

The Regular Meeting of the Municipal Council of the Borough of Hawthorne was held on the above date at 7:25 p.m. in the Council Meeting Room of the Municipal Building, 445 Lafayette Avenue, Hawthorne, New Jersey, with the following present:

Mayor	Richard S. Goldberg
Council President	John Bertollo
Council Vice President	Bruce Bennett
Councilman	John Lane
Councilman	Dominic Mele
Councilman	Frank Matthews
Councilman	Garrett Sinning
Councilman	Joseph Wojtecki
Borough Administrator	Eric Maurer
Director of Revenue and Finance.....	MaryJeanne Hewitt
Borough Attorney	Michael J. Pasquale
Borough Engineer.....	Dr. Stephen T. Boswell
Acting Borough Clerk	Lori DiBella

Council President Bertollo recognized the twenty-six candles which represent the lives lost at the massacre at Sandy Hook Elementary. The Borough of Hawthorne has very heavy hearts and at the end of the Flag Salute there will be a moment of silence for these victims.

FLAG SALUTE

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

STATEMENT

Adequate notice of this meeting has been provided by the Annual Schedule of regular meetings heretofore adopted and posted on the Public Bulletin Board at the Municipal Building, emailed to the Hawthorne Press, Herald News, 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 7, 2011.

APPROVAL OF MINUTES

Council President Bertollo entertained a motion to approve the minutes of the Regular Meeting of November 21, 2012 moved by Councilman Wojtecki, seconded by Council Vice President Bennett. On roll call, all voted yes.

PUBLIC COMMENT (Agenda Items Only)

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 state your name and address and sign the sheet for the record. He stipulated this be for agenda items only.

Seeing none, 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: None.

OLD BUSINESS: None.

NEW BUSINESS: None.

PUBLIC HEARING:

LIQUOR LICENSE TRANSFER

**PERSON TO PERSON TRANSFER PLENARY RETAIL CONSUMPTION LICENSE
NO. 1604-33-017-008 FROM ALL SEASON'S DINING & CATERING, LLC TO
GERALD A. WLODARCZYK**

Council President Bertollo re-opened the meeting to the public. He stated if anyone desires to be heard regarding the Liquor License Transfer, please raise your hand to be recognized, come forward to the microphone, state your name and address and sign the sheet for the record.

Leonard Miller, 12-67 River Road, Fairlawn

Appearing on behalf of Gerald Wlodarczyk to answer any questions from the Council. All Season's Dining and Catering is out of business and Mr. Wlodarczyk is hoping by obtaining the Liquor License with the property it will be viable again. Attorney Pasquale stated that he and Acting Borough Clerk DiBella have received and reviewed all necessary documentation required for the transfer. The technical merits of the application are complete and ready to go. Councilman Wojtecki asked Mr. Miller the intent of the property once in possession of the license. The intention is to open a restaurant/steak house similar to the previous restaurant, The Golden Steer. Councilman Wojtecki asked if this has been in front of the planning board as yet. He expressed his concern that the liquor may be lost if there is not a plan to use and renew the license. Mr. Miller stated the plan is to open within the next several months.

Council President Bertollo entertained a motion that the public hearing on the Liquor License Transfer be closed and that it be resolved that this hearing notice was posted on the bulletin board on which public notices are customarily posted and published in the Hawthorne Press, moved by Councilman Lane, seconded by Councilman Wojtecki. On roll call, all voted yes.

ADMINISTRATIVE AGENDA PRESENTED BY MAYOR GOLDBERG

The horror of the event in Newtown, Connecticut last Friday at the Sandyhook Elementary School shook us to the core. The Mayor recited a poem titled "We Remember Them." Mayor Goldberg stated that he sent a letter of condolence to the Mayor of Newtown.

REPORTS:

Director of Revenue and Finance MaryJeanne Hewitt

Three resolutions tonight are to "clean up" the books; re-issue uncashed checks, year-end transfers and interfund transfers. An investment account was used for November 1 payroll for super storm Sandy, due to the power outage. The monies have since been charged to the appropriate account. The last large item, is the proceeds from the bond sale.

Attorney Pasquale

7/11 – Filed last year, has not had any movement.

Pan Chemical – meeting took place this week to discuss sale of that property and clean up. Frank Rossi LSRP, (Licensed Site Remediation Professional) from Boswell Engineering was in attendance.

Tax Appeals – there is a resolution tonight for approval of some tax appeal settlements he worked on with Tax Assessor Tim Henderson.

Wagaraw Road – The motion we filed to dismiss the motion filed by the two Shop-Rite employees and later joined by Hawthorne Deserves Better challenging our ordinances, was denied even though their motion was filed one hundred days after the deadline. The Judge will allow discovery as to the ordinances. This can be an exceedingly costly proposition for the residents of Hawthorne as they are defending an ordinance that was dually adopted; more information forthcoming. Congratulations to Acting Clerk DiBella for completing all of the education requirements within one year.

Boswell Engineer Boswell

Forest Avenue (2012 Local Aid Project) - Project has been closed out.

NJDOT 2011 Local Aid Reimbursement- Close out documents for final reimbursement was submitted to the NJDOT.

DPW Pre-Fab Garage/Impound Area- The Borough is deciding if they are going to proceed on this project.

Library Roof – Requested estimates from Paino Roofing and North American Pfister for the Library's community room roof where the south side shingle roof may need to be replaced.

Washington/Royal Drainage – Project has started.

Cornell Ave Sewer Repairs - Funding needed to address the \$50,000 estimate for the combined lining and pipe replacement of the sewer pipe.

Goffle Brook Stabilization – Bio-engineering bank stabilization from Goffle Hill Road to Lafayette Avenue is being installed. The contractor is continuing the chipping of the fallen trees and branches.

Water System Improvements - Report has been submitted to the Borough, funding arrangements are required.

2012 Road Resurfacing Program- Punch list items are being addressed and change orders 4, 5 and 6 have been issued to address the requested additional work; Fifth Ave Trench Repair, Shade Tree Sidewalk and quantity as-built adjustment. The work is expected to be completed this week, weather permitting.

UST Groundwater Monitoring- Quotes from two other remediation companies are being solicited. Depending on the numbers, we may need to amend the ordinance for additional funds.

Christian Health Care Center- The next Special Meeting is scheduled for Tuesday, February 12, 2013.

May Street (2013 NJDOT Local Aid) - Construction design plans have been started, awaiting exact award amount.

Well Field Parking - Two new well field parking designs and preliminary cost estimates were prepared and forwarded to the Administrator. Both options utilize a new access driveway from San Giuseppe Way and a distance of at least 50 feet has been maintained from the parking area to any well. Option 1 provides 21 spaces and incurs a disturbance of approximately .31 acres (to maintain less than a .25 acre disturbance).

Old County Building- AJM is expected to address this item this week.

Rock/Braen/Goffle Intersection- The Borough will forward the Engineer's report to the County through Freeholder Terry Duffy.

Tuxedo Truncated Dome Matt- This has been made safe. The entire ramp will be addressed as part of the May Street Local Aid project.

Wagaraw Field 4 Lighting - Bids will be received on December 21, 2012 at 11:00am. The project has a completion date of March 22, 2013.

138 Cornell Ave - AJM is expected to address this item this week, weather permitting.

Borough Administrator Maurer

The police accreditation is coming to a close with an onsite assessment on December 30th. As part of the process we are also required to solicit public input as to our ability to adhere to the standards. This has been posted on our website and published in the Hawthorne Press. We should receive official notification by early to mid-year 2013. Leaf pick up is close to being back on schedule. The 2013 Open Space Grant application deadline is May 15th. In the January Public Works meeting, we will be discussing options for applications. Council members with questions or comments can be sent to Administrator Maurer or the Finance Committee. Received unofficial word that our Green Acres Grant for \$20,000 was approved pending state funding, which has also been approved. We will have sufficient money to buy-out the three properties. Letters have been sent out to the property owners to confirm their interest. If we do not have the interest of all three, we will have to look at other options such as a commercial property.

Questions for the Administration

Councilman Lane asked Administrator Maurer for an update on the air conditioning in the dispatch area. He replied that the work is being awarded in two pieces, one for the HVAC and the other for the electrical. Those purchase orders were issued today. Councilman Lane also asked for an update on the proposals the Board of Health wanted with regard to some ordinance changes. All of the recommendations will be reviewed and discussed with the Ordinance Committee.

Councilman Mele asked Engineer Boswell if the pumps were in bad shape. He responded that they are from twenty-five to sixty years old. Although they are not in bad shape the life expectancy is fifteen to twenty. Some of them have been rebuilt, not replaced. The total cost to replace all pumps at once is \$250,000, otherwise we can replace the worse ones first. Administrator Maurer asked if there was a financial benefit to doing all the work at the same time. Engineer Boswell responded there would only be an advantage if a crane was needed so that you would only have to rent it once. Councilman Mele asked what the advantage is to replacing them now as opposed to rebuilding them as we've done in the past. Engineer Boswell stated we have gotten all we can out of them thus far.

Council Vice President Bennett asked Borough Engineer to forward a copy of the well field parking drawings and sketches to the Clerk so that she may distribute copies to Council members.

Councilman Sinning asked who was responsible for taking the damaged poles down from Super Storm Sandy. Council President Bertollo responded that it is the responsibility of which ever

utility is on it last. Cablevision and PSE&G have already done their work and we are waiting on Verizon. Administrator Maurer stated this has been forwarded to PSE&G that even though they were not the last ones to work on that poll, the poll's belong to them so he feels they have some responsibility for them. Engineer Boswell added PSEG did replace a lot of poles after the storm, have been very busy and were more concerned with putting them in rather than taking them out. Councilman Sinning is concerned that the polls will fall down. He also asked who is responsible for the sidewalks that were damaged during the storm where trees were uprooted. Engineer Boswell responded that our ordinance makes it the home owner's responsibility. Councilman Matthews recommended to Administrator Maurer, that we research how many sidewalks were damaged and determine whether we need to do a common project/assessment. Engineer Boswell stated we could have the assessment done while working on the 2013 Road Program. Councilman Lane added his concern and stated that some of the sidewalks are sticking up and if covered by snow, could create a large hazard. If the responsibility is of the home owners then shouldn't they be notified to fix the issue? Attorney Pasquale added that we are not responsible for the homeowner's sidewalks; we will need to identify the locations and proceed from there. Council President Bertollo added once the list is together, it should get to the DPW Committee and depending on the number, twenty to thirty homeowners, then we will make it part of the 2013 Road Program.

Councilman Wojtecki congratulated Acting Borough Clerk DiBella for a job well done in completing the clerk's courses. He then asked Engineer Boswell if he was aware the County held a walkthrough in Goffle Brook Park and that some Freeholders went door to door and asked residents their opinions, and there was apparently a meeting. Engineer Boswell replied he was not aware of the walk-through nor the meeting but would look into this. Mayor Goldberg added Administrator Maurer can look into it as well. Councilman Wojtecki responded that Engineer Boswell is the engineer for the project and can bill the County for his time. He continued that he understands there are unhappy residents with the park project and there have been meetings after meetings and now the Freeholders are meeting with individual residents to hear their displeasures. He feels the County should not be coming into our town without at least notifying us first. Engineer Boswell has no knowledge of this and will look into it. Councilman Wojtecki asked Administrator Maurer for a copy of the pool report, to which he responded when he receives it he will distribute it. Councilman Matthews asked if there is a time frame to which he is holding the individual responsible for getting the report to him. He responded that he has to no avail. Next year he will hold the final paycheck until he gets the report. Councilman Wojtecki asked what is being done with the items from the cancelled Halloween party. Mayor Goldberg responded that most of the items are being saved for next year. Councilman Wojtecki asked if some of the items were going to be donated. The Council decided that it is less money we will have to spend next year if we hold onto them. Councilman Wojtecki asked that Code Enforcement Official Turner inspect the work being done at the old International Bakery. He then asked the status of the re-paving of Lafayette Ave between Maitland and Franklin Avenues because the spray solvent used in the past is already gone. Engineer Boswell will look into this. Councilman Wojtecki requested a copy of the Library's organizational chart. Councilman Sinning responded that it is not complete as changes are being made. Councilman Wojtecki asked whether the demolition of the old tennis/basketball courts in the pool area is still being considered. Also, would a community garden be considered? Administrator Maurer responded that this was part of the band shell open space application, but we received less funding than anticipated so could not include that area. He will research removing it ourselves and other options. Councilman Wojtecki wanted to know the plan for removing the tree leaning on the fence at the pool from super storm Sandy. Administrator Maurer will look into it.

Council President Bertollo asked if the funding for the buyouts on Wagaraw Road could be used for raising one of the homes or if it is for demolition only. Councilman Matthews responded that would be a different type of funding, it is for demolition only. A conversation followed.

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

INTRODUCTION OF ORDINANCES: None.

RESOLUTIONS...

CONSENT AGENDA: R 198-12, R 199-12 and R 229-12 through R 244-12:

R 198-12 Introduced by Council Vice President Bennett

WHEREAS, application has been made by Gerald A. Wlodarczyk for a person to person transfer to it of plenary retail consumption liquor license 1604-33-017-008; and

WHEREAS, the owner of the license, All Seasons Dining & Catering, LLC, has consented to the said transfer; and

WHEREAS, the applicant has submitted, in support of its application, all required documentation so as to support the transfer, said documentation having been reviewed and approved as to form and content by the Borough Attorney; and

WHEREAS, the Hawthorne Police Department has conducted a background check and has determined there to be no impediment to the transfer of said liquor license to the applicant; and

WHEREAS, the applicant caused to be published and served notice of a hearing wherein the said transfer was to be considered by the Municipal Council of the Borough of Hawthorne, the same being satisfactory in the opinion of the Borough Attorney; and

WHEREAS, the Municipal Council conducted a public hearing regarding the transfer of the said liquor license on December 19, 2012, taking testimony at such time from the principal owner of the applicant; and

WHEREAS, the Municipal Council finds, based upon the testimony presented, documentation received, opinion of the Borough Attorney and findings of the Hawthorne Police Department that it may approve the transfer of the aforesaid liquor license; and

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that it does hereby approve the person to person transfer of plenary retail consumption license number 1604-33-017-008 from All Seasons Dining & Catering, LLC, to Gerald A. Wlodarczyk, subject to compliance with all rules and regulations established by the State of New Jersey and Borough of Hawthorne pertaining to such license; and

BE IT FURTHER RESOLVED, that the transfer is specifically conditioned upon the understanding that no sale or consumption is to take place on the site until and unless a sales tax identification number is obtained and sales tax authorization is received by the owner and the license in question has been renewed in accordance with law.

R199-12 Introduced by Council Vice President Bennett

WHEREAS, the Gerald A. Wlodarczyk has applied to the Municipal Council of the Borough of Hawthorne for the transfer of Plenary Retail Consumption License 1604-33-017-008 from All Seasons Dining & Catering, LLC; and

WHEREAS, as part of that application, the applicant has also asked the Municipal Council to renew the license in question, the same not having been renewed by the Transferor as required by law; and

WHEREAS, the Municipal Council finds that the license was not renewed as the business operating at the site closed making renewal impractical; and

WHEREAS, the Municipal Council finds good cause to renew the liquor license, retroactive to July 1, 2012;

BE IT FURTHER RESOLVED, that the Municipal Council of the Borough of Hawthorne does grant a renewal of the license in question, retroactive to the time the license for the site was to be originally renewed, July 1, 2012, nunc pro tunc, subject to compliance with any requirements of the Director of the State of New Jersey, Division of Alcoholic Beverages.

R229-12 Introduced by Council Vice President Bennett

Resolved: To ratify the actions of the Municipal Council of the Borough of Hawthorne payroll dated December 14, 2012.

CURRENT FUND	WT 888889	\$	256,326.00
WATER OPERATING FUND	WT 888889	\$	40,604.77
OTHER TRUST II FUND	WT 888889	\$	39,850.12
TOTAL PAYROLL			<u>\$ 336,780.89</u>
CURRENT FUND TO PAYROLL/FICA	WT 888889	\$	13,834.80
WATER OPERATING FUND TO PAYROLL/FICA	WT888889	\$	-
TOTAL FICA			<u>\$ 13,834.80</u>

R230-12 Introduced by Council Vice President Bennett

WHEREAS, Borough of Hawthorne received bids on November 29, 2012 for animal control services for 2013 with an option to renew for 2014, and

WHEREAS, only one bid was received and the Administration recommends an award of contract to:

Tyco Animal Control Service
1 Stout Lane
Ho-Ho-KUS, New Jersey 07423

in the amount of \$25,200.00 and \$60.00 per hour for emergency calls evenings, weekends and holidays, for the year 2013.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Borough of Hawthorne approves the acceptance of the above cited contract and that the Mayor and Municipal Clerk be authorized and empowered to enter into and execute a contract between the Borough of Hawthorne and Tyco Animal Control Services in a form approved by the Borough Attorney.

R231-12 Introduced by Council Vice President Bennett

WHEREAS, various appropriations in the 2012 Municipal Budget may be over-expended and others under-expended.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that the Treasurer be and is hereby authorized to make the following transfers:

<u>TO</u>	<u>FROM</u>	<u>AMOUNT</u>	<u>TOTAL</u>
Municipal Clerk O/E	Municipal Clerk S&W	\$ 4,000.00	\$ 4,000.00
Police Dispatchers S&W	Sewer System O/E	\$ 4,500.00	\$ 4,500.00
Legal Services S&W	Engineering	\$ 5,000.00	\$ 5,000.00
Board of Health	Sewer O/E	\$ 500.00	\$ 2,500.00
	Streets & Roads O/E	\$ 2,000.00	
Legal Services O/E	Storm Water	\$ 5,000.00	\$ 5,000.00
Planning Board O/E	Streets & Roads O/E	\$ 1,000.00	\$ 1,000.00
Swimming Pool O/E	Streets & Roads O/E	\$ 5,000.00	\$ 5,000.00
Maintenance Fields	Municipal Insurance	\$ 5,000.00	\$ 5,000.00
TOTAL TRANSFERS			<u>\$ 32,000.00</u>

R232-12 Introduced by Council Vice President Bennett

WHEREAS, the Borough of Hawthorne has heretofore entered into a contract with AJM Contracting, Inc. for the 2012 Road Improvements Program in the Borough of Hawthorne authorized by Ordinance #2062-12 and 2063-12, and,

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

Change Order No. 3	
Field Conditions Encountered	\$16,651.00

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that the above-cited Change Order No. 3 increasing the amount of the payment required under said contract by the sum of \$16,651.00 shall be and hereby are 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 subject to certification by the Chief Financial Officer.

R233-12 Introduced by Council Vice President Bennett

WHEREAS, the Borough of Hawthorne has heretofore entered into a contract with AJM Contracting, Inc. for the 2012 Road Improvements Program in the Borough of Hawthorne authorized by Ordinance #2062-12 and #2063-12, and,

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

Change Order No. 4	
Sanitary Sewer Main Settlement	\$6,000.00

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that the above-cited Change Order No. 4 increasing the amount of the payment required under said contract by the sum of \$6,000.00 shall be and hereby are 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 subject to certification by the Chief Financial Officer.

R234-12 Introduced by Council Vice President Bennett

WHEREAS, the Borough of Hawthorne has heretofore entered into a contract with AJM Contracting, Inc. for the 2012 Road Improvements Program in the Borough of Hawthorne authorized by Ordinance #2062-12 and #2063-12, and,

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

Change Order No. 5	
Tree Root Damage to Sidewalks	\$6,500.00

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that the above-cited Change Order No. 5 increasing the amount of the payment required under said contract by the sum of \$6,500.00 shall be and hereby are 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 subject to certification by the Chief Financial Officer.

R235-12 Introduced by Council Vice President Bennett

WHEREAS, checks drawn against the Current Fun, Other Trust II and Other Trust I Fund of the Borough of Hawthorne having an issuance date of at least six months which have not been presented for payment prior to this time are no longer honored by Columbia Bank.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that the following checks which have an issuance date of greater than six months be canceled and voided and that all such funds be returned to each fund account as appropriate:

<u>CHECK #</u>	<u>AMOUNT</u>	<u>PAYEE</u>	<u>FUND</u>
13243	\$ 8.00	Gill Associates	Current
13624	\$ 5,350.00	Absolute Fence Serv	Current
13697	\$ 50.00	Newtel Payphone	Current

4252	\$ 38.19	Patricia Hutzelman	Other Trust II
4267	\$ 327.27	ABT-TEC	Other Trust II
7027	\$ 100.00	ABT-TEC	Other Trust I

R236-12 Introduced by Council Vice President Bennett

WHEREAS, 2012 Treasury records reflect certain interfund account balances as of December 10, 2012 that require account transfers in order to liquidate same prior to the close of the fiscal year.

NOW THEREFORE BE IT RESOLVED, By the Municipal Council of the Borough of Hawthorne that the Treasurer be and is hereby authorized to settle these interfund items as indicated herein:

<u>PAY FROM</u>	<u>PAY TO</u>	<u>AMOUNT</u>	<u>DESCRIPTION</u>
Current	General Capital	\$150,000.00	NJDOT Forrest Ave
Current	OTII – Relocation	\$ 5,000.00	Budget Funding
Current	OTII – Off Duty	\$ 775.60	Deposit Error
Current	OTI – Tax Premiums	\$102,800.00	Tax Sale Premiums
Current	Water Operating	\$ 1,438.76	Tax Sale Proceeds
Current	Investment Acct	\$264,153.37	Payroll Wire Adjustment
OTII – Off Duty	Current	\$ 37,235.00	Use of Police Vehicles
OTII – Off Duty	Current	\$ 4,038.00	Off-Duty Admin Fees
OTII – Off Duty	Investment Acct	\$ 1,838.02	Payroll Wire Adjustment
OTII – Recycling	Investment Acct	\$ 3,685.30	Payroll Wire Adjustment
Water Operating	Investment Acct	\$ 39,172.87	Payroll Wire Adjustment
Water Operating	Current	\$ 5,000.00	Wire Transfer Error
Payroll	Investment Acct	\$ 91,150.35	Payroll Wire Adjustment
General Capital	Current	\$ 75,000.00	Interfund Loan
General Capital	Water Capital	\$789,000.00	Proceeds of Bond Sale
Assessment Trust	Current	\$ 3,428.35	Interest on Assessments
OTII – Interfunds	OTI – Interfunds	\$ 3,873.93	Bank Transfer Error

R237-12 Introduced by Council Vice President Bennett

WHEREAS, the Borough of Hawthorne has heretofore entered into a contract with AJM Contracting, Inc. for the 2012 Road Improvements Program in the Borough of Hawthorne authorized by Ordinance #2062-12 and #2063-12, and,

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

Change Order No. 6	
Quantity As-Built Adjustment	\$5,271.65

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that the above-cited Change Order No. 6 increasing the amount of the payment required under said contract by the sum of \$5,271.65 shall be and hereby are 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 subject to certification by the Chief Financial Officer.

R238-12 Introduced by Council Vice President Bennett

RESOLUTION AUTHORIZINNG A CONTRACT WITH THE HESS CORPORATION FOR THE PURCHASE OF ELECTRIC GENERATION SERVICE PURSUANT TO THE BOROUGH’S PARTICIPATION IN THE PASSAIC COUNTY ENERGY COOPERATIVE PRICING SYSTEM

WHEREAS, pursuant to N.J.S.A. 40A:11-11(5) et seq, the County of Passaic created the Passaic County Energy Cooperative Pricing System for the joint purchase of electric generation services; and

WHEREAS, via resolution R-168-10, the Borough of Hawthorne elected to participate in the Passaic County Energy Cooperative Pricing System; and

WHEREAS, on November 27, 2012, the County of Passaic awarded a master contract for the purchase of electric generation service to the Hess Corporation, for a twenty-four month term beginning on or about January 1, 2013; and

WHEREAS, as a member of the Passaic County Energy Cooperative Pricing System, the Borough of Hawthorne is permitted to enter into a contract with the Hess Corporation in accordance with the terms of the master contract awarded by the County of Passaic; and

WHEREAS, the price for electricity generation service in the County of Passaic's master contract with the Hess Corporation is \$.0995 /kwh for GLP accounts and \$.0928 for LPS accounts, which would save the Borough of Hawthorne approximately 18% of the cost of electricity generation service as compared to the current prices being charged by Public Service Electric and Gas;

NOW THEREFORE BE IT RESOLVED, by the Borough of Council of the Borough of Hawthorne, that the Mayor and the Borough Clerk are authorized to enter into a contract with the Hess Corporation for a term twenty-four months for the purchase of electric generation service under the terms of the Master Contract awarded by the County of Passaic for the Passaic County Energy Cooperative Pricing System.

R239-12 Introduced by Council Vice President Bennett

WHEREAS: There appears on the tax record an overpayment caused by a bank error; and

WHEREAS: the Collector of Taxes recommends the refund of said overpayment,

NOW, THEREFORE, BE IT RESOLVED: By the Municipal Council of the Borough of Hawthorne that the Treasurer be authorized to issue a refund to the Mortgage Company listed below:

<u>Blk/Lot</u>	<u>Name and Address</u>	<u>Amount</u>	<u>Qtr./Year</u>
38/11	Wells Fargo Home Mortgage	\$ 1,958.80	3/2012
	176 Lafayette Ave.	\$ 1,958.80	4/2012

R240-12 Introduced by Council Vice President Bennett

WHEREAS: Tax Sale Certificate #2010-02 was sold on September 28, 2010 in the amount of \$18,985.94 on Block 21 Lot 11 then assessed to LECI LLC and said lien was originally purchased by US Bank-Cust/Sass Muni VI dtr TLSG 2 LP 50 S 16th St. Ste 1950, Philadelphia, PA 19102, and

WHEREAS: said lien was redeemed on Dec. 7, 2012 in the amount of \$83,789.15, said lienholder is entitled to a refund including the amount of the lien \$18,985.94, penalty of \$1,139.16, search and recording fee of \$55.00, subsequent taxes of \$49,282.39 and interest of \$14,326.66 for a total of \$83,789.15 and

NOW, THEREFORE, BE IT RESOLVED: that the Collector of Taxes recommends that a check be issued by the Treasurer from the Other Trust II/Trustee Account to US Bank-Cust/Sass Muni VI dtr in the amount of \$83,789.15 to reimburse the lienholder for the lien, penalty, fees, subsequent taxes and interest and a check from the Other Trust I account for \$36,000.00 for Premium paid.

R241-12 Introduced by Council Vice President Bennett

WHEREAS: Tax Sale Certificate #2008-08 was sold on November 12, 2008 in the amount of \$7,111.36 on Block 168 Lot 9 then assessed to Tumminello, Guy and said lien was originally purchased by Plymouth Park Tax Services P.O. Box 2288, Morristown, NJ 07962, and

WHEREAS: said lien was redeemed on Dec. 7, 2012 in the amount of \$48,120.38, said lienholder is entitled to a refund including the amount of the lien \$7,111.36, penalty of \$284.45 ,

search and recording fee of \$52.00, legal fees \$1,257.00, subsequent taxes of \$26,953.67 and interest of \$12,461.90 for a total of \$48,120.38 and

NOW, THEREFORE, BE IT RESOLVED: that the Collector of Taxes recommends that a check be issued by the Treasurer from the Other Trust II/Trustee Account to Plymouth Park Tax Services, LLC in the amount of \$48,120.38 to reimburse the lienholder for the lien, penalty, fees, subsequent taxes and interest and a check from the Other Trust I account for \$3,000.00 for Premium paid.

R242-12 Introduced by Council Vice President Bennett

WHEREAS: Tax Sale Certificate #2012-10 was sold on October 23, 2012 in the amount of \$5,366.19 on Block 178 Lot 8 then assessed to 331 Hawthorne Ave., LLC and said lien was originally purchased by Stonefield Investment Fund II, LLC 21 Robert Pitt Dr. #202, Monsey, NY 10952, and

WHEREAS: said lien was redeemed on Dec. 7, 2012 in the amount of \$15,298.47, said lienholder is entitled to a refund including the amount of the lien \$5,366.19, penalty of \$214.65 , search and recording fee of \$55.00, subsequent taxes of \$9,491.79 and interest of \$170.84 for a total of \$15,298.47 and

NOW, THEREFORE, BE IT RESOLVED: that the Collector of Taxes recommends that a check be issued by the Treasurer from the Other Trust II/Trustee Account to Stonefield Investment Fund II, LLC in the amount of \$15,298.47 to reimburse the lienholder for the lien, penalty, fees, subsequent taxes and interest and a check from the Other Trust I account for \$11,800.00 for Premium paid.

R243-12 Introduced by Council Vice President Bennett

WHEREAS, the Tax Assessor has recommended the settlement of real estate tax appeal cases now pending in the Tax Court of New Jersey, by adjustment of the assessment for the tax years in dispute, and the same appears to be fair and reasonable;

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, in the County of Passaic and State of New Jersey, that the following settlement of cases pending in the Tax Court of New Jersey be, and hereby is, approved, and the Borough Attorney is hereby authorized and directed to execute a Stipulation of Settlement, and any other document necessary or appropriate to effectuate the same:

Owner: Samuel Raymond
Tax Years: 2009, 2010, 2011

<u>Property</u>	<u>Original Assessment</u>	<u>Proposed Settlement</u>
468 Lincoln Avenue	Land: \$ 75,000	2009 and 2010 Withdrawn
Block 186, Lot 4	Improvements: 76,800	2011:
	Total \$ 151,800	Land: \$ 75,000
		Improvements: 56,800
		Total \$ 131,800

Owner: Margaret Favocci
Tax Years: 2009

<u>Property</u>	<u>Original Assessment</u>	<u>Proposed Settlement</u>
179 Lafayette Avenue	Land: \$ 89,200	Land: \$ 89,200
Block 33, Lot 11	Improvements: 339,600	Improvements: 245,800
	Total \$ 428,800	Total \$ 335,000

Owner: Paveka
Tax Years: 2008, 2009, 2010, 2011, 2012

<u>Property</u>	<u>Original Assessment</u>	<u>Proposed Settlement</u>
216 Fifth Avenue	Land: \$ 179,100	2008 and 2009 Withdraw
Block 173, Lot 6	Improvements: 370,200	
	Total \$ 549,300	

2010, 2011 and 2012
 Land: \$ 179,100
 Improvements: 282,500
 Total \$ 461,600

Owner: Paveka
 Tax Years: 2008, 2009, 2010, 2011, 2012

<u>Property</u>	<u>Original Assessment</u>	<u>Proposed Settlement</u>
65 Utter Avenue	Land: \$ 102,100	2008 and 2009 Withdraw
	Improvements: 36,600	
Block 173, Lot 5	Total \$ 138,700	2010, 2011 and 2012
		Land: \$ 102,100
		Improvements: 14,500
		Total \$ 116,600

Owner: Pescara
 Tax Years: 2009, 2010, 2011, 2012

<u>Property</u>	<u>Original Assessment</u>	<u>Proposed Settlement</u>
521 Lafayette Avenue	Land: \$ 212,100	2009 Withdraw
	Improvements: 211,600	
Block 131, Lot 13	Total \$ 423,700	2010, 2011 and 2012
		Land: \$ 212,100
		Improvements: 162,900
		Total \$ 375,000

Owner: Frezzi
 Tax Years: 2009, 2010, 2011, 2012

<u>Property</u>	<u>Original Assessment</u>	<u>Proposed Settlement</u>
71 Valley Street	Land: \$ 222,500	2009 Withdraw
	Improvements: 454,600	
Block 281, Lot 21.01	Total \$ 677,100	2010 and 2011
		Land: \$ 222,500
		Improvements: 402,500
		Total \$ 625,000
		2012
		Land: \$222,500
		Improvements: 427,500
		Total: \$650,000

Owner: Englehardt
 Tax Years: 2008, 2009, 2010, 2011, 2012

<u>Property</u>	<u>Original Assessment</u>	<u>Proposed Settlement</u>
102 Braen Avenue	Land: \$ 400,600	2008 Withdrawn
	Improvements: 185,900	
Block 281, Lot 21	Total \$ 586,500	2009 and 2010
		Land: \$ 400,600
		Improvements: 145,900
		Total \$ 546,500
		2011 and 2012 Withdrawn

Owner: Foxo
 Tax Years: 2008, 2009, 2010, 2011, 2012

<u>Property</u>	<u>Original Assessment</u>	<u>Proposed Settlement</u>
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412 Wagaraw Road	Land: \$ 162,000	2008 Withdrawn
	Improvements: 179,500	
Block 18, Lot 8	Total \$ 341,500	2009, 2010, 2011 and 2012
		Land: \$ 162,000
		Improvements: 163,000
		Total \$ 325,000

Owner: Kramer
Tax Years: 2011, 2012

<u>Original Assessment</u>		<u>Proposed Settlement</u>	
Land:	\$ 131,500	Land:	\$ 131,500
Improvements:	213,900	Improvements:	143,500
Total	\$ 345,400	Total	\$ 275,000

Owner: Andreozzi
Tax Years: 2011, 2012

<u>Property</u>	<u>Original Assessment</u>	<u>Proposed Settlement</u>
188 Mountain Avenue	Land: \$ 120,000	Land: \$ 120,000
	Improvements: 202,500	Improvements: 140,000
Block 274.01, Lot 8.19	Total \$ 322,500	Total \$ 260,000

R244-12 Introduced by Council Vice President Bennett

WHEREAS, the Borough of Hawthorne has a need to purchase a 2013 Ford Police Interceptor SUV for the Police Department; and

WHEREAS, the Borough of Hawthorne is a member of the Morris County Co-op Pricing Council; and

WHEREAS, Beyer-Warnock Fleet has been awarded Contract #15A Item#3 by the Morris County Co-op Pricing Council for the purchase of police vehicles; and

WHEREAS, the administration recommends the utilization of this contract, and the cost for this purchase of a 2013 Ford Police Interceptor SUV is \$27,223.75.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Borough of Hawthorne approves the acceptance of the above-cited state contract purchase 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 Beyer-Warnock Fleet in a form approved by the Borough Attorney when these conditions have been met.

Council President Bertollo entertained a motion to approve resolutions R198-12, R199-12 and R 229-12 through R244-12 moved by Council Vice President Bennett, seconded by Councilman Mele. Council President Bertollo asked if there was any discussion. Councilman Wojtecki asked if R 230-12 will come in front of the Council in 2014 or was the approval for 2013 only. Attorney Pasquale responded that the contract is for 2013 with an option for 2014. A conversation followed. On roll call, all voted yes.

REPORTS OF SPECIAL COUNCIL COMMITTEES

Councilman Wojtecki

Shade Tree – Requested the 2013 schedule be posted on Channel 77. Councilman Matthews asked if the fall replanting of the dead trees occurred because there is still a dead tree on Cornell. Councilman Wojtecki responded that they were done and will look into this tree.

Councilman Sinning

Ordinance Committee- Met yesterday and worked on the Meeting Schedule for 2013.

Councilman Matthews

Insurance Committee – Met to discuss the proposal from the administrator. Also discussed their HIFF options and what plans they can present to the union. There will be a memo from the League of Municipalities objecting to new rules and regulations that the State Commission is trying to mandate that everyone join the State Plan whether they want to or not. Administrator Maurer requested a resolution in support for the next meeting. Councilman Matthews agreed.
Finance Committee – Met to talk about the end of the year transfers that are on tonight’s agenda.
Chamber of Commerce- January 25th is the Company of the Year dinner. Roman Academy is the recipient. Anyone interested in attending the dinner should contact Joanna at the Chamber of Commerce.

Council Vice President Bennett

No report.

Councilman Mele

Environmental Committee - met with the Green Team, April 21st was selected for Cel-Earth-Bration Day and it the theme will be “recycling”.

Councilman Lane

Cable Committee - meeting and web-x scheduled with Acting Borough Clerk DiBella, Administrative Assistant Elvin, Board of Education and Audio Tech Tom Jeron will be re-scheduled for January to discuss shared services of audio/visual equipment and services.

Board of Health- Next meeting is scheduled for January

Council President Bertollo conveyed the condolences of the Borough to the families of Joe Scarmazzo, Sr. He was a legend in our town, after forty-five years of serving the youth of our community. Joe Metzler is recovering and resting comfortably at home. Our thoughts and prayers go out to both families.

CORRESPONDENCE: None.

MISCELLANEOUS: None.

BILLS

VENDOR	CHECK#	TOTAL	DESCRIPTION
CURRENT FUND			
VISHDEV INC	14651	8,437.37	BULK PURCHASE GASOLINE
ESTATE OF ROBERT SHANNON	14652	179.00	FIRE DEPT O/E
10-75 EMERGENCY LIGHTING, LLC	14653	1,963.82	VEHICLE MAINT FIRE DEPT
ACORN TERMITE & PEST CONTROL	14654	100.00	DPW ADMIN O/E
ACTION DATA SERVICES	14655	984.49	FINANCIAL ADMIN O/E
ALL AMERICAN FORD	14656	1,731.47	VARIOUS
AMERICAN TRAFFIC & STREET SIGN	14657	441.45	VARIOUS
AMSTERDAM PRINTING	14658	182.50	GENERAL ADMIN O/E
ASCAP	14659	165.50	GENERAL ADMIN O/E
BOB'S TIRES & WHEELS INC	14660	698.00	VARIOUS
BOSWELL ENGINEERING, INC	14661	11,074.50	VARIOUS
BRIAN WARNER	14662	30.00	TELEPHONE CHARGES
BRUNSWICK FAIRLAWN LANES	14663	83.72	BOARD OF REC
CABLEVISION	14664	232.43	VARIOUS
CAMPBELL - ERS	14665	113.00	SEWER SYSTEM O/E
CAMPBELL FIRE EQUIPMENT	14666	97.30	VEHICLE MAINT FIRE DEPT
CAROL CHAMBERLIN	14667	265.00	GROUP INSURANCE O/E
CARROT-TOP INDUSTRIES INC	14668	122.24	MUNICIPAL CLERK O/E
CHIEF FIRE EQUIP CO	14669	550.75	VARIOUS
CHIEF SUPPLY CORP.	14670	275.55	PEOSHA O/E
CINTAS CORP	14671	547.55	DPW ADMIN O/E

CINTAS FIRST AID AND SAFETY	14672	380.28	VARIOUS
CMRS-FP	14673	1,100.97	GENERAL ADMIN O/E
COACHMAN INT'L TOURS INC	14674	1,725.00	VARIOUS
DAVID MAHER	14675	220.00	GROUP INSURANCE O/E
DELL GARDEN CENTER	14676	639.96	FIRE DEPT O/E
DOWNES TREE SERVICE, INC.	14677	5,582.50	VARIOUS
EARTHLINK BUSINESS	14678	1,647.30	TELEPHONE CHARGES
ELECTRICAL POWER SYSTEMS	14679	633.96	SEWER SYSTEM O/E
FIREFIGHTER ONE LLC	14680	671.00	VARIOUS
FIRST MOUNTAIN ARBORICULTURE L	14681	650.00	SHADE TREE COMMISSION
FUTURE SANITATION INC	14682	39,375.00	VARIOUS
GET A CAN	14683	21,450.00	RECYCLING PRO O/E
GUY TUMMINELLO	14684	50.00	POLICE DEPT O/E
HAWTHORNE AUTO LAB	14685	1,698.90	VARIOUS
HAWTHORNE CHEVROLET	14686	314.55	FIRE DEPT O/E
HAWTHORNE FIRE DEPT	14687	1,003.34	VARIOUS
HAWTHORNE PAINT CO INC	14688	21.25	POLICE DEPT O/E
HAWTHORNE PRESS INC	14689	78.00	VARIOUS
HENRY'S PLUMBING & HEATING INC	14690	4.16	VARIOUS
HESS CORPORATION	14691	8,963.97	VARIOUS
HFD #1	14692	1,945.00	VARIOUS
HFD #2	14693	1,945.00	VARIOUS
HFD #3	14694	1,945.00	VARIOUS
HFD #4	14695	1,945.00	VARIOUS
HFD #5 RESCUE	14696	495.00	VARIOUS
HIGHWAY TRAFFIC SUPPLY	14697	130.00	DRUNK DRIVE ENFORCE
HOME SUPPLY & LUMBER CO., INC.	14698	46.95	VARIOUS
JARED VAN EK	14699	30.00	TELEPHONE CHARGES
JERSEY ELEVATOR INC	14700	301.31	DPW ADMIN O/E
JOANNE GRAZIANO	14701	319.43	VARIOUS
JOHN ARTURI	14702	30.00	TELEPHONE CHARGES
JOHN MARSCH	14703	30.00	TELEPHONE CHARGES
JOHN PALLOTTA	14704	91.98	CONST CODE OFFICIAL O/E
JOHN TRIPICCHIO	14705	30.00	TELEPHONE CHARGES
JORDAN TRANSPORTATION,INC	14706	945.00	VARIOUS
JOSEPH SPERANZA	14707	30.00	TELEPHONE CHARGES
JUNGLE LASERS LLC	14708	1,490.00	FEES PAYABLE JUNGLE LASERS
KNAPP, TRIMBOLI & PRUSINOWSKI	14709	1,696.50	LEGAL SERV& COSTS O/E
KONICA/MINOLTA	14710	95.40	DPW ADMIN O/E
LINDA SABOW	14711	280.00	GROUP INSURANCE O/E
LUK OIL	14712	6,714.49	BULK PURCHASE GASOLINE
LUSCHER'S AUTO INC	14713	471.34	VARIOUS
M & B SEPTIC SERVICE, LLC	14714	84.00	BOARD OF REC
MARY JEANNE HEWITT	14715	146.16	VARIOUS
MATTHEW HOOGMOED	14716	131.66	VARIOUS
METRO BOWL	14717	997.50	BOARD OF REC O/E
MICHAEL NELSON	14718	30.00	TELEPHONE CHARGES
NASSAU NDI DIAGNOSTICS	14719	14,650.00	FIRE DEPT O/E
NEW JERSEY DOOR WORKS INC	14720	472.50	DPW ADMIN O/E
NEWTel PAYPHONE OPERATIONS	14721	100.00	DPW ADMIN O/E
NJ MEADOWLANDS COMMISSION	14722	1,296.37	TRANSFER STATION
NO JERSEY MUNI EMPL BNFT FUND	14723	179,016.00	GROUP INSURANCE O/E
OFFICE CONCEPTS GROUP INC	14724	169.93	VARIOUS
P & A AUTO PARTS, INC	14725	7.30	STREETS & ROADS O/E
PASCACK DATA SERVICES	14726	15,455.53	VARIOUS
PAUL COWIE & ASSO	14727	2,125.00	SHADE TREE GRANT
PIETER SLUMP	14728	125.74	SHADE TREE COMMISSION
PLANNED BUILDING SERVICES, INC	14729	1,430.00	DPW ADMIN O/E
PODS ENTERPRISES, INC.	14730	139.95	DPW ADMIN O/E

PROCOPY INC	14731	166.75	MUNI COURT
PUBLIC SERV ELEC & GAS	14732	166.58	VARIOUS
R & R PUMP & CONTROL	14733	337.67	SEWER SYSTEM O/E
RIDGEWOOD PRESS	14734	196.20	POLICE DEPT O/E
RT OFFICE PRODUCTS	14735	449.23	VARIOUS
SHOTMEYER BROS FUEL CO	14736	9,739.87	BULK PURCHASE GASOLINE
SOME'S UNIFORM CO. INC	14737	254.00	POLICE DEPT O/E
STAPLES	14738	717.84	VARIOUS
STAPLES PRINT SOLUTIONS	14739	323.11	MUNI COURT
STEWART'S DELI	14740	866.15	PUBLIC EVENTS O/E
SWIM NEW JERSEY	14741	2,945.75	SWIMMING POOL O/E
TANIS HARDWARE	14742	212.61	STREETS & ROADS O/E
TREASURER, STATE OF NJ	14743	4,349.00	FEES PAYABLE JUNGLE LASERS
UNITED RENTALS, INC	14744	144.00	STREETS & ROADS O/E
VERIZON	14745	197.82	VARIOUS
VERIZON WIRELESS (N)	14746	1,329.34	VARIOUS
VITAL COMMUNICATIONS, INC.	14747	575.00	VARIOUS
WASTE MANAGEMENT OF NJ	14748	42,581.25	TRANSFER STATION
WELLS FARGO HOME MORTGAGE	14749	3,917.60	TAX OVERPAY
TOTAL CURRENT		\$ 421,340.59	

GENERAL CAPITAL

AJM CONTRACTORS, INC.	3250	149,719.48	VARIOUS
BARCIA BROS FENCE CO INC	3251	5,600.00	SAFETY COMMUNICATIONS
BOSWELL ENGINEERING, INC	3252	22,439.74	VARIOUS
GOOSETOWN COMMUNICATIONS, INC	3253	1,016.57	SAFETY COMMUNICATIONS
HAWTHORNE PRESS INC	3254	215.28	VARIOUS
TOTAL GENERAL CAPITAL		\$ 178,991.07	

WATER OPERATING

VISHDEV INC	9124	708.78	WATER UTILITY O/E
AGRA ENVIRONMENTAL SVC	9125	2,850.00	VARIOUS
BOBBY VAN PLUMBING INC	9126	1,105.20	WATER UTILITY O/E
CABLEVISION	9127	82.63	WATER UTILITY O/E
CAPITOL SUPPLY CONSTR PRODS IN	9128	2,944.96	WATER UTILITY O/E
CINTAS FIRST AID AND SAFETY	9129	104.07	WATER UTILITY O/E
CMRS-FP	9130	3,375.00	WATER UTILITY O/E
COMMERCIAL BUSINESS FORMS,INC.	9131	482.00	WATER UTILITY O/E
DELLA RICA & SONS	9132	3,000.00	WATER UTILITY O/E
E S C ENTERPRISES, INC	9133	400.00	WATER UTILITY O/E
EARTHLINK BUSINESS	9134	525.00	WATER UTILITY O/E
FIRESTONE COMPLETE AUTO CARE	9135	388.29	WATER UTILITY O/E
H.A.DEHART & SON	9136	8,429.00	CAPITAL OUTLAY
HENRY'S PLUMBING & HEATING INC	9137	59.03	WATER UTILITY O/E
HESS CORPORATION	9138	26,522.04	VARIOUS
LUK OIL	9139	902.93	WATER UTILITY O/E
LUSCHER'S AUTO INC	9140	177.05	WATER UTILITY O/E
OFFICE CONCEPTS GROUP INC	9141	107.48	WATER UTILITY O/E
P & A AUTO PARTS, INC	9142	3.32	WATER UTILITY O/E
POST & KELLY ELECTRIC CO, INC	9143	4,055.00	WATER UTILITY O/E
RT OFFICE PRODUCTS	9144	85.20	WATER UTILITY O/E
SHOTMEYER BROS FUEL CO	9145	638.29	WATER UTILITY O/E
STAPLES	9146	185.58	WATER UTILITY O/E
TANIS HARDWARE	9147	58.76	WATER UTILITY O/E
VERIZON WIRELESS (N)	9148	243.45	WATER UTILITY O/E
TOTAL WATER OPERATING		\$ 57,433.06	

WATER CAPITAL

AC SCHULTES INC	1047	26,951.00	CAPITAL EQUIPMENT
BOSWELL ENGINEERING, INC	1048	<u>4,896.00</u>	VARIOUS
TOTAL WATER CAPITAL		\$ 31,847.00	
OTHER TRUST II			
BELMAR SPRING WATER COMPANY	4510	12.57	RECYCLING
DAVE STERN INC	4511	667.20	VARIOUS
DOWNES TREE SERVICE, INC.	4512	325.00	RECYCLING
P & A AUTO PARTS, INC	4513	91.42	RECYCLING
PLYMOUTH PARK TAX SERVICES LLC	4514	48,120.38	TRUSTEE
SIR SPEEDY, INC	4515	1,188.20	RECYCLING
STONEFIELD INVEST FUND II, LLC	4516	15,298.47	TRUSTEE
US BANK CUST/SASS MUNI VI DTR	4517	<u>83,789.15</u>	TRUSTEE
TOTAL OTHER TRUST II		\$ 149,492.39	
DOG DEDICATED			
NJ DEPARTMENT OF HEALTH	6073	2.40	STATE OF NEW JERSEY
TYCO ANIMAL CONTROL SERVICES	6074	<u>2,100.00</u>	PROFESSIONAL FEES
TOTAL DOG DEDICATED		\$ 2,102.40	
BUILDERS ESCROW			
RYAN VOGEL	5166	<u>1,072.50</u>	VOGEL
TOTAL BUILDERS ESCROW		\$ 1,072.50	
OTHER TRUST I ESCROW			
PLYMOUTH PARK TAX SERVICES LLC	7038	3,000.00	TAX SALE PREMIUMS
STONEFIELD INVEST FUND II, LLC	7039	11,800.00	TAX SALE PREMIUMS
US BANK CUST/SASS MUNI VI DTR	7040	<u>36,000.00</u>	TAX SALE PREMIUMS
TOTAL OTHER TRUST I ESCROW		\$ 50,800.00	
TOTAL BILL LIST		<u>\$ 893,079.01</u>	

Council President Bertollo entertained a motion to approve the bills and forward them to the Treasurer for payment with the inclusion of the public service bill and The Ridgewood Press bill which is on the dais, moved by Councilman Mele, seconded by Council Vice President Bennett. Council President Bertollo asked if there was any discussion. On roll call, all voted yes. Council President Bertollo abstained from check 14677 and 4512. Councilman Wojtecki and Councilman Lane abstained from checks 14652, 14653, 14666, 14680, 14686, 14687, 14692, 14693, 14694, 14695, 14696, 14719 and 3253.

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, state your name and address, sign the sheet for the record. Council President Bertollo asked if anyone wished to be heard.

Gerry Bedrin, 111 Wagaraw Road The Hawthorne Center, 121 Wagaraw Road Zen Wall Covering, 204 Wagaraw Road Future Hawthorne Marketplace

Thank you to the Borough for the fantastic job it did during super storm Sandy. The association would like to show its appreciation by making a contribution to two great organizations in town; the Volunteer Fire Department and the Volunteer Ambulance Corps. Mr. Bedrin presented two checks to Mayor Goldberg.

Victor Terraglia, 50 Ridge Road

Wishing the Council, Administration and their families a Merry Christmas and a Happy, Healthy & Prosperous New Year.

Joe Osbourne, 112 Cedar Ave

Thank you to Mayor Goldberg for his comments on New Town, CT and for the display of candles at the dais. Spoke about the decision that was made by the Judge to hear the ordinance challenge from Hawthorne Deserves Better and the Hawthorne Press coverage. He wished all Happy Holidays.

Bob Kurdock, 15 Rhodes Court

Asked if Hawthorne has a dog leash ordinance to which the Council responded yes. He spoke about how everyone handled the potential Wal-Mart situation. He also stated his displeasure of the undignified manner he felt in the way some of the Council meetings were held. He wished all Happy Holidays.

Council President Bertollo asked if anyone else desired to be heard. Seeing none, Council President Bertollo entertained a motion to close the public portion, moved by Councilman Mele, seconded by Council Vice President Bennett. On roll call, all voted yes.

ADJOURNMENT

At 8:43 p.m., Council President Bertollo entertained a motion to adjourn the regular meeting, moved by Councilman Lane, seconded by Councilman Sinning. On roll call, all voted yes.

THE NEXT REGULAR MEETING OF THE MUNICIPAL COUNCIL WILL BE ON **JANUARY 2, 2013, the Re-organization Meeting**. THERE WILL BE NO WORK SESSION, THE REGULAR MEETING WILL BEGIN AT 7:00 P.M. PERSONS WITH DISABILITIES WHICH REQUIRE AIDES SUCH AS: SIGN LANGUAGE INTERPRETER, TELECOMMUNICATIONS, BRAILLE, TAPES OR LARGE PRINT, SHOULD NOTIFY THE BOROUGH CLERK'S OFFICE TEN DAYS PRIOR TO ATTENDANCE AT A MEETING SO ACCOMMODATIONS MAY BE MADE.

John Bertollo
Council President

Lori DiBella
Acting Borough Clerk