

January 1, 2010
Hawthorne, NJ

The Reorganization Meeting of the Municipal Council of the Borough of Hawthorne was held on the above date at 1:00 p.m., in the Council Meeting Room of the Municipal Building, 445 Lafayette Avenue, Hawthorne, New Jersey. Present were Councilman Elect Bennett, Councilman Bertollo, Councilwoman Elect English, Councilman Matthews, Councilman Elect Mele, Councilman Sinning, and Councilman Wojtecki. Also present were Mayor Elect Goldberg, Borough Administrator Maurer, Director of Revenue and Finance Hewitt, Chris Nash of Boswell Engineering, Borough Attorney Pasquale, and Borough Clerk Witkowski.

FLAG SALUTE

Council President Bertollo invited all present to join him in the flag salute and asked that everyone remain standing for a moment of silence for deceased loved ones.

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 16, 2009.

INVOCATION

Council President Bertollo invited Pastor Howard Van Dyk, Jr. to give the invocation.

INTRODUCTION OF DIGNITARIES

Council President Bertollo introduced the dignitaries in attendance. They were: Pastor Howard Van Dyk, Father Brian, Assemblyman Scott Rumana, Freeholder and Mayor of Woodland Park, Pat LePore, Freeholder Elect O'Connell, Mike Merato, North Haledon Mayor Randy George, Municipal Leader Barbara Zakur and Republican Leader Victor Terraglia. Bob Mooney, Superintendent of Schools, will be coming, Board of Education President Kevin Duffy, also from the Board of Education, Jen Scully, Police Chief Bob Scully, Ambulance Corp Chief Ken Houtsma, Fire Chief Joe Speranza, Democratic County Leader Barbara Tannis and Gene Meyers.

ADMINISTERING OATH OF OFFICE

Richard Goldberg, Mayor

Assemblyman Scott Rumana

Mayor Goldberg thanked the people of Hawthorne for their overwhelming support in his election. The time for partisanship is over. As you will see the swearing in of boards occur, there will be both, men and women, Republicans and Democrats. Mayor Goldberg chose people

based on their ability not their gender or political party. Mayor Goldberg thanked Assemblyman Scott Rumana for administering his Oath of Office, for being a good friend of Hawthorne and for spending part of his New Year's Day with us. Mayor Goldberg also thanked Mayor George from North Haledon and Mayor LePore from West Paterson.

Mayor Goldberg stated that the year ahead will be a difficult one. The economic downturn that effected everyone last year will be felt by the municipality this year. It will be a challenging time with tough decisions. Revenues are projected to be down and expenses always seem to rise. We are working with a budget cap and we will strive to maintain services and not affect personnel with layoffs or furloughs. The people who work for the Borough are our friends and neighbors and will not balance the budget on their backs. At the same time, when we negotiate, they must understand that the rules have changed and the candy store is closed. In a while, the Council will appoint a new auditor. While we were very happy with our current firm, the bid that I solicited created a savings that the Council and I could not ignore. Mayor Goldberg thanked Lerch, Vinci & Higgins for all their years of service to the Borough.

Mayor Goldberg stated that the new garbage disposal bid was a savings over the current bid, the result was, no doubt, a reflection of the poor economy. The Council and Administration will continue to find ways to maximizing our dollars to get the biggest bang for the buck, we will have to do more with less.

Mayor Goldberg thanked and congratulated the newly elected Councilmen and Councilwoman. Mayor Goldberg stated that he is confident that they, along with the rest of the Council, will work with him to continue to make Hawthorne a great place to live and work. He stated that no Mayor could ask for a better Council to work with and he appreciates all they do and the dedication that they show to the Borough and its residents.

Mayor Goldberg stated that he is bringing back his Management Team, that they work well together and will continue to bring Hawthorne forward. We will continue to be responsive to residents' issues. The municipal building employees work hard to find solutions to our residents' problems. Mayor Goldberg reminded everyone that he is available most afternoons and appointments are not necessary. If you have an issue or a question, he invites you to come down to the municipal building to discuss it.

Mayor Goldberg stated that he is very proud of the Police Department, they are thoroughly professional and do a great job of protecting and serving the Borough and its residents and would stack them up against any department in this State.

Mayor Goldberg is equally proud of Joe Clementi and his DPW crew. They work hard often under harsh conditions and they always get the job done.

In closing, Mayor Goldberg thanked his wife for her patience and understanding. Being a mayor is suppose to be a part-time position, however to do it properly, it requires a full-time commitment and he could not do it without her blessing. Mayor Goldberg wished everyone a Happy and Healthy New Year, and asked God to bless everyone and bless Hawthorne.

Freeholder/Mayor Pat LePore administered the Oath of Office to Bruce Bennett Councilman at Large.

Assemblyman Scott Rumana administered the Oath of Office to Dominic Mele, Councilman at Large.

Assemblyman Scott Rumana administered the Oath of Office Shirley Shortway English, Councilwoman At Large.

Council President Bertollo asked Borough Clerk Witkowski for roll call.

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

Council President then requested remarks of the three Council Members that were sworn in.

Councilman Bennett wished everyone a Happy New Year and thanked everyone who attended or watched the council meeting. He stated that he looks forward to beginning his third term, with his continued role as chairman of the Public Works and Safety Committees, since so many public works projects have an impact on public safety. He tends to view the committees as one inter-related responsibility, particularly when it comes to discussing goals and objectives. Two items of high priority this term are completing the reconstruction of Brockhuizen Lane and completing our long awaited flood remediation project, which will finally bring some long needed relief to the residents of Washington Avenue, Braen Ave and anyone who has ever had to deal with the Goffle Road/North Eighth Street area during a bad storm. These problems existed long before any of us became council members and he is looking forward to being part of the team that will solve these problems.

Also high on Councilman Bennett's priority list is the acquisition of a new street sweeper. He spent much time at the recent League of Municipalities Convention looking, learning and talking about street sweepers. Some of our Public Works employees have been test driving different models. Our Public Works Director, Joe Clementi, has been doing his due diligence, and in the coming weeks we will review the specs, costs, pros and cons of each model and we will decide which one will give us the biggest bang for our buck.

Another issue that the Public Works Committee will have to address in the near future will be the design and installation of a DEP compliant truck washing station. Mayor Randy George of North Haledon has been kind enough to let Hawthorne use their truck washing station until we can figure out the most cost effective approach to installing our own.

One of the most visible jobs the Public Works Committee has is keeping our streets paved. Fortunately our Borough Administrator, Eric Mauer, is very good at analyzing the economics of the municipality's investment in its infrastructure. Based on data that he provided, we were able to convince the Finance Committee several years ago to increase our annual paving budget from a quarter of a million dollars per year to more than six hundred thousand dollars a year. This has made a huge difference in our ability to keep pace with the deterioration caused by Mother Nature and Father Time. Hopefully we will be able to continue this trend.

Councilman Bennett stated that these are the main, but by no means the only objectives on his agenda as he begins his third term. He stated that he will continue to work diligently to resolve the last of the maintenance issues at the pool, even though it seems like a never ending battle, our hard work and investment has really paid off.

He also stated that he will continue to evaluate Hawthorne's water system infrastructure to ensure that Hawthorne's water is the highest quality possible and that it is being delivered to our residents as safely and efficiently as possible. Both the Public Works and Public Safety Committees will continue to monitor developments in the proposed Christian Health Care expansion project because whatever is decided to be done there, it will have some impact on Hawthorne's infrastructure and quality of life.

Councilman Bennett thanked the voters for allowing him to continue to do a job that he truly enjoys doing and wished everyone a Happy and Healthy New Year and asked God's blessing to the people of Hawthorne.

Council President Bertollo requested Councilman Mele's remarks.

Councilman Mele congratulated Mayor Goldberg and his running mates and thanked the people of Hawthorne for having the confidence in voting for him. Councilman Mele stated the he is a life-long resident of Hawthorne, loves this town very much and is looking forward to the next four years in trying to make Hawthorne a better place to live at an economical cost. Councilman Mele wished everyone a Happy New Year and asked for God's blessing.

Council President requested Councilwoman English's remarks.

Councilwoman English congratulated the Mayor, Dominick Mele and Bruce Bennett as well as thanking the people. She then asked to have Councilman Bennett speak on her behalf because of her being ill.

Councilman Bennett, on behalf of Councilwoman English, read the following: "Good afternoon and Happy New Year. As we begin another year working the betterment of this wonderful town we call Hawthorne, I am very proud to have worked on our Project Pride Committee and I want to thank the businesses and the individuals who made this possible and I will do whatever I can have this project continue.

Being a liaison to the Board of Health this year has been very interesting and educational. The work that is being done by our inspector twice a year in keeping on top of health hazards has been tremendous. Thank you. A job well done Jeannine Rowell. The Borough Doctor, Borough Nurse, OEM Coordinator, Superintendant of Schools have all been working as a team and kept me informed and updated as to what needed to be done. Clinics, public awareness, dates and all of the necessary details were provided so that I was able to reach out to the public.

As Cablevision Chairperson, I worked hand in hand with Verizon to bring the Fios network to Hawthorne. Verizon promised that within six months the Fios channel would be up and running and I am very happy that they met their obligations.

As we start this year, I thank you for giving me the opportunity to represent you once again and to make Hawthorne a better place to live. May you all have a Happy, Healthy New Year and may we all work together. Council President, may I be excused from the rest of the meeting as I have been battling walking pneumonia and I thought it would be best to leave. Thank you.”

Council President Bertollo excused Councilwoman English.

NOMINATION AND ELECTION OF COUNCIL PRESIDENT

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

Borough Clerk Witkowski asked for nominations for Council President. Councilman Matthews nominated Councilman Bertollo, seconded by Councilman Mele. There were no other nominations. On roll call, Councilpersons Matthews, Mele, Bennett, Wojtecki, English and Sinning, voted yes. Councilman Bertollo abstained.

NOMINATION AND ELECTION OF COUNCIL VICE PRESIDENT

Borough Clerk Witkowski asked for nominations for Council Vice President. Councilman Mele nominated Councilman Matthews, seconded by Councilman Bennett. There were no other nominations. On roll call, Councilman Matthews abstained. Councilpersons Mele, Bennett, Bertollo Wojtecki, English and Sinning voted yes.

Councilwoman English left the meeting at 1:35 p.m.

ADMINISTERING THE OATHS OF OFFICE

Mayor Goldberg administered the Oath of Office to Council President Bertollo.

Mayor Goldberg administered the Oath of Office to Council Vice President Matthews.

Borough Clerk Witkowski turned the meeting over to Council President Bertollo.

Council President Bertollo thanked his fellow Council Members for their vote of confidence and allowing him to serve as Council President again this year. He also thanked his wife for allowing him the opportunity to serve as Council President again this year. He looks forward to the challenges that lie ahead for 2010 and beyond. Going forward this year will be more challenging than ever given today's economic woes and financial crisis facing our federal, state and county governments. He believes that our Mayor, Administration and Council are prepared again this year to step up to these economic challenges as we prepare the 2010 municipal budget and continue to provide municipal services in our community at a most cost effective manner. This will not be an easy task, but you can all feel confident that this Mayor and Council will spend our tax dollars wisely.

Some of our local community challenges for 2010 include legislation to deal with multi-family living units, absentee landlords and our COAH affordable housing obligation. This past year the Zoning and Housing Committee laid the ground work and completed our fact finding process. Our plan for 2010 is to hold a public forum to introduce our comprehensive zoning and housing plan to the public, including landlords and real estate agents. We will evaluate their input and implement our plan by year end.

The Mayor and Council will continue to work hand in hand with Senator Girgenti and NJ Transit to ensure that the creation of the commuter parking hub at the abandoned Pan Chemical site stays on track and becomes a reality in the very near future. The preliminary site plan is complete and we are confident that New Jersey Transit and the Puddingstone Group, which owns the property, will complete their lease agreement and we will see progress at this site shortly thereafter.

Council President Bertollo looks forward this year with great anticipation to the implementation of our storm water management project, which will correct major flooding issues throughout our community. We will break ground this year at Royal Avenue and Washington Avenue to correct the flooding issues that have affected that area for more than fifty years.

The Athletic Facility Task Force continues to meet in order to formulate a plan and concept to address the over use of our community's athletic fields. It is a tribute to our youth organizations and the volunteer coaches that our programs continue to grow and we serve more youth today than ever before. Our task force is challenged to create a short and long term plan to address the needs to upgrade, expand and maintain our facility and Council President Bertollo is confident that this challenge will be met.

Other goals and objectives for 2010 include our continued Project Pride and Initiatives, on-going infrastructure improvements including road resurfacing and sewer system upgrades. We will continue to work with the Mayor and Administration on quality of life issues throughout the community along with the development and implementation of a snow emergency plan that will help our DPW in clearing our streets during a winter storm event.

Council President Bertollo stated that a very aggressive agenda has been set for the upcoming year and he looks forward to meeting these challenges head on. While working together with the spirit and cooperation of Mayor Goldberg, fellow Council Members, Superintendent of Schools, Bob Mooney, the Board of Education, our borough employees and the residents of our community, there is no reason why Hawthorne cannot continue to be one of the nicest most desirable communities in the State of New Jersey. Council President wished everyone a Happy Healthy New Year and asked for God's blessing to every one and Hawthorne.

Vice Council President Matthews thanked everyone. He stated that the Borough of Hawthorne is in good shape compared to surrounding communities which will struggle with budgets to come in under cap and provide the same amount of services without layoffs. The Borough saw this coming last year and we could have had a modest tax increase last year. However, with good planning and fiscal responsibility, we met our obligations and this year we need to be more manageable. His first goal this year will be our continued fiscal restraint. In these difficult times we will need to do everything we can to keep costs under control. We know that the school board is discussing a referendum this year so we on this side of the tax bill need to make sure that we do everything possible to limit any increases. Finding more ratables will help so a combination of economic development and fiscal restraint are top priorities.

His second goal will be to address the illegal housing issues. As Council President Bertollo stated, we have met with different professionals to see what other towns are doing and hopefully this year we will come up with a recommendation on how to meet this issue. We need to protect homeowner's rights but we need to protect those who live in those conditions and their neighbors around them. This won't be an easy fix but it is something that needs to be addressed.

His third goal is to re-write the Code Book. All of the administrative sections are complete, however zoning still needs to be worked on. Review has started on these sections, but the housing section will affect the ultimate release of this section.

His fourth goal will be to look for more recreational opportunities, the Field Committee is looking into how and where we can get more fields. We should explore the options to formulate a plan, but we may need to prioritize what we can do due to the costs. This goal will definitely have an effect on the first goal as we may have to put off any recommendations unless we can afford to implement them. That is how we have created a good, sound plan and our bond ratings have increased because of same.

In conclusion, Vice Council President Matthews welcomed the challenges that are ahead this year and wished everyone a Happy Health New Year.

Council President Bertollo asked Councilman Sinning to say a few words. Councilman Sinning thanked everyone for coming to today's meeting. He stated that 2010 will be a challenging year, however a recent poll stated that 2010 will be better than 2009. He hopes that the new leadership will help and that everything will get back on the right track. He

stated that he is here for the residents, and he rarely misses a meeting. He congratulated all of those who had been re-elected and looks forward to working with his friends for another year.

Council President Bertollo asked Councilman Wojtecki for his comments, who wished everyone a Happy New Year and he congratulated Mayor Goldberg, Councilmen Mele and Bennett and Councilwoman English.

Councilman Mele thanked his family for standing by him.

APPROVAL OF MINUTES

Council President Bertollo entertained a motion to approve the minutes of the Regular Meeting of December 16, 2009, and the Bid Minutes of December 18, 2009 for 2010 Tree Planting, moved by Councilman Wojtecki, seconded by Councilman Sinning. On roll call, all said 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.

There being no one, Council President Bertollo entertained a motion to close the public portion, moved by Councilman Wojtecki, seconded by Councilman Matthews. On roll call all voted yes.

ADOPTION OF ORDINANCES

There were no ordinances to be adopted.

ADMINISTRATIVE AGENDA PRESENTED BY THE MAYOR

MAYOR'S APPOINTMENTS: (With advice and consent of Council)

Borough Administrator
Borough Attorney
Borough Engineer
Director of Revenue and Finance
Director of Public Works

Eric Mauer
Michael J. Pasquale
Stephen T. Boswell
Mary Jean Hewitt
Joseph J. Clementi

Council President Bertollo entertained a motion for advice and consent, moved by Councilman Wojtecki, seconded by Councilman Mele. On roll call all voted yes. Mayor Goldberg administered the oaths of office.

Fund Commissioner(s) HIF/JIM

Eric Mauer
Jennifer Scully (Alt.)

Council President Bertollo entertained a motion for advice and consent, moved by Councilman Matthews, seconded by Councilman Bennett. On roll call all voted yes. Mayor Goldberg administered the oaths of office.

Court Administrator	Christine Orvatetz
Deputy Court Administrator	Joyce Comerro
Prosecutor	Ralph Fava
Public Defender	Carl Klotz, Esq.

Mayor Goldberg welcomed back Prosecutor Klotz stating that had been Hawthorne's Public Defender and had to leave due to illness.

Council President Bertollo entertained a motion for advice and consent, moved by Councilman Sinning, seconded by Councilman Bennett. On roll call all voted yes. Mayor Goldberg administered the oaths of office.

Member/Environmental Commission	Lisa Szegedi
Member/Environmental Commission	Pat Hutzelman
Member/Board of Health	Helen Pasquale
Member/Board of Health	Jayne Ace-Bosgra
Member/Board of Health	Kelly Morrissey
Member/Library Board of Trustees	Vicki Arians

Council President Bertollo entertained a motion for advice and consent, moved by Councilman Wojtecki, seconded by Councilman Sinning. On roll call all voted yes. Mayor Goldberg administered the oaths of office.

Member/Zoning Board of Adjustment	Mark Joustra
Member/Zoning Board of Adjustment	Kevin Duffy
Alt. #1 Member/Zoning Board of Adjustment	David Schroter

Council President Bertollo entertained a motion for advice and consent, moved by Councilman Matthews, seconded by Councilman Bennett. On roll call all voted yes. Mayor Goldberg administered the oaths of office.

MAYOR'S APPOINTMENTS:

Members/Municipal Alliance Committee	JoAnne Graziano
	John Magna
	Michael Jarvis
	Robert Mooney
	Lorraine Powell
	Robert Scully
	Jayne TenKate
	Emily Spina
	Diego Cruz

Chris Symny
Chris Cocuzza
Emit McInerney
Tyler Mulvey

Council President Bertollo entertained a motion to record, moved by Councilman Matthews, seconded by Councilman Wojtecki. On roll call all voted yes. Mayor Goldberg administered the oaths of office.

Members/Economic Development Committee

John Lane
Victor Terraglia
Anthony Spanedda
Carl Schmidt
Frank Coppolla
Dan Dailey
Evangeline Gomez

Council President Bertollo entertained a motion to record, moved by Councilman Sinning, seconded by Councilman Bennett. On roll call all voted yes. Mayor Goldberg administered the oaths of office.

Class 4 Member/Hawthorne Planning Board
Class 4 Member/Hawthorne Planning Board
Class 2 Member/Hawthorne Planning Board
Alt. #2 Member/Hawthorne Planning Board

John Lane
Robert Lucibello
Gene De Augustines
Norman Kowalski

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

Council President Bertollo stated that before the oath of office to these four members, CA-2, Council Appointment to the Planning Board, entertained a motion to appoint Council Vice President Matthews, moved by Councilman Bennett, seconded by Councilman Wojtecki. On roll call all voted yes. Council Vice President Matthews abstained. Mayor Goldberg administered the oaths of office.

Member/Board of Recreation
Member/Board of Recreation

James Bertollo
Brian Carmen

Council President Bertollo entertained a motion to record, moved by Councilman Sinning, seconded by Councilman Bennett. On roll call all voted yes. Mayor Goldberg administered the oaths of office.

Chief of the Bureau of Fire Prevention/Housing Officer
Fire Chief (by election of the Fire Department)_
Chief of the Ambulance Corps (by election of the Ambulance Corps)

Gene DeAugustines
Joseph Speranza
Kenneth Houtsma

Council President Bertollo entertained a motion to record, moved by Councilman Wojtecki, seconded by Councilman Sinning. On roll call all voted yes. Mayor Goldberg administered the oaths of office.

Deputy Treasurer

Denise Bartalotta

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

Deputy Treasurer Bartalotta was not administered the Oath of Office due to illness.

2010 Solid Waste Advisory Representative(s)

Joseph Clementi
Eric Mauer (Alt.)

Council President Bertollo entertained a motion to record, moved by Councilman Mele, seconded by Councilman Sinning. On roll call all voted yes. Mayor Goldberg administered the oaths of office.

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

COUNCIL APPOINTMENTS

CA-1 Appointment and Award of Contract of the Municipal Auditor for the year 2010, Joseph Kelly, CPA, RMA, with the firm Suplee, Clooney & Company. Council President Bertollo thanked Dieter Lerch and his firm, Lerch, Vinci & Higgins, for their services and welcomed Joe Kelly.

Council President Bertollo entertained a motion to approve, moved by Councilman Bennett, seconded by Councilman Wojtecki. On roll call all voted yes. Mayor Goldberg administered the Oath of Office to Municipal Auditor Joseph Kelly.

CONSENT AGENDA: R-1 through R-17:

R-1-10 Resolution Introduced by Councilman Bennett

Resolved: To ratify the actions of the Municipal Council of the Borough of Hawthorne								
Payroll dated December 18, 2009.								
CURRENT FUND						WT 888889		\$259,273.02
WATER OPERATING FUND						WT 888889		\$39,947.73
OTHER TRUST II FUND						WT 888889		\$3,054.78

	TOTAL PAYROLL								\$ 302,275.53
CURRENT OPERATING FUND TO PAYROLL/FICA							WT 888889	\$14,301.59	
	TOTAL FICA								\$ 14,301.59

R-2-10 Introduced by Councilman Bennett

WHEREAS, N.J.S.A. 40A:4-19 provides that where contracts, commitments of payments are to be made prior to the final adoption of the 2010 budget, temporary appropriations should be made for the purposes and amounts required in the manner and time therein provided; and

WHEREAS, this resolution will take effect on the first day of January 2010; and

WHEREAS, the said temporary appropriations are limited to 26.25% of the total appropriation in the 2009 budget, exclusive of any appropriations for Debt Service, Public Assistance and Capital Improvement Fund in the said 2009 budget.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that the following temporary appropriations be made and that a certified copy of this resolution be transmitted to the Treasurer for her records:

TEMPORARY BUDGET
MUNICIPAL OPERATIONS

Salaries & Wages	
General Administration	\$ 42,000.00
Mayor/Council	10,500.00
Municipal Clerk	28,000.00
Financial Administration	42,000.00
Revenue Collection	21,000.00
Tax Assessment	21,000.00
Legal Services	12,600.00
Planning Board	7,000.00
Zoning Board of Adjust	7,000.00
Construction Code	45,500.00
Code Enforcement	17,500.00
Uniform Police	952,000.00
Police Dispatchers	45,500.00
PEOSHA	7,000.00
Fire	7,000.00
Uniform Fire	29,400.00
Prosecutor	8,400.00

Streets	280,000.00
Shade Tree	7,000.00
Sewer	45,500.00
Recycling	52,500.00
DPW Admin	35,000.00
Board of Health	28,000.00
Board of Recreation	21,000.00
Library	210,000.00
Municipal Court	35,000.00
Public Defender	2,100.00

S&W Total **2,019,500.00**

OTHER EXPENSES

Administration	5,000.00
Admin/Postage	5,000.00
Mayor/Council	1,400.00
Municipal Clerk	10,000.00
Finance	10,000.00
Revenue Collection	10,000.00
Assessor	5,000.00
Legal	10,000.00
Engineering	15,000.00
Planning	500.00
Zoning Board of Adjustments	500.00
Uniform Construction Code	8,000.00
Local Code Enforcement	1,500.00
Municipal Insurance	200,000.00
Group Insurance	540,000.00
Workers Comp	30,000.00
Uniformed Police	25,000.00
PEOSHA	3,000.00
Emergency Mgmt	2,000.00
Fire	30,000.00
Uniform Fire Safety	1,000.00
Streets	50,000.00
Shade Tree	8,000.00
Sewer	14,500.00
Recycling	100,000.00
Garbage Pickup	120,000.00
DPW Administration	10,000.00
Vehicle Maintenance	32,000.00
Board of Health	4,000.00
Environmental Commission	1,500.00
Board of Recreation	10,000.00
Field/Park Maintenance	10,000.00

Library	85,000.00
Public Events	5,000.00
Bond Fees	3,500.00
Electric/Gas	87,500.00
Street Lighting	50,000.00
Telephone	18,000.00
Passaic Valley Sewer Commission	270,000.00
Gasoline	75,000.00
Tipping Fees	120,000.00
Social Security	110,000.00
PERS	100,000.00
PFRS	100,000.00
Municipal Alliance	5,000.00
Municipal Court	3,500.00

Other Expense Total **2,305,400.00**

Operations Temporary Appropriations \$4,324,900.00

Current Debt Service

Bond Principal	\$950,000.00
Bond Interest	528,099.00
Note Interest	31,200.00
NJEPA Loan	12,950.00
NJEIT Loan	118,627.00
Wastewater Loans	260,763.00

Debt Service Appropriations **\$1,901,639.00**

TEMPORARY BUDGET

Water Utility

Salaries & Wages	\$287,000.00
Other Expense	231,800.00
Lab Testing	8,000.00
Group Insurance	50,000.00
Municipal Insurance	20,000.00
Workers Comp	<u>15,000.00</u>

Total **\$611,800.00**

WATER UTILITY

Debt Service

NJEIT 2003 Loan	181,227.00
Bonds	50,000.00
Interest on Bonds	22,811.00
Total	<u>\$254,038.00</u>

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

CURRENT BUDGET

2009 Budget as Adopted	\$18,389,823.00
Add:	
Amend 159	<u>98,780.00</u>
	18,488,603.00
Less:	
Capital Improvement Fund	100,000.00
Public Assistance	0.00
Debt Service	<u>1,912,624.00</u>
	2,012,624.00
 Net Basis for Computation	 \$16,475,979.00
 26.25% of Net Basis for Maximum Computation and Maximum for Temporary Budget	 <u>\$4,324,944.49</u>

WATER UTILITY BUDGET

2009 Budget as Adopted	\$2,585,252.00
Add:	
Amendments (40A:4-87)	<u>0.00</u>
	2,585,252.00
Less:	
Capital Improvement Fund	.00
Debt Service	<u>254,420.00</u>
	254,420.00
 Net Basis for Computation	 \$2,330,382.00
 26.25% of Net Basis for Maximum Computation and Maximum for Temporary Budget	 <u>\$ 611,843.40</u>

R-3-10 Introduced by Councilman Bennett

WHEREAS, the Petty Cash Funds for the Treasury is returned to general funds as of December 31, 2009 and must be reestablished.

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

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

R-4-10 Introduced by Councilman Bennett

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

NOW, THEREFORE, BE IT RESOLVED on the 1st day of January, 2010, by the Council of the Borough of Hawthorne, County of Passaic, State of New Jersey, that:

Bank of America, Hawthorne, N.J.; Valley National Bank, Fair Lawn, N.J.; Chase Bank, Hawthorne, N.J.; Atlantic Stewardship, Hawthorne, N.J.; Wachovia Bank, Hawthorne, N.J.; TD Bank, Hawthorne, N.J.; Hudson United Bank, Franklin Lakes and Mendham, N.J.; Columbia Savings Bank, Hawthorne, N.J.; Washington Mutual, Hawthorne, N.J.; New Jersey Cash Management Fund, Division of Investment, Department of Treasury, Trenton, N.J.; be and are hereby designated as depositories for the Borough of Hawthorne for the year 2010.

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

R-5-10 Introduced by Councilman Bennett

WHEREAS, as per N.J.S.A. 40:53 1-2, the Borough of Hawthorne designates the following newspapers as legal papers for the year 2010:

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

R-6-10 Introduced by Councilman Bennett

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

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

NOW THEREFORE, BE IT RESOLVED, that the Municipal Council of the Borough of Hawthorne does hereby ratify and reaffirm all previously adopted procedural rules, protocols and resolutions for the year 2010.

R-7-10 Introduced by Councilman Bennett

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

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

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

COMPLIANCE OFFICER DESIGNATION FOR THE BOROUGH OF HAWTHORNE: ERIC MAURER.

R-8-10 Introduced by Councilman Bennett

WHEREAS, the Borough Council of the Borough of Hawthorne will require professional services of a professional planner and has determined to award the same as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

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

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

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

WHEREAS, the Borough Council of the Borough of Hawthorne has previously retained the services of Joseph Burgis of Burgis Associates, to serve as planning consultant in a number of

contexts, including, most recently, the preparation of a Housing Element and Fair Share Plan in satisfaction of Hawthorne's obligation under the Fair Housing Act;

WHEREAS, the Borough of Hawthorne is obligated to complete preparation of its third round Housing Element and Fair Share Plan in accordance with the Fair Housing Act and COAH rule and regulation and adopt ordinances consistent therewith;

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

1. The Mayor and the Clerk of the Borough of Hawthorne are hereby authorized and directed to enter into a contract with Joseph Burgis and Burgis Associates, for professional planning services so as to undertake a preparation of a third round Housing Element and Fair Share Plan, in accordance with the written estimate for such work previously submitted by Mr. Burgis and at the rates established therein. Funds shall be allocated from the municipal budget as well as the Housing Trust established in the Borough of Hawthorne in accordance with COAH regulation. The final phase of the Housing Element and Fair Share Plan, as well as ordinances related to the same, authorized by this resolution, shall be at a cost not to exceed \$10,000.00 without further authorization of the Council.

R-9-10 Resolution Introduced by Councilman Bennett

WHEREAS, the Borough Council of the Borough of Hawthorne will require professional services of Labor and Employment Counsel for legal services and has determined to award the same as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

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

WHEREAS, the Clerk has determined and certified in writing that the value of the contract will not exceed \$17,500; and

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

WHEREAS, the Borough Council of the Borough of Hawthorne has previously retained the services of Frederic M. Knapp, Esq., to serve as legal counsel in connection with employment matters;

WHEREAS, Frederic M. Knapp, Esq., has submitted to the Borough of Hawthorne a duly completed Entity Disclosure Certification, which certifies that Frederic M. Knapp, Esq. and Knapp, Trimboli & Prusinowski, LLC have not made any reportable contributions to a political or candidate committee in the Borough of Hawthorne in the previous one year and that the contract will prohibit Frederic M. Knapp, Esq. and Knapp, Trimboli & Prusinowski, LLC from making any reportable contributions during the term of the contract;

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

1. The Mayor and the Clerk of the Borough of Hawthorne are hereby authorized and directed to enter into a contract with Frederic M. Knapp, Esq., of the law firm of Laufer, Knapp, Torzewski & Dalena, L.L.C., for legal services as Labor and Employment Counsel for the period of January 1, 2010, through December 31, 2010, in accordance with the attached contract. The scope of services shall be as determined by the Administration on a case-by-case or assigned basis. Compensation shall be at the rate set forth in the contract as annexed, it being understood that billing for services shall not include travel time as any part thereof.

R-10-10 Introduced by Councilman Bennett

WHEREAS, the Municipal Council of the Borough of Hawthorne has the need for the services of a Registered Municipal Accountant for the purpose of performing the 2009 Annual Audits pursuant to NJSA 40A:5-4, et seq., has been determined to award the same as a non-fair and open contract pursuant to the provisions of NJSA 19:44A 20.5; and

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

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

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

WHEREAS, Joseph Kelly, CPA, RMA, PSA. And the firm of Suplee, Clooney & Company, has submitted a proposal and contract for said accounting services, said contract to be available for inspection in the office of the Borough Clerk; and

WHEREAS, Joseph Kelly has submitted to the Borough of Hawthorne a duly completed Entity Disclosure Certification which certifies that Joseph Kelly and Suplee, Clooney & Company. Has not made any reportable contributions to a political or candidate committee in the Borough of Hawthorne in the previous one year and that the contract will prohibit Joseph Kelly and Suplee, Clooney & Company from making any reportable contributions during the term of the contract;

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

1. The Mayor and the Clerk of the Borough of Hawthorne are hereby authorized and directed to enter into a contract with Joseph Kelly and Suplee, Clooney & Company, for accounting services for the year 2009, in accordance with the attached contract and at the rate of compensation as set forth in the contract as annexed.

2. The contract is entered into without competitive bidding as "Professional Service," pursuant to the Local Public Contracts Law as this is a professional service within the meaning of the law.

3. The award of this contract is subject to certification of funds by the Chief Financial Officer.
4. Notice of this award or a copy of the Resolution shall be published in the official newspaper of the Borough of Hawthorne within ten (10) days of passage as required.

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

R-11-10 Introduced by Councilman Bennett

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

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

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

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

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

WHEREAS, David Vozza has submitted to the Borough of Hawthorne a duly completed Entity Disclosure Certification which certifies that David Vozza and The Vozza Agency, Inc. has not made any reportable contributions to a political or candidate committee in the Borough of Hawthorne in the previous one year and that the contract will prohibit David Vozza and The Vozza Agency, Inc. from making any reportable contributions during the term of the contract; NOW THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Hawthorne, County of Passaic, State of New Jersey, as follows:

1. The Mayor and the Clerk of the Borough of Hawthorne are hereby authorized and directed to enter into a contract with David Vozza and the Vozza Agency, Inc., for risk management services for the year 2010, in accordance with the attached contract and at the rate of compensation as set forth in the contract as annexed.
2. The contract is entered into without competitive bidding as "Professional Service," pursuant to the Local Public Contracts Law as this is a professional service within the meaning of the law.
3. The award of this contract is subject to certification of funds by the Chief Financial Officer.

4. Notice of this award or a copy of the Resolution shall be published in the official newspaper of the Borough of Hawthorne within ten (10) days of passage as required.

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

R-12-10 Introduced by Councilman Bennett

WHEREAS, the Municipal Council of the Borough of Hawthorne has the need for the services of a Borough Attorney for the purpose of performing legal services for year 2010, pursuant to NJSA 40A:5-4, et seq., has been determined to award the same as a non-fair and open contract pursuant to the provisions of NJSA 19:44A 20.5; and

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

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

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

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

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

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

1. The Mayor and the Clerk of the Borough of Hawthorne are hereby authorized and directed to enter into a contract with Michael Pasquale Esq. for services for the year 2010, in accordance with the attached contract and at the rate of compensation as set forth in the contract as annexed.
2. The contract is entered into without competitive bidding as "Professional Service," pursuant to the Local Public Contracts Law as this is a professional service within the meaning of the law.
3. The award of this contract is subject to certification of funds by the Chief Financial Officer.

4. Notice of this award or a copy of the Resolution shall be published in the official newspaper of the Borough of Hawthorne within ten (10) days of passage as required.

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

R-13-10 Introduced by Councilman Bennett

WHEREAS, the Borough of Hawthorne is obligated to achieve compliance with the Fair Housing Act and satisfy its obligation to provide the realistic opportunity for the development of low and moderate income housing including the rehabilitation of existing substandard units of housing in the Borough of Hawthorne; and

WHEREAS, in accordance with the Fair Housing Act, the Borough has engaged the services of Community Grants and Planning, Inc., to serve as administrator of its Rehabilitative Housing Program; and

WHEREAS, the Borough Council of the Borough of Hawthorne has determined to award a contract for administration of its Rehabilitative Housing Program as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, Community Grants and Planning has agreed to continue to serve in such capacity in accordance with the same terms and conditions previously set forth in a proposal submitted by said entity; and

WHEREAS, the provision of such services is not subject to the Local Public Contracts Law as such services are professional in nature, therefore not requiring the solicitation of bids; and

WHEREAS, the anticipated cost of such services, as certified by the Municipal Clerk, is not anticipated to exceed \$17,500 per year, thereby exempting the same from the terms of NJSA 19:44-20.5, et seq.;

NOW THEREFORE IT IS HEREBY RESOLVED, by the Municipal Council of the Borough of Hawthorne that it does retain

Community Grants and Planning, Inc.,
569 Abbington Drive,
East Windsor, NJ 08520

to serve as administrator of its Rehabilitative Housing Program in accordance with the Professional Services Agreement previously submitted; and

BE IT FURTHER RESOLVED, that the Municipal Council does authorize the Mayor and Clerk to execute and deliver the aforesaid contract as and for the act of the Borough of Hawthorne, subject to receipt of a Business Disclosure Entity Certification and Determination of Value, the same to be placed on file with a true copy of this resolution.

R-14-10 Introduced by Councilman Bennett

WHEREAS, on December 18, 2009, the Borough of Hawthorne received bids for providing and planting trees in the Borough of Hawthorne authorized by the 2009 Municipal Budget, Shade Tree Appropriation; and

WHEREAS, the bids have been received and reviewed by the Administration and they have recommended the low, responsive bid of:

Pat Scanlon Landscaping, Inc.
14 Plains Drive
New City, New York

in the amount of \$26,328.00.

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

R-15-10 Introduced by Councilman Bennett

WHEREAS, the Municipal Council of the Borough of Hawthorne has the need for the services of a Borough Engineer for the purpose of performing the engineering services for year 2010, pursuant to NJSA 40A:5-4, et seq., has been determined to award the same as a non-fair and open contract pursuant to the provisions of NJSA 19:44A 20.5; and

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

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

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

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

WHEREAS, Stephen Boswell, Ph.D. has submitted to the Borough of Hawthorne a duly completed Entity Disclosure Certification which certifies that the firm of Boswell McClave Engineering has not made any reportable contributions to a political or candidate committee in

the Borough of Hawthorne in the previous one year and that the contract will prohibit Boswell McClave Engineering from making any reportable contributions during the term of the contract; NOW THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Hawthorne, County of Passaic, State of New Jersey, as follows:

1. The Mayor and the Clerk of the Borough of Hawthorne are hereby authorized and directed to enter into a contract with Stephen Boswell, Ph. D. for services for the year 2010, in accordance with the attached contract and at the rate of compensation as set forth in the contract as annexed.
2. The contract is entered into without competitive bidding as "Professional Service," pursuant to the Local Public Contracts Law as this is a professional service within the meaning of the law.
3. The award of this contract is subject to certification of funds by the Chief Financial Officer.
4. Notice of this award or a copy of the Resolution shall be published in the official newspaper of the Borough of Hawthorne within ten (10) days of passage as required.

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

R-16-10 Introduced by Councilman Bennett

WHEREAS, the Borough Council of the Borough of Hawthorne will require professional services of Bond Counsel for legal services and has determined to award the same as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

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

WHEREAS, the Clerk has determined and certified in writing that the value of the contract will not exceed \$17,500; and

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

WHEREAS, the Borough Council of the Borough of Hawthorne has previously retained the services of McManimon and Scotland, to serve as legal counsel in connection with bond matters;

WHEREAS, McManimon and Scotland has submitted to the Borough of Hawthorne a duly completed Entity Disclosure Certification, which certifies that the firm and its individual members have not made any reportable contributions to a political or candidate committee in the Borough of Hawthorne in the previous one year and that the contract will prohibit McManimon and Scotland and its members from making any reportable contributions during the term of the contract;

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

1. The Mayor and the Clerk of the Borough of Hawthorne are hereby authorized and directed to enter into a contract with McManimon and Scotland for legal services as Bond Counsel for the period of January 1, 2010, through December 31, 2010, in accordance with the attached contract.

The scope of services shall be as determined by the Administration on a case-by-case or assigned basis but nevertheless subject to approval by the council. Compensation shall be at the rate set forth in the contract as annexed.

2. The contract is entered into without competitive bidding as "Professional Service," pursuant to the Local Public Contracts Law as this is a professional service within the meaning of the law.

3. The award of this contract is subject to certification of funds by the Chief Financial Officer.

4. Notice of this award or a copy of the Resolution shall be published in the official newspaper of the Borough of Hawthorne within ten (10) days of passage as required.

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

R-17-10 Introduced by Councilman Bennett

WHEREAS, the Municipal Council of the Borough of Hawthorne previously undertook a search so as to identify and retain the services of a grant writer having expertise in researching availability of funds, identifying needs of the Borough and pursuing the same on behalf of the Borough; and

WHEREAS, as a result of such search, the Municipal Council awarded a contract to Capital Alternatives of New Milford to serve as grant writers in the Borough of Hawthorne; and

WHEREAS, the Borough, based upon recommendation of the Borough Attorney, had determined that it may award a contract without necessity of public bidding in accordance with the Local Public Contracts Law, it being the opinion of the Borough Attorney that the same constitutes Extraordinary Unspecified Services, that being services that are specialized in nature, requiring expertise, training and experience, including a proven track record in the area in question; and

WHEREAS, of the Borough of Hawthorne has determined to continue its relationship with Capital Alternatives and has determined to award a contract for grant writing as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the anticipated cost of such services, as certified by the Municipal Clerk, is anticipated to exceed \$17,500 per year, thereby requiring compliance with the terms of NJSA 19:44-20.5, et seq.;

NOW THEREFORE IT IS HEREBY RESOLVED, by the Municipal Council of the Borough of Hawthorne that it does retain

Capital Alternatives Corporation,
Demarest House
618 River Road,
New Milford, NJ 07646

to provide grant writing and related services, all in accordance with the proposal submitted by the said company annexed hereto and incorporated by reference; and

BE IT FURTHER RESOLVED, that the Municipal Council does authorize the Mayor and Clerk to execute and deliver the aforesaid contract as and for the act of the Borough of Hawthorne, subject to receipt of a Business Disclosure Entity Certification and Determination of Value, the same to be placed on file with a true copy of this resolution as well as compliance with all terms of N.J.S.A. 19:44-20.5, et seq; and

BE IT FURTHER RESOLVED, that the award of contract is subject to review of the contract by the Borough Attorney and modification as he may determine appropriate as well as verification of funds as may be required by the Chief Financial Officer.

Council President Bertollo entertained a motion to approve the Consent Agenda, moved by Councilman Bennett, seconded by Councilman Wojtecki. On a roll call, all voted yes.

NEW BUSINESS

NB-1 Approval of Used Car License Renewals for the year 2010

NB-2 Approval of Amusement Device Renewals for the year 2010

Council President entertained a motion to approve NB-1 and NB-2, moved by Councilman Bennett, seconded by Councilman Mele. Councilman Wojtecki questioned RES Associates on Wagaraw Road, if the classification has changed from a used to a wholesale lot. Borough Clerk Witkowski replied that this classification has not changed. Attorney Pasquale recommended that Council give a temporary approval for twenty days for a wholesale license, subject to an inspection and a report. On a roll call vote, all voted yes.

NB-3 Temporary/Conditional Wholesale License for RES Automotive for twenty days,
January 1-January 20, 2010

Council President Bertollo entertained a motion to approve NB-3, moved by Councilman Mele, seconded by Councilman Sinning. On a roll call vote all voted yes.

MISCELLANEOUS

There was no discussion.

BILLS

VENDOR	CHECK#	TOTAL	DESCRIPTION
CURRENT FUND			
MARY JEANNE HEWITT	9365	300.00	PETTY CASH
MORRIS COUNTY MUNI JT INS FUND	9366	214,329.34	MUNICIPAL INSURANCE
NO JERSEY MUNI EMPL BNFT FUND	9367	<u>128,175.00</u>	GROUP INSURANCE
TOTAL CURRENT		\$ 342,804.34	
WATER OPERATING			
MORRIS COUNTY MUNI JT INS FUND	8049	35,000.00	MUNICIPAL INSURANCE
NO JERSEY MUNI EMPL BNFT FUND	8050	<u>50,000.00</u>	GROUP INSURANCE
TOTAL WATER OPERATING		\$ 85,000.00	
TOTAL BILL LIST		<u>\$ 427,804.34</u>	

Council President Bertollo entertained a motion to approve the bills and forward them to the Treasurer for payment, moved by Councilman Matthews, seconded by Councilman Wojtecki. On roll call, all said 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.

Seeing no one, Council President Bertollo entertained a motion to close the public portion, moved by Councilman Matthews, seconded by Councilman Sinning. On roll call, all voted yes.

Mayor Goldberg thanked Borough Clerk, Deputy Borough Clerk and Charlene Elvin for their time and effort that they gave in making sure that today's meeting ran smoothly. Council President Bertollo also thanked Alan Ackerman, our in-house photographer and producer.

BENEDICTION

Council President Bertollo invited Pastor Howard Van Dyk, Jr. to give the benediction.

ADJOURNMENT

Council President Bertollo announced that refreshments are being served after the meeting and also thanked the Borough Clerk, Deputy Clerk and Charlene Elvin for their efforts in putting the meeting together.

Council President Bertollo entertained a motion to adjourn the meeting at 2:27 p.m., moved by Councilman Wojtecki, seconded by Councilman Sinning. On roll call all voted yes.

Council President Bertollo indicated that the next regular council meeting will be on Wednesday, January 20, 2010. The work session will begin at 7:00 p.m. and the regular meeting will begin at 8:00 p.m.

John Bertollo
Council President

Susan Witkowski
Borough Clerk