICIPAL CLERK O/E | PRE-INKED BORO STAMP |
| 05/06/09 | CARL MOTTOLA | 53657 | 103.40 | UNIFORM FIRE SAFETY O/E | 4/09 MILEAGE REIMBURSEMENT |
| 05/06/09 | CARROLL NET, INC. | 53658 | 51.00 | POLICE DEPT O/E | REGISTER DOMAIN |
| 05/06/09 | CHIEF FIRE EQUIP CO | 53659 | 161.25 | POLICE DEPT O/E | REFILL FIRE EXT |
| 05/06/09 | CHIEF SUPPLY CORP. | 53660 | 3046.30 | FIRE DEPT O/E | BOOTS |
| 05/06/09 | CITY OF PATERSON | 53661 | 9972.00 | BOARD OF HEALTH | HEALTH SVC CONTRACT |
| 05/06/09 | COACHMAN INT'L TOURS INC | 53662 | 1575.00 | BOARD OF REC O/E | HAWTHORNE SENIORS - |
| 05/06/09 | CONTROL SCREENING, LLC | 53663 | 3723.00 | POLICE DEPT O/E | WALKTHROUGH METAL DETECTOR |
| 05/06/09 | COUNTY OF BERGEN | 53664 | 80.00 | FIRE DEPT O/E | TEST PREP - J VANEK |
| 05/06/09 | COUNTY OF PASSAIC | 53665 | 3401096.36 | COUNTY TAX | 2QTR2009 COUNTY TAX |
| 05/06/09 | COUNTY OF PASSAIC-OPEN | 53666 | 68961.57 | OPEN SPACE TAX | 2QTR09 OPEN SPACE TAX |
| 05/06/09 | CURRY PRINTERS | 53667 | 320.00 | ENVIRONMENTAL COMMITTEE | CEL-EARTH-BRATION SIGNS |
| 05/06/09 | DON'S AUTO REPAIR | 53668 | 276.00 | VEHICLE MAINT UFS | VEHICLE 61 - BATTERY |
| 05/06/09 | DRAEGER SAFETY | 53669 | 142.00 | POLICE DEPT O/E | CERTIFICATION SIMULATOR |
| 05/06/09 | FIRE SERV SAFETY | 53670 | 1248.80 | VEHICLE MAINT FIRE DEPT | GROUND LADDER TESTING |
| 05/06/09 | FIRST PRIORITY EMERGENCY | 53671 | 1175.65 | VEHICLE MAINT FIRE DEPT | ENG 1-FRONT INTAKE REPAIR |
| 05/06/09 | FRANCOTYP-POSTALIA, INC | 53672 | 304.98 | PUB WORKS ADMIN O/E | 4/8-7/7/09 MAIL METER |
| 05/06/09 | GEMPLERS INC | 53673 | 108.85 | STREETS & ROADS O/E | STEEL TOEL ATHLETIC SHOES |
| 05/06/09 | GUARD LINE FIRE | 53674 | 625.00 | FIRE DEPT O/E | GLOVES & BOOTS |
| 05/06/09 | HAWTHORNE AUTO LAB | 53675 | 649.00 | VEHICLE MAINT POLICE | ALTERNATOR CAR 36 |
| 05/06/09 | HAWTHORNE B.O.E. | 53676 | 1262.50 | BOARD OF REC | 3/09 USE OF SCHOOLS |
| 05/06/09 | HAWTHORNE CAR WASH, INC | 53677 | 170.00 | VEHICLE MAINT POLICE | PATROL CARS WASHED |
| 05/06/09 | HAWTHORNE PRESS INC | 53678 | 580.32 | MUNICIPAL CLERK O/E | INV 985628:LEGAL NTCS |
| 05/06/09 | HOME SUPPLY & LUMBER | 53679 | 23.40 | STREETS & ROADS O/E | MISC. PARTS & SUPPLIES |
| 05/06/09 | J J KELLER & ASSOC INC | 53680 | 583.23 | PEOSHA O/E | WORKPLACE SAFETY PRO |

| <u>Date</u> | <u>Vendor</u> | <u>Check #</u> | <u>Amount</u> | <u>Appropriation</u> | <u>Description</u> |
|-------------|--------------------------|----------------|---------------|-------------------------|----------------------------|
| 05/06/09 | JOHN DEERE LANDSCAPE | 53681 | 2778.05 | MAINTEN OF PARKS | PRODUCTS/SUPPLIES FOR |
| 05/06/09 | JOHN PALLOTTA | 53682 | 125.00 | CONST CODE OFFICIAL O/E | REIMB BLDG SAFETY WK |
| 05/06/09 | JOHNSON BUS PROD & | 53683 | 914.94 | POLICE DEPT O/E | HEW CRTDGD |
| 05/06/09 | JP HOME ARAMA, INC | 53684 | 847.78 | FIRE DEPT O/E | VARIOUS SUPPLIES |
| 05/06/09 | JPSC, INC | 53685 | 216.75 | PUB WORKS ADMIN O/E | BUILDING SUPPLIES |
| 05/06/09 | KEN SMITH MOTORS INC | 53686 | 551.99 | VEHICLE MAINT POLICE | REPAIRS CAR 42 |
| 05/06/09 | KEN'S AUTO ELECTRIC, LLC | 53687 | 901.00 | VEHICLE MAINT FIRE DEPT | ENG 3-FIREHOUSE EXHAUST |
| 05/06/09 | KNAPP, TRIMBOLI & | 53688 | 1708.50 | LEGAL SERV& COSTS O/E | INV 20080244:LEGAL SVCS |
| 05/06/09 | LOOSELEAF LAW | 53689 | 23.90 | POLICE DEPT O/E | NJ ATTORNEY GENERAL |
| 05/06/09 | LORRAINE POWELL | 53690 | 148.70 | MUNICIPAL ALLIANCE | REIMB GOOD CHARACTER BOOKS |
| 05/06/09 | LUK OIL | 53691 | 5264.11 | BULK PURCHASE GASOLINE | BORO GASOLINE THRU 4/23/09 |
| 05/06/09 | MARY JEANNE HEWITT | 53692 | 128.40 | STREETS & ROADS O/E | REIMB PETTY CASH FOR |
| 05/06/09 | METLIFE | 53693 | 338.56 | GROUP INSURANCE O/E | 5/09 BORO EMPLY GRP LIFE |
| 05/06/09 | MIDLAND AUTO PARTS | 53694 | 78.01 | STREETS & ROADS O/E | MISC. SUPPLIES |
| 05/06/09 | MUNIDEX, INC | 53695 | 1122.00 | BOARD OF HEALTH O/E | SOFTWARE SUPPORT - BOARD |
| 05/06/09 | NJ STATE LEAGUE | 53696 | 35.00 | MAYOR & COUNCIL O/E | 2009 MUNICIPAL |
| 05/06/09 | NO JERSEY MUNI EMPL BNFT | 53697 | 155672.00 | GROUP INSURANCE O/E | 5/09 MUNI EMPLOYEE HEALTH |
| 05/06/09 | NORTHERN SAFETY CO INC | 53698 | 241.25 | STREETS & ROADS O/E | MISC. SUPPLIES |
| 05/06/09 | NY SUSQUEHANA & WESTERN | 53699 | 975.00 | SEWER SYSTEM O/E | LEASE NJ330:ROCK ROAD XNG |
| 05/06/09 | OFFICE BUSINESS SYSTEMS, | 53700 | 1267.00 | MUNI COURT | MAIN CONTRACT-DICTATION |
| 05/06/09 | OFFICE CONCEPTS GROUP | 53701 | 115.08 | LOCAL CODE ENFORCEMENT | INK CARTRIDGES:WALTER |
| 05/06/09 | P & A AUTO PARTS, INC | 53702 | 60.61 | MAINTEN OF PARKS | MISC. PARTS & SUPPLIES |
| 05/06/09 | PASSAIC COUNTY MUTUAL | 53703 | 150.00 | FIRE DEPT O/E | FIRE DEPT TRAINEES-FIT |
| 05/06/09 | POSTMASTER-PATERSON | 53704 | 180.00 | RECYCLING PRO | RENEW STANDARD MAILING |
| 05/06/09 | PREVENTION | 53705 | 12.00 | MUNICIPAL ALLIANCE | PREVENTION |
| 05/06/09 | PROCOPY INC | 53706 | 790.00 | MUNICIPAL CLERK O/E | CS-C3225 FUSER KIT |
| 05/06/09 | PUBLIC SERV ELEC & GAS | 53707 | 12.18 | ELECTRIC CHARGES | 2/09 GAS UTILITY SVC |
| 05/06/09 | PUBLIC WORKS ASSOCIATION | 53708 | 50.00 | STREETS & ROADS O/E | 4/21/09 EXPO:GEIER,MORGAN |
| 05/06/09 | R & J CONTROL, INC. | 53709 | 264.00 | PUB WORKS ADMIN O/E | MAINTENANCE BOROUGH HALL |
| 05/06/09 | RAPID PUMP & METER | 53710 | 15725.00 | MAINTEN OF PARKS | SOUTHFIELD STATION |
| 05/06/09 | RAYNA LAIOSA | 53711 | 31.00 | ENVIRONMENTAL COMMITTEE | REIMB CEL-EARTH-BRATION |
| 05/06/09 | RECYCLING UNLIMITED | 53712 | 563.00 | ENVIRONMENTAL COMMITTEE | MR RECYCLE SHOWS |
| 05/06/09 | RICHIES SERVICE CTR INC | 53713 | 519.85 | VEHICLE MAINT POLICE | REPAIRS 33, 34, 35, 36 & |
| 05/06/09 | RIDGEWOOD PRESS | 53714 | 570.00 | POLICE DEPT O/E | DEPARTMENT ENVELOPES |
| 05/06/09 | ROMANCE FLORIST | 53715 | 60.00 | PUBLIC EVENTS O/E | SYMPATHY FLOWERS M/C HELE |
| 05/06/09 | RUTGERS - CENTER FOR | 53716 | 132.00 | MUNICIPAL CLERK O/E | S.WITKOWSKI-REGISTRAR |
| 05/06/09 | SEELEY EQUIP & SUPPLY | 53717 | 2417.73 | STREETS & ROADS O/E | VARIOUS ROAD SIGNS |
| 05/06/09 | STACEY FIORINA | 53718 | 187.00 | ENVIRONMENTAL COMMITTEE | REIMB ENVIRONMENTAL COMM |
| 05/06/09 | STATE LINE FIRE & SAFETY | 53719 | 265.65 | VEHICLE MAINT FIRE DEPT | 5LB ABC FIRE EXT REPAIR |
| 05/06/09 | STEPHEN WHELAN | 53720 | 250.00 | OPERATIONS | 2008 VETERAN DEDUCTION |
| 05/06/09 | TAMAHARA FAGUNDES | 53721 | 230.00 | MUNI COURT | 4/16/09 PORTUGESE |
| 05/06/09 | TEXAS CANVAS | 53722 | 45.00 | STREETS & ROADS O/E | TRUCK COVER FOR R-8 |

| <u>Date</u> | <u>Vendor</u> | <u>Check #</u> | <u>Amount</u> | <u>Appropriation</u> | <u>Description</u> |
|-------------|-----------------------|----------------|---------------|----------------------|----------------------------|
| 05/06/09 | THOMSON WEST INC | 53723 | 243.00 | MUNICIPAL CLERK O/E | NJ STAT BOOKS:INV |
| 05/06/09 | THOR GUARD INC. | 53724 | 15550.00 | ACCOUNTS PAYABLE | LIGHTNING WARNING SYSTEM |
| 05/06/09 | TOWNSHIP OF RANDOLPH | 53725 | 650.00 | PUB WORKS ADMIN O/E | 2009 MORRIS COUNTY CO-OP |
| 05/06/09 | UNITED COMPUTER | 53726 | 1100.00 | IT SERVICES | 3/09 SYSTEM ADMIN |
| 05/06/09 | UNIVERSAL COMPUTING | 53727 | 336.45 | MUNI COURT | MESSAGE MAILER/NOTICES |
| 05/06/09 | VALLEY HEALTH MEDICAL | 53728 | 42.00 | PEOSHA O/E | BREATH ALCOHOL TEST |
| 05/06/09 | VALLEY HOSPITAL | 53729 | 136.83 | BOARD OF HEALTH O/E | 1QTR2009 CONTRACTED HEALTH |
| 05/06/09 | VERIZON | 53730 | 3410.88 | TELEPHONE CHARGES | FIRE SVC 4/2-5/1/09 |
| 05/06/09 | VERIZON WIRELESS (N) | 53731 | 188.29 | EMERGENCY MGMGT O/E | WI-FI SVC 3/16-4/15/09 |
| 05/06/09 | VITAL COMMUNICATIONS, | 53732 | 575.00 | CONST CODE O/E | 4/09 MOD IV ON-LINE |
| 05/06/09 | W. E. TIMMERMAN INC | 53733 | 1919.93 | VEHICLE MAINT ROAD | D-CARRIER ASSEMBLY FOR |
| 05/06/09 | WINNER FORD | 53734 | 67884.00 | CONSTRUCTION CODE | PURCHASE 2009 2 FORD CROWN |

Total Bill List: 3804629.90

Bill list Water

| <u>Date</u> | <u>Vendor</u> | <u>Check #</u> | <u>Amount</u> | <u>Appropriation</u> | <u>Description</u> |
|-------------|-----------------|----------------|---------------|----------------------|--------------------|
| 04/23/09 | PAYROLL ACCOUNT | 14831 | 38570.25 | WATER UTILITY S/W | PAYROLL #9 |

Total Bill List: 38570.25

Bill list *Water*

| <u>Date</u> | <u>Vendor</u> | <u>Check #</u> | <u>Amount</u> | <u>Appropriation</u> | <u>Description</u> |
|-------------------------|--------------------------|----------------|---------------|----------------------|--------------------------|
| 05/06/09 | AGRA ENVIRONMENTAL SVC | 14832 | 760.00 | LAB TESTING WATER | WATER TESTING |
| 05/06/09 | ARTESIAN WELL & EQUIP | 14833 | 2123.18 | WATER UTILITY O/E | WELL PUMP NO. 3 - NORTH |
| 05/06/09 | BOB'S STORES | 14834 | 395.18 | WATER UTILITY O/E | CLOTHING |
| 05/06/09 | BOSWELL ENGINEERING, INC | 14835 | 1449.00 | WATER UTILITY O/E | INV 39568:NJDEP PERMIT |
| 05/06/09 | COMMERCIAL BUSINESS | 14836 | 455.61 | WATER UTILITY O/E | LASER PAPER + SHIPPING |
| 05/06/09 | CR INDUSTRIAL SERVICES | 14837 | 2850.00 | WATER UTILITY O/E | EFFLUENT PUMP # 2 |
| 05/06/09 | HOME SUPPLY & LUMBER | 14838 | 14.92 | WATER UTILITY O/E | MISC. PARTS & SUPPLIES |
| 05/06/09 | JP HOME ARAMA, INC | 14839 | 292.62 | WATER UTILITY O/E | MISC. PARTS & SUPPLIES - |
| 05/06/09 | LEE CO | 14840 | 1806.40 | WATER UTILITY O/E | CURB BOXES AND COPPER |
| 05/06/09 | LUK OIL | 14841 | 258.27 | WATER UTILITY O/E | BORO GASOLINE TO 4/23/09 |
| 05/06/09 | NJWA | 14842 | 500.00 | WATER UTILITY O/E | CCR DEVELOPMENT - REPORT |
| 05/06/09 | ONE CALL SYSTEMS, INC. | 14843 | 62.20 | WATER UTILITY O/E | MARCH 2009 SVCS |
| 05/06/09 | P & A AUTO PARTS, INC | 14844 | 35.20 | WATER UTILITY O/E | MISC. PARTS & SUPPLIES |
| 05/06/09 | POST & KELLY ELECTRIC | 14845 | 1175.00 | WATER UTILITY O/E | INSTALL ELECTRIC STAND-E |
| 05/06/09 | PRECISION ELECTRIC MOTOR | 14846 | 1375.00 | WATER UTILITY O/E | STANDBY PUMP |
| 05/06/09 | PROCOPY INC | 14847 | 116.25 | WATER UTILITY O/E | STAPLES FOR RI-4230 COPI |
| 05/06/09 | RIDGEWOOD WATER | 14848 | 936.00 | LAB TESTING WATER | BACTERIOLOGICAL TESTS |
| 05/06/09 | TOWNSHIP OF RANDOLPH | 14849 | 450.00 | WATER UTILITY O/E | 2009 MORRIS COUNTY CO-OF |
| 05/06/09 | UNITED RENTALS, INC | 14850 | 225.00 | WATER UTILITY O/E | SAW BLADES TO CUT ROAD |
| 05/06/09 | VERIZON | 14851 | 927.56 | WATER UTILITY O/E | 4/09 BORO SVC |
| Total Bill List: | | | 16207.39 | | |

Bill list *General Capital*

| <u>Date</u> | <u>Vendor</u> | <u>Check #</u> | <u>Amount</u> | <u>Appropriation</u> | <u>Description</u> |
|-------------------------|--------------------------|----------------|---------------|----------------------|-------------------------|
| 05/06/09 | BOSWELL ENGINEERING, INC | 2533 | 12879.75 | 2009 ROAD PROGRAM | 2009 ROAD PROGRAM - INV |
| 05/06/09 | LERCH VINCI & HIGGINS | 2534 | 500.00 | IMPROVEMENTS TO HVAC | PREP OF SDS FOR HVAC |
| 05/06/09 | POST & KELLY ELECTRIC | 2535 | 385.00 | IMPROVEMENTS TO POOL | TEMPORARY HEATER AT POO |
| 05/06/09 | REINER GROUP, INC | 2536 | 6448.40 | IMPROVEMENTS TO HVAC | CONTRACT FOR HVAC - |
| Total Bill List: | | | 20213.15 | | |

Bill list *Water Capital*

| <u>Date</u> | <u>Vendor</u> | <u>Check #</u> | <u>Amount</u> | <u>Appropriation</u> | <u>Description</u> |
|-------------------------|--------------------------|----------------|---------------|----------------------|---------------------------|
| 05/06/09 | BOSWELL ENGINEERING, INC | 2250 | 6091.20 | IMPR TO PUMP HOUSE | REHAB OF PUMPHOUSE BLDG - |
| Total Bill List: | | | 6091.20 | | |

Bill list

| <u>Date</u> | <u>Vendor</u> <i>(Review Expense)</i> | <u>Check #</u> | <u>Amount</u> | <u>Appropriation</u> | <u>Description</u> |
|-------------------------|---------------------------------------|----------------|---------------|--------------------------|----------------------------|
| 05/06/09 | BOSWELL ENGINEERING, INC | 2085 | 80.50 | MARKET BASKET 174/30.04 | HWES-583 MARKET |
| 05/06/09 | BOSWELL ENGINEERING, INC | 2086 | 203.14 | V&S ZITO BRAEN 287/17 | HWES-508 ZITO (1-9 BRAEN |
| 05/06/09 | BOSWELL ENGINEERING, INC | 2087 | 683.72 | SCUDIERI 83.01/2 | HWES-513 SCUDIERI (3 MARY |
| 05/06/09 | BOSWELL ENGINEERING, INC | 2088 | 155.41 | RIVARA 9/12 | HWES-534 RIVARA - #15477 |
| 05/06/09 | BOSWELL ENGINEERING, INC | 2089 | 292.00 | KASPER 87.02/8 | HWES-574 KASPER - #39951 |
| 05/06/09 | BOSWELL ENGINEERING, INC | 2090 | 947.00 | TRI-STATE COMPUTER 131/1 | HWES-578 13-23 CENTRAL |
| 05/06/09 | BOSWELL ENGINEERING, INC | 2091 | 80.50 | JFWHOME 82/10&11 | HWES-547 JFW HOMES - |
| 05/06/09 | BOSWELL ENGINEERING, INC | 2092 | 161.00 | LAFAYETTE REALTY | HWES-287 LAFAYETTE HILLS - |
| Total Bill List: | | | 2603.27 | | |

Bill list *Housing TRUST*

| <u>Date</u> | <u>Vendor</u> | <u>Check #</u> | <u>Amount</u> | <u>Appropriation</u> | <u>Description</u> |
|-------------------------|-----------------------|----------------|---------------|-----------------------|-------------------------|
| 05/06/09 | COMMUNITY GRANTS & | 80047 | 2680.70 | HOUSING REHAB PROGRAM | PROF SVC AGREEMENT FOR |
| 05/06/09 | EM GENERAL CONTRACTOR | 80048 | 14700.00 | HOUSING REHAB PROGRAM | HOUSING REHAB CASE 11 - |
| Total Bill List: | | | 17380.70 | | |

Bill list

OT II

| <u>Date</u> | <u>Vendor</u> | <u>Check #</u> | <u>Amount</u> | <u>Appropriation</u> | <u>Description</u> |
|-------------------------|-----------------|----------------|---------------|----------------------|--------------------|
| 04/23/09 | PAYROLL ACCOUNT | 6540 | 18828.92 | OFF-DUTY POLICE | PAYROLL #9 |
| Total Bill List: | | | 18828.92 | | |

Bill list

| <u>Date</u> | <u>Vendor</u> | <u>Check #</u> | <u>Amount</u> | <u>Appropriation</u> | <u>Description</u> |
|-------------------------|------------------------|----------------|---------------|----------------------|------------------------|
| 05/06/09 | CRUSADER LIEN SERVICES | 6541 | 19920.04 | TRUSTEE | CERT #2007-02-BLK 22, |
| 05/06/09 | DRUG-FREE ACTION | 6542 | 406.08 | MUNICIPAL ALLIANCE | CAMPAIGN KIT, YARD SIG |
| 05/06/09 | HARRY GORDON | 6543 | 376.96 | RECYCLING TRUST | MISCELLAENOUS SUPPLIES |
| 05/06/09 | PUZO'S RESTAURANT | 6544 | 96.00 | RECYCLING TRUST | PIZZA FOR |
| 05/06/09 | JOSEPH DE MARCO | 6545 | 150.00 | POAA | PUBLIC DEFENDER FEE |
| 05/06/09 | KAREN VITALE | 6546 | 135.00 | POAA | COURT COVERAGE |
| Total Bill List: | | | 21084.08 | | |

Bill list

| <u>Date</u> | <u>Vendor</u> | <u>Check #</u> | <u>Amount</u> | <u>Appropriation</u> | <u>Description</u> |
|-------------------------|---------------------|----------------|---------------|----------------------|-------------------------|
| 05/06/09 | TYCO ANIMAL CONTROL | 6421 | 2250.00 | DOG POUND | ANIMAL CONTROL FOR 4/09 |
| Total Bill List: | | | 2250.00 | | |

Bill list

OT I Escrow

| <u>Date</u> | <u>Vendor</u> | <u>Check #</u> | <u>Amount</u> | <u>Appropriation</u> | <u>Description</u> |
|-------------------------|------------------------|----------------|---------------|----------------------|----------------------|
| 05/06/09 | CRUSADER LIEN SERVICES | 90045 | 10500.00 | TAX SALE PREMIUMS | REIMB LIENHOLDER FOR |
| Total Bill List: | | | 10500.00 | | |

Council President Bertollo entertained a motion to approve the bills and forward them to the Treasurer for payment, including the four added this evening. Motion moved by Councilman Wojtecki, seconded by Councilman Matthews. On roll call, all voted yes.

PUBLIC COMMENT

Rayna Laiosa, 89 Minerva Avenue, wanted to thank the Council for passing the resolution for the Wal-Mart grant. There is a Green Challenge Pledge for residents and the school systems to begin using stainless steel containers instead of plastic water bottles. Ms. Laiosa is hopeful that we will get the grant. The stainless steel will have a logo, the pledge, commitment and a place where parents and kids can put their name on it. Phase 1 of the project will be launched on Hawthorne Day with eighteen-ounce containers that will be sold for \$3.00. This is Phase 1 of the project. Phase 2 will include going to the school systems, Grades 3, 4 and 5. Children will get a twelve-ounce container for free with the program. Rosanne Zagatta and Fred Criscitelli helped with the grant, which will be submitted tomorrow. The Borough will know in June if the grant has been awarded. A marketing program is being worked on for the launch. Ms. Laiosa is hopeful that the project will be a green fundraiser for other associations in town.

Elaine Tolomeo, 243 Ninth Avenue, asked when Ninth Avenue would be paved. Borough Engineer Boswell indicated that the paving should take place within ninety days. Ms. Tolomeo also requested that the Borough look into a second garbage collection in the summer.

Councilman Matthews indicated that the garbage contract is up for re-negotiation next year so a price could be quoted at that time. Ms. Tolomeo requested that the sweeper concentrate on the middle of town, particularly Diamond Bridge Avenue. Ms. Tolomeo raised the issue of the Baseball Association and dugouts. The Board of Recreation approved the dugout project and has begun fundraising. Ms. Tolomeo asked if the Council supports the project. Council President Bertollo indicated that the DPW Committee has not seen a plan and has only seen pictures. The Borough would like Borough Engineer Boswell to determine if it is feasible. Mayor Goldberg indicated the Borough's concerns are in relation to the DEP and to ensure whatever is done is legal. If the DEP accepts the project, then the Borough will not have a problem. Borough Engineer Boswell indicated that if the project included a fence and a concrete floor they would have to follow the same footprint as what is already there and the concrete could be no higher than it currently is. Council President Bertollo requested that a meeting be scheduled with DPW, a representative from the Little League and a representative from Borough Engineer Boswell's office. Ms. Tolomeo asked where the funds that have already been raised would be applied if not to the dugout project. She suggested that additional clay is needed for the fields. Council President Bertollo noted that when Downes laser leveled the field, they took off an excess of twelve inches of clay. Council President Bertollo indicated he would follow up with Joe Clementi to assess the situation to see if clay is needed in some areas of the field, particularly Wag fields 2 and 3.

Diego Cruz, 40 New York Avenue, is concerned about the delay with the opening of Kohler field and is not confident the field will be ready for June. Additionally, he believes the parking lot is pitched toward the field and there is no lip to protect the field. Council President Bertollo indicated that Mr. Cruz was told that the field would not be ready for the spring season. There are currently fifty-two children that do not have a place to practice. The High School field has been used for games but a place to practice is still needed. Borough Engineer Boswell indicated that Downes has a grass expert that has been analyzing the field and agrees that we have not had growth but the weather has not been ideal or conducive to growing. The Borough will open the field as soon as practical without destroying it. Discussion continued in regard to the sod and seed that was put down. Borough Engineer Boswell agreed to look at the pitch to determine if there is a problem and indicated there may have been a requirement(s) that the Borough was abiding to.

Thomas Rica, 229 Van Winkle Avenue, indicated that there is nothing written in the law that PSE&G needs to pave curb to crown. Council President Bertollo indicated that Mr. Clementi has the authority to determine what needs to be done, which is detailed in the road opening agreement that corresponds with the permit fee. There may be instances where it is not warranted to pave curb to crown. Borough Engineer Boswell indicated that the ordinance requires a permit and the permit has conditions that are driven by the particular street. Discussion continued in regard to other towns and laws that indicate when there is a lateral trench of more than 20 feet, the utility company is required to pave curb to crown. Mr. Rica also supported two days a week garbage pick up.

Robert Kurdock, 15 Rhodes Court, asked if New Jersey Transit expressed an interest in the meeting that is to take place. Mayor Goldberg indicated that New Jersey Transit asked for thirty days so they can study the situation and be better prepared for the meeting. Mr. Kurdock

indicated that Council has been very patient with Pan Chemical and believes the situation is long overdue. Mr. Kurdock suggested that the Council broaden the scope when looking for people for the Shade Tree Commission. Mr. Kurdock inquired about Signage Ordinance in the Borough. Borough Attorney Pasquale indicated we are looking at zoning, from start to finish and signage has come up. Many questions have been raised in regard in business signage. Council indicated that the Ordinance is on the web site and should be under zoning, section 225. Mr. Kurdock indicated that trailer traffic on Lafayette is bad and asked if it could be addressed. Mayor and Council indicated there are businesses on Braen and Utter Avenues that have multiple truck deliveries so it is the nature of the business.

Council President Bertollo entertained a motion to close the public comment portion of the meeting, moved by Councilwoman English, seconded by Councilman Matthews. Councilman Wojtecki voted no, all others voted yes.

ADJOURNMENT

Council President Bertollo entertained a motion to adjourn the meeting at 10:27 p.m., moved by Councilwoman English, seconded by Councilman Matthews. On roll call all voted yes.

John Bertollo
Council President

Susan Witkowski
Borough Clerk