

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

Monday, December 3, 2012

Council President Louis Fontana called the meeting to order at 7:37 p.m. with the following members present: Pamela Porte and John Vantuno. Also present were Mayor Darlene Post, Township Attorney William Northgrave, Township Engineer Dennis Lindsay, Municipal Clerk William Wilk and Township Administrator Joanne Bergin.

Absent: Council members Mercedes Gonzalez and Joseph Sisco

Township Employees present: Deputy Municipal Clerk Cynthia Kraus

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 5, 2012; 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.

REMARKS FROM CHAIR

Council President FONTANA informed that the Township recently lost a much too young resident and firefighter, Colin McNeil, who he said was a wonderful person with a great family. He asked that everyone pray for his family and loved ones.

President FONTANA also informed that the annual tree lighting will be held at the Municipal Building on Friday, December 7, 2012 at 7:00 p.m.

He informed that the local cheerleading squads had their annual competition yesterday, noting that Little Falls did very well; he congratulated them.

COUNCIL MEMBER REPORTS

Councilmember PORTER said the cheerleaders were very excited for their competition yesterday; she is very proud of them. She informed that there will be a Holiday House Tour hosted by the Woman's Club; tickets can be purchased at the Library.

Councilmember PORTER asked everyone to pray for the McNeil family, explaining that they have lost their son and grandfather recently.

She also informed that two of the eighth graders in town won a competition and were invited to go to Giants Stadium this week to compete on the field.

Councilmember VANTUNO informed that a Negotiation meeting was held today, noting that there was great progress and there will be more to come for both the DPW and Police.

MAYOR'S REPORT

Mayor Post extended her deepest sympathies to the McNeil family.

She also thanked the Little Falls Business Organization, as well as the Little Falls ABC for doing the holiday island on Paterson Avenue.

ATTORNEY'S REPORT

Mr. Northgrave reminded that Mr. Lindsay had previously recommended changes to a parking ordinance that had been prepared. He explained that this would have to be introduced in the new year. The Council has also asked him to prepare a Pay-to-Play ordinance, which has been drafted. He is going through the final details with Mrs. Bergin, which will be shared with the Council for their consideration in the new year.

ADMINISTRATOR'S REPORT

Mrs. Bergin informed that the town was asked to look at some trees on Island Avenue – STC conducted a site visit and determined that some trees are unhealthy. 7:46 listen

PUBLIC PORTION

It was moved by Councilmember Vantuno, seconded by Councilmember Porter, that the meeting be and it was opened to the public.

Poll: Ayes: Gonzalez, Porter, Sisco, Vantuno and President Fontana
 Nays: None

The Council President declared the motion passed.

Renea Shapiro, Little Falls ABC, suggested asking local businesses and residents to put a blue light in their windows in remembrance of all those who have served in keeping us safe. She pointed out that this has been done in the past. She informed that the ABC's 11th anniversary party will be held on 12/19/12 at Victor's Chateau; everyone is invited.

Donald Radcliffe, 239 Long Hill Road, congratulated Darlene Post, Lou Fontana, Pam Porter and Joe Rento on their victories in the recent election. He hoped that the Council would focus on getting more ratables for the town.

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Karen DaSilva, 92 Island Avenue, thanked Mayor Post and Mrs. Bergin; she was happy to hear a response about their property.

Brian Reynolds, 7 Notch Road, had asked for an explanation of a resolution last week. He was disappointed that no one could explain it to him, and said that the Council should be aware of financial matters that they are voting on. He asked how the town is paying for these things and asked what expenses the town has cut.

No one further having come forward to be heard, it was moved by Councilmember Vantuno, seconded by Councilmember Porter, that the meeting be and it was closed to the public.

Poll: Ayes: Gonzalez, Porter, Sisco, Vantuno and President Fontana
 Nays: None

The Council President declared the motion passed.

Council President FONTANA asked everyone to support the Little Falls ABC at their dinner on 12/19/12.

President FONTANA thanked Mr. Radcliffe for his comments and assured that the Council plans to search aggressively for new ratables.

Mayor Post said she would ask the Treasurer/CMFO to attend the next meeting to answer questions regarding percentages and bonding.

CONSENT AGENDA

All items on the Consent Agenda were considered to be routine and were enacted with a single motion. Any items under REQUISITIONS carried a Treasurer's certification as to sufficiency of funds.

RESOLUTIONS

Refund of 2010 Property Taxes

RESOLUTION [A] 12-12-03#1

WHEREAS, there is a State Tax Court Judgment on Block 29 Lot 20, known as Shirley Campagna of 20 Hughes Place for the Year 2010 reducing the assessed value by \$41,900.00;

YEAR 2010

Original Assessment	\$366,900.00
STCJ	<u>325,000.00</u>
Difference	\$ 41,900.00
2010 Tax Rate	x <u>2.062%</u>
	\$863.98

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$863.98 for the Year 2010 payable to Shirley Campagna, Plaintiff and/or McKirdy & Riskin, P.A., as attorneys for to "Shirley Campagna, Plaintiff" and forwarded to McKirdy & Riskin, P.A., 136 South Street, P.O. Box 2379, Morristown, NJ 07962-2379; and

WHEREAS, the above monies **shall be refunded on or before December 31, 2012** as per the Stipulation of Settlement dated July 11, 2012, states whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was October 31, 2012);

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 3rd day of December 2012 that the above attorney and taxpayer be refunded the total amount of \$863.98 for the overpayment of taxes due to a State Tax Court Judgment on Block 29 Lot 20.

Refund of 2011 Property Taxes

RESOLUTION [B] 12-12-03#2

WHEREAS, there is a State Tax Court Judgment on Block 29 Lot 20, known as Shirley Campagna of 20 Hughes Place for the Year 2011 (Freeze Act) reducing the assessed value by \$41,900.00;

YEAR 2011

Original Assessment	\$366,900.00
STCJ	<u>325,000.00</u>
Difference	\$ 41,900.00
2011 Tax Rate	x <u>2.145%</u>
	\$898.76

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$898.76 for the Year 2011 payable to Shirley Campagna, Plaintiff and/or McKirdy & Riskin, P.A., as attorneys for to "Shirley Campagna, Plaintiff" and forwarded to McKirdy & Riskin, P.A., 136 South Street, P.O. Box 2379, Morristown, NJ 07962-2379; and

WHEREAS, the above monies **shall be refunded on or before December 31, 2012** as per the Stipulation of Settlement dated July 11, 2012, states whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was October 31, 2012);

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 3rd day of December 2012 that the above attorney and taxpayer be refunded the total amount of \$898.76 for the overpayment of taxes due to a State Tax Court Judgment on Block 29 Lot 20.

Refund of 2012 Property Taxes

RESOLUTION [C] 12-12-03#3

WHEREAS, there is a State Tax Court Judgment on Block 29 Lot 20, known as Shirley Campagna of 20 Hughes Place for the Year 2012 (Freeze Act) reducing the assessed value by \$41,900.00;

YEAR 2012

Original Assessment	\$366,900.00
STCJ	<u>325,000.00</u>
Difference	\$ 41,900.00
2012 Tax Rate	x <u>2.30%</u>
	\$963.70

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$963.70 for the Year 2012 payable to Shirley Campagna, Plaintiff and/or McKirdy & Riskin, P.A., as attorneys for to "Shirley Campagna, Plaintiff" and forwarded to McKirdy & Riskin, P.A., 136 South Street, P.O. Box 2379, Morristown, NJ 07962-2379; and

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WHEREAS, the above monies shall be refunded on or before **December 31, 2012** as per the Stipulation of Settlement dated July 11, 2012, states whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was October 31, 2012);

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 3rd day of December 2012 that the above attorney and taxpayer be refunded the total amount of \$963.70 for the overpayment of taxes due to a State Tax Court Judgment on Block 29 Lot 20.

Refund of 2010 Property Taxes

RESOLUTION [D] 12-12-03#4

WHEREAS, there is a State Tax Court Judgment on Block 194 Lot 7, known as Sisco, R & Geyh Wm Trustees of Rose St for the Year 2010 reducing the assessed value by \$41,100.00;

YEAR 2010

Original Assessment	\$1,656,400.00
STCJ	<u>1,615,300.00</u>
Difference	\$41,100.00
2010 Tax Rate	x 2.062%
	\$847.48

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$847.48 for the Year 2010 payable to Sisco, R & Geyh Wm Trustees, Plaintiff and/or The Irwin Law Firm, P.A., as attorneys for to "Sisco, R & Geyh Wm Trustees, Plaintiff" and forwarded to The Irwin Law Firm, P.A., 80 Main Street, Suite 410, West Orange, NJ 07052; and

WHEREAS, the above monies shall be refunded on or before **December 26, 2012** as per the Stipulation of Settlement dated July 3, 2012, states whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was October 26, 2012);

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 3rd day of December 2012 that the above attorney and taxpayer be refunded the total amount of \$847.48 for the overpayment of taxes due to a State Tax Court Judgment on Block 194 Lot 7.

Refund of 2011 Property Taxes

RESOLUTION [E] 12-12-03#5

WHEREAS, there is a State Tax Court Judgment on Block 194 Lot 7, known as Sisco, R & Geyh Wm Trustees of Rose St for the Year 2011 reducing the assessed value by \$63,100.00;

YEAR 2011

Original Assessment	\$1,656,400.00
STCJ	<u>1,593,300.00</u>
Difference	\$63,100.00
2011 Tax Rate	x 2.145%
	\$1,353.50

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$1,353.50 for the Year 2011 payable to Sisco, R & Geyh Wm Trustees, Plaintiff and/or The Irwin Law Firm, P.A., as attorneys for to "Sisco, R & Geyh Wm Trustees, Plaintiff" and forwarded to The Irwin Law Firm, P.A., 80 Main Street, Suite 410, West Orange, NJ 07052; and

WHEREAS, the above monies shall be refunded on or before **December 26, 2012** as per the Stipulation of Settlement dated July 3, 2012, states whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was October 26, 2012);

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 3rd day of December 2012 that the above attorney and taxpayer be refunded the total amount of \$1,353.50 for the overpayment of taxes due to a State Tax Court Judgment on Block 194 Lot 7.

Refund of 2012 Property Taxes

RESOLUTION [F] 12-12-03#6

WHEREAS, there is a State Tax Court Judgment on Block 194 Lot 7, known as Sisco, R & Geyh Wm Trustees of Rose St for the Year 2012 reducing the assessed value by \$63,100.00;

YEAR 2012

Original Assessment	\$1,656,400.00
STCJ	<u>1,593,300.00</u>
Difference	\$63,100.00
2012 Tax Rate	x 2.30%
	\$1,451.30

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$1,451.30 for the Year 2012 payable to Sisco, R & Geyh Wm Trustees, Plaintiff and/or The Irwin Law Firm, P.A., as attorneys for to "Sisco, R & Geyh Wm Trustees, Plaintiff" and forwarded to The Irwin Law Firm, P.A., 80 Main Street, Suite 410, West Orange, NJ 07052; and

WHEREAS, the above monies shall be refunded on or before **December 26, 2012** as per the Stipulation of Settlement dated July 3, 2012, states whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was October 26, 2012);

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 3rd day of December 2012 that the above attorney and taxpayer be refunded the total amount of \$1,451.30 for the overpayment of taxes due to a State Tax Court Judgment on Block 194 Lot 7.

Refund of 2011 Property Taxes

RESOLUTION [G] 12-12-03#7

WHEREAS, there is a State Tax Court Judgment on Block 200 Lot 1.01, known as Evergreen T E c/o Bob Ciasulli of 1535 Route 46 E for the Year 2011 reducing the assessed value by \$197,100.00;

YEAR 2011

Original Assessment	\$2,597,100.00
STCJ	<u>2,400,000.00</u>
Difference	\$197,100.00
2011 Tax Rate	x 2.145%
	\$4,227.80

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$4,227.80 for the Year 2011 payable to Evergreen T E c/o Bob Ciasulli, Plaintiff and/or The Irwin Law Firm, P.A., as attorneys for to "Evergreen T E c/o Bob Ciasulli, Plaintiff" and forwarded to The Irwin Law Firm, P.A., 80 Main Street, Suite 410, West Orange, NJ 07052; and

WHEREAS, the above monies shall be refunded on or before **December 26, 2012** as per the Stipulation of Settlement dated July 3, 2012, states whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was October 26, 2012);

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 3rd day of December 2012

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that the above attorney and taxpayer be refunded the total amount of \$4,227.80 for the overpayment of taxes due to a State Tax Court Judgment on Block 200 Lot 1.01.

Refund of 2012 Property Taxes

RESOLUTION [H] 12-12-03#8

WHEREAS, there is a State Tax Court Judgment on Block 200 Lot 1.01, known as Evergreen T E c/o Bob Ciasulli of 1535 Route 46 E for the Year 2012 reducing the assessed value by \$197,100.00;

YEAR 2012

Original Assessment	\$2,597,100.00
STCJ	<u>2,400,000.00</u>
Difference	\$197,100.00
2012 Tax Rate	x <u>2.30%</u>
	\$4,533.30

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$4,533.30 for the Year 2012 payable to Evergreen T E c/o Bob Ciasulli, Plaintiff and/or The Irwin Law Firm, P.A., as attorneys for to "Evergreen T E c/o Bob Ciasulli, Plaintiff" and forwarded to The Irwin Law Firm, P.A., 80 Main Street, Suite 410, West Orange, NJ 07052; and

WHEREAS, the above monies **shall be refunded on or before December 26, 2012** as per the Stipulation of Settlement dated July 3, 2012, states whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was October 26, 2012);

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 3rd day of December 2012 that the above attorney and taxpayer be refunded the total amount of \$4,533.30 for the overpayment of taxes due to a State Tax Court Judgment on Block 200 Lot 1.01.

Refund of 2010 Property Taxes

RESOLUTION [I] 12-12-03#9

WHEREAS, there is a State Tax Court Judgment on Block 200 Lot 3, known as Sisco, R & Geyh W Trustees of 1455 Route 46 E for the Year 2010 reducing the assessed value by \$32,000.00;

YEAR 2010

Original Assessment	\$1,405,400.00
STCJ	<u>1,373,400.00</u>
Difference	\$32,000.00
2010 Tax Rate	x <u>2.062%</u>
	\$659.84

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$659.84 for the Year 2010 payable to Sisco, R & Geyh Wm Trustees, Plaintiff and/or The Irwin Law Firm, P.A., as attorneys for to "Sisco, R & Geyh W Trustees, Plaintiff" and forwarded to The Irwin Law Firm, P.A., 80 Main Street, Suite 410, West Orange, NJ 07052; and

WHEREAS, the above monies **shall be refunded on or before December 26, 2012** as per the Stipulation of Settlement dated July 3, 2012, states whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was October 26, 2012);

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 3rd day of December 2012 that the above attorney and taxpayer be refunded the total amount of \$659.84 for the overpayment of taxes due to a State Tax Court Judgment on Block 200 Lot 3.

Refund of 2011 Property Taxes

RESOLUTION [J] 12-12-03#10

WHEREAS, there is a State Tax Court Judgment on Block 200 Lot 3, known as Sisco, R & Geyh W Trustees of 1455 Route 46 E for the Year 2011 reducing the assessed value by \$63,000.00;

YEAR 2011

Original Assessment	\$1,405,400.00
STCJ	<u>1,342,400.00</u>
Difference	\$63,000.00
2011 Tax Rate	x <u>2.145%</u>
	\$1,351.35

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$1,351.35 for the Year 2011 payable to Sisco, R & Geyh W Trustees, Plaintiff and/or The Irwin Law Firm, P.A., as attorneys for to "Sisco, R & Geyh W Trustees, Plaintiff" and forwarded to The Irwin Law Firm, P.A., 80 Main Street, Suite 410, West Orange, NJ 07052; and

WHEREAS, the above monies **shall be refunded on or before December 26, 2012** as per the Stipulation of Settlement dated July 3, 2012, states whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was October 26, 2012);

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 3rd day of December 2012 that the above attorney and taxpayer be refunded the total amount of \$1,351.35 for the overpayment of taxes due to a State Tax Court Judgment on Block 200 Lot 3.

Refund of 2012 Property Taxes

RESOLUTION [K] 12-12-03#11

WHEREAS, there is a State Tax Court Judgment on Block 200 Lot 3, known as Sisco, R & Geyh W Trustees of 1455 Route 46 E for the Year 2012 reducing the assessed value by \$63,000.00;

YEAR 2012

Original Assessment	\$1,405,400.00
STCJ	<u>1,342,400.00</u>
Difference	\$63,000.00
2012 Tax Rate	x <u>2.30%</u>
	\$1,449.00

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$1,449.00 for the Year 2012 payable to Sisco, R & Geyh W Trustees, Plaintiff and/or The Irwin Law Firm, P.A., as attorneys for to "Sisco, R & Geyh W Trustees, Plaintiff" and forwarded to The Irwin Law Firm, P.A., 80 Main Street, Suite 410, West Orange, NJ 07052; and

WHEREAS, the above monies **shall be refunded on or before December 26, 2012** as per the Stipulation of Settlement dated July 3, 2012, states whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was October 26, 2012);

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 3rd day of December 2012 that the above attorney and taxpayer be refunded the total amount of \$1,449.00 for the overpayment of taxes due to a State Tax Court Judgment on Block 200 Lot 3.

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Refund of 2010 Property Taxes

RESOLUTION [L] 12-12-03#12

WHEREAS, there is a State Tax Court Judgment on Block 200 Lot 4, known as Sisco, R & Geyh W M Trustees of 1485 Route 46 E for the Year 2010 reducing the assessed value by \$103,000.00;

YEAR 2010

Original Assessment	\$6,314,300.00
STCJ	6,211,300.00
Difference	\$103,000.00
2010 Tax Rate	x 2.062%
	\$2,123.86

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$2,123.86 for the Year 2010 payable to Sisco, R & Geyh W M Trustees, Plaintiff and/or The Irwin Law Firm, P.A., as attorneys for to "Sisco, R & Geyh W M Trustees, Plaintiff" and forwarded to The Irwin Law Firm, P.A., 80 Main Street, Suite 410, West Orange, NJ 07052; and

WHEREAS, the above monies shall be refunded on or before December 26, 2012 as per the Stipulation of Settlement dated July 3, 2012, states whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was October 26, 2012);

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 3rd day of December 2012 that the above attorney and taxpayer be refunded the total amount of \$2,123.86 for the overpayment of taxes due to a State Tax Court Judgment on Block 200 Lot 4.

Refund of 2011 Property Taxes

RESOLUTION [M] 12-12-03#13

WHEREAS, there is a State Tax Court Judgment on Block 200 Lot 4, known as Sisco, R & Geyh W M Trustees of 1485 Route 46 E for the Year 2011 reducing the assessed value by \$250,000.00;

YEAR 2011

Original Assessment	\$6,314,300.00
STCJ	6,064,300.00
Difference	\$250,000.00
2011 Tax Rate	x 2.145%
	\$5,362.50

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$5,362.50 for the Year 2011 payable to Sisco, R & Geyh W M Trustees, Plaintiff and/or The Irwin Law Firm, P.A., as attorneys for to "Sisco, R & Geyh W M Trustees, Plaintiff" and forwarded to The Irwin Law Firm, P.A., 80 Main Street, Suite 410, West Orange, NJ 07052; and

WHEREAS, the above monies shall be refunded on or before December 26, 2012 as per the Stipulation of Settlement dated July 3, 2012, states whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was October 26, 2012);

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 3rd day of December 2012 that the above attorney and taxpayer be refunded the total amount of \$5,362.50 for the overpayment of taxes due to a State Tax Court Judgment on Block 200 Lot 4.

Refund of 2012 Property Taxes

RESOLUTION [N] 12-12-03#14

WHEREAS, there is a State Tax Court Judgment on Block 200 Lot 4, known as Sisco, R & Geyh W M Trustees of 1485 Route 46 E for the Year 2012 reducing the assessed value by \$250,000.00;

YEAR 2012

Original Assessment	\$6,314,300.00
STCJ	6,064,300.00
Difference	\$250,000.00
2012 Tax Rate	x 2.30%
	\$5,750.00

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$5,750.00 for the Year 2012 payable to Sisco, R & Geyh W M Trustees, Plaintiff and/or The Irwin Law Firm, P.A., as attorneys for to "Sisco, R & Geyh W Trustees, Plaintiff" and forwarded to The Irwin Law Firm, P.A., 80 Main Street, Suite 410, West Orange, NJ 07052; and

WHEREAS, the above monies shall be refunded on or before December 26, 2012 as per the Stipulation of Settlement dated July 3, 2012, states whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was October 26, 2012);

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 3rd day of December 2012 that the above attorney and taxpayer be refunded the total amount of \$5,750.00 for the overpayment of taxes due to a State Tax Court Judgment on Block 200 Lot 4.

Refund of 2010 Property Taxes

RESOLUTION [O] 12-12-03#15

WHEREAS, there is a State Tax Court Judgment on Block 203 Lot 2, known as Arrow's Route 46 Auto Mall Inc of 700 Route 46 West for the Year 2010 reducing the assessed value by \$148,000.00;

YEAR 2010

Original Assessment	\$5,566,700.00
STCJ	5,418,700.00
Difference	\$148,000.00
2010 Tax Rate	x 2.062%
	\$3,051.76

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$3,051.76 for the Year 2010 payable to Arrow's Route 46 Auto Mall Inc., Plaintiff and/or The Irwin Law Firm, P.A., as attorneys for to "Arrow's Route 46 Auto Mall Inc., Plaintiff" and forwarded to The Irwin Law Firm, P.A., 80 Main Street, Suite 410, West Orange, NJ 07052; and

WHEREAS, the above monies shall be refunded on or before December 26, 2012 as per the Stipulation of Settlement dated July 3, 2012, states whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was October 26, 2012);

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 3rd day of December 2012 that the above attorney and taxpayer be refunded the total amount of \$3,051.76 for the overpayment of taxes due to a State Tax Court Judgment on Block 203 Lot 2.

RESOLUTION [P] 12-12-03#16

WHEREAS, there is a State Tax Court Judgment on Block 203 Lot 3.02, known as Evergreen Tree Estates Inc of 800 Route 46 W for the Year 2010 reducing the assessed value by \$148,100.00;

YEAR 2010

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Original Assessment \$6,404,400.00
 STCJ 6,256,300.00
 Difference \$148,100.00
 2010 Tax Rate x 2.062%
 \$3,053.82

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$3,053.82 for the Year 2010 payable to Evergreen Tree Estates Inc., Plaintiff and/or The Irwin Law Firm, P.A., as attorneys for to “Evergreen Tree Estates Inc., Plaintiff” and forwarded to The Irwin Law Firm, P.A., 80 Main Street, Suite 410, West Orange, NJ 07052; and

WHEREAS, the above monies shall be refunded on or before **December 26, 2012** as per the Stipulation of Settlement dated July 3, 2012, states whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was October 26, 2012);

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 3rd day of December 2012 that the above attorney and taxpayer be refunded the total amount of \$3,053.82 for the overpayment of taxes due to a State Tax Court Judgment on Block 203 Lot 3.02.

RESOLUTION [Q] 12-12-03#17

WHEREAS, there is a State Tax Court Judgment on Block 251 Lot 9, known as Mandelbaum & Krupnick LLC of 475 Route 46 East for the Year 2010 reducing the assessed value by \$114,100.00;

YEAR 2010

Original Assessment \$2,514,100.00
 STCJ 2,400,000.00
 Difference \$114,100.00
 2010 Tax Rate x 2.062%
 \$2,352.74

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$2,352.74 for the Year 2010 payable to Mandelbaum & Krupnick LLC, Plaintiff and/or The Irwin Law Firm, P.A., as attorneys for to “Mandelbaum & Krupnick LLC, Plaintiff” and forwarded to The Irwin Law Firm, P.A., 80 Main Street, Suite 410, West Orange, NJ 07052; and

WHEREAS, the above monies shall be refunded on or before **December 26, 2012** as per the Stipulation of Settlement dated October 9, 2012, states whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was October 26, 2012);

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 3rd day of December 2012 that the above attorney and taxpayer be refunded the total amount of \$2,352.74 for the overpayment of taxes due to a State Tax Court Judgment on Block 251 Lot 9.

Refund of 2011 Property Taxes

RESOLUTION [R] 12-12-03#18

WHEREAS, there is a State Tax Court Judgment on Block 251 Lot 9, known as Mandelbaum & Krupnick LLC of 475 Route 46 East for the Year 2011 reducing the assessed value by \$214,100.00;

YEAR 2011

Original Assessment \$2,514,100.00
 STCJ 2,300,000.00
 Difference \$214,100.00
 2011 Tax Rate x 2.145%
 \$4,592.45

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$4,592.45 for the Year 2011 payable to Mandelbaum & Krupnick LLC, Plaintiff and/or The Irwin Law Firm, P.A., as attorneys for to “Mandelbaum & Krupnick LLC, Plaintiff” and forwarded to The Irwin Law Firm, P.A., 80 Main Street, Suite 410, West Orange, NJ 07052; and

WHEREAS, the above monies shall be refunded on or before **December 26, 2012** as per the Stipulation of Settlement dated October 9, 2012, states whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was October 26, 2012);

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 3rd day of December 2012 that the above attorney and taxpayer be refunded the total amount of \$4,592.45 for the overpayment of taxes due to a State Tax Court Judgment on Block 251 Lot 9.

Refund of 2012 Property Taxes

RESOLUTION [S] 12-12-03 - #19

WHEREAS, the following taxpayers were granted County Board of Taxation Judgments for the Year 2012; and
WHEREAS, the 2012 4th quarter taxes were credited the judgment amounts; and

WHEREAS, these accounts are all paid for the 4th quarters (payments were made before the judgment credits); therefore, creating overpayments on all of the accounts; and

WHEREAS, the Tax Collector authorizes our Treasurer to refund their

overpayment of taxes as follows:

<u>BLOCK/LOT QUAL.</u>	<u>OWNER/ LOCATION</u>	<u>REFUND PAYABLE & AMOUNT</u>	<u>MAIL TO:</u>
156/17.02	Tomasi, Peter & Donna 2 Greenbriar Rd	\$ 901.60	CoreLogic RE Tax Serv. Attn: Refund Department P.O. Box 961250 Fort Worth, TX 76161-9887
156/17.13	Ortiz, Carlos G 1 Greenbriar Rd	1,352.40	Wells Fargo RE Tax Serv. Attn: Tax Dept/Refund 1 Home Campus Mac X2302-04D ARS R 1 Des Moines, IA 50328
157/30	Kahwaty, Albert & Anne 45 Morningside Cir	593.40	BAC Tax Services Corp. CA6-913-LB-01 PO Box 10211 Van Nuys, CA 91499-6089
184/23	Pessoa, Sergio & Rita, et als 24 Notchcroft Dr	816.50	Wells Fargo RE Tax Serv. Attn: Tax Dept/Refund

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1 Home Campus
Mac X2302-04D ARS R 1

Des Moines, IA 50328

233/25

Caputo, Paul &
Farion, George
110 Francisco Av

1,083.30

CoreLogic RE Tax Serv.
Attn: Refund Department
P.O. Box 961250
Fort Worth, TX 76161-9887

TOTAL REFUNDS \$4,747.20

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Little Falls on this 3rd day of December 2012 that the above block and lots for 2012 be noted as overpaid and be granted refunds in the total amount of \$4,747.20 due to 2012 County Board of Taxation Judgments.

Soil Erosion & Sediment Control Plan Certification Application

RESOLUTION [T] 12-12-03 - #20

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:

\$575.00

payable to:

Hudson-Essex-Passaic Soil Conservation District
15 Bloomfield Avenue
North Caldwell, NJ 07006

representing payment for Application for Soil Erosion and Sediment Control Plan Certification in connection with Road Reconstruction Improvements – Ridge Avenue.

Air Quality Permitting Program – Generator at Sindle Ave. Pump Station

RESOLUTION [U] 12-12-03 - #21

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

\$880.00

payable to:

Treasurer – State of New Jersey
NJDEP
Division of Revenue
P.O. Box 638
Trenton, N.J. 08646-0638

representing payment of Air Quality Permitting Program for Generator at Sindle Avenue Pump Station.

Return of Unused Escrow

RESOLUTION [V] 12-12-03 - #22

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:

\$995.00

payable to:

Donna Meccia
195 Paterson Avenue
Little Falls, NJ 07424

representing payment for return of unused escrow in connection with Snapology – 195 Paterson Avenue; and

BE IT FURTHER RESOLVED that the within payment be made from the escrow account on deposit with the Township for expenses incurred in connection with the within development project.

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

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

The Council President declared the motion passed.

REGULAR AGENDA

The following items were individually considered.

NEW BUSINESS

Authorizing Mayor to Execute Treatment Works Permit with MSU – It was moved by Councilmember Porter, seconded by Councilmember Vantuno, that the Council approve the following:

RESOLUTION [W] 12-12-03 - #23
RESOLUTION AUTHORIZING EXECUTION OF A NEW JERSEY DEPARTMENT
OF ENVIRONMENTAL PROTECTION TREATMENT WORKS APPROVAL (TWA)
PERMIT APPLICATION FOR MONTCLAIR STATE UNIVERSITY

BE IT RESOLVED by the Council of the Township of Little Falls, in the County of Passaic, that Mayor Darlene J. Post be and is hereby authorized to execute a TWA Permit Application for 35 Clove Road (Former Ward Trucking Site) for Montclair State University.

Mrs. Bergin said the Council has already approved the permit application, which has been reviewed by the Engineer and the DPW Superintendent.

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

The Council President declared the motion passed.

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Appointing Twp. Administrator as Flood Program Coordinator – It was moved by Councilmember Vantuno, seconded by Councilmember Porter, that the Council approve the following:

RESOLUTION [X] 12-12-03 - #24

RESOLUTION OF THE TOWNSHIP OF LITTLE FALLS, COUNTY OF PASSAIC, NEW JERSEY (i) APPOINTING THE TOWNSHIP ADMINISTRATOR AS THE TOWNSHIP'S FLOOD PROGRAMS COORDINATOR; AND (ii) AUTHORIZING AND DIRECTING THE TOWNSHIP CMFO/TREASURER TO DISBURSE FUNDS FOR THE ACQUISITION OR ELEVATION OF FLOOD-PRONE PROPERTIES PURSUANT TO THE FLOOD PROGRAMS

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 Severe 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") as authorized by Section 404 of the Stafford Act; and

WHEREAS, the State of New Jersey (the "State") has enabled the acquisition of flood-prone properties through the Blue Acres Program ("Blue Acres") administered through the New Jersey Department of Environmental Protection's Green Acres Program as authorized under *N.J.S.A. 13:8A-1 et seq.*; and

WHEREAS, the County of Passaic (the "County") has made funds available to municipalities within the County for the acquisition of flood-prone properties through grants from the Passaic County Open Space Trust Fund (the "County Program"); and

WHEREAS, the County Program, together with the SRL, RFC, HMGP, and Blue Acres programs, hereafter are referred to collectively as the "Flood Programs"; and

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 the 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, the Township has been granted \$12,907,100 (comprised of two separate grants of \$6,636,800 and \$6,270,300) in funds towards acquisition and elevation of eligible properties listed on Exhibit A attached hereto, pursuant to State-Local Grant Agreements with the State of New Jersey, Office of Emergency Management effective for the periods of October 1, 2010 thru September 30, 2013 and September 13, 2011 thru September 12, 2014 to be implemented pursuant to provisions of the SRL (the "SRL Funds"); and

WHEREAS, the Township has been granted \$364,770 in funds toward elevation of eligible properties listed on Exhibit B attached hereto pursuant to a State-Local Grant Agreement with the State of New Jersey, Office of Emergency Management effective for the period of July 30, 2010 thru July 29, 2013 to be implemented pursuant to provisions of the RFC (the "RFC Funds"); and

WHEREAS, the Township has been granted \$3,924,800 in funds toward acquisition of eligible properties listed on Exhibit C attached hereto pursuant to a State-Local Grant Agreement with the State of New Jersey, Office of Emergency Management effective for the period of December 13, 2011 thru December 13, 2014 to be implemented pursuant to provisions of the HMGP (the "HMGP Funds"); and

WHEREAS, the Township has been granted \$981,200 in funds toward acquisition of eligible properties listed on Exhibit C attached hereto pursuant to a Blue Acres grant from the DEP as the non-federal match to the HMGP Funds (the "Blue Acres Funds"); and

WHEREAS, the Township has been granted \$122,000 in funds toward acquisition of eligible properties listed on Exhibit D attached hereto, pursuant to a grant from Passaic County out of the Passaic County Open Space Trust Fund (the "Open Space Trust Funds"); and

WHEREAS, the Open Space Trust Funds, together with the SRL, RFC HMGP, and Blue Acres Funds, hereafter are referred to collectively as the "Program Funds"; 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 adopted Bond Ordinance No. 1147, which among other things authorized acquisition or reconstruction through elevation of residential homes designated by FEMA as having experienced severe repetitive flood damage, including all work and materials necessary therefor and incidental thereto; and

WHEREAS, pursuant to and in furtherance of the Flood Programs the Municipal Council heretofore adopted Bond Ordinance No. 1151, which among other things authorized the acquisition of property and the demolishing and removal of buildings and conversion of land into open space, including all work and materials necessary therefor and incidental thereto; and

WHEREAS, the Municipal Council desires to implement the various Flood Programs to acquire and elevate eligible properties within the Township utilizing Program Funds as soon as possible; and

WHEREAS, the Municipal Council desires to appoint the Township Administrator as the Township's Flood Programs Coordinator, and to authorize her in that capacity to take all necessary actions to acquire eligible properties on behalf of the Township, and to otherwise implement the Flood Programs and to administer and utilize the Program Funds in accordance with Flood Programs requirements and all applicable laws, including but not limited to entering into contracts on behalf of the Township with property owners, contractors, and professionals in connection with the acquisition or elevation of eligible properties within the Township; and

WHEREAS, the Township Administrator and the Municipal Council have determined to proceed with the acquisition and demolition of the flood-prone property and improvements thereon identified on Exhibit A as 184 William Street, also identified as Block 71, Lot 12 on the tax maps of the Township (the "Initial Acquisition Property"); and

WHEREAS, the Township Council desires to authorize the CMFO/Treasurer to disburse the funds required to purchase the Initial Acquisition Property at the agreed upon purchase price, in consultation and coordination with the Flood Programs Coordinator and Township counsel; and

WHEREAS, funds for the agreed upon purchase price of the Initial Acquisition Property (\$206,396.00, plus closing costs and fees currently estimated not to exceed \$4,000.00, the precise amount of which will be finally determined and reflected on the closing statement), are available in Accounts Nos. 04-2150-55-1147-000 and 04-2150-55-1151-000, and said funds have been certified by the CMFO/Treasurer; and

WHEREAS, the exact number of additional properties that will be purchased or elevated pursuant to the Flood Programs 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 Flood Programs Coordinator and Township counsel, 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 Flood Programs, 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 and the Exhibits to this Resolution are hereby incorporated by reference as if fully repeated herein.

Section 2. The Township Administrator is hereby appointed as the Township's Flood Programs Coordinator, and in that capacity is hereby authorized to oversee and administer the implementation of the Flood Programs in accordance with the requirements thereof and with all other applicable laws. This authorization extends to acquiring eligible flood-prone properties on behalf of the Township; in connection therewith, entering into purchase contracts on behalf of the Township, as buyer, with the owners of eligible flood-prone properties; entering into contracts on behalf of the Township for demolition of improvements on eligible flood-prone properties so acquired by the Township; entering into contracts on behalf of the Township with the owners of eligible flood-prone properties for the elevation of houses on the properties and, acting on behalf of the property owners, with architects, engineers and contractors for the performance of the elevation work; in coordination with the CMFO/Treasurer, administration and application of the Program Funds in furtherance of the foregoing; and executing all other documents, entering into such other agreements, and taking all other actions on behalf of the Township as may be necessary and proper for implementing the Flood Programs in accordance with the requirements thereof and with all other applicable laws.

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Section 3. The CMFO/Treasurer is hereby authorized and directed to disburse the funds required to purchase the Initial Acquisition Parcel, the availability of which has been certified by the CMFO/Treasurer, and thereafter to report the disbursement made on a bill list to be ratified by the governing body at the next regularly scheduled Township Council meeting following the disbursement.

Section 4. The CMFO/Treasurer is hereby further authorized and directed to disburse in the future the funds required to purchase or elevate flood-prone properties, in consultation and coordination with the Township Flood Programs Coordinator and Township counsel, 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 Flood 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 Flood Programs-related expenses; making of progress payments to contractors performing demolition or elevation work pursuant to the Flood Programs; paying professional fees incurred by the Township in connection with the administration and implementation of the Flood Programs; and any other costs or expenses of the Flood Programs. 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 Township Council meeting following the disbursement.

Section 5. All prior actions taken by the Mayor, the Township Administrator, the CMFO/Treasurer, and all other Township officials in securing the grants of Program Funds and implementing the Flood Programs are hereby ratified.

Section 6. This Resolution shall take effect immediately.

Mrs. Bergin provided a detailed explanation of this resolution.

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

The Council President declared the motion passed.

At this time, Mr. Wilk explained that the next two resolutions on the agenda require two-thirds of the full membership of the Governing Body for approval. Therefore, Mrs. Bergin called Councilmember Gonzalez at this time to include her in the voting for the next two items.

Special Emergency Appropriation – Hurricane Sandy – It was moved by Councilmember Vantuno, seconded by Councilmember Porter, that the Council approve the following:

RESOLUTION [Y] 12-12-03 - #25

Resolution Requesting Approval for Authorization of a Special Emergency Appropriation in Accordance with N.J.S.A. 40A:4-54 – To Fund Extraordinary Expenses Related to Hurricane Sandy in the amount of \$175,000

WHEREAS, the Township of Little Falls seeks to cover the costs of extraordinary expenses related to Hurricane Sandy through a Special Emergency Appropriation, and

WHEREAS, N.J.S.A. 40A:4-54 provides that it shall be lawful to make such appropriation, which appropriation and/or the special emergency notes issued to finance the same shall be provided for in succeeding annual budgets by the inclusion of an appropriation of at least 1/5 of the amount authorized pursuant to such statute; and

NOW, THEREFORE, BE IT RESOLVED 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:

1. A special emergency appropriation is hereby made for Hurricane Sandy in the amount of \$175,000
2. Special emergency notes, in an amount not to exceed \$175,000 are hereby authorized, pursuant to N.J.S.A. 40A:4-55 to provide for such special emergency appropriation.
3. The following matters in connection with the notes are hereby determined:
 - (a) All notes issued hereunder and any renewals thereof shall mature at such time as may be determined by the chief financial officer, provided, however, at least 1/5 of all such Notes, and the renewals thereof, shall mature and be paid in each year so that all Notes and renewals shall have matured and be paid no later than the last day of the fifth year following the date of this resolution;
 - (b) All notes issued hereunder shall bear interest at such rate or rates as may be determined by the chief financial officer;
 - (c) The notes shall be in the form determined by the chief financial officer and the chief financial officer's signature upon the notes shall be conclusive as to such determination.
4. The chief financial officer is hereby authorized and directed to determine all matters in connection with the notes not determined by this or a subsequent resolution and the chief financial officer's signature upon the notes shall be conclusive as to such determination.
5. The chief financial officer is hereby authorized to sell the notes and any renewals thereof from time to time at public or private sale in such amounts as such officer may determine at not less than par and to deliver the same from time to time to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof and payment therefor.
6. All notes issued pursuant to this resolution shall be executed by the chief financial officer and the Mayor and shall be under the seal of the Township and attested by the Clerk of the Township. Such officers are hereby authorized to execute and deliver all documents necessary or convenient in connection with the issuance, sale and delivery of the notes.
7. Any note issued pursuant to this resolution shall be a general obligation of the Township. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the notes authorized herein and, unless otherwise paid or payment is provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.
8. The chief financial officer is authorized and directed to report in writing to this governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this resolution is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.
9. That two (2) certified copies of this Resolution be filed with the Director of the Division of Local Government Services.
10. This resolution shall take effect immediately.

Mrs. Bergin provided an explanation of this resolution.

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

The Council President declared the motion passed.

Transferring Funds in the 2012 Municipal Budget – It was moved by Councilmember Vantuno, seconded by Councilmember Porter, that the Council approve the following:

RESOLUTION [Z] 12-12-3 #26

WHEREAS, Title 40:4-58 of the New Jersey Statutes provides that should it become necessary, during the last two months of the fiscal year to expend for any of the purposes specified in the budget an amount in excess of the respective sums appropriated therefore and there shall be an excess in any appropriation over and above the amount claimed to be necessary to fulfill the purpose of such appropriation, the Governing

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Body may by resolution setting forth the facts (adopted by not less 2/3 vote of the full membership thereof), transfer the amount of such excess of those appropriations deemed to be insufficient.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Township of Little Falls, not less than 2/3 of the members thereof affirmatively concurring, that the Treasurer be and is authorized to make the following transfers in the 2012 Budget Appropriations:

<u>Current Fund</u>	<u>To</u>	<u>From</u>	
Clerk S&W			\$11,100
Finance S&W			11,925
Revenue S&W	3,200		
Assessments S&W	3,800		
Planning S&W		2,210	
Construction Code S&W		500	
Plumbing Inspector S&W		350	
Electrical Inspector S&W		575	
Police S&W			22,000
Police O/E		14,500	
Fire S&W		1,700	
Prosecutor S&W		2,000	
Solid Waste S&W		4,575	
Vehicle Maintenance S&W		500	
Public Assistance		300	
Fire Prevention S&W	9,500		
Senior Activities S&W		200	
Recreation S&W		3,600	
Municipal Court S&W		2,900	
Fire Hydrant Service		2,250	
Social Security		2,000	
Telephone		6,000	
Liability Insurance		1,853	
Workers Compensation – NJIF		6,284	
Employee Group Health		8,500	
Salary & Wage Adjustment		50,000	
Acquisition of Police Vehicles		8,500	
Liability Insurance – NJIF			6,743
Planning Board – O/E			7,000
Gas and Electric			37,079
Solid Waste O/E			9,000
Street Lighting			
		_____	_____4,000
		\$122,322	\$122,322

Mrs. Bergin provided a detailed explanation of this resolution as well.

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

The Council President declared the motion passed.

PUBLIC PORTION

It was moved by Councilmember Porter, seconded by Councilmember Vantuno, that the meeting be and it was opened to the public.

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

The Council President declared the motion passed.

Renea Shapiro, Little Falls ABC, asked for an update as to what the procedure will be for the master plan reexamination.

Brian Reynolds, 7 Notch Road, explained that he never received an answer to a previous question he asked regarding a tax appeal resolution. He would like to know whether or not the Council reviewed this before approving same. He proposed that all Council members and the Mayor be aware of all details of all items on agendas from now on. Regarding email blasts, he had asked previously if public notices could be sent out as well. He again asked if this was a possibility. He recently visited the Police website regarding the Police blotter, noting that their system does not report anything. He asked if this could be pursued.

No one further having come forward to be heard, it was moved by Councilmember Vantuno, seconded by Councilmember Porter, that the meeting be and it was closed to the public.

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

The Council President declared the motion passed.

Mrs. Bergin informed that she spoke to the Mayor about the Master Plan re-examination today, noting that she will be speaking with the Planning Board, as well as the County Planning Department in the near future. The town would like to work with the Planner to strategize how the process will be started. They intend to hold public meetings to get feedback and thoughts on this.

Council President FONTANA assured that the Council members receive a great deal of information in their packets every week. He pointed out that it is not always easy to answer questions about specific items when put on the spot. He further noted that the Council members do review all of their information daily.

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Regarding public notices on the email blast, Mrs. Bergin reminded that she previously informed that the email blast is for informational purposes to inform residents of what is going on in town. She doesn't feel that public notices are appropriate for email blasts. Mr. Lindsay informed that he corresponds with Mrs. Bergin with public notice ads, noting that they do notify contractors of certain projects coming up. Mrs. Bergin said the town received a lot of very positive feedback on their communications throughout Hurricane Sandy. A few different technologies were used to communicate. The I.T. people said they may look into participating in social media to update residents, but this is not definite. They will continue to try to improve this.

PAYMENT OF BILLS

It was moved by Councilmember Vantuno, seconded by Councilmember Porter, 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.

There being no further business to come before the meeting, it was moved by Councilmember Vantuno, seconded by Councilmember Porter, that the meeting be and it was adjourned at 8:15 p.m.

William E. Wilk
Municipal Clerk

Cynthia Kraus
Deputy Municipal Clerk