

October 6, 2010
Hawthorne, NJ

The Regular Meeting of the Municipal Council of the Borough of Hawthorne was held on the above date at 8:25 p.m., in the Council Meeting Room of the Municipal Building, 445 Lafayette Avenue, Hawthorne, New Jersey. Present were Council President Bertollo and Council Vice President Matthews, Councilpersons Bennett, Lane, Mele, Sinning, and Wojtecki. Also present were Mayor Goldberg, Borough Administrator Maurer, Borough Attorney Pasquale, Chris Nash, Project Manager of Boswell Engineering, and Borough Clerk Witkowski. Director of Revenue and Finance Hewitt was absent.

FLAG SALUTE

Council President Bertollo invited all present to join him in the flag salute. A moment of silence was recognized in memory of Tyler Clementi.

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, Herald News, The Record, The Gazette, and all persons who have requested the mailing of such schedule, and a copy of said schedule has remained on file in the office of the Borough Clerk from and since December 16, 2009.

APPROVAL OF MINUTES

Council President Bertollo entertained a motion to approve the minutes of the Regular Meeting of September 15, 2010 and Bid Minutes of September 22, 2010 for Collection Type 10 and Type 13 Solid Waste Recyclables, moved by Councilman Wojtecki, seconded by Councilman Mele. On roll call, all said yes. Council President Bertollo and Councilman Lane abstained on the minutes of the Regular Meeting of September 15, 2010.

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.

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

ADOPTION OF ORDINANCES

ORDINANCE NO. 2027-10 for Adoption

AN ORDINANCE AMENDING ORDINANCE NO. 2020-10 TO FIX THE SALARIES, WAGES AND COMPENSATION OF THE EMPLOYEES OF THE BOROUGH OF HAWTHORNE, COUNTY OF PASSAIC AND STATE OF NEW JERSEY

Public Hearing

I will now open the meeting to the public. If anyone desires to be heard regarding Ordinance No. 2027-10 please raise your hand to be recognized, come forward to the microphone and state your name and address for the record.

Seeing no one, Council President Bertollo entertained a motion that the public hearing on Ordinance No. 2027-10 be closed and that it be resolved that this ordinance was posted on the bulletin board on which public notices are customarily posted and published in the Hawthorne Press. Copies of said ordinance were made available to the general public.

Now, therefore, be it resolved that this ordinance be adopted and the Clerk is authorized to advertise the same according to law. Motion was moved by Council Vice President Matthews, seconded by Councilman Mele. On roll call, all voted yes.

OLD BUSINESS

Council President Bertollo asked if there was old business to discuss. No issues were raised.

NEW BUSINESS

Council President Bertollo asked if there was new business to discuss. Council President Bertollo stated that NB-1 was pulled from the agenda and would be referred back to the Planning Board.

No additional new business was raised.

ADMINISTRATIVE AGENDA

Mayor Goldberg thanked everyone who made Hawthorne Day such a great success. Charlene Elvin, the DPW Department, the Police and Fire Departments, Ambulance Corp. and Auxiliary Police were excellent. Mayor Goldberg thanked the Borough of Fair Lawn for their stage and the Passaic County Sherriff Department for traffic control and clean-up on Sunday. Thank you to the sponsors, who made the day possible. Hawthorne Day was at no cost to the taxpayers and realized a small profit, which will be put back into equipment for next year. Mayor Goldberg thanked the vendors, the bands and Garden State Fireworks for a great show.

The DVRT Program held a candlelight vigil on Wednesday, September 29th and a 5k run on Sunday, October 3rd. Mayor Goldberg apologized for being unable to attend the kick off of the 5k race on Sunday morning. Congratulations to Planning Board Attorney, William Monahan, for finishing second in the over sixty group.

Mayor Goldberg expressed condolences to DPW Director, Joseph Clementi, on the passing of his son, Tyler Clementi by the entire Borough.

MAYOR'S APPOINTMENT

Mayor Goldberg appointed, Michael Phillips, to Permanent Patrolman as of August 31, 2010. Council President Bertollo entertained a motion to record the appointment. Motion was moved by Vice President Matthews, seconded by Councilman Bennett. On roll call, all voted yes.

Oath of Office was administered by Mayor Goldberg.

REPORTS

Mayor Goldberg called upon Attorney Pasquale for his report.

Borough Attorney Pasquale reported on the following. Attorney Pasquale expressed condolences for the loss of Tyler Clementi, Dorothy Brockhart, previous Borough Deputy Clerk, and Mrs. Mele, mother of Councilman Mele. Congratulations to Michael Phillips and his family. October is Breast Cancer Awareness month. A letter was sent to the Division of Pensions before the end of September.

This concluded Attorney Pasquale's report.

Mayor Goldberg called upon Chris Nash, Project Manager of Boswell Engineering for his report.

Mr. Nash reported on the following:

Veteran's Field Lighting – Project is completed. The contractor has submitted his operation tutorial to the Borough. Final step will be a test to ensure that the lighting levels are balanced.

Van Winkle Avenue Section 2 – Project is completed. Punch list items are currently being addressed.

Goffle Hill Force Main – Project is completed. Punch list items are currently being addressed.

2010 Road Improvement Program – Project is 80% to 85% complete. The President of Arnold's Roads has been present at the site, approximately 80% to 90% of the time, which is in excess of the required 75%. Lynack Road, off of Goffle Road, will be paved in parallel with Brockhuizen Lane. There will be a delay due to logistics. The drainage on

Brockhuizen Lane is complete and work has begun on the curb. Work is expected to be completed at the end of October.

Christian Health Care Center – Application is scheduled to be discussed at the Wyckoff October 21st meeting. Main agenda item will be when the application will be heard by the Wyckoff Board of Adjustment. The Ridgewood Water Company is investigating the construction of an elevated tank at the Christian Health Care Center site.

Goffle Brook Bank Stabilization – A meeting was held with the County. Issues were raised by the State Historic Preservation as they related to the Warburton Avenue Bridge and the Rea Avenue culverts. The DEP State Historic Preservation Office requested that the culverts be included. The Borough originally wanted to protect the banks from erosion and the Historic Preservation Office required that elements used in the original design of the park be included. The DEP has reversed their original position in regard to the mowing of the park, causing a re-design of all of the plantings at the top of the bank. The project is on-going and there is a specified scope and direction.

Drainage Improvement Project – A pre-construction meeting was held on September 21st. The contractor will not start until December 2010 but will meet the deadline of April 2011.

This concluded Mr. Nash's report.

Mayor Goldberg called on Borough Administrator Maurer for his report.

Administrator Maurer reported on the following. Borough Administrator Mauer expressed his condolences to both previous and current Borough employee families on the loss of their loved ones.

Borough Administrator Mauer stated he would be reporting on behalf of Director of Revenue and Finance Hewitt. The Borough sold \$1.5 million Bond Anticipation Notes on September 28th at an effective interest rate of 1.12%. These notes cover capital Ordinances for the 2008 and 2009 road programs and the Municipal Building HVAC project.

The annual tax sale was held on September 28th. A total of 30 liens were sold in comparison to a total of 10 liens for last year, which is a reflection on the state of the economy. All liens were sold and the Borough received all monies due, leaving no balance in Municipal liens. The total amount collected this year was \$197,000 in comparison to \$78,000 last year.

At the previous Council meeting, a resident spoke about his third quarter water bill quadrupling over the last four years. Since 2008, water rates have increased by approximately 49% after having no rate increase in the previous four years. The rate increase was necessary to cover rising operating costs in personnel and electricity, and to cover debt service for the utility's aging capital plan. Rate increases were also necessary due to the decline in water sales over the last few years. Approximately 80% of the utility's costs are fixed costs and do not decline when usage drops, even though revenues do. The State budget rules that the utility be self liquidating. These factors were

presented in detail to the Council when they voted unanimously to approve the recent rate increases. In this particular case, the resident's usage in the third quarter 2010 tripled from that of third quarter in 2006, which was the primary reason for the increase in his water bill. Despite the recent water rate increases, water rates in Hawthorne are lower than Haledon, Ridgewood, Fair Lawn, Elmwood Park, Waldwick, Clifton, Paterson and Passaic. Rates in those communities are from 11% to 97% higher than Hawthorne rates.

The Borough's 2010 Best Practices checklist was submitted to the State last week with seventy seven yes answers out of eighty eight, which is one more than needed for full funding of State aid. A memo is included in the Council's package tonight, which outlines the recommended next steps to ensure the Borough continues to be eligible for 100% funding in the future. Residents may review the Borough's submission online at www.hawthornenj.org.

A report on the 2010 operations of the swimming pool has been distributed to the Council via email and was provided to the Board of Recreation for their next meeting. The report may also be retrieved online on the Borough website. Revenues were up \$19,000 or 17% from 2009 due to a 10% rate increase and the hot weather in the summer.

The Bid minutes for the garbage recycling have been distributed this evening. As discussed in the work session, the three low bidders are well below the 20% increase. The lowest two bidders are reductions to what the Borough has been paying in the past five years. Bids are being carefully reviewed and an award recommendation is expected for the next Council meeting.

A Request for Proposal for the purchase of the Borough's recyclable material was issued today. This contract is exempt from bidding under the local public contracts law but the Borough decided to issue on the basis of being fair and open and to get the maximum competition. Proposals are due on October 22, 2010.

The Borough's consultant, Camp Dresser McKee, has completed a draft of the energy audit and has been reviewed by Public Works Director and Chairperson of the Environmental Commission. There are three Resolutions on tonight's agenda necessary to add the Pump House to the list of buildings, but these Resolutions will not delay the completion of the report. The improvement with the best pay back on the capital outlay is energy efficient lighting in various buildings. Borough Administrator Mauer has contacted the pre-approved contractor for Passaic County under the State's direct install program. There is funding for incentive grants that would further improve the payback period if work is completed by the end of this year. Borough Administrator Mauer requested a meeting with Finance or the Public Works Committee, whichever the Council deems appropriate to discuss. According to Passaic County, the Bid notice for the joint energy purchase with the County and other municipalities should be going out within the next week.

The Borough is hiring a replacement employee with a CDL for up to six months to replace an employee in DPW on long term leave. Applications are available online at www.hawthornenj.org and should be submitted as soon as possible to the Administration Office.

The Police Department received notice today that they will receive \$3,023 from the State of New Jersey Body Armor Replacement Fund Program. This should allow for the purchase of four vests for the Borough Police. A resolution to add this to the Borough budget will be presented at an upcoming meeting.

The Borough's Auction of bicycles and surplus property will occur on October 13, 2010. The auction will begin at the DPW yard with Police vehicles and then at Police garage for bicycles, office furniture and equipment. A complete listing can be found on the Borough website, www.hawthornenj.org.

Preparation of the Borough's 2011 budget has begun. Finance has finished filling out base data on the request forms, which will be distributed to departments tomorrow along with instructions on completion. All departments will need to adhere to the 2% budgetary cap.

This concluded Borough Administrator Maurer's report.

Mayor Goldberg asked if there were any questions.

Councilman Bennett stated he is concerned about the drainage project starting in December and making the April completion date, due to the unpredictability of the weather. Engineer Nash indicated that they believe the contractor will be able to meet the date and weather should not impact the project unless there is blizzard conditions. The idea of ending in the spring is so they may re-pave once all work is completed. Working over the winter will allow the trenches to settle before paving. The late start was not due to the Borough getting the easements. The specifications only indicated a completion date. The contract includes a clause for liquidated damages but no other penalties.

Councilman Lane stated that he had a discussion with Borough Engineer Boswell in regard to the Rea Avenue Reform Church. There is constant puddling in front the church even in light rain, where there are two handicap ramps. Mayor Goldberg requested that the issue be placed on the list for Engineer Nash.

Councilman Mele asked Engineer Nash if the additional charge for Brockhuizen Lane was in the plans. Engineer Nash indicated the project was placed out to bid in conjunction with the County obtaining a connection permit. The County had some changes to the plan, which amounted to a \$5,500 reimbursement to the Borough. The County wanted to fix drainage issues that had been identified. The catch basin on the north curb does not fit with the new curb return, so there is a larger radius and the inlet will get moved up. Councilman Mele asked if the taxpayers will be paying for the change. Mayor Goldberg stated that the County will be paying for the cost. Engineer Nash stated that the County will be paying 60% to 65% of the cost and there would most likely be negative change orders that would reduce the total cost.

Councilman Wojtecki asked Borough Administrator Mauer to clarify pool revenues. Administrator Mauer indicated that the budget was conservative and revenues this year

were anticipated to be less. Councilman Wojtecki requested that the number be sent to him and asked which Committee reviews the rates and other issues. Council President Bertollo stated that the Finance Committee would review but the Board of Recreation still receives the annual report.

Councilman Wojtecki invited all to attend the Eighth Grade Soccer Game to be held on Friday, October 8th. The Eighth Grade boys will be challenging the Eighth Grade girls. All children are asked to attend at 6:30 p.m. The admission fee is suggested at \$5.00 and pizza will be for sale.

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

INTRODUCTION OF ORDINANCES

ORDINANCE NO. 2029-10 for Introduction

AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT THE CODE OF THE BOROUGH OF HAWTHORNE TO REVISE A PORTION OF CHAPTER 95, FEES, AND SPECIFICALLY BOROUGH CLERK FEES, SO AS TO COMPLY WITH THE PROVISIONS OF THE OPEN PUBLIC RECORDS ACT

BE IT RESOLVED, that Ordinance No. 2029-10 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 November 3, 2010, 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 Mele, seconded by Councilman Lane. Councilman Sinning stated that the Ordinance Committee was not in favor of this Ordinance but did not have an option due to State regulations. Councilman Wojtecki indicated that the discrepancy between the Clerk fees and the Police and Court Records Bureau is not comparable. On roll call, all voted yes.

ORDINANCE NO. 2030-10 for Introduction

AN ORDINANCE TO AMEND AND SUPPLEMENT PARTS OF CHAPTER 60, ALCOHOLIC BEVERAGES, CHAPTER 74, BINGO AND RAFFLES AND CHAPTER 152, PEDDLING, CANVASSING, SOLICITING AND ITINERANT VENDING, OF THE CODE OF THE BOROUGH OF HAWTHORNE SO AS TO AUTHORIZE ISSUANCE OR PROCESSING OF LICENSES OR PERMITS BY THE BOROUGH CLERK

BE IT RESOLVED, that Ordinance No. 2030-10 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 November 3, 2010, 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 Wojtecki. Councilman Wojtecki requested, as discussed at the Work Session, that all comments on Borough Clerk Witkowski's report be incorporated into the Ordinance. Council President Bertollo indicated that Borough Attorney Pasquale will follow up. On roll call, all voted yes.

ORDINANCE NO. 2031-10 was pulled from Agenda

AN ORDINANCE TO AMEND CHAPTER 3 OF THE CODE OF THE BOROUGH OF HAWTHORNE, CLERK, SO AS TO FIX THE TERM OF APPOINTMENT OF THE DEPUTY CLERK AS A ONE YEAR TERM

ORDINANCE NO. 2032-10 for Introduction

BOND ORDINANCE TO FINANCE GRANTS FOR THE REHABILITATION OF SUBSTANDARD HOUSING BY THE BOROUGH OF HAWTHORNE, IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING \$90,000 AND AUTHORIZING THE ISSUANCE OF \$85,700 BONDS OR NOTES TO FINANCE A PORTION OF THE COST.

BE IT RESOLVED, that Ordinance No. 2032-10 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 November 3, 2010, 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 Mele, seconded by Councilman Lane. Councilman Sinning stated that the Ordinance Committee was not in favor of this Ordinance but did not have an option due to State regulations. On roll call, all voted yes.

CONSENT AGENDA – MR07-10, MR08-10, R176-10 through R193-10

MR 07-10 Resolution, Introduced by Councilman Mele

WHEREAS, the County of Passaic, Division of Alcoholism, Drug Abuse and Addiction services, is seeking applications from municipal alliances for funding; and

WHEREAS, the sum of \$27,700.00 has been allocated for the Hawthorne Municipal Alliance for the Prevention of Alcoholism and Drug Abuse for the Year 2011; and

WHEREAS, a condition of the grant requires that the borough provide an In-Kind Match of \$20,775.00 and a Cash Match of \$6,925.00;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Borough of Hawthorne accepts the grant from the County of Passaic, Division of Alcoholism, Drug Abuse and Addiction Services for the year 2011 in the amount of \$27,700.00, broken down as follows:

County Grant	\$27,700.00
Cash Match	6,925.00
In Kind Match	20,775.00

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are hereby authorized to execute a grant application, agreement and any other documents with the County of Passaic, Division of Alcoholism and Drug Abuse that may be required to accept and implement this grant.

MR 08-10 Resolution, Introduced by Councilman Mele

WHEREAS, a number of public entities in the State of New Jersey have joined together to form the **North Jersey Municipal Employee Benefits Fund**, hereafter referred to as "FUND", as permitted by N.J.S.A. 11:15-3, 17:1-8.1, and 40A:10-36 et seq., and;

WHEREAS, the FUND was approved to become operational by the Departments of Insurance and Community Affairs and has been operational since that date, and;

WHEREAS, the statutes and regulations governing the creation and operation of a joint insurance fund, contain certain elaborate restrictions and safeguards concerning the safe and efficient administration of the public interest entrusted to such a FUND;

WHEREAS, the governing body of Hawthorne, hereinafter referred to as "LOCAL UNIT" has determined that membership in the FUND is in the best interest of the LOCAL UNIT.

NOW, THEREFORE, BE IT RESOLVED that the governing body of the LOCAL UNIT hereby agrees as follows:

- i. Become a member of the FUND for the period outlined in the LOCAL UNIT's Indemnity and Trust Agreements.
- ii. Will participate in the following type (s) of coverage (s):
 - a.) Health Insurance as defined pursuant to N.J.S.A. 17B:17-4, the FUND's Bylaws, and Plan of Risk Management.
- iii. Adopts and approves the FUND's Bylaws.
- iv. Execute an application for membership and any accompanying certifications.

BE IT FURTHER RESOLVED, that the governing body of the LOCAL UNIT is authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying membership in the FUND as required by the FUND's Bylaws, and to deliver these documents to the FUND's Executive Director with the express reservation that these documents shall become effective only upon:

- i. Approval of the LOCAL UNIT by the FUND.
- ii. Receipt from the LOCAL UNIT of a Resolution accepting assessment.
- iii. Approval by the New Jersey Department of Insurance and Department of Community Affairs.

North Jersey Municipal Employee Benefits Fund

R176-10 Resolution, Introduced by Councilman Mele

Resolved: To ratify the actions of the Municipal Council of the Borough of Hawthorne payroll dated September 24, 2010.

CURRENT FUND	WT 888889	\$	238,557.92
WATER OPERATING FUND	WT 888889	\$	37,113.59
OTHER TRUST II FUND	WT 888889	\$	38,879.82
ORDINANCE TOTAL	WT 888889	\$	-
			\$ 314,551.33
TOTAL PAYROLL			
CURRENT FUND TO PAYROLL/FICA	WT 888889	\$	8,540.11
WATER OPERATING FUND TO PAYROLL/FICA	WT888889	\$	5,000.00
			\$ 13,540.11
TOTAL FICA			

R177-10 Resolution, Introduced by Councilman Mele

WHEREAS, an appeal was filed with the New Jersey State Tax Court for a reduction of the assessed value of property and a settlement was agreed upon as follows:

<u>Block/Lot</u>	<u>Original Assessment</u>	<u>Judgement</u>	<u>Difference</u>	<u>Overpayment</u>
2009				
106/2	\$603,700.	\$583,700.	\$20,000.	\$935.20
Henry LaCap, Esq. Trustee for Chase Bank #93241 329 Lafayette Ave., Hawthorne, N.J.				

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that the Treasurer be authorized to issue a refund for the overpayment of taxes for 2009 in accordance with the state judgment.

R178-10 Resolution, Introduced by Councilman Mele

WHEREAS: a payment was received for Block 287 Lot 3 Qual C0210 for property located at 19 Goffle Brook Court, and

WHEREAS: the payment was inadvertently returned to the sender,

NOW, THEREFORE, BE IT RESOLVED: that the Municipal Council of the Borough of Hawthorne authorize the Tax Collector to cancel the interest showing for the 3rd quarter of 2010 in the amount of \$53.84.

R179-10 Resolution, Introduced by Councilman Mele

WHEREAS, difficult times demand difficult choices, and facing an unprecedented revenue gap this year, Governor Christie introduced, and the Legislature passed, a budget that cut municipal property tax relief funding by about \$450 million, from last year’s already reduced totals; and

WHEREAS, realizing that a 20% cut in revenue replacement funding, instead of the statutorily required increase, would present a serious challenge to local budget makers, Governor Christie intended to provide local officials with meaningful tools to limit the, otherwise devastating, impact of the cuts; and

WHEREAS, the Governor’s “Tool Kit to Meet Today’s Fiscal Challenges” was supposed to accomplish six objectives: collective bargaining reform; pension and benefits reform; civil service reform; management reform; a constitutional cap on increases in spending for direct State government services; and a constitutional cap on property tax increases; and

WHEREAS, Governor Christopher Christie and the State Legislature have agreed on and enacted a 2% statutory cap for annual property tax levy increases; and

WHEREAS, the Governor was correct when he said, ‘New caps without the toolkit are unworkable.’ and

WHEREAS, current rules on binding interest arbitration have prevented municipalities both from effectively limiting increases in police salaries and from implementing changes in health benefits coverage to stem skyrocketing costs for those benefits; and

WHEREAS, with the cuts assured in the State’s new budget and with bi-partisan agreement reached on new property tax caps, New Jersey Mayors - from municipalities, large and small, and from all around our Garden State – still wait for Trenton policy makers to enact meaningful local government cost containment reforms; now therefore be it

RESOLVED, that the Borough Council of the Borough of Hawthorne calls for immediate passage of the “Toolkit” reforms and mandates relief, including, but not limited to interest arbitration reform, civil service reforms, public employee pension and benefits, disciplinary procedures, school and special district elections, reforms to the Fair Housing Act and the Council on Affordable Housing and mandates relief; and

BE IT FURTHER RESOLVED, that statutory arbitration reforms must limit the full economic impact of awards to conform to the 2% cap; and

BE IT FURTHER RESOLVED, that statutory Health benefit reforms must conform future health benefit costs to the 2% cap; and

BE IT FURTHER RESOLVED, that municipal revenues, such as the Energy Tax, which are now collected by, and diverted to, the State, but which are legally intended for municipal property tax relief, must be constitutionally dedicated for their original purpose; or in the alternative, those taxes should be reformed to allow collection directly by municipalities; and

BE IT FURTHER RESOLVED, that the Administration and Legislature must advance immediate mandates relief initiatives to assist municipalities in managing within the 2% cap; and

BE IT FURTHER RESOLVED, that the Administration and Legislature must advance reforms to the Fair Housing Act and the Council on Affordable Housing (COAH); and

BE IT FURTHER RESOLVED, that copies of this Resolution be forwarded to New Jersey Governor Christopher Christie, to Senate President Stephen Sweeney, to Assembly Speaker Sheila Oliver, to our State Senator, to our two Representatives in the General Assembly, and to the New Jersey League of Municipalities.

R180-10 Resolution, Introduced by Councilman Mele

WHEREAS, the Borough of Hawthorne has heretofore entered into a contract with 4 Clean-Up, Inc., for Improvements to Brockhuizen Lane in the Borough of Hawthorne authorized by Ordinance #1989-09, and,

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

Change Order No. 1

County Connection Requirement	\$9,750.00
-------------------------------	------------

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that the above-cited Change Order No. 1 increasing the amount of the payment required under said contract by the sum of \$9,750.00, 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.

R181-10 Resolution, Introduced by Councilman Mele

WHEREAS, via Resolution R90-10, the Borough of Hawthorne accepted a grant in the amount of \$25,500 from the New Jersey Board of Public Utilities Clean Energy Program for the purpose of conducting an energy audit of Borough facilities; and

WHEREAS, the energy audit contemplated under the original grant omitted the Borough's North Pump Station; and

WHEREAS, the Borough has requested and the Clean Energy Program has approved an amendment that would add \$3,945 to the grant, with no matching funds required of the Borough of Hawthorne, for the inclusion of the North Pump Station in the audit, bringing the total grant amount to \$29,445.; and

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Hawthorne, that the Borough accepts the amended New Jersey Board of Public Utilities Clean Energy Grant for a total amount of \$29,445;

BE IT FURTHER RESOLVED, that the Administration is authorized to execute any and all documents necessary for the Borough to receive this amended grant.

R182-10 Resolution, Introduced by Councilman Mele

WHEREAS: outstanding water rents were sold on September 28, 2010 in the amount of \$27.18 for Block 37 Lot 19 then assessed to Charles Tipper and the lien was purchased by Superior Tax Liens, LLC, 74 Two Bridges Road, Fairfield, N.J. 07004, and

WHEREAS: said lien was redeemed within ten days of the Tax Sale on September 28, 2010 in the amount of \$39.39, the lienholder is entitled to a refund of the lien of \$27.18, search fee of \$12.00 and interest of \$.21 for a total of \$39.39,

NOW, THEREFORE, BE IT RESOLVED: that the Collector of Taxes recommends a check be issued by the Treasurer from the Other Trust II/Trustee Account to Superior Tax Liens, LLC the amount of \$39.39.

R183-10 Resolution, Introduced by Councilman Mele

WHEREAS: outstanding water rents were sold on September 28, 2010 in the amount of \$75.82 for Block 104 Lot 22 then assessed to Joseph Geary and the lien was purchased by US Bank Cust for Pro Capital I, LLC, and

WHEREAS: said lien was redeemed within ten days of the Tax Sale on September 28, 2010 in the amount of \$76.20, the lienholder is entitled to a refund of the lien of \$75.82 and interest of \$.38 for a total of \$76.20,

NOW, THEREFORE, BE IT RESOLVED: that the Collector of Taxes recommends a check be issued by the Treasurer from the Other Trust II/Trustee Account to US Bank Cust for Pro Capital I, LLC in the amount of \$76.20.

R184-10 Resolution, Introduced by Councilman Mele

WHEREAS: outstanding water rents were sold on September 28, 2010 in the amount of \$49.02 for Block 181.01 Lot 24 then assessed to Rosemary Begyn and the lien was purchased by Isaac Moradi, 520 Elm St., Kearney, N.J. 07032, and

WHEREAS: said lien was redeemed within ten days of the Tax Sale on September 28, 2010 in the amount of \$49.24, the lienholder is entitled to a refund of the lien of \$49.02 and interest of \$.22 for a total of \$49.24,

NOW, THEREFORE, BE IT RESOLVED: that the Collector of Taxes recommends a check be issued by the Treasurer from the Other Trust II/Trustee Account to Isaac Moradi in the amount of \$49.24.

R185-10 Resolution, Introduced by Councilman Mele

WHEREAS: outstanding water rents were sold on September 28, 2010 in the amount of \$75.15 for Block 295 Lot 1.01 then assessed to Norma Walters and the lien was purchased by Superior Tax Liens, LLC, 74 Two Bridges Rd., Fairfield, N.J. 07004, and

WHEREAS: said lien was redeemed within ten days of the Tax Sale on September 28, 2010 in the amount of \$75.15, the lienholder is entitled to a refund of the lien of \$75.15,

NOW, THEREFORE, BE IT RESOLVED: that the Collector of Taxes recommends a check be issued by the Treasurer from the Other Trust II/Trustee Account to Superior Tax

Liens, LLC in the amount of \$75.15 and a check from the Other Trust I account for \$100.00 for the Premium paid.

R186-10 Resolution, Introduced by Councilman Mele

WHEREAS: outstanding water rents were sold on September 28, 2010 in the amount of \$3,137.63 for Block 221 Lot 5 then assessed to Leonardo & Maria Bullaro and the lien was purchased by Clemente Enterprises, LLC, P.O. Box 514, Lincoln Park, N.J. 07035, and

WHEREAS: said lien was redeemed within ten days of the Tax Sale on September 28, 2010 in the amount of \$3,137.63, the lienholder is entitled to a refund of the lien,

NOW, THEREFORE, BE IT RESOLVED: that the Collector of Taxes recommends a check be issued by the Treasurer from the Other Trust II/Trustee Account to Clemente Enterprises, LLC in the amount of \$3,137.63 and a check from the Other Trust I account for \$8,500.00 for the Premium paid.

R187-10 Resolution, Introduced by Councilman Mele

WHEREAS, the annual principal and interest payment for the General Serial Bonds 2009 has become due and payable on October 15, 2010.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that the Treasurer be and is hereby authorized, to wire funds in the amount of \$240,000.00 in payment of principal and \$22,535.00 in payment of interest from the Current Fund, made payable to Depository Trust Company.

R188-10 Resolution, Introduced by Councilman Mele

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

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

SECTION 1

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that the Borough of Hawthorne hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2010 in the sum of \$3,945.00 which item is now available as revenue for the Clean Energy Grant Program .

SPECIAL ITEM OF REVENUE OFF-SET WITH APPROPRIATIONS
Clean Energy Grant Program - \$3,945.00

pursuant to the provision of the statute; and

SECTION 2

BE IT FURTHER RESOLVED, that a like sum of \$3,945.00 be and is hereby appropriated under the caption of:

**OPERATIONS EXCLUDED FROM “CAPS”
PUBLIC AND PRIVATE PROGRAMS OFF-SET BY REVENUE
Clean Energy Grant Program \$3,945.00**

SECTION 3

BE IT FURTHER RESOLVED, that the above is the result of funds due to the Borough of Hawthorne, from the State of New Jersey, that were not available at the time of the adoption of the 2010 budget and are now available by law.

R189-10 Resolution, Introduced by Councilman Mele

WHEREAS, the Borough of Hawthorne applied and received a grant from the New Jersey Board of Public Utilities Clean Energy Program for the purpose of conducting an energy audit in the Borough of Hawthorne; and

WHEREAS, the Borough of Hawthorne also awarded a contract for conducting the energy audit to Camp Dresser McKee on May 19, 2010 in the amount of \$25,500.00; and

WHEREAS, additional funds are needed for adding North Pump Station in the amount of \$5,100.00 and the Borough of Hawthorne will be receiving additional grant funds from the New Jersey Board of Public Utilities in the amount of \$5,100.00; and

WHEREAS, Camp Dresser McKee proposes doing the additional work for the amount of \$3,945.00; and

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that the following contract be amended:

**Camp Dresser McKee
Two Penn Center Plaza
1500 JFK Boulevard, Suite 624
Philadelphia, PA 19102**

**Original Contract Amount: \$25,500.00
Additional Amount: \$ 3,945.00
Total Contract Amount: \$29,445.00**

BE IT FURTHER RESOLVED that the Municipal Council of the Borough of Hawthorne are hereby authorized to amend the contract with the above listed company.

R190-10 Resolution, Introduced by Councilman Mele

WHEREAS, there is a need to establish a change fund in connection with the annual Municipal Auction for sale of Municipal Assets.

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 against the Current Fund as follows:

Susan Witkowski	\$25.00
-----------------	---------

BE IT FURTHER RESOLVED, that the change fund so established shall be returned to the Treasury at the conclusion of the sale.

R191-10 Resolution, Introduced by Councilman Mele

WHEREAS, interfunds in the amount of \$4,924.65 and \$724.15 were created by certified check payments from outside lienholders, for the 2009 Tax Sale, between the Current Fund, the Assessment Trust Fund and Water Operating Funds, respectively.

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 interfunds by transferring \$4,924.65 from the Current Fund to the Assessment Trust Fund and \$724.15 from the Current Fund to the Water Operating Fund

R192-10 Resolution, Introduced by Councilman Mele

WHEREAS, The Municipal Clerk is submitting the following Plenary Retail Consumption License Renewal Applications for renewal approval for the license renewal term 2009-2010

Lic#1604-33-017-007	67 Goffle Road Corporation	125 East Prospect Street
---------------------	----------------------------	--------------------------

NOW, THEREFORE, BE IT RESOLVED, that the Hawthorne Municipal Council, of the Borough of Hawthorne, has no objection to the renewal of these licenses and is not aware of any circumstances that would prohibit the renewal of said licenses.

R193-10 Resolution, Introduced by Councilman Mele

WHEREAS, The Municipal Clerk is submitting the following Plenary Retail Consumption License Renewal Applications for renewal approval for the license renewal term 2010-2011

Lic#1604-33-017-007	67 Goffle Road Corporation	125 East Prospect Street
---------------------	----------------------------	--------------------------

NOW, THEREFORE, BE IT RESOLVED, that the Hawthorne Municipal Council, of the Borough of Hawthorne, has no objection to the renewal of these licenses and is not aware of any circumstances that would prohibit the renewal of said licenses.

Council President Bertollo entertained a motion to approve, moved by Councilman Mele, seconded by Councilman Bennett. On roll call, all voted yes, with the exception of R179-10 which Councilman Wojtecki voted no.

REPORTS OF SPECIAL COUNCIL COMMITTEES

Councilman Sinning

The Ordinance Committee met twice since the last meeting and introduced Ordinances to accommodate the State. Recently the Police Department had requested a staging area for drop off of students in front of Jefferson School.

Council Vice President Matthews

The Chamber of Commerce thanks everyone who donated to the Fishing Derby, in particular Bates Rod and Gun. Additionally, thank you to everyone who visited the booth at Hawthorne Day. Council Vice President Matthews encouraged all children to participate in the Halloween Poster Contest. Please pick up poster paper at the Chamber Office. All posters will be displayed in town, judged and winners will be awarded. The Insurance Committee met to discuss renewing the Borough's JIF and HIF memberships, histories and projected rate increases. For the third consecutive year, the Borough's history is higher than the usage, so rates will still be compared for the Health Insurance Fund. Usually when history is higher than the pay out, you will not get a favorable rate. The Planning Board approved a new children's clothing store to replace the old east Hardware Store when vacant. The Finance Committee met with the School Board before the referendum vote. The School Board highlighted the particular areas that needed to be addressed. Also discussed were the garbage bids, State funding and the State checklist. Council Vice President Matthews is concerned about the misrepresentation made by Paul Cantello at the last Council Meeting regarding water rates. As stated in Borough Administrator Mauer's report, when usage is increased, charges will increase.

Councilman Mele asked about the store that will be going up in JP's. Council Vice President Matthews indicated that it is a children's clothing store that is selling new clothing. Approximately fourteen employees will be hired to service different shifts.

Councilman Mele

Project Pride Committee met last week with contractors to discuss plans for the park on Diamond Bridge Avenue. Follow up details are expected by the end of October.

Councilman Lane

The Economic Development Committee is continuing to meet with New Jersey Transit for the Borough's transit village. Another meeting is scheduled for this week.

The Environmental Commission would like to notify residents that there are rebates for used appliances that are being disposed. Please visit the website for more information

njcleanenergy.com. Information on the website includes home performance energy stars, energy products, heating and air conditioning, and environmental studies.

Councilman Bennett

Councilman Bennett requested coverage for the Board of Recreation meeting to be held on Wednesday, October 13th.

Council President Bertollo

The Shade Tree Commission will begin the fall planting within the next week, which includes 43 trees around the Borough. All locations have been selected. There will be five trees planted between the Lincoln Middle School and the Library property. The remaining funds will be held until next Spring. The Commission is in the process of applying for a management grant for the Forestry Management Plan, which expires in December 2011.

There was a problem that was reported in the Spring regarding a Sixth Avenue property and a number of trees that needed to be removed before an upgrade in electric service could happen. The property owner agreed to replace trees at the time and has since changed their position. Phil Savoie will be monitoring the situation going forward.

A shuttle bus will be available between the hours of 4:30 p.m. and 8:30 p.m. from the Boys and Girls Club/ Franklin Field and Elberon Avenue to the pool parking lot for those attending bingo or the Cubs triple header. This is being done to alleviate the parking issues on Elberon Avenue and will hopefully help the situation.

Councilman Lane requested once again that the fence be replaced at the end of Elberon Avenue and asked if there would be signs posted in regard to the shuttle. Council President Bertollo indicated that signs would be posted.

Councilman Sinning inquired about the trees that were planted in the Spring that have now died. Mayor Goldberg indicated that they would be replaced.

CORRESPONDENCE

C-1 Approve re-application to the Board of Fire Commissioners for membership to Rescue Five, Firefighter Donald Kinarr III assigned to the Radio Room Division effective September 7, 2010.

Council President Bertollo entertained a motion to approve, moved by Council Vice President Matthews, seconded by Councilman Sinning. On roll call, all voted yes, with the exception of Councilman Lane and Wojtecki who abstained.

MISCELLANEOUS

SOL-1 Hawthorne Education Foundation has requested permission to solicit, Saturday, October 23, 2011 between the hours of 9:00 A.M. – 1:00 P.M.

RL#976 Friends of Homeless Animals of Northern NJ Inc. has requested permission to conduct an off premise raffle on December 24, 2010

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

BILLS

Council President Bertollo entertained a motion to approve the bills and forward them to the Treasurer for payment. Motion moved by Councilman Mele, seconded by Councilman Sinning. On roll call, all voted yes, with the exception of check#10625, 10632, 10636-10640. 10642, 10647, 10649,10650, 10677, 10678, 10702 which both Councilman Lane and Wojtecki abstained. In addition, Councilman Lane abstained to check# 10599, 10638, 10665, 10694, 10707 and Councilman Wojtecki check#10605 and 10612.

VENDOR	CHECK#	TOTAL	DESCRIPTION
CURRENT FUND			
A T & T	10599	50.78	TELEPHONE CHARGES
ACE REPROGRAPHIC SERV, INC	10600	10.80	LOCAL CODE ENFORCEMENT
AERIAL LIFT, INC	10601	475.00	SHADE TREE COMMISSION O/E
ALLISON BLAU	10602	120.00	MUNI COURT
AM/PM SERVICES	10603	99.00	FINANCIAL ADMIN O/E
AMERICAN TRAFFIC & STREET SIGN	10604	149.75	VARIOUS
ANTHONY DIVINCENT	10605	30.00	TELEPHONE CHARGES
AQUARIUS IRRIGATION SUPPLY,INC	10606	46.75	VARIOUS
B & C COMMUNICATIONS, INC	10607	545.00	VARIOUS
BIO-CLEAN	10608	916.00	VEHICLE MAINT POLICE
BOB'S STORES	10609	589.56	STREETS & ROADS O/E
BOB'S TIRES & WHEELS INC	10610	911.55	VEHICLE MAINT POLICE
BRAEN STONE INDUSTRIES, INC	10611	2,182.64	VARIOUS
BRIAN WARNER	10612	30.00	TELEPHONE CHARGES
BURGIS ASSOCIATES, INC	10613	4,050.00	ACCOUNTS PAYABLE
CAMPBELL - ERS	10614	19,444.00	STORMWATER MANDATE
CDM	10615	20,400.00	BPU CLEAN ENERGY
CHIEF SUPPLY CORP.	10616	1,236.95	VARIOUS
CITY OF PATERSON	10617	1,739.00	HINI SUPPLEMENTAL GRANT

CONEXION PRINTING	10618	258.00	GENERAL ADMIN O/E
DAVID HILDEBRAND	10619	75.00	HINI SUPPLEMENTAL GRANT
DAVID LEMBO	10620	75.00	HINI SUPPLEMENTAL GRANT
DELL GARDEN CENTER	10621	59.98	VARIOUS
DON'S AUTO REPAIR SERVICE LLC	10622	237.00	VEHICLE MAINT POLICE
ED MAHONEY	10623	319.00	GROUP INSURANCE O/E
FED EX	10624	32.30	SWIMMING POOL O/E
FEDERATED EMERGENCY SERVICES	10625	2,006.84	VARIOUS
FIRESTONE COMPLETE AUTO CARE	10626	1,142.64	VEHICLE MAINT SEWER
FLAILL- MASTER	10627	47.45	STREETS & ROADS O/E
GILL ASSOCIATES	10628	84.00	SWIMMING POOL O/E
GRAINGER, INC	10629	67.18	PEOSHA O/E
HAWTHORNE AUTO BODY, INC	10630	1,298.70	VEHICLE MAINT POLICE
HAWTHORNE AUTO LAB	10631	565.77	VARIOUS
HAWTHORNE FIRE DEPT	10632	264.70	VARIOUS
HAWTHORNE PRESS INC	10633	301.06	VARIOUS
HAWTHORNE ROLLER HOCKEY ASSN	10634	1,820.00	BOARD OF REC
HENRY LA CAP, ESQ TRUSTEE FOR	10635	935.20	OPERATIONS
HFD #1	10636	1,595.00	VARIOUS
HFD #2	10637	1,595.00	VARIOUS
HFD #3	10638	1,595.00	VARIOUS
HFD #5 RESCUE	10639	495.00	VARIOUS
JAMES COUNSELLOR	10640	30.00	TELEPHONE CHARGES
JANET REENSTRA	10641	190.00	GROUP INSURANCE O/E
JARED VAN EK	10642	30.00	TELEPHONE CHARGES
JERSEY ELEVATOR INC	10643	145.00	PUB WORKS ADMIN O/E
JILL MINIACI	10644	75.00	HINI SUPPLEMENTAL GRANT
JOANNE GRAZIANO	10645	375.98	VARIOUS
JOHN PALLOTTA	10646	180.00	GROUP INSURANCE O/E
JOHN TRIPICCHIO	10647	30.00	TELEPHONE CHARGES
JONI GONZALEZ	10648	75.00	HINI SUPPLEMENTAL GRANT
JOSEPH SPERANZA	10649	30.00	TELEPHONE CHARGES

JP HOME ARAMA, INC	10650	185.90	FIRE DEPT O/E
JUNGLE LASERS LLC	10651	1,940.00	FEES PAYABLE JUNGLE LASERS
KIMBERLY URQUHART	10652	75.00	HINI SUPPLEMENTAL GRANT
KNAPP, TRIMBOLI & PRUSINOWSKI	10653	1,878.00	LEGAL SERV& COSTS O/E
LANGUAGE LINE SERVICES	10654	10.20	POLICE DEPT O/E
LIFESAVERS INC	10655	487.16	POLICE DEPT O/E
LINDA SABOW	10656	80.00	GROUP INSURANCE O/E
LORRAINE POWELL	10657	59.95	MUNICIPAL ALLIANCE
LOUIS BAY 2nd LIBRARY	10658	8,645.00	RES LIBR STATE AID
LUSCHER'S AUTO INC	10659	2,749.85	VARIOUS
MARIA ALLEN	10660	75.00	HINI SUPPLEMENTAL GRANT
MARY JEANNE HEWITT	10661	75.47	VARIOUS
METLIFE	10662	326.16	GROUP INSURANCE O/E
MID-AMERICA SPORTS ADVANTAGE	10663	234.50	BOARD OF REC O/E
MONSEN ENGINEERING CO	10664	644.00	PUB WORKS ADMIN O/E
MOTOROLA	10665	83.46	FIRE DEPT O/E
NJ MEADOWLANDS COMMISSION	10666	1,779.03	VARIOUS
NO JERSEY MUNI EMPL BNFT FUND	10667	143,895.98	GROUP INSURANCE O/E
NORTH JERSEY MEDIA GROUP INC	10668	41.81	MUNICIPAL CLERK O/E
NORTHERN SAFETY CO INC	10669	55.80	PUB WORKS ADMIN O/E
NUNZIO DI BENEDETTO	10670	700.00	PUBLIC EVENTS O/E
ODB	10671	782.50	VEHICLE MAINT ROAD
OFFICE CONCEPTS GROUP INC	10672	68.64	RECYCLING PRO
ONE COMMUNICATIONS	10673	1,421.71	TELEPHONE CHARGES
P & A AUTO PARTS, INC	10674	4.26	VARIOUS
PABCO INDUSTRIES	10675	480.00	RECYCLING PRO
PAGANO COMPANY	10676	984.74	ACCOUNTS PAYABLE
PARKWOOD DELI & CATERING	10677	2,145.00	FIRE DEPT O/E
PASSAIC CTY COMMUNITY COLLEGE	10678	480.00	VARIOUS
PASSAIC VALLEY SEWER COM	10679	266,272.10	PASSAIC VALLEY SEWER
POSTMASTER-PATERSON	10680	1,200.00	RECYCLING PRO
PUBLIC SERV ELEC & GAS	10681	27,446.72	VARIOUS
QUALITY ELECTRICAL CONSTRUCTIO	10682	58,482.00	OPEN SPACE - VETERANS FIELD

R & R PUMP & CONTROL	10683	990.00	SEWER SYSTEM O/E
RICOH BUSINESS SYSTEMS, INC	10684	175.41	VARIOUS
ROBERT VAN DUESEN	10685	75.00	HINI SUPPLEMENTAL GRANT
ROUTE 23 AUTO MALL	10686	2,381.22	VARIOUS
RT OFFICE PRODUCTS	10687	682.89	VARIOUS
S & S WORLDWIDE INC	10688	1,958.32	BOARD OF REC O/E
SHERWIN WILLIAMS CO.	10689	495.98	VARIOUS
SPOT COOLERS	10690	4,226.50	PUB WORKS ADMIN O/E
SPRINT-WIRELESS	10691	305.26	POLICE DEPT O/E
STANDARD SPRINGS, INC	10692	1,264.40	VEHICLE MAINT ROAD
STAPLES	10693	126.05	VARIOUS
STATE LINE FIRE & SAFETY INC	10694	278.50	VARIOUS
STERICYCLE INC	10695	545.64	BOARD OF HEALTH O/E
STERLING PARTY RENTALS	10696	4,180.00	PUBLIC EVENTS O/E
SUPERIOR DISTRIBUTORS	10697	312.77	STREETS & ROADS O/E
SUSAN WITKOWSKI	10698	25.00	CHANGE FUND
THE STAR-LEDGER	10699	39.44	MUNICIPAL CLERK O/E
TREASURER, ST OF NEW JERSEY	10700	1,015.00	RECYCLING PRO
TREASURER, STATE OF NEW JERSEY	10701	75.00	VARIOUS
TRIANGLE TROPHY	10702	66.00	FIRE DEPT O/E
TRICO EQUIPMENT SERV,LLC	10703	59.80	STREETS & ROADS O/E
TURNOUT UNIFORMS	10704	904.00	POLICE DEPT O/E
UNITED COMPUTER	10705	204.00	IT SERVICES
VERIZON	10706	2,336.84	VARIOUS
VERIZON WIRELESS (N)	10707	144.26	TELEPHONE CHARGES
VITAL COMMUNICATIONS, INC.	10708	189.40	TAX ASSESSMENT O/E
WALTER MARSTON	10709	<u>49.00</u>	GROUP INSURANCE O/E
TOTAL CURRENT		\$ 615,953.20	
GENERAL CAPITAL			
4 CLEAN-UP, INC	3075	76,013.70	BROCKHUIZEN RECONSTR
ALL STATE O.R.C.	3076	671.50	IMPROVEMENTS TO HVAC
DOWNES TREE SERVICE, INC.	3077	390.00	2010 ROAD PROGRAM

NORTH JERSEY MEDIA GROUP INC	3078	<u>89.32</u>	INSTALL DRAINAGE & STORMWATER
TOTAL GENERAL CAPITAL		\$ 77,164.52	
WATER OPERATING			
AGRA ENVIRONMENTAL SVC	8303	2,190.00	VARIOUS
AQUARIUS IRRIGATION SUPPLY,INC	8304	113.01	WATER UTILITY O/E
BOB'S STORES	8305	343.34	WATER UTILITY O/E
BOB'S TIRES & WHEELS INC	8306	20.00	WATER UTILITY O/E
BRAEN STONE INDUSTRIES, INC	8307	509.04	VARIOUS
CR INDUSTRIAL SERVICES INC	8308	938.60	WATER UTILITY O/E
DELL GARDEN CENTER	8309	164.86	WATER UTILITY O/E
EXTEL COMMUNICATIONS, INC	8310	390.00	WATER UTILITY O/E
FED EX	8311	18.06	WATER UTILITY O/E
HACH CO	8312	11,830.98	WATER UTILITY O/E
HOME DEPOT SUPPLY	8313	158.40	WATER UTILITY O/E
KENNEDY CULVERT & SUPPLY CO IN	8314	3,470.35	WATER UTILITY O/E
NO JERSEY MUNI EMPL BNFT FUND	8315	17,350.00	GROUP INSURANCE EMPLOYEES
OFFICE CONCEPTS GROUP INC	8316	67.25	WATER UTILITY O/E
ONE CALL CONCEPTS, INC.	8317	99.51	WATER UTILITY O/E
ONE COMMUNICATIONS	8318	143.13	WATER UTILITY O/E
POLLARDWATER	8319	1,889.30	WATER UTILITY O/E
PRECISION ELECTRIC MOTOR WORKS	8320	700.00	WATER UTILITY O/E
PUBLIC SERV ELEC & GAS	8321	39,615.53	WATER UTILITY O/E
STAPLES	8322	14.65	WATER UTILITY O/E
TREASURER, STATE OF NEW JERSEY	8323	75.00	VARIOUS
VERIZON	8324	<u>677.68</u>	WATER UTILITY O/E
TOTAL WATER OPERATING		\$ 80,778.69	
OTHER TRUST II			
STEVEN ALEXANDER	4096	3,000.00	RELOCATION FUND
ANJR	4097	80.00	RECYCLING TRUST
BOB'S STORES	4098	142.74	RECYCLING TRUST
CLEMENTE ENTERPRISES LLC	4099	3,137.63	TRUSTEE
DOWNES TREE SERVICE, INC.	4100	690.00	RECYCLING TRUST

ISAAC MORADI	4101	49.24	TRUSTEE
MARY JEANNE HEWITT	4102	13.00	UCC PENALTIES
P & A AUTO PARTS, INC	4103	43.26	RECYCLING TRUST
POSITIVE PROMOTIONS, INC	4104	732.89	MUNICIPAL ALLIANCE
POWER PLACE, INC	4105	1,711.35	RECYCLING TRUST
PRINTMASTERS	4106	45.00	RECYCLING TRUST
RIDGEWOOD PRESS	4107	148.00	OT II UCC PENALTIES
ROUTE 23 AUTO MALL	4108	1,885.10	RECYCLING TRUST
SUPERIOR TAX LIENS LLC	4109	114.54	VARIOUS
THOMAS ZACONIE	4110	61.00	UCC PENALTIES
US BANK CUST FOR PRO CAPITAL I	4111	<u>76.20</u>	TRUSTEE
TOTAL OTHER TRUST II		\$ 11,929.95	
DOG DEDICATED			
TYCO ANIMAL CONTROL SERVICES	6023	<u>2,280.00</u>	ANIMAL WARDEN FEES
TOTAL DOG DEDICATED		\$ 2,280.00	
OTHER TRUST I ESCROW			
CLEMENTE ENTERPRISES LLC	7010	8,500.00	TAX SALE PREMIUMS
SUPERIOR TAX LIENS LLC	7011	<u>100.00</u>	TAX SALE PREMIUMS
TOTAL OTHER TRUST I ESCROW		\$ 8,600.00	
HOUSING TRUST			
S & M ENTERPRISES	2007	11,325.00	HOUSING REHAB PROGRAM
TAMOUS CONSTRUCTION	2008	<u>7,500.00</u>	HOUSING REHAB PROGRAM
TOTAL HOUSING TRUST		\$ 18,825.00	
TOTAL BILL LIST		<u>\$ 815,531.36</u>	

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.

Jeff Gardner, 124 Highview Terrace, wanted to comment on Borough Administrator Mauer's report regarding the water rate increase of 49%. Mr. Cantello raised the issue at

the last Council meeting using his own bill as an example, however he was speaking on behalf of many residents of Hawthorne. Council Vice President Matthews stated that what Mr. Cantello represented was misleading. Mr. Gardner indicated that there are many people that are unhappy about the rate increase. Mr. Gardner indicated that Hawthorne Day was a great success and is a wonderful community event. However, there was a situation where the Democratic Committee booth was approached by the Hawthorne Day Committee members and instructed that the booth would be closed if they did not cease distribution of political flyers and literature. The Constitution and the First Amendment protects our speech and next year the booth will not abide by any such request. Mayor Goldberg indicated that Hawthorne Day is a day to celebrate what unites us and not divides us. The day is designed to be one without controversy. The Borough refrains from politics on this day. Mr. Gardner indicated that there is no better day to politic than Hawthorne Day or the town square. A campaign sign should not be banned in any way. No action was taken that was offensive. Mr. Gardner agreed that it was a day for all to join all together.

Council President Bertollo asked if anyone else wished to be heard. Seeing no one, Council President Bertollo entertained a motion to close the public comment portion of the meeting, moved by Councilman Mele, seconded by Councilman Sinning. On roll call, all voted yes.

ADJOURNMENT

Council President Bertollo entertained a motion to adjourn the meeting at 9:28 p.m., moved by Councilman Sinning, seconded by Councilman Lane. On roll call, all voted yes.

Council President Bertollo indicated that the next regular council meeting will be on October 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