

The Regular Meeting of the Municipal Council of the Borough of Hawthorne was held on the above date at 8:03p.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.....	Frank E. Matthews
Council Vice President	John Bertollo
Councilman	Bruce Bennett
Councilman.....	John Lane
Councilman	Dominic Mele
Councilman.....	Joseph Wojtecki
Borough Administrator	Eric Maurer
Borough Attorney.....	Michael J. Pasquale
Director of Revenue and Finance.....	Mary Jeanne Hewitt
Borough Engineer	Stephen T. Boswell
Borough Clerk.....	Lori DiBella

FLAG SALUTE

Council President Matthews invited all present to join him in the flag salute and a moment of silence in remembrance of the two residents who passed recently.

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, 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 19, 2013.

COUNCIL APPOINTMENT

Council President Matthews entertained a motion to appoint one of the nominees to serve the remaining term of the 3rd ward council seat. Motion by Councilman Bennett to appoint Garret Sinning, second by Council Vice President Bertollo. On roll call, all voted yes.

Mayor Goldberg administered the Oath of Office.

Clerk Called the Roll (with addition of new councilman)

APPROVAL OF MINUTES

Council President Matthews entertained a motion to approve the Minutes for the Regular Meeting of October 1st, 2014 and Bid Minutes of September 30th for the Multi-Purpose Bucket Loader. Moved by Councilman Wojtecki, seconded by Council Vice President Bertollo. On roll call, all voted yes, with the exception of Councilman Sinning who abstained from the October 1st minutes.

PUBLIC COMMENT (Agenda Items Only)

Council President Matthews 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 and sign the sheet for the record. He stipulated this be for agenda items only.

Seeing none, Council President Matthews entertained a motion to close the public portion, moved by Councilman Wojtecki, seconded by Councilman Lane. On roll call, all voted yes.

ADOPTION OF ORDINANCES:

Bond Ordinance No. 2125-14

WATER UTILITY CAPITAL BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF GENERATORS AND RELATED ELECTRICAL IMPROVEMENTS AT THE NORTH AND SOUTH PUMPING STATIONS, THE MARY STREET TANK AND VARIOUS WELLS, ALL AS SET FORTH HEREIN IN AND BY THE WATER DEPARTMENT OF THE BOROUGH OF HAWTHORNE IN THE COUNTY OF PASSAIC, NEW JERSEY AND APPROPRIATING \$400,000.00 THEREFOR AND AUTHORIZING THE ISSUANCE OF BONDS OR NOTES OF THE BOROUGH FOR FINANCING THE SAME.

Public Hearing

Council President Matthews opened the meeting to the public. He asked if anyone desired to be heard regarding Bond Ordinance No. 2125-14 please raise your hand to be recognized, come forward to the microphone and state your name and address for the record.

Seeing none, Council President Matthews entertained a motion that the public hearing on Bond Ordinance No. 2125-14 be closed and that it be resolved that this ordinance was posted on the bulletin board on which public notices are customarily posted, published in the Hawthorne Press and available on the borough website. 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 by Councilman Bennett, seconded by Councilman Mele. Discussion by Administrator Maurer who stated ¼ of cost is being funded by a grant. On roll call, all voted yes.

Capital Ordinance No. 2126 –14

AN ORDINANCE TO AUTHORIZE THE PURCHASE OF SOFTWARE AND RELATED MATERIALS OR EQUIPMENT FOR THE FINANCE DEPARTMENT, TAX COLLECTOR AND WATER BILLING DEPARTMENT IN AND BY THE BOROUGH OF HAWTHORNE, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, AND TO APPROPRIATE THE SUM OF \$90,000 FROM THE CAPITAL IMPROVEMENT FUND OF THE BOROUGH OF HAWTHORNE FOR SUCH PURPOSE

Public Hearing

Council President Matthews opened the meeting to the public. He asked if anyone desired to be heard regarding Ordinance No. 2126-14 please raise your hand to be recognized, come forward to the microphone and state your name and address for the record.

Seeing none, Council President Matthews entertained a motion that the public hearing on Ordinance No. 2126-14 be closed and that it be resolved that this ordinance was posted on the bulletin board on which public notices are customarily posted, published in the Hawthorne Press and available on the borough website. 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 by Councilman Wojtecki, seconded by Council Vice President Bertollo. On roll call, all voted yes.

PUBLIC HEARING

2012 ROAD PROGRAM SPECIAL ASSESSMENTS

Council President Matthews opened the meeting to the public. He asked if anyone desired to be heard regarding the 2012 Road Program Special Assessments, please raise your hand to be recognized, come forward to the microphone and state your name and address for the record.

Theodore Bogusta, 19 10th Avenue

Mr. Bogusta stated that when they installed the handicap ramp on the corner of 10th & Dixie they tore up his sprinkler system and questioned if he was responsible for the repairs. Engineer Dr. Boswell responded he would follow up.

Rich Trongone, 74 Dixie Avenue

Mr. Trongone stated he received a sample bill for the sidewalk repair, has only lived in this house for 11 months, but it does not look like any slabs had been replaced, they are all the same color. Engineer Dr. Boswell will follow up on this matter as well.

Council President Matthews asked if anyone else desired to be heard, seeing none, Council President Matthews entertained a motion that the public hearing on the 2012 Road Program Special Assessments be closed and that it be resolved that copies of said notice were made available to the general public in the Clerk's Office. Motion by Council Vice President Bertollo, seconded by Councilman Mele. On roll call, all voted yes.

OLD BUSINESS

Councilman Lane asked Administrator Maurer for an update regarding the camera install at the Public Works building. Administrator Maurer stated there has not been any progress; however we will work on it and report back. Council President Matthews added if he can also include the camera install at the recycling center. Councilman Lane asked if there is any update on the sidewalk and grate repair in front of the Public Works garage. Dr. Boswell stated they just started the concrete work; therefore they probably did not get to it as yet. He will follow up and make sure it is done before the paving work begins. Councilman Lane asked for an update regarding the stop signs on Hopper and Valley Streets.

Administrator Maurer stated the ordinance will be forthcoming at the next council meeting. He asked for an update on the Premio rooftops. Administrator Maurer stated they installed the muffler on one of the roof tops; there will be fan blades replaced on two more units at the end of this month. Lastly, he asked if there is any update on the Rea Avenue bridge construction project. Dr. Boswell stated he will call the County tomorrow for an update and send him an e-mail.

Councilman Mele asked when paving will begin on Goffle Road by Lafayette Ext. Administrator Maurer stated they are a couple of days behind from the schedule that was previously emailed to the Council.

Councilman Bennett stated he understands we rented the bandshell from Oradell this year for Hawthorne Day. He heard some good things about it and the bands were happy with it. Considering what we have been going through with getting a permanent one, maybe it would be a smarter, more cost effective to go with investing in a portable one and when we are not using it we can rent it out. Mayor Goldberg stated we will look at that option, although we are also looking having the bandshell value engineered to bring the price down and we have an architect working with our Council President. Council President Matthews added one contractor design firm already has been able to a cut out at least \$50,000-\$60,000 immediately. Council Vice President Bertollo noted that the county funding cannot be used for a portable bandshell.

Council Vice President Bertollo stated the lawn at the pool, where they are took down the old tennis courts looks great.

Councilman Wojtecki asked for the status of the park bench on Lafayette Avenue. Administrator Maurer stated it was replaced today. He asked if anyone reached out to the Sargent Family since our last meeting regarding the manhole noise issue. Mayor Goldberg apologized that no one reached out to them the last two weeks.

NEW BUSINESS

Councilman Wojtecki thanked the Police Department for investigating the compressor sound that was coming out of the south end of town.

Councilman Bennett stated there is a super spot light in front of Lincoln School that lights up Post Avenue. Mayor Goldberg stated he will notify the school building and grounds supervisor.

Councilman Lane questioned all the electronics collecting on the grounds at the recycling center. Administrator Maurer explained electronic pick-up is not included in the new contract. We are in the process of considering options and in the next week or so we should have electronic contractor. Council President Matthews asked if the county has one. Mayor Goldberg explained the problem with electronics these days is you have to pay now to get rid of it and we have to find someone willing to accept them. It's mandated by the state they you have to recycle them separately. Our old recycling contractor use to take them, that being one of many problems they had financially. In the meantime we will clean it up off the concrete and will put it in a dumpster. Councilman Lane asked if there was a plan to get rid of the Styrofoam. Not as of right now, however we will aggressively look into getting rid of the Styrofoam. Lastly, Councilman Lane stated he has the guidelines for emergency medical services systems and 911 public safety answering points for management of patients with known suspect of the Ebola virus, he will forward this to the mayor.

Council President Matthews stated the Environmental Commission & the Green Team will be receiving a 2014 ANJEC Environmental honorable mention award. The award is for working with the buy local campaign since 2011 and with the Chamber of Commerce. Representatives from all three organizations will be attending the awards ceremony.

ADMINISTRATIVE AGENDA PRESENTED BY MAYOR GOLDBERG:

Monday was an extremely tough day in the Borough with two suicides. Our hearts and prayers go out to both families for their losses. We grieve the loss of a daughter and a father. There is no adequate explanation for these events. Thanks to the Police and emergency responders for responding to both scenes. We are a resilient community; we will once again begin the healing process. God Bless both families. Congratulations to the Hawthorne Rotary on the successful "Taste of Hawthorne" event. 300 people attended and our local establishments had a chance to showcase their food. This event was done in conjunction with Restaurant Week. They are looking to have this event again next year; the tentative date is October 6th, 2015 the Tuesday before restaurant week. There is a ribbon cutting ceremony at the traffic light on Goffle, Rock & Braen Avenue Saturday morning, 10/19 at 10:30am. This year the Mayor's Halloween Parade will be at Roosevelt School at 7:00pm. Our Police Department has been trained in the use and will begin carry narcan for treatment of heroin overdoses. It has been successful in other departments and is credited to saving many lives. The Police Department is having another citizen's Police Academy. Applications are on our website. The first class is scheduled for November

4th through the middle of December. On November 11th at 11am we will be holding our veterans service in front of the Municipal Building and at 1pm we will gather on Kingston Avenue to honor (4) residents for their ultimate sacrifice. The administration has concluded negotiations with the PBA and we are asking Council President Matthews permission that the resolution to approve the contract be added to the consent agenda tonight. It is a (4) year contract and falls with-in the 2% guidelines set by the Governor. Council President Matthews approved adding R183-14 to the consent agenda.

REPORTS

Borough Attorney Michael Pasquale

There are a few resolutions on for tonight approving settlements. The first one is a group of 3 tax appeals. As you know we have a lot of pending tax appeals some going back to 2009/2010. There is a significant backlog in the tax court. We settled 2 large ones and 1 residential matter. There are a total of 60 properties under appeal right now; our total number of tax appeals is approaching 300. Many are from our largest commercial properties; we have very few residential appeals at this point. We are going to keep bringing you settlements through-out the next couple of months and into the beginning of next year because it is time to get these off the books. Attorney Pasquale stated he negotiated a settlement with the "All County" matter (the contractor who did the Royal/Washington Ave drainage area). The contractor failed to pay one of its suppliers; they filed a material lien and lawsuit. The resolution calls for the Borough to collect from the contractor all the police off-duty pay that is due as well as all of his legal fees. The settlement worked out well as the Borough is not out any money. Green Sky was served with the complaint of the lawsuit that we filed; they have about another 20 days in which they can file an answer. If they fail to file an answer we look to get a default judgment.

Borough Engineer /Dr. Steven Boswell

1. Washington Avenue (2014 NJDOT).
Concrete work is being performed.
2. 2014 Road Resurfacing Program and Mohawk Avenue.
Final quantities for final payment are being prepared. There are three different components: there is CBDG component, an assessment component & there is an "R" component. Overall all contractors together will come in about \$50,000 or less than the contracted amount.
3. Rock/Braen/Goffle Intersection.
Our office is following up with the County to determine if additional traffic counts are warranted.
4. Goffle Brook Bank Stabilization.
The contractor met with the County and is expected to complete the necessary plantings and finalize the project.
5. Band Shell.
Both G K Fotimos and Campoli & Sons are reviewing the plans and specs with their appropriate subs. Responses are expected early next week.
6. Library Roof.
The project will be advertised on October 16th and bids will be received on October 28th at 11:00 am. The project is expected to be awarded at the November 5th meeting.
7. Streetscape Project.
Presentation scheduled for the work session.

Director of Finance Mary Jeanne Hewitt

Tomorrow is our tax sale at 10 am and again she commends our tax collector, Louise Siano she has the list down to eight properties. We already have a number of bidders showing an interest. One of our biggest bidders unfortunately won't be there due to the holidays. We are going out for bond anticipation notes on October 21st and the sale will be until 11:30am. The sale is actually in the amount of \$5,252,000.00. That will cover the last two years of street projects, the fire truck and everything going forward. We will probably have another one this time next year. Then the plan is to then do permanent bonding in 2016.

Borough Administrator Eric Maurer

Our budget request packages have been distributed to the various departments and we all received the first budget request for next year. The County milling and paving sections of Wagaraw Road, Lafayette Avenue & Goffle Road will begin in the next couple of days. We are coordinating with the County & the Board of Recreation to keep the Wag fields open when they do that work in the evening and overnight. We will provide information to parents and coaches about access to the fields. Any resident can be

advised of when the streets will be closed by signing up for our Nixle program by texting “HawthWire” to 888777 or by visiting the Borough website for further instructions. As reported at last Council meeting the NY Susquehanna & Western railroad will be making improvements to the Rock Road RR crossing, which will be closed from Friday, October 17th through Tuesday, October 21st, reopening on October 22nd which will be weather dependent. One of our new antenna space tenants on the Longview tank has begun installation of their equipment. We expect others to follow shortly. The Borough Clerk has already begun setting up govdeals.com on-line auction with items we expect to sell as authorized by tonight’s resolution R182-14. We had initial union contracts negotiation sessions with the blue and white collar unions in the past 8 days and we have 7 sessions set up. We are recommending as the Mayor stated, award of contract with the PBA. The terms of the contract are a 4 year contract from January 1st, 2015 through December 31st, 2018. There is 1.7% increase across the board every year except in the first year it’s deferred to May 1st instead of taking place January 1st in order to save some money. There are also some give backs from the union; we eliminated the first step of longevity which saves money and starts in year nine for officers, which there are five current officers who would be affected. We will add a new step guide for new hires which in the long run will save us money. We will have a provision where new officers cannot accrue comp time and we made a change in terms how vacation days are earned by officers in their final years, which will also save us money. One other provision we will now have the right to join the state health benefits plans if we determine it adventitious to us and there would be a significant savings. That is the basic provisions of the contract that we have negotiated.

Questions for the Administration

Councilman Lane asked why the County was taking traffic counts last week on Goffle Road near the Braen and Rock Road intersection. Dr. Boswell explained they are going to use the report to determine if they need to widen the road.

Council Vice President Bertollo asked if we marked out the lower end of Washington Avenue with the commuter parking boxes that we discussed at the last meeting. Dr. Boswell will make sure that is done. Also we talked about relaxing commuter parking ordinance those days when they are doing the work down there and put up some flyers directing them to Grand Avenue. Administrator Maurer stated he will work on that and also will send out a NIXLE message.

Councilman Sinning asked Dr. Boswell in regards to the Braen, Rock & Goffle traffic light, are they also doing a study on the timing? Dr. Boswell stated yes and he explained the issue is at the light itself there are not many gaps for people to make the left turn onto Braen Avenue. What they are looking to do is take 3 feet from each side and a little bit of shoulder giving us (not a legal) left turn lane, but giving us enough room for cars making a left, the other cars could go around them and go through the intersection. Councilman Lane asked if we have scheduled a date for the flu shot. Borough Clerk stated the date is October 28th from 8am-1pm in the court room. It’s on our Website as well as our cable channel.

Councilman Wojtecki stated there should be a soccer game at the field on Wagaraw Road on Thursday, could we reach out to the County to coordinate schedules. Administrator Maurer stated he gave a complete schedule to the County and will be working with the County and the contractor.

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

INTRODUCTION OF ORDINANCES: None.

CONSENT AGENDA: Resolutions R 177-14 through R 183-14:

R 177-14 Introduced by Councilman Bennett

Resolved: To ratify the actions of the Municipal Council of the Borough of Hawthorne payroll dated October 3, 2014.

CURRENT FUND	WT 888889	\$	258,845.51
WATER OPERATING FUND	WT 888889	\$	42,086.63
OTHER TRUST II FUND	WT 888889	\$	13,649.75
GENERAL CAPITAL FUND	WT 888889	\$	412.50
TOTAL PAYROLL		<u>\$</u>	<u>314,994.39</u>
CURRENT FUND TO PAYROLL/FICA	WT 888889	\$	13,733.09
WATER OPERATING FUND TO PAYROLL/FICA	WT 888889	\$	-

R 178-14 Introduced by Councilman Bennett

WHEREAS, the Borough of Hawthorne distributes school taxes to the Hawthorne Board of Education on a monthly basis; and

WHEREAS, the Hawthorne Board of Education has requested that these funds be transferred directly to their bank account in Columbia Bank, ABA# 221271935.

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 above referenced transfer in the amount of \$2,860,519.00 from the Current Fund and charged to School Taxes Payable for October 2014.

R 179-14 Introduced by Councilman Bennett

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

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

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

SECTION 1

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne, that the Borough of Hawthorne hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014 in the sum of \$2,793.02 which item is now available as revenue for the Drunk Driving Enforcement Program.

SPECIAL ITEM OF REVENUE OFF-SET WITH APPROPRIATIONS	
Drunk Driving Enforcement Program	\$2,793.02

pursuant to the provision of the statute; and

SECTION 2

BE IT FURTHER RESOLVED, that a like sum of \$2,793.02 be and is hereby appropriated under the caption of:

OPERATIONS EXCLUDED FROM "CAPS"	
PUBLIC AND PRIVATE PROGRAMS OFF-SET BY REVENUE	
Drunk Driving Enforcement Program	\$2,793.02

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 2014 budget and are now available by law.

R 180-14 Introduced by Councilman Bennett

WHEREAS, the Borough of Hawthorne previously entered into a contract with All County Pipeline, Paving and Site Excavation, Inc., relative to the completion of certain drainage improvements in the Borough; and

WHEREAS, Site Co Materials, Inc. filed a lien claim with the Borough as a materialman or supplier of All County and subsequently filed suit against All County, the Borough of Hawthorne and Bondex Insurance Company as surety to All County regarding the subject project in the Superior Court of the State of New Jersey; and

WHEREAS, the Borough, upon filing of the lien claim, withheld from All County all remaining payments due under the contract with the Borough in total sum of \$32,360.63; and

WHEREAS, the Borough also filed a cross claim against Bondex asserting a right to indemnity, defense and performance under the bond issued by Bondex; and

WHEREAS, All County defaulted in the action filed by Site Co Materials and with regard to cross claims filed by the Borough and Bondex; and

WHEREAS, the remaining parties to the action, Site Co, Bondex and the Borough of Hawthorne reached settlement as to all claims asserted between and among the parties and placed such settlement on the record before the Hon. Thomas F. Brogan, P.J.S.C., subject to approval by the Municipal Council of the Borough of Hawthorne; and

WHEREAS, the settlement calls for Hawthorne to remit to Site Co. the sum of \$23,500 in full and final settlement of all claims asserted in connection with the project and remit the remaining balance of \$8,860.63 from the funds it is holding to Bondex from the funds due All County in connection with the project; and

WHEREAS, the settlement calls for Bondex to issue to the Borough the sum of \$6,786.50 for payment of off-duty police officers incurred by All County and the sum of \$1,930.00 for reimbursement of legal fees and costs incurred by the Borough; and

WHEREAS, upon issuance of such payment the performance bond issued by Bondex will be released by the Borough and Bondex will issue a two-year maintenance bond in the penal sum of \$11,815 representing ten percent of the contract value;

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that it does hereby approve of the proposed settlement reached between the parties and does authorize the Borough Attorney to finalize said settlement in accordance with the terms of this resolution and authorize the issuance of checks as set forth herein

R 181-14 Introduced by Councilman 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, a copy of each being annexed hereto and made a part hereof.

R 182-14 Introduced by Councilman Bennett

AUTHORIZING DISPOSAL OF SURPLUS PROPERTY

WHEREAS, the Borough of Hawthorne is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Municipal Council are desirous of selling said surplus property in an “as is” condition without express or implied warranties.

NOW THEREFORE, BE IT RESOLVED by the Municipal Council in the Borough of Hawthorne in the County of Passaic, as follows:

- (1) The Borough Administrator is authorized to sell the itemized surplus property via either a traditional auction or through GovDeals pursuant to State Contract A-70967/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals are available online at govdeals.com and also available from the Borough Clerk’s Office; If using Govdeals, the following shall apply:
 - a. The sale shall be conducted online and the address of the auction site is **govdeals.com**;
 - b. The fee charged by GovDeals shall be seven and one-half (7 ½%) percent of the gross sale receipt with no listing charge or advertising charge;
 - c. The sale shall be conducted pursuant to Local Finance Notice 2008-9.
- (2) A list of the surplus property to be sold is as follows:

<u>Computer & Office Equipment</u>	
<u>Qty</u>	<u>Description</u>
1	Sharp XE-A101 Cash Register
2	Spinning Video Game Tower 1 & 2

5	Keyboards with Mouse and Cables
	Processing Desk
	Magazine Rack
	Metal Stand
	Table
	Loft Desk
	Gun Case
	Panasonic KX-FI511 Laser Fax & Copier
1	Dell 15" Flat Screen Monitor
1	HP 15" Flat Screen Monitor
1	HP 17" M70 Monitor
1	Dell Dimension 8400 Tower (No hard drive)
2	Hewlett-Packard Computer Tower, Pavilion 8756C (No hard drive)
2	Hewlett-Packard Deskjet Printer
1	HP LaserJet 1500L Printer
1	Typewriter
1	HP Scanjet 4670
2	Metal Bookcases with Glass Door
<u>Audio/Visual Equipment:</u>	
	Copyette 1 and Cassette Copier
	Audex Hearing Aid System
	Kodak Pageant Projector
	Dukane Film Projector
	Elmo Reel to Reel Projector
	Overhead Projector
	In-Focus Systems Machine
	AV Equipment Rack
2	JVC Broadcasting Monitors
<u>Vehicles</u>	
Year	Make & Model
1995	John Deere 6x4 Gator, VIN # 130573
1995	Chevy Astro Van, VIN #1GNDM19W7SB204408
1995	Chevy 3500 Mason Dump Truck, VIN #1GBJK34R1TE120149
2007	Ford Crown Victoria, VIN #2FAFP71W57X140001
1992	Chevrolet Caprice VIN# 1G1B53EONW150739
1997	Dodge Ram Van VIN #2B7KB31Z4VK586239
1996	GMC Yukon VIN #1GKEK13RXTJ744594
1986	Highway 2020 Salter/Sander

- (3) The surplus property as identified shall be sold in an "as-is" condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.
- (4) The Borough Administrator is authorized to set minimum bids, set reserves below which bids will be rejected, set bidding increments, group items for sale by lots, and the right to accept or reject any bids submitted.
- (5) The Borough Administrator sets the auction date.

R 183-14 Introduced by Councilman Bennett

WHEREAS, the Borough of Hawthorne, through its administration, has negotiated a contract with the PBA, Local 200, as representative to its police officers for the period commencing January 1, 2015 and ending December 31, 2018; and

WHEREAS, a Memorandum of Agreement has been created a copy being annexed hereto; and

WHEREAS, the Administration has recommended approval of the contract, as set forth in the Memorandum of Agreement, subject, nevertheless to a final review of the same by legal counsel;

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of Hawthorne that it does hereby ratify and approve the contract, as set forth in the Memorandum of Agreement, subject nevertheless to final approval of the form thereof by legal counsel and adoption of any and all required ordinances.

Council President Matthews entertained a motion to approve consent agenda resolutions R177-14 through R183-14 moved by Councilman Bennett, seconded by Council Vice President Bertollo. On roll call, all voted yes, with the exception of Councilman Wojtecki who abstained from R182-14.

REPORTS OF SPECIAL COUNCIL COMMITTEES

Councilman Wojtecki – The next Shade Tree Commission meeting is November 4th.

Council Vice President Bertollo – Finance Committee will meet Monday, October 27th at 4:30 to start preparing our end of the year reports and other items.

Councilman Bennett – The Board of Recreation met and is making some changes to the summer recreation program. They are planning to institute a staff training day which will include first aid training & CPR training. They are going to do background checks on all counselors. They are changing the early age for participants; they will no longer be taking kindergarten children they are going to start the age at 1st grade. They are going to have a strict counselor’s participation ratio, 1 counselor for every 10 participants. They are instituting a new vacation policy for counselor’s to make sure they have adequate coverage throughout the summer. The biggest change to some parents is they will no longer be able to do on-site registration because they do not want the counselors to handle any money. All registration will be done at Borough Hall. The funding of the above changes will not cost the Borough anything.

Councilman Mele –Project Pride, Councilman Lane, Council Vice President Bertollo have been working on pricing for the “Welcome to Hawthorne” signs which we will have in a month or so.

Councilman Lane – On behalf of the Ambulance Corps and as their liaison, he thanked everyone who attended the fundraiser dinner last week. Our sound on the dais and in the court room has been corrected, if anyone at home hears a problem; please give our Clerk a call. The rebroadcasting has been up and running. We are looking at some enhancements for the cable channels possibly televising Hawthorne Day or other activities and events throughout the Borough.

Council President Matthews – The Chamber of Commerce and Board of Directors met on Tuesday. Current events coming up include: Restaurant Week begins this week through October 18th. Small Business Saturday is November 29th. The Santa Parade is Saturday, December 6th at 10:00am. The Company of the Year Dinner will be January 30th, 2015.

CORRESPONDENCE: None.

MISCELLANEOUS: None.

BILLS:

Council President Matthews entertained a motion to approve the bills and forward them to the Treasurer for payment. Motion by Councilman Mele, seconded by Council Vice President Bertollo. On roll call, all voted yes with the exception of Councilman Wojtecki and Councilman Lane who abstained from bills pertaining to the Fire Department and Council Vice President Bertollo who abstained from bills pertaining to Downes Tree Service.

VENDOR	CHECK#	TOTAL	DESCRIPTION
CURRENT FUND			
A-VAN ELECTRICAL	17898	201.90	DPW ADMIN O/E
ACTION DATA SERVICES	17899	855.10	FINANCIAL ADMIN
AKADEMA INC	17900	340.00	BOARD OF REC O/E
BALLY'S ATLANTIC CITY	17901	834.00	GENERAL ADMIN O/E
BCB JANITORIAL SUPPLY CO INC	17902	242.93	DPW ADMON
BEST CLEANING SERVICES	17903	1,300.00	DPW ADMIN O/E
BOB'S TIRES & WHEELS INC	17904	1,477.35	VEHICLE MAINT POLICE
BOSWELL ENGINEERING, INC	17905	9,640.50	ENGINEERING
BRAEN STONE INDUSTRIES, INC	17906	2,086.02	STREETS & ROADS O/E
CABLEVISION	17907	480.11	DPW ADMIN O/E
CAMPBELL - ERS	17908	1,032.00	SEWER SYSTEM O/E
CAMPBELL FIRE EQUIPMENT	17909	741.11	VEHICLE MAINT FIRE DEPT
CANON SOLUTIONS AMERICA INC	17910	12.16	STREETS & ROADS O/E
CHARLENE ELVIN	17911	470.62	PUBLIC EVENTS
CHRIS COMPITELLO	17912	200.00	PUBLIC EVENTS O/E
CHRISTOPHER DREW	17913	1,100.00	MUNICIPAL ALLIANCE

COMMUNICATION SPECIALISTS	17914	1,718.04	FIRE DEPT
DAVE STERN INC	17915	1,413.80	VEHICLE MAINT ROAD
DAVID MAHER	17916	67.00	GROUP INSURANCE O/E
DELLA RICA & SONS	17917	4,165.00	SWIMMING POOL O/E
DIAMOND BROOK HOLLOW CONDO	17918	1,345.06	MUNI SERV FOR CONDOS
DIESEL TRUCK SERVICE, INC	17919	3,440.00	VEHICLE MAINT ROAD
DONALD TURNER, SR	17920	120.00	VEHICLE MAINT POLICE
DOWNES TREE SERVICE, INC.	17921	3,675.35	SHADE TREE COMMISSION
ELEMENT FINANCIAL CORP	17922	440.00	POLICE DEPT O/E
ENVIROMED CORPORATION	17923	1,050.00	PEOSHA O/E ENVIRONMENTAL COMMITTEE O/E
ERIC PENSA	17924	350.00	
FDR HITCHES LLC	17925	19.03	ENVIRONMENTAL COMM
FIBER INTERACTIVE LLC	17926	225.00	PUBLIC EVENTS O/E
FIFTH AVENUE LANDSCAPING	17927	250.00	STREETS & ROADS O/E
FIRST MOUNTAIN ARBORICULTURE L	17928	650.00	SHADE TREE COMMISSION
FOSTER & COMPANY	17929	300.40	STREETS & ROADS O/E
FREMGEN POWER EQUIPMENT INC	17930	915.90	SHADE TREE COMMISSION
FUTURE SANITATION INC	17931	39,375.00	GARBAGE & TRASH REMOVAL
GARDEN STATE HGWY PROD, INC	17932	873.60	STREETS & ROADS O/E
GARY TAMBURRO	17933	100.00	GROUP INSURANCE O/E
GET A CAN	17934	8,250.00	RECYCLING PRO O/E
GOLD TYPE BUSINESS MACHINES,	17935	1,540.00	POLICE DEPT O/E
HAWTHORNE AUTO LAB	17936	3,862.14	VEHICLE MAINT POLICE
HAWTHORNE B.O.E.	17937	525.00	PUBLIC EVENTS O/E
HAWTHORNE PRESS INC	17938	563.56	MUNICIPAL CLERK
HAWTHORNE PROJECT GRADUATION C	17939	253.91	MUNICIPAL ALLIANCE
HENRY'S PLUMBING & HEATING INC	17940	12.20	STREETS & ROADS O/E
HIGHVIEW AT HAWTHORNE	17941	16,958.00	MUNI SERV FOR CONDOS
HOME SUPPLY & LUMBER CO., INC.	17942	114.10	SHADE TREE COMMISSION
JOHN DEERE LANDSCAPE	17943	775.41	MAINTEN OF PARKS
KRAFT ROOFING, INC.	17944	755.00	DPW ADMIN O/E
LAFAYETTE HILLS CONDO ASSOC	17945	4,071.00	MUNI SERV FOR CONDOS
LESLIE RUDOLPH	17946	210.00	CONTRA REVENUE
LORI DIBELLA	17947	203.96	MUNICIPAL CLERK
M & B SEPTIC SERVICE, LLC	17948	954.00	PUBLIC EVENTS O/E
MOLENARO DESIGNS, LLC	17949	474.00	ENVIRONMENTAL COMM
MUNIDEX, INC	17950	259.20	PEOSHA
NO JERSEY MUNI EMPL BNFT FUND	17951	366,814.00	GROUP INSURANCE
P & A AUTO PARTS, INC	17952	669.34	FIRE DEPT
PASCACK DATA SERVICES	17953	389.51	REVENUE COLLECTION
PASSAIC VALLEY SEWER COM	17954	282,603.28	PASSAIC VALLEY SEWER
PAYPHONE OPERATIONS	17955	100.00	DPW ADMIN O/E
PENGUIN MANAGEMENT, INC	17956	828.00	FIRE DEPT O/E
RICOH AMERICAS CORPORATION	17957	838.00	FIRE DEPT O/E ENVIRONMENTAL COMMITTEE O/E
ROBERT MAGGIO	17958	64.64	
ROBERT MANSFIELD	17959	500.00	PUBLIC EVENTS O/E ENVIRONMENTAL COMMITTEE O/E
ROSANNE ZAGATTA	17960	368.75	
RT OFFICE PRODUCTS	17961	120.87	REVENUE COLLECTION
SHERWIN WILLIAMS CO.	17962	419.00	MAINTEN OF PARKS
SHOTMEYER BROS FUEL CO	17963	7,855.16	BULK PURCHASE GASOLINE
STAPLES	17964	221.81	MUNICIPAL CLERK
SUNOCO SUNTRAK	17965	9,053.67	BULK PURCHASE GASOLINE
SUPERIOR DISTRIBUTORS	17966	150.38	VEHICLE MAINT ROAD
TANIS HARDWARE	17967	234.40	STREETS & ROADS O/E
THE CHELSEA	17968	180.00	GENERAL ADMIN O/E
TIFCO INDUSTRIES INC	17969	563.06	STREETS & ROADS O/E
TREASURER, STATE OF NEW JERSEY	17970	1,375.00	FEES PAY MARRIAGE
TRIMBOLI & PRUSINOWSKI LLC	17971	645.00	LEGAL SERV & COSTS O/E
TROPICANA CASINO HOTEL	17972	190.00	GENERAL ADMIN O/E
US BANK EQUIPMENT FINANCE	17973	159.00	DPW ADMIN O/E
US MUNICIPAL SUPPLY, INC.	17974	1,572.66	VEHICLE MAINT ROAD
V.E. RALPH & SON, INC	17975	709.80	POLICE DEPT O/E

VERIZON	17976	471.13	TELEPHONE CHARGES
VERIZON WIRELESS (N)	17977	1,156.40	TELEPHONE CHARGES
VITAL COMMUNICATIONS, INC.	17978	<u>510.00</u>	TAX ASSESSMENT O/E
TOTAL CURRENT		\$ 800,051.32	
GENERAL CAPITAL			
BOSWELL ENGINEERING, INC	3360	4,749.50	DOWNTOWN REVITALIZATION
DOWNES TREE SERVICE, INC.	3361	4,675.00	2014 ROAD PROGRAM
NW FINANCIAL GROUP	3362	750.00	2011 ROAD PROGRAM
PIERCE MANUFACTURING	3363	<u>561,928.21</u>	ACQ FIRE APPARATUS
TOTAL GENERAL CAPITAL		\$ 572,102.71	
WATER OPERATING			
ACE REPROGRAPHIC SERV, INC	9870	51.00	WATER UTILITY O/E
ACTION DATA SERVICES	9871	213.78	WATER UTILITY O/E
AGRA ENVIRONMENTAL SVC	9872	1,521.25	LAB TESTING WATER
ALPINE PAINTING & SANDBLASTING	9873	40,395.00	WATER UTILITY O/E
BCB JANITORIAL SUPPLY CO INC	9874	73.90	WATER UTILITY O/E
BOSWELL ENGINEERING, INC	9875	500.00	WATER UTILITY O/E
CABLEVISION	9876	92.14	WATER UTILITY O/E
CANON SOLUTIONS AMERICA INC	9877	12.15	WATER UTILITY O/E
COMMUNICATION SPECIALISTS	9878	10.98	WATER UTILITY O/E
DOWNES TREE SERVICE, INC.	9879	105.00	WATER UTILITY O/E
ESC ENTERPRISES, INC	9880	525.00	WATER UTILITY O/E
FDR HITCHES LLC	9881	164.42	WATER UTILITY O/E
GP JAGER & ASSOC INC	9882	5,346.24	WATER UTILITY O/E
HAWTHORNE AUTO BODY, INC	9883	297.78	WATER UTILITY O/E
HAWTHORNE AUTO LAB	9884	1,319.50	WATER UTILITY O/E
HENRY'S PLUMBING & HEATING INC	9885	37.83	WATER UTILITY O/E
PRECISION ELECTRIC MOTOR WORKS	9886	550.00	WATER UTILITY O/E
SHOTMEYER BROS FUEL CO	9887	276.82	WATER UTILITY O/E
STAPLES	9888	105.71	WATER UTILITY O/E
SUNOCO SUNTRAK	9889	1,213.20	WATER UTILITY O/E
TANIS HARDWARE	9890	40.54	WATER UTILITY O/E
USA BLUE BOOK INC	9891	1,908.44	WATER UTILITY O/E
VERIZON WIRELESS (N)	9892	<u>243.54</u>	WATER UTILITY O/E
TOTAL WATER OPERATING		\$ 55,004.22	
WATER CAPITAL			
PRECISION ELECTRIC MOTOR WORKS	1062	<u>2,990.00</u>	CAPITAL EQUIPMENT
TOTAL WATER CAPITAL		\$ 2,990.00	
OTHER TRUST II			
ALERT GRAPHICS	4912	724.00	RECYCLING
BALLY'S ATLANTIC CITY	4913	139.00	UCC PENALTIES
CARL MOTTOLA	4914	73.70	UCC PENALTIES
CARPET CYCLE, LLC	4915	250.00	RECYCLING
COMMUNICATION SPECIALISTS	4916	14.64	RECYCLING
ENVIRONMENTAL RENEWAL, LLC	4917	150.00	RECYCLING
GEMPLERS INC	4918	129.70	RECYCLING
HAWTHORNE AUTO LAB	4919	831.50	VARIOUS
HHH CORP	4920	512.01	RECYCLING
PABCO INDUSTRIES	4921	452.00	RECYCLING
THOMAS ZACONIE	4922	72.60	UCC PENALTIES
VERIZON WIRELESS (N)	4923	81.18	UCC PENALTIES
VITAL COMMUNICATIONS, INC.	4924	<u>75.00</u>	UCC PENALTIES
TOTAL OTHER TRUST II		\$ 3,505.33	
DOG DEDICATED			
NJ DEPARTMENT OF HEALTH	6116	13.80	STATE OF NEW JERSEY
TYCO ANIMAL CONTROL SERVICES	6117	<u>2,340.00</u>	PROFESSIONAL FEES
TOTAL DOG DEDICATED		\$ 2,353.80	

BUILDERS ESCROW

BOSWELL ENGINEERING, INC	5250	2,836.50	204 WAGARAW ROAD LLC
BOSWELL ENGINEERING, INC	5251	558.00	CHRISTIAN HEALTH CARE
BURGIS ASSOCIATES, INC	5252	<u>375.00</u>	233 CENTRAL AVE, LLC
TOTAL BUILDERS ESCROW		\$ 3,769.50	

OTHER TRUST I ESCROW

AAA NORTH JERSEY	7056	6,000.00	SURETY/BONDS
ANOVA TECHNOLOGIES	7057	10,437.00	SURETY/BONDS
APSARA NETWORKS INC	7058	5,000.00	SURETY/BONDS
TATORA LLC	7059	<u>10,225.00</u>	SURETY/BONDS
TOTAL OTHER TRUST I ESCROW		\$ 31,662.00	

TOTAL BILL LIST **\$ 1,471,438.88**

PUBLIC COMMENT

Council President Matthews 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.

Mr. Sargent – 595 Goffle Road

Mr. Sargent asked the status of the situation with the manhole cover. Mayor Goldberg explained that through the conversation he had with Mr. Sargent, that this was more of a paving issue than a manhole issue and we are looking to have the paving smoothed out. The Mayor apologized to Mr. Sargent for not following up after that conversation and will turn this over to the Engineer to figure out what needs to be done.

Elaine Tolomeo – 243 9th Avenue

Ms. Tolomeo asked about the proceedings of the closed session interviews of the nominees of the vacant council seat. Why were the Borough Attorney, The Finance Director, the Administrator, and the Mayor present for the interviews? She stated she has done many interviews in the last two years; we never had any borough employee present that is not on a voting party, attend a private interview. You might as well have it public, what would be the reasoning? The Mayor stated the reason why he was in the interview is he is the tie breaker. He has to vote in the case of a tie, and it would help him to listen to the interviews. Attorney Pasquale stated he is always present as an advisor. She asked if they were all asked the same questions. Attorney Pasquale stated that she is not entitled to know that information. Ms. Tolomeo asked why there were other employees present in the room to hear peoples responses if it is supposed to be private. Attorney Pasquale stated the only other people in the room were department heads, the CFO, Dr. Boswell and himself are all department heads. Council President Mathews stated that 90% of the questions were the exact same questions. She thanked the candidates that did put their names in for the time that they served.

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

ADJOURNMENT

Council President Matthews entertained a motion to adjourn the meeting at 8:18p.m., moved by Councilman Mele, seconded by Councilman Sinning. On roll call, all voted yes.

THE NEXT REGULAR MEETING OF THE MUNICIPAL COUNCIL WILL BE ON **NOVEMBER 5, 2014** THE WORK SESSION WILL BEGIN AT 7:00 PM AND THE REGULAR MEETING WILL BEGIN IMMEDIATELY FOLLOWING. PERSON WITH DISABILITIES WHICH REQUIRE AIDES SUCH AS: SIGN LANGUAGE INTERPRETER, TELECOMMUNICATIONS, BRAILLE, TAPES OR LARGE PRINT, THE BOROUGH CLERK'S OFFICE SHOULD BE NOTIFIED TEN DAYS PRIOR TO ATTENDANCE AT A MEETING SO ACCOMMODATIONS MAY BE MADE.

Frank E. Matthews
Council President

Lori DiBella, RMC
Borough Clerk