

**REGULAR MEETING
OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLSWAS
HELD THIS EVENING IN THE MUNICIPAL BUILDING**

Monday, August 11, 2014

Council President Louis Fontana called the meeting to order at 7:32 p.m. with the following members present: Joseph Maceri, and William Organisciak. Also present were Mayor Darlene Post, Township Attorney William Northgrave, Township Engineer Dennis Lindsay, Township Administrator Charles Cuccia, and Municipal Clerk Cynthia Kraus.

Absent: Councilmembers John Vantuno and Pamela Porter

Township Employees present: DPW Superintendent Phillip Simone

Following the Salute to the Flag, the Statement of Public Notice was read.

STATEMENT OF PUBLIC NOTICE: Take notice that adequate notice of this meeting was provided in accordance with N.J.S.A. 10:4-8 and N.J.S.A. 10:4-10 as follows: A notice of the meeting was prominently posted on the bulletin board at the Municipal Building, located at 225 Main Street, Little Falls, N.J. on January 8, 2014; a copy of the notice was faxed to the North Jersey Herald and News and The Record on the same date; additionally, a copy of the notice was filed in the office of the Township Clerk on said date.

APPROVAL OF MINUTES

It was moved by Councilmember Organisciak, seconded by Councilmember Maceri, that the Minutes of the meetings of March 10, 2014 and March 24, 2014 be and they were approved.

Poll: Ayes: Maceri, Organisciak and Fontana
 Nays: None

The Council President declared the motion passed.

REMARKS FROM CHAIR

Council President FONTANA said he attended the Concerts in the Park a few weeks ago. There is a granite bench at the park, which is a monument. The bench back fell off during the concert. He emailed Mr. Simone and Mr. Cuccia about it the following morning, and they explained that they had already been out fixing it. He wished to commend Mr. Simone and his department for doing a great job and getting this done so quickly.

COUNCIL MEMBER REPORTS

Councilmember MACERI had nothing to report.

Councilmember ORGANISCIAK said the concert in the park is a great event and encouraged everyone to go check it out. He also informed that the Recreation Center recently finished their Summer Camp program. His son loved it; he had a great time. He thanked Mr. Pace for dedicating his time to the children.

MAYOR'S REPORT

Mayor Post announced that the Township and the Little Falls ABC will be celebrating its own Jess LeProtto Day on August 28, 2014. She hopes everyone will be able to join in during the concert in the park to honor him. They will also be presenting a proclamation to Jess LeProtto at 7:00 p.m. during the concert in the park. The Mayor read the proclamation this evening as well.

Mayor Post thanked Mr. Pace and the staff at the Recreation Department for another successful Summer Camp; the children have a terrific time. A meeting was held with the Army Corps of Engineers on 7/15/14 regarding the Peckman River Feasibility Study Project, which she attended along with the Regional Flood Board and Mayor Kazmark of Woodland Park. The two communities would be responsible for 25% of the cost of the project. The decision was made that we meet with our Assemblyman, our Senator and a representative from the Passaic Valley Sewerage Commission to inquire about assistance in reducing the Township's financial obligation to that project. She anticipates that this meeting will be held sometime before Labor Day.

She also informed that she and Mr. Cuccia met with the NJDOT regarding the transit village. The Township previously requested an extension of the parameters to include the entire business district by using the train station as the central hub. After much discussion, it was decided that the bus stop on Main Street near Stevens Avenue would provide the exact areas that they would like to be included in that designation. Zoning changes are required before the town can file its application, which are being evaluated at this time.

Mayor Post also reported that they met with Peter VandenKooy of CME, who is the Township's COAH specialist and they discussed the new COAH regulations.

They also met with PSE&G regarding the upgrading of their electrical infrastructure. She referred to Mr. Simone for further information, who provided the Council with a detailed report on this issue.

ATTORNEY'S REPORT

Mr. Northgrave had nothing to report.

ADMINISTRATOR'S REPORT

Mr. Cuccia reported that the FEMA grant reimbursements have been for the SRL 10 grant in the amount of \$2,999,996.39. They have also filed for reimbursements on the HMGP Program of \$838,510.13, the SRL 11 Program for \$619,613.17. The extension for SRL 10 is still under consideration; there are six properties under this program that remain to be complete.

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Total to Treas.

\$401.00

RESOLUTIONS

NJ Dept. of Health – Dog License Fees

RESOLUTION [A] 14-08-11 - #1

BE IT RESOLVED by the Township Council of the Township of Little Falls, the Treasurer having certified to the availability of funds, that the Mayor, Clerk and Treasurer be and they are hereby authorized and directed to issue a check in the amount of: \$77.40

payable to:

NJ State Dept. of Health
representing payment of State dog license fee, license Nos. 299 to 340 for the month of July 2014.

Ratifying Public Assistance Checks

RESOLUTION [B] 14-08-11 - #2

BE IT RESOLVED, by the Township Council of the Township of Little Falls, that Public Assistance checks totaling \$20,103.00 issued by the Township's Welfare Director in accordance with the public assistance program for the period January 1, 2014 through July 1, 2014 are hereby ratified and approved.

Refund of 2010 Property Taxes due to State Tax Court Judgment

RESOLUTION [C] 14-08-11#3

WHEREAS, there is a State Tax Court Judgment on Block 89 Lot 5.01, known as Local 464 Welfare & Pension Bldgs of 245 Paterson Avenue, Little Falls, NJ 07424 for the Year 2010 reducing the assessed value by \$1,135,100.00;

YEAR 2010

Original Assessment	\$8,613,600.00
STCJ	<u>7,478,500.00</u>
Difference	\$1,135,100.00
2010 Tax Rate	x <u>2.062%</u>
	\$23,405.76

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$23,405.76 for the Year 2010 payable to Local 464 Welfare & Pension c/o Garippa, Lotz & Giannuario, P.C., and mail to 66 Park Street, Montclair, NJ 07042; and

WHEREAS, the above monies shall be **refunded on or before August 13, 2014**; within sixty (60) days from the date of entry of Final Judgment of July 13, 2014.

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of August 2014 that the above taxpayer be refunded the total amount of \$23,405.76 for the overpayment of taxes due to a State Tax Court Judgment on Block 89 Lot 5.01.

Refund of 2011 Property Taxes due to State Tax Court Judgment

RESOLUTION [D] 14-08-11#4

WHEREAS, there is a State Tax Court Judgment on Block 89 Lot 5.01, known as Local 464 Welfare & Pension Bldgs of 245 Paterson Avenue, Little Falls, NJ 07424 for the Year 2011 reducing the assessed value by \$1,135,100.00;

YEAR 2011

Original Assessment	\$8,613,600.00
STCJ	<u>7,478,500.00</u>
Difference	\$1,135,100.00
2011 Tax Rate	x <u>2.145%</u>
	\$24,347.90

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$24,347.90 for the Year 2011 payable to Local 464 Welfare & Pension c/o Garippa, Lotz & Giannuario, P.C., and mail to 66 Park Street, Montclair, NJ 07042; and

WHEREAS, the above monies shall be **refunded on or before August 13, 2014**; within sixty (60) days from the date of entry of Final Judgment of July 13, 2014.

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of August 2014 that the above taxpayer be refunded the total amount of \$24,347.90 for the overpayment of taxes due to a State Tax Court Judgment on Block 89 Lot 5.01.

Refund of 2012 Property Taxes due to State Tax Court Judgment

RESOLUTION [E] 14-08-11#5

WHEREAS, there is a State Tax Court Judgment on Block 89 Lot 5.01, known as Local 464 Welfare & Pension Bldgs of 245 Paterson Avenue, Little Falls, NJ 07424 for the Year 2012 reducing the assessed value by \$1,135,100.00;

YEAR 2012

Original Assessment	\$8,613,600.00
STCJ	<u>7,478,500.00</u>
Difference	\$1,135,100.00
2012 Tax Rate	x <u>2.30%</u>
	\$26,107.30

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$26,107.30 for the Year 2012 payable to Local 464 Welfare & Pension c/o Garippa, Lotz & Giannuario, P.C., and mail to 66 Park Street, Montclair, NJ 07042; and

WHEREAS, the above monies shall be **refunded on or before August 13, 2014**; within sixty (60) days from the date of entry of Final Judgment of July 13, 2014.

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of August 2014 that the above taxpayer be refunded the total amount of \$26,107.30 for the overpayment of taxes due to a State Tax Court Judgment on Block 89 Lot 5.01.

It was moved by Councilmember Maceri, seconded by Councilmember Organisciak, that the Consent Agenda be approved as printed.

Poll: Ayes: Maceri, Organisciak and Fontana
Nays: None

The Council President declared the motion passed.

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REGULAR AGENDA

The following items were individually considered.

INTERDEPARTMENTAL

Finance – It was moved by Councilmember Organisciak, seconded by Councilmember Maceri, that the Council approve the following:

RESOLUTION [F] 14-08-11 - #6

SPECIAL ITEMS OF REVENUE AND APPROPRIATION

WHEREAS, NJS 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 was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Little Falls in the County of Passaic, New Jersey, 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 \$18,012.88, which is now available from Miscellaneous Revenues – Section F – Special Items of General Revenue Anticipated with prior written consent of Director of Local Government Services - Public & Private Revenues Offset with Appropriations – Clean Communities Grant in the amount of \$18,012.88;

BE IT FURTHER RESOLVED, that the like sum of \$18,012.88 is hereby appropriated under the caption:

General Appropriations

(A)	Operations – Excluded from “CAPS”	
	Public & Private Programs Offset by Revenues	
	Clean Communities Grant	\$18,012.88

Poll: Ayes: Vantuno, Porter, Organisciak and Fontana
Nays: None

The Council President declared the motion passed.

NEW BUSINESS

Authorizing Award of Contract to All County Services for Demolition of 14 Properties – It was moved by Councilmember Maceri, seconded by Councilmember Organisciak, that the Council approve the following:

RESOLUTION [G] 14-08-11 - #7

AUTHORIZING THE AWARD OF A FAIR AND OPEN CONTRACT FOR THE DEMOLITION OF 14 HOUSES UNDER THE FEMA BUYOUT PROGRAM

WHEREAS the Township of Little Falls solicited bids for the demolition of fourteen (14) houses under the FEMA Buyout Program as follows:

All County Services, LLC Cedar Grove, NJ \$162,500.00	Cobra Enterprises, LLC Allentown, NJ \$185,100.00
Elite Demolition Clifton, NJ \$184,994.00	Caravella Contractors, Inc. East Hanover, NJ \$203,276.00
Esposito Construction, LLC Matawan, NJ \$211,051.00	TBC, Inc. Clifton, NJ \$255,800.00
Yanuzzi Group, Inc. Hillsborough, NJ \$283,000.00	Wild Heart Bulk Landscape Supplies Hillsborough, NJ \$295,000.00
Arctic Services, LLC East Hanover, NJ \$313,991.00	MTM Metro Corp. Paterson, NJ No Bid (Option 3)

WHEREAS, the Treasurer has provided a Certification of the Availability of Funds (a copy of which is appended to the original of the with Resolution) pursuant to Rule 5:30-1.10 of the Local Finance Board, and the appropriation to be charged for this expenditure is Bond Ordinance No. _____; and

WHEREAS, the contract term will be in effect until completion of the work;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Little Falls as follows:

1) That the proposal of

All County Services, LLC
Cedar Grove, NJ

in the amount of

\$162,500.00

be and the same is hereby accepted; and

2) That the Mayor and Clerk be and they are hereby authorized to execute a contract in a form approved by the Township Attorney for the purchase of the within designated services subject to the successful contractor’s filing the required New Jersey Employee Information Report (Form AA302) or providing a Certificate of Employee Information to the Township.

Poll: Ayes: Maceri and Organisciak and Fontana
Nays: None

The Council President declared the motion passed.

Accepting Grant for De-silting and De-snagging of Peckman River – It was moved by Councilmember Organisciak, seconded by Councilmember Maceri, that the Council approve the following:

RESOLUTION [H] 14-08-11 - #8

GRANT ACCEPTANCE DE-SILTING AND DE-SNAGGING OF THE PECKMAN RIVER

WHEREAS, the Mayor and Council, of the Township of Little Falls and the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, have jointly applied for a New Jersey State Department of Environmental Protection (NJDEP) grant for the de-silting and de-snagging of the Peckman River; and

WHEREAS, the municipalities have been advised that a grant in the amount of \$150,000.00 has been awarded by the NJDEP for the referenced project; and

WHEREAS, the administrative staff of the Borough of Woodland Park has agreed to be the lead agency to administer this grant;

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NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Township of Little Falls, County of Passaic, State of New Jersey, in agreement with the Borough of Woodland Park accept this NJDEP grant in the amount of \$150,000.00 for the de-silting and de-snagging of sections of the Peckman River; and

BE IT FURTHER RESOLVED, that the Mayor and Administrator of the Township of Little Falls are hereby authorized to execute any and all documents relative to this matter.

Poll: Ayes: Maceri and Organisciak and Fontana
Nays: None

The Council President declared the motion passed.

Ratifying Actions of CFO in the implementation of the Lock Box System - It was moved by Councilmember Maceri, seconded by Councilmember Organisciak, that the Council approve the following:

RESOLUTION [I] 14-08-11 - #9

WHEREAS, the Township of Little Falls has approved the 2013 corrective action plan in accordance with the requirements of the New Jersey Division of Local Government Services; and

WHEREAS, the Township has directed the Chief Financial Officer to address the 48-hour deposit requirement by implementing a lock box system for current taxes in compliance with N.J.S.A. 54:4-122.9 which provides for review from the Township Auditor, which has been completed; and

WHEREAS, the lock box will be operated by Lakeland Bank, a duly designated depository of the Township of Little Falls to receive current tax payments in accordance with N.J.S.A. 40A:5-14; and

WHEREAS, the Tax Collector shall use a standard form of posting preliminary and final taxes. The content of the form may be reproduced through the use of the electronic data processing systems; and

WHEREAS, the Governing Body through its adoption of the Corrective Action Plan, now ratifies the actions of the Chief Financial Officer in the implementation of the lock box system for the Township of Little Falls and directs the Tax Collector to process all current tax payments received by check through the lock box system,

NOW, THEREFORE, BE IT RESOLVED, that the Township Clerk send a certified copy of this resolution to the Division of Local Government Services along with the report of the auditor; and

BE IT FURTHER RESOLVED, that this resolution be posted on the Township website and notification shall be made to the taxpayers by including a copy of this resolution with the next tax bill mailed to the taxpayers in accordance with applicable New Jersey Statutes.

Poll: Ayes: Maceri and Organisciak and Fontana
Nays: None

The Council President declared the motion passed.

Authorizing Review of Compliance with Prior Annual Continuing Disclosure Obligations & Participation in Securities & Exchange Commission's Municipalities Continuing Disclosure Cooperative Initiative - It was moved by Councilmember Organisciak, seconded by Councilmember Maceri, that the Council approve the following:

RESOLUTION [J] 14-08-11 - #10

RESOLUTION AUTHORIZING A REVIEW OF COMPLIANCE WITH PRIOR ANNUAL CONTINUING DISCLOSURE OBLIGATIONS AND PARTICIPATION IN THE SECURITIES AND EXCHANGE COMMISSION'S MUNICIPALITIES CONTINUING DISCLOSURE COOPERATIVE INITIATIVE

WHEREAS, the above-defined Issuer has previously issued one or more series of bonds, including in the past five (5) years pursuant to one or more preliminary and final official statements (collectively, the "Bonds"); and

WHEREAS, in connection with the issuance of such Bonds, the Issuer covenanted with Bondholders to provide certain secondary market disclosure information on an annual basis to the Nationally Recognized Municipal Securities Information Repositories (pre-2009) and to the Municipal Securities Rulemaking Board's Electronic Municipal Market Access Data Port (2009 to present) ("EMMA"), which secondary market disclosure information may consist of one or more of the following: audited financial statements, municipal budgets, other financial and operating data and ratings changes; and

WHEREAS, the Securities and Exchange Commission (the "SEC") has recently focused attention on what it alleges is widespread failure of local government issuers across the nation to meet their continuing disclosure obligations and misrepresentation through material misstatements in an official statement (innocently, inadvertently, and otherwise) of past compliance with continuing disclosure obligations; and

WHEREAS, in an effort to remedy these perceived issues, the SEC has implemented the Municipalities Continuing Disclosure Cooperation Initiative (the "SEC Initiative"), a limited-time program ending at 12:00 a.m. on September 10, 2014, that encourages issuers of municipal bonds, including the Issuer, to self-report possible material misstatements or omissions, made in the past five (5) years in an official statement regarding compliance with prior continuing disclosure obligations; and

WHEREAS, should the SEC determine that an issuer has made material misstatements in an official statement regarding compliance with prior continuing disclosure obligations, issuers participating in the SEC Initiative agree to accept certain non-monetary penalties, in lieu of unknown, and, by all accounts, hefty monetary and non-monetary penalties the SEC has threatened on issuers that do not participate in the SEC Initiative; and

WHEREAS, by participating in the SEC Initiative, issuers agree to accept the following penalties, if imposed by the SEC (i) compliance with a cease and desist order in which the issuer neither admits nor denies the findings of the SEC, (ii) implementation of policies, procedures and training regarding continuing disclosure obligations, (iii) compliance with all existing continuing disclosure undertakings, (iv) cooperation with any further SEC investigation, (v) disclosure of settlement terms in any final official statement issued within five years of the date of institution of the proceedings, and (vi) production to the SEC of a compliance certificate regarding the applicable undertakings on the one year anniversary of the proceedings; and

WHEREAS, on July 24, 2014, the Division of Local Government Services issued Local Finance Notice 2014-9 (i) alerting local governments to the SEC Initiative, (ii) strongly recommending that local governments examine their continuing disclosure contractual obligations and past official statements in order to determine if it is advisable for an issuer to participate in the SEC Initiative and (iii) cautioning local governments that fail to complete a disclosure assessment in connection with the SEC Initiative will likely have difficulty accessing capital markets, difficulty in receiving timely approvals of the Local Finance Board or Director of the Division of Local Government Services, as applicable, and decreased scores on the future "Best Practices Questionnaires"; and

WHEREAS, the Issuer desires to conduct a disclosure audit which will (i) summarize the results of the Issuer's prior compliance with its secondary market disclosure obligations and (ii) compare those results to the statements made by the Issuer in its official statements regarding past compliance (the "Disclosure Audit"); and

WHEREAS, the Issuer further desires to retain the services of disclosure specialist to conduct the Disclosure Audit; and

WHEREAS, based on the results of the Disclosure Audit, and weighing heavily the known, non-monetary penalties that may come through the Issuer's participation in the SEC Initiative versus the unknown, and, by all accounts, hefty monetary and non-monetary penalties the SEC has threatened on issuers that do not self-report, the Issuer further desires to delegate to the Chief Financial Officer, in consultation with the Issuer's general counsel, bond counsel, auditor and other finance professionals, the power to prepare and submit all documentation required to enter the Issuer's Bond issues into the SEC Initiative as necessary;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE ISSUER, AS FOLLOWS:

Section 1. The Issuer hereby authorizes completion of the Disclosure Audit.

Section 2. The Issuer hereby authorizes the Chief Financial Officer to engage the services of a disclosure specialist to complete the Disclosure Audit; provided that the award of any contract in connection therewith meets the requirements of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.).

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Section 3. In the event the Disclosure Audit reveals that the Issuer may have made a material misstatement regarding the Issuer's compliance with prior continuing disclosure undertakings, the Issuer hereby authorizes and directs the Chief Financial Officer to prepare and submit all documentation necessary to enter the Issuer's applicable Bond issues into the SEC Initiative.

Section 4. Any action taken by the Chief Financial Officer, or any other officer of the Issuer, with respect to the Disclosure Audit, the engagement of a disclosure specialist and participation in the SEC Initiative is hereby ratified and confirmed.

Section 5. This resolution shall take effect immediately.

Poll: Ayes: Maceri, Organisciak and Fontana
Nays: None

The Council President declared the motion passed.

Authorizing Disbursement of Passaic County CDBG Disaster Recovery Funds for the Acquisition or Elevation of Flood-prone Properties - It was moved by Councilmember Organisciak, seconded by Councilmember Maceri, that the Council approve the following:

RESOLUTION [K] 14-08-11 - #11

RESOLUTION OF THE TOWNSHIP OF LITTLE FALLS, COUNTY OF PASSAIC, NEW JERSEY AUTHORIZING THE DISBURMENT OF PASSAIC COUNTY CDBG DISASTER RECOVERY FUNDS FOR THE ACQUISITION OF ELEVATION OF FLOOD-PRONE PROPERTIES

WHEREAS, the Township of Little Falls (the "Township") contains numerous properties within its borders that are prone to flooding, and to address the flooding emergency, the Mayor and other officials in the Township have been working with various federal, State and county agencies and officials charged with implementing flood programs in order to secure funds to acquire or elevate flood-prone properties within the Township; and

WHEREAS, the Municipal Council of the Township (the "Municipal Council") has determined that it is in the best interests of Township residents with regard to their health, safety and welfare to acquire or elevate eligible flood-prone properties in the Township, to prevent future flood emergencies and to preserve as open space in perpetuity the land acquired through acquisitions of eligible flood-prone properties pursuant to and in accordance with the requirements of the flood programs; and

WHEREAS, pursuant to the provisions of the *National Flood Insurance Act of 1968*, as amended (the "NFIA" 42 U.S.C. 4011 *et seq.*), and the *Robert T. Stafford Disaster Relief and Emergency Assistance Act*, as amended (the "Stafford Act" 42 U.S.C. 5121 *et seq.*) the Federal Emergency Management Agency ("FEMA") has been authorized by Congress to make grants to states to mitigate flood damages through acquisition or elevation of flood-prone properties under various programs, including the Sever Repetitive Loss Program ("SRL") as authorized under Section 1361(A) of the NFIA, the Repetitive Flood Claims Program ("RFC") as authorized under Section 1323 of the NFIA, and the Hazard Mitigation Grant Program ("HMGP"), and collectively with SRL and RFC, the "FEMA Program") as authorized by Section 404 of the Stafford Act; and

WHEREAS, the Township has been granted funds pursuant to the FEMA Program and has previously authorized (by Resolution 12-12-03-24 adopted on December 3, 2012) (1) the Township Administrator to oversee the administration of the FEMA Program funds including the entering of contracts for the purchase and/or elevation of flood prone properties and act as the Township's flood programs coordinator, and (2) the CMFO/Treasurer to disburse the necessary funds required to purchase and/or elevate flood prone properties pursuant to the FEMA Program grants; and

WHEREAS, the County of Passaic (the "County") has made \$2,035,000 in funds available to the Township for the acquisition and demolition of flood prone properties pursuant to a Passaic County Community Development Block Grant Program Disaster Recovery Sub-Recipient Agreement entered July 22, 2013, as amended ("CDBG DR Grant") with respect to funds received by the County from the new Grant – Disaster Recovery funds resulting from Hurricane Irene ("CDBG DR Program", and together with the FEMA Program, the "Flood Programs"); and

WHEREAS, the Township is empowered by the *Local Lands and Buildings Law*, N.J.S.A. 40A:12-1 *et seq.* to acquire real property as necessary and suitable for the performance of its functions; and

WHEREAS, pursuant to and in furtherance of the Flood Programs the Municipal Council heretofore has adopted bond ordinances which among other things authorize the funding of acquisition or reconstruction through elevation of residential homes designated by FEMA as having experienced severe repetitive flood damage, including all work and materials necessary therefore and incidental thereto; and

WHEREAS, the Municipal Council desires to implement the CDBG DR Program concurrently and in conjunction with the FEMA Program and, in furtherance thereof, to authorize the CMFO/Treasurer to disburse the CDBG DR Grant funds, as was previously done under Resolution 12-12-03 #24 with respect to the implementation of the FEMA Program; and

WHEREAS the Township Council desires to authorize the CMFO/Treasurer to disburse funds required to purchase the designated and eligible flood prone properties at the agreed upon purchase price(s), in consultation and coordination with the Township Administrator and Township Council; and

WHEREAS, the exact number of additional properties that will be purchased or elevated pursuant to the Flood Program is unknown at this time, but in each instance funds must be readily available for closings or progress payments as the case may be, and Township Council meetings may not be scheduled to coincide with such closings or payments; and

WHEREAS, in recognition thereof, and in order to facilitate the implementation of the Flood Programs, the Municipal Council has determined to authorize the CMFO/Treasurer, in consultation and coordination with the Mayor and Township Council, to disburse or pay in the future, from available funds certified by the CMFO/Treasurer, the funds needed for the acquisition or elevation of flood-prone properties pursuant to the CDBG DR Program, and thereafter to report all such disbursements or payments made on a bill list to be ratified by the governing body at the next regularly scheduled Township Council meeting.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Little Falls, in the County of Passaic, New Jersey, as follows:

Section 1. The foregoing recitals are hereby incorporated by reference as if fully repeated herein.

Section 2. The CMFO/Treasurer is hereby further authorized and directed to disburse in the future the funds required to purchase or elevate flood-prone properties (which funds will be reimbursed under the CDBG DR Grant), in consultation and coordination with the Mayor and Township Council, from available funds certified by the CMFO/Treasurer. Such disbursement or payments may include, without limitation, payment of the final agreed upon purchase prices to homeowners whose houses are being acquired as part of the CDBG DR Program; disbursement of funds to third parties (including title companies acting as settlement agents) to pay off mortgages, liens or other encumbrances on properties being acquired, tenant relocation costs, taxes, utilities, title expenses, as well as document recording fees and any other CDBG DR Program-related expenses; making of progress payments to contractors performing demolition or elevation work pursuant to the CDBG DR Program; paying professional fees incurred by the Township in connection with the administration and implementation of the CDBG DR Program; and any other costs or expenses of the CDBG DR Program. All such disbursements or payments made by the Treasurer shall be included on a bill list and ratified by the governing body at the next regularly scheduled Municipal Council meeting following the disbursement. The CMFO/Treasurer's authority to disburse funds pursuant to the FEMA Program is hereby reaffirmed.

Section 3. All prior actions taken by the Mayor, the Township Administrator, the CMFO/Treasurer, and all other Township officials in securing the grants of CDBG DR Program funds and implementing the CDBG DR Grant are hereby ratified.

Section 4. This Resolution shall take effect immediately.

Poll: Ayes: Maceri, Organisciak and Fontana
Nays: None

The Council President declared the motion passed.

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Ordinance No. 1197 - It was moved by Councilmember Organisciak, seconded by Councilmember Maceri, that there be introduced and the meeting of September 8, 2014 set as the date and time for the public hearing on the following:

ORDINANCE NO. 1197

Chapter 20. FILM MAKING

§ 20-1. Title.

This chapter shall be known and may be cited as the "Film Making" ordinance of the Township of Little Falls.

§ 20-2. Filing of copies.

Immediately upon adoption of this chapter, the Township Clerk shall file a copy of this chapter with the Bergen County Executive and the New Jersey Motion Picture and Television Commission.

§ 20-3. Establishment.

It is hereby established that all matters relating to film making in the Township of Little Falls will be heard, approved, waived and/or denied by the Mayor and Council of the Township of Little Falls. This chapter does not seek to regulate, control or restrict any personal or family film making, videotaping or still photography.

§ 20-4. Experts and staff.

The Township Council may employ or contract for the services of experts and other staff and services as it may deem necessary.

§ 20-5. Rules and regulations: powers and duties.

The Township Council shall adopt such rules and regulations as may be necessary to carry into effect the provisions and purpose of this chapter.

§ 20-6. Checklist required.

Any applicant before the Saddle River Mayor and Council desiring to conduct film making, videotaping and still photography in the Township of Little Falls will be required, at the time of initiating the application, to obtain and prepare a response to the Mayor and Council questions and thereafter submit said responses with the application pursuant to the instructions set forth on the application.

§ 20-7. Time for final approval.

A. Application for final approval shall be granted or denied within 60 days of the submission of a complete application or within such further time as may be consented by the applicant.

B. Final approval shall expire seven days from the designated start date established by the Township Council at the time of approval.

§ 20-8. Application procedure.

A. Applications for film making within the Township of Little Falls, shall be filed with the Mayor's office or the Mayor's Designee of the Township of Little Falls.

B. The following shall be delivered to the Township Clerk at least 15 days before the regular meeting of the Township Council:

(1) A location map, including the nearest cross streets and 10 copies of the location map.

(2) The original application document and 10 copies of an application in a form approved by the Mayor.

(3) A non-refundable fee in the amount of \$250 to cover administrative costs of the Township will be paid to the Township Clerk at the time the application is submitted.

(4) An administrative review is to be completed by the Mayor, Administrator, Police Department, Fire Department, Zoning Officer and Emergency Management Coordinator, upon its completion a written report will be made and presented to the Township Council. The report shall contain, but not be limited to, the following:

(a) Traffic issues;

(b) Environmental issues;

(c) Use of Township resources;

(d) Related zoning issues;

(e) Fire related issues;

(f) On-site emergency medical issues.

Said report shall be used as a basis to determine the need for Township involvement in the film making operation. All costs incurred by the Township of Little Falls for the health, safety, and welfare of residents and visitors will be borne by the applicant.

§ 20-9. Hearings.

A. Rules. The Township Council shall make rules governing the conduct of the hearings before it. A hearing shall be held for each application submitted.

B. Testimony. The testimony of all witnesses relating to the application for film making shall be taken by the Township Attorney, and the right of cross examination shall be permitted to all interested parties through their attorneys, if represented, or directly if not represented, subject to the discretion of the Township Attorney and to reasonable limitations as to time and number of witnesses.

C. Evidence. Technical rules of evidence shall not be applicable to the hearing, but the Mayor and Council may exclude irrelevant, immaterial or unduly repetitious evidence.

§ 20-10. Notice of hearing.

A. The applicant shall give notice of the hearing as follows:

(1) Public notice shall be given by publication in the official newspaper of the Township of Little Falls at least 10 days prior to the date of the hearing.

(2) Notice shall be given to the owners of all real property, as shown on the current tax duplicate or duplicates, located within 500 feet in all directions of the property which is the subject of such hearing and whether located within or without the Township of Little Falls in which the applicant wishes to conduct film making in accordance with this chapter. Such notice shall be given by serving a copy of the application on the owner as shown on said current tax duplicate, or his agent in charge of the property, or by mailing a copy thereof by certified mail to the property owner at the address as shown on said current tax duplicate. A return receipt is not required. Notice to a partnership owner may be made by service upon any partner. Notice to a corporate owner may be made by service upon its president, vice president, secretary, or other person authorized by appointment or by law to accept service on behalf of the corporation.

(3) Notice shall be given by personal service or by certified mail to the Passaic County Freeholders and the New Jersey Motion Picture and Television Commission.

B. All notices hereinabove specified in this section shall be given at least 10 days prior to the date fixed for hearing, and the applicant shall file an affidavit of proof of service with the Township Council.

C. Any notice made by certified mail as hereinabove required shall be deemed to be complete upon mailing and the filing of domestic return receipt documents (PS Form 3811) with the Township Clerk.

D. Form of notice. All notices required to be given pursuant to the terms of this chapter shall state the date, time and place of the hearing, the nature of the matter to be considered and identification of the property proposed to conduct film making by street address, if any, or by reference to lot and block numbers as shown on the current tax duplicate in the Township Tax Assessor's office and the location and times at which any maps and documents for which approval is sought are available as required by this chapter.

§ 20-11. List of property owners.

The Tax Collector of the Township of Little Falls shall, within seven days after receipt of request therefor and upon receipt of payment of a fee of \$50 make and certify a list from the current tax duplicate of names and addresses of owners to whom the applicant is required to give notice pursuant to Section 20-9 of this chapter.

§ 20-12. Decisions.

A. Each decision on any application for film making shall be set forth in writing as a resolution of the Township Council.

B. A copy of the decision shall be mailed by the Township Clerk within 10 days of the date of decision to the applicant or, if represented, then to the attorney of record without separate charge. A copy of the decision shall also be mailed to all persons who have requested it and who have paid the fee of \$5 to the Township Clerk in advance of the decision. A copy of the decision shall also be filed with the Bergen County Executive and the New Jersey Motion Picture and Television Commission.

§ 20-13. Enforcement.

A. The requirements of this chapter shall be enforced by the Little Falls Police Department. If the Police Department finds film making being conducted in the Township of Little Falls without the appropriate approval by the Township Council, all activities relating to and in support of film making will cease immediately and summonses will be issued to the property owner and the film making company. Both the property owner and the film making company shall appear in the Township of Little Falls Township Municipal Court.

B. Upon notice to cease, from the Little Falls Police Department, should film making activities continue both the property owner and the film making company shall be subject to per diem fines in accordance with Section 20-14 of this chapter.

Meeting of August 11, 2014

§ 20-14. Violations and penalties.

Violations of the provisions of this chapter shall be punishable as follows:

Film making being conducted in the Township of Little Falls without the appropriate approval by the Township Council:

Property owner	\$5,000
Film making company	\$5,000

Failure to cease film making activities after being noticed by the Police Department:

Property owner - for each day of violation	\$5,000
Film making company - for each day of violation	\$5,000

Poll: Ayes: Maceri, Organisciak and Fontana
Nays: None

The Council President declared the motion passed.

Ordinance No. 1198 – It was moved by Councilmember Maceri, seconded by Councilmember Organisciak, that there be introduced and the meeting of September 8, 2014 set as the date and time for the public hearing on the following:

**ORDINANCE NO. 1198
ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS IN THE COUNTY
OF PASSAIC, STATE OF NEW JERSEY, AMENDING THE TOWNSHIP CODE TO REGULATE THE
PARKING RESTRICTIONS ON CERTAIN STREETS**

WHEREAS, the Township of Little Falls (“Township”) is a public body corporate and politic of the State of New Jersey; and
WHEREAS, the Township’s Code of General Ordinances (“Code”) currently prohibits parking at all times on certain specified streets in the Township;

WHEREAS, the municipal council (“Municipal Council”) of the Township has determined to amend Chapter 7, Subchapter 7-13 of the Code to prohibit parking on additional designated streets, or portions thereof; and

WHEREAS, the Municipal Council has determined to amend Subchapter 7-13 of the Code to read as follows (additions are underlined and deletions are in [brackets]):

“No person shall park a vehicle at any time upon any streets or parts thereof described.

Name of Street	Side	Location
Amity Street	West	From Haines Place to Veranda Avenue
Arlington Place	West	From a point 60 feet north of the northerly curblines of Main Street to a point 250 feet thereof
Barber Street	<u>North</u>	<u>Between William and Louis Street</u>
Bogart Street	<u>North</u>	<u>Entire length</u>
Brookside Avenue	West	[Entire length] <u>From the southerly curblines of Main Street to a point 446 south thereof</u>
Browertown Road	a. East b. East c. West d. West	From Long Hill Road to a point 310 feet north thereof From the Borough of West Paterson line to a point 950 feet south thereof From Long Hill Road to a point 340 feet north thereof From the Borough of West Paterson line to a point 950 feet south thereof
Canterbury Lane	Both	Within 50 feet of the stop sign at the intersection of Canterbury Lane and Turnberry Road
Capalbo Avenue	a. North b. South	Entire length From Lower Notch Road to a point 236 feet west thereof
Cedar Grove Road	Both	From East Main Street to the Essex County line
Center Avenue	East	Main Street to Walnut Street
Cherry Street	North	Between Clarence Avenue and River Boulevard
Clarence Avenue	West	From Main Street to Woodcliffe Avenue
Clove Road	Both	From Long Hill Road to Route No. 46
Coney Road	North	From Main Street to Essex County Line
Crane Street	North	From Ridge Avenue to Stevens Avenue
Dairy Street	<u>North</u>	<u>Between William Street and Louis Street</u>
Dewey Avenue	Both	From Main Street along the 15 foot and 30 foot rights-of-way to the point of beginning of the 40 foot right-of-way <u>Between Main Street and Wood Street</u>
<u>Dewey Avenue</u>	<u>West</u>	
East Main Street	Both	Entire length
<u>East Woodcliff Avenue</u>	<u>North</u>	<u>Entire length</u>
Fairfield Avenue	<u>East</u>	<u>From the southerly curblines of Main Street to a point 324 feet north thereof</u>
Francisco Avenue	a. North b. South	From Long Hill Road to Stephen Place From Long Hill Road to a point 500 feet west thereof
Garden Street	<u>North</u>	<u>Entire length</u>
Garrabrant Avenue	East	From Woodcliffe Avenue to the Passaic River
Garrabrandt Avenue	West	From Woodcliffe Avenue to Main Street
Grey Street	South	From Van Pelt Place to Newark Pompton Turnpike
Haines Place	South	Entire length
Hopson Avenue	East	From the northerly curblines of East Main Street to a point 100 feet north thereof
Hughes Place	a. South b. North	Entire length From the easterly curblines of Park Place to a point 25 feet north thereof
Inwood Drive	West	Entire length
<u>Island Avenue</u>	<u>South</u>	<u>From the westerly curb line of Parkway starting at a point 181 feet east therefrom to the dead-end</u>
Jacobus Avenue	a. East	From Francisco Avenue to a point 545 feet north thereof

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	b. West	From a point 125 feet north of the northerly curblines of Oak Tree Lane to Francisco Avenue
Long Hill Road	a. Both	From Browertown Road to the Montclair Township line
	b. Both	From intersection with Notch Road to Hemlock Road
<u>Louis Street</u>	<u>West</u>	<u>Entire length</u>
Lower Notch Road	a. East	From a point 175 feet north of the northerly curblines of Long Hill Road to the Borough of West Paterson line
	b. West	From the northerly curblines of Long Hill Road to a point 300 feet north thereof
Main Street	a. North	From the westerly curblines of Maple Street to a point 105 feet west thereof
	b. North	From a point 50 feet east of the easterly curblines of Center Avenue, if prolonged, to a point 150 feet west thereof
	c. North	From a point 220 feet west of the easterly curblines of Center Avenue to Grey Rock Avenue
	d. North	From the westerly curblines of William Street to Arlington Place
	e. North	From the easterly curblines of Newark Pompton Turnpike to a point 126 feet east thereof
	f. North	From Newark Pompton Turnpike to the Essex County line
	g. North	From Grey Rock Avenue to Orchard Street
	h. South	From a point 125 feet west of the westerly curblines of Newark Pompton Avenue to a point 78 feet west of the westerly curblines of Hillside Avenue
	i. South	From Newark Pompton Turnpike to easterly curblines of Orchard Street
	j. South	From the easterly curblines of Grey Rock Avenue to a point 105 feet east of the easterly curblines of Center Avenue
	k. South	From the westerly curblines of Stevens Avenue to a point 80 feet west thereof
	l. South	From a point 180 feet east of the easterly curblines of Stevens Avenue to a point 175 feet east thereof
	m. South	From Lincoln Avenue to a point 225 feet west thereof
	n. South	Lincoln Avenue to First Avenue
	o. South	From Paterson Avenue to Lincoln Avenue
	p. West	From Fairfield Avenue to Route 23 (Newark Pompton Turnpike)
Maple Street	Both	From Main Street to Paterson Avenue
Micklejohn Avenue	West	Between Main Street and Woodcliff Avenue
Mozart Avenue	South	Between Clarence Avenue and Pleasant Avenue
Muller Place	South	Entire length between Route 23 and Arlington Place
Notch Road	a. Both	From Long Hill Road to the Borough of West Paterson line
	b. East	110 feet northward from its intersection with Long Hill Road; thence 237 feet from that point to the intersection with Route 46
	c. West	From its inception on Route 46 to its termination at the Long Hill Road intersection
<u>Orchard Street</u>	<u>Northwest</u>	<u>Between Main Street and Island Avenue</u>
Park Place	West	Entire length
<u>Parkway</u>	<u>West</u>	<u>From the southerly curb line of West End Avenue to a point 319 feet north thereof</u>
Paterson Avenue	a. East	From a point 100 feet north of the northerly curblines of Main Street to a point 292 feet north thereof
	b. East	From Maple Street to a point 140 feet north of the northerly curblines of Sindle Avenue
	c. East	From a point 192 feet south of the southerly curblines of Jackson Street to the Borough of West Paterson line
	d. West	From the Borough of West Paterson line to a point 200 feet south of the southerly curblines of the east ramp Route No. 46
	e. West	From Cardinal Drive to a point 1200 feet south thereof
Peckman Road	East	Entire length
Pleasant Avenue	West	Between Main Street and Woodcliff Avenue
Railroad Avenue	South	From Montclair Avenue to Union Avenue
Ridge Avenue	East	From Stanley Street to Walnut Street
Ridge Road	Both	From Long Hill Road to Cedar Grove Township line
River Boulevard	a. East	<u>From Woodcliff Avenue to the Passaic River</u>
	b. West	Between Main Street and [the Passaic River] Woodcliff Avenue
Riker Avenue	Both	From Woodcliff Avenue to the Passaic River
Riker Avenue	East	From Main Street to Woodcliff Avenue
<u>Riker Road</u>	<u>North</u>	<u>Between Coney Road and the Township line</u>
<u>Riverview Circle</u>	<u>South</u>	<u>Between William Street and Parkway (north)</u>
<u>Roselle Street</u>	<u>North</u>	<u>Entire length</u>
<u>Stanley Road</u>	<u>East</u>	<u>Between Main Street and the Township line</u>
Stanley Street	a. North	From Stevens Avenue to a point 300 feet east thereof
	b. South	From Stevens Avenue to a point 215 feet east thereof
Stevens Avenue	a. East	From Stanley Street to a point 145 feet south thereof
	b. West	From Warren Street to a point 162 feet north thereof
Stewart Avenue	North	From Connors Road to Browertown Road
Stinson Place	West	Between Main Street and Woodcliff Avenue
Taylor Avenue	West	Between Main Street and Woodcliff Avenue
<u>Tolstoi Place</u>	<u>North</u>	<u>Between Van Pelt Place and the Township line</u>
Turnberry Road	Both	Within 50 feet of the stop sign at the intersection of Turnberry Road and Main Street
Union Avenue	a. East	From Railroad Avenue to a point 130 feet north of the northerly curblines of Walnut Street
	b. East	From Main Street to the Wayne Township line
	c. West	From the Wayne Township line to Main Street
	d. West	From Railroad Avenue to a point 290 feet north thereof

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Van Pelt Place	West	From Main Street to Haines Place
Van Ness Avenue	a. West	From East Main Street to a point 555 feet north thereof
	b. East	From East Main Street to a point 240 feet north thereof
<u>Veranda Avenue</u>	<u>South</u>	<u>Between Coney Road and the Township line</u>
Walnut Street	a. South	From Union Avenue to a point 285 feet east thereof
	b. North	From Ridge Avenue to Stevens Avenue, except Sundays
	c. South	From Stevens Avenue to Center Avenue
Weaver Street	North	From Newark Pompton Turnpike to the Cedar Grove line
<u>West End Avenue</u>	<u>Northwest</u>	<u>Between Main Street and Island Avenue</u>
William Street	a. East	From Main Street to Bogart Street
	b. West	From Bogart Street to Riverview Circle
Woodcliff Avenue	a. North	From Stinson Place to the dead-end
	b. South	From Main Street to [the easterly dead-end] <u>Stinson Place</u>
Woodside Avenue	East	Entire length
Zeliff Avenue	a. West	From Main Street to a point 192 feet northerly thereof
	b. East	Entire length”

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of the
Township of

Little Falls, Passaic County, State of New Jersey, as follows:

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby amends Subchapter 7-13 of the Code to read as follows:

“Name of Street	Side	Location
Amity Street	West	From Haines Place to Veranda Avenue
Arlington Place	West	From a point 60 feet north of the northerly curblineline of Main Street to a point 250 feet thereof
Barber Street	North	Between William and Louis Street
Bogart Street	North	Entire length
Brookside Avenue	West	From the southerly curblineline of Main Street to a point 446 south thereof
Browertown Road	a. East	From Long Hill Road to a point 310 feet north thereof
	b. East	From the Borough of West Paterson line to a point 950 feet south thereof
	c. West	From Long Hill Road to a point 340 feet north thereof
	d. West	From the Borough of West Paterson line to a point 950 feet south thereof
Canterbury Lane	Both	Within 50 feet of the stop sign at the intersection of Canterbury Lane and Turnberry Road
Capalbo Avenue	a. North	Entire length
	b. South	From Lower Notch Road to a point 236 feet west thereof
Cedar Grove Road	Both	From East Main Street to the Essex County line
Center Avenue	East	Main Street to Walnut Street
Cherry Street	North	Between Clarence Avenue and River Boulevard
Clarence Avenue	West	From Main Street to Woodcliffe Avenue
Clove Road	Both	From Long Hill Road to Route No. 46
Coney Road	North	From Main Street to Essex County Line
Crane Street	North	From Ridge Avenue to Stevens Avenue
Dairy Street	North	Between William Street and Louis Street
Dewey Avenue	Both	From Main Street along the 15 foot and 30 foot rights-of-way to the point of beginning of the 40 foot right-of-way
		Between Main Street and Wood Street
Dewey Avenue	West	
East Main Street	Both	Entire length
East Woodcliff Avenue	North	Entire length
Fairfield Avenue	East	From the southerly curblineline of Main Street to a point 324 feet north thereof
Francisco Avenue	a. North	From Long Hill Road to Stephen Place
	b. South	From Long Hill Road to a point 500 feet west thereof
Garden Street	North	Entire length
Garrabrant Avenue	East	From Woodcliffe Avenue to the Passaic River
Garrabrandt Avenue	West	From Woodcliffe Avenue to Main Street
Grey Street	South	From Van Pelt Place to Newark Pompton Turnpike
Haines Place	South	Entire length
Hopson Avenue	East	From the northerly curblineline of East Main Street to a point 100 feet north thereof
Hughes Place	a. South	Entire length
	b. North	From the easterly curblineline of Park Place to a point 25 feet north thereof
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	b. Both	From intersection with Notch Road to Hemlock Road
		Entire length
Louis Street	West	
Lower Notch Road	a. East	From a point 175 feet north of the northerly curblineline of Long Hill Road to the Borough of West Paterson line
	b. West	From the northerly curblineline of Long Hill Road to a point 300 feet north thereof
Main Street	a. North	From the westerly curblineline of Maple Street to a point 105 feet west thereof
	b. North	From a point 50 feet east of the easterly curblineline of Center Avenue, if

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		prolonged, to a point 150 feet west thereof
	c. North	From a point 220 feet west of the easterly curbline of Center Avenue to Grey Rock Avenue
	d. North	From the westerly curbline of William Street to Arlington Place
	e. North	From the easterly curbline of Newark Pompton Turnpike to a point 126 feet east thereof
	f. North	From Newark Pompton Turnpike to the Essex County line
	g. North	From Grey Rock Avenue to Orchard Street
	h. South	From a point 125 feet west of the westerly curbline of Newark Pompton Avenue to a point 78 feet west of the westerly curbline of Hillside Avenue
	i. South	From Newark Pompton Turnpike to easterly curbline of Orchard Street
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	k. South	From the westerly curbline of Stevens Avenue to a point 80 feet west thereof
	l. South	From a point 180 feet east of the easterly curbline of Stevens Avenue to a point 175 feet east thereof
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Park Place	West	Entire length
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	c. East	From a point 192 feet south of the southerly curbline of Jackson Street to the Borough of West Paterson line
	d. West	From the Borough of West Paterson line to a point 200 feet south of the southerly curbline of the east ramp Route No. 46
	e. West	From Cardinal Drive to a point 1200 feet south thereof
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Riker Avenue	East	From Main Street to Woodcliff Avenue
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Riverview Circle	South	Between William Street and Parkway (north)
Roselle Street	North	Entire length
Stanley Road	East	Between Main Street and the Township line
Stanley Street	a. North	From Stevens Avenue to a point 300 feet east thereof
	b. South	From Stevens Avenue to a point 215 feet east thereof
Stevens Avenue	a. East	From Stanley Street to a point 145 feet south thereof
	b. West	From Warren Street to a point 162 feet north thereof
Stewart Avenue	North	From Conners Road to Browertown Road
Stinson Place	West	Between Main Street and Woodcliff Avenue
Taylor Avenue	West	Between Main Street and Woodcliff Avenue
Tolstoi Place	North	Between Van Pelt Place and the Township line
Turnberry Road	Both	Within 50 feet of the stop sign at the intersection of Turnberry Road and Main Street
Union Avenue	a. East	From Railroad Avenue to a point 130 feet north of the northerly curbline of Walnut Street
	b. East	From Main Street to the Wayne Township line
	c. West	From the Wayne Township line to Main Street
	d. West	From Railroad Avenue to a point 290 feet north thereof
Van Pelt Place	West	From Main Street to Haines Place
Van Ness Avenue	a. West	From East Main Street to a point 555 feet north thereof
	b. East	From East Main Street to a point 240 feet north thereof
Veranda Avenue	South	Between Coney Road and the Township line
Walnut Street	a. South	From Union Avenue to a point 285 feet east thereof
	b. North	From Ridge Avenue to Stevens Avenue, except Sundays
	c. South	From Stevens Avenue to Center Avenue
Weaver Street	North	From Newark Pompton Turnpike to the Cedar Grove line
West End Avenue	Northwest	Between Main Street and Island Avenue

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William Street	a. East	From Main Street to Bogart Street	
	b. West	From Bogart Street to Riverview Circle	
Woodcliff Avenue	a. North	From Stinson Place to the dead-end	
	b. South	From Main Street to Stinson Place	
Woodside Avenue	East	Entire length	t is the
Zeliff Avenue	a. West	From Main Street to a point 192 feet northerly thereof	intent
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l to incorporate the additions, amendments and/or supplements contained in to the Code. All of the remaining provisions in Chapter 7 of the Code shall remain unchanged and have full force and legal effect. All other resolutions and ordinances governing parking on Township streets enacted and inconsistent herewith are hereby modified pursuant to the terms of this Ordinance.

- 4. If any section, paragraph, subdivision, clause, sentence, phrase or provision of this Ordinance is declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.
- 5. A copy of this Ordinance shall be available for public inspection at the offices of the Township Clerk.
- 6. This Ordinance shall take effect after twenty (20) days of its final passage by the Municipal Council, upon approval by the Mayor and publication as required by law.

Poll: Ayes: Maceri, Organisciak and Fontana
 Nays: None

The Council President declared the motion passed.

Ordinance No. 1199 – It was moved by Councilmember Organisciak, seconded by Councilmember Maceri, that there be introduced and the meeting of September 8, 2014 set as the date and time for the public hearing on the following:

BOND ORDINANCE NO. 1199

BOND ORDINANCE PROVIDING FOR VARIOUS ROAD IMPROVEMENTS IN AND BY THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING \$350,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$332,500 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of Little Falls, in the County of Passaic, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$350,000, including the sum of \$17,500 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$332,500 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is various road improvements, as more fully described on a list on file in the Office of the Clerk, which list is hereby incorporated by reference as if set forth at length, including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$332,500, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$35,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3(a) of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations.

Section 8. Any grant moneys received for the purpose described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the ARule@) for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Meeting of August 11, 2014

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Poll: Ayes: Maceri, Organisciak and Fontana
Nays: None

The Council President declared the motion passed.

PAYMENT OF BILLS

It was moved by Councilmember Organisciak, seconded by Councilmember Maceri, that the Council approve the following:

RESOLUTION [BL]

BE IT RESOLVED by the Township Council of the Township of Little Falls the Council having received the Treasurer’s certification of the availability of funds for payment of all bills presented, that payment of all bills approved by the Finance Committee be and is hereby authorized, subject to the availability of funds and subject to the appropriate and available appropriation in the line item.

Poll: Ayes: Maceri, Organisciak and President Fontana
Nays: None

The Council President declared the motion passed.

EXECUTIVE SESSION

It was moved by Councilmember Maceri, seconded by Councilmember Organisciak, that the Council approve the following:

RESOLUTION [EX]

WHEREAS, N.J.S.A. 10:4-12 allows for a Public Body to go into executive session during a Public Meeting; and
WHEREAS, the Governing Body of the Township of Little Falls has deemed it necessary to go into executive session to discuss certain matters which are exempted for the Public; and
WHEREAS, the regular meeting of this Governing Body with reconvene;
NOW, THEREOFRE, BE IT RESOLVED that the Township Council of the Township of Little Falls will go into executive session for the following reason(s) – Anticipated litigation.

Poll: Ayes: Maceri, Organisciak and Fontana
Nays: None

The Council President declared the motion passed.

The Council entered Executive Session at 8:37 p.m.

At 9:32 p.m. the Council returned and it was moved by Councilmember Organisciak, seconded by Councilmember Maceri, that the meeting return to Open Session.

There being no further business to come before the meeting, it was moved by Councilmember Maceri, seconded by Councilmember Organisciak, that the meeting be and it was adjourned at 9:33 p.m.

Cynthia Kraus
Municipal Clerk