

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

**Monday, January 3, 2011**

Township Clerk William Wilk called the meeting to order at 7:03 p.m. with the following Council members present: Louis Fontana and Joseph Sisco. Also present were Council members-elect Mercedes Gonzalez, Darlene Post and John Vantuno. Also present was Mayor Michael DeFrancisci.

Absent: Township Attorney Joseph Trapanese, Township Engineer Dennis Lindsay and Township Administrator Matthew Kazmierczak

At this time, Councilmember FONTANA recognized Senator O'Toole, Assemblyman Rumana and William Marotta, who were all in attendance.

Following the Salute to the Flag, Deacon Joseph Sisco gave the invocation.

The Township Clerk read the Statement of Public Notice as follows:

**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 bulleting board at the Municipal Building, located at 225 Main Street, Little Falls, N.J. on December 20, 2010; 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.

**OATH OF OFFICE** administered by Judge Michael Ravin, Essex County Superior Court Judge to Township Council Member-Elect MERCEDES GONZALEZ

**OATH OF OFFICE** administered by Municipal Court Jude G. Dolph Corradino to Council Member-Elect DARLENE POST

**OATH OF OFFICE** administered by Municipal Court Jude G. Dolph Corradino to Council Member-Elect JOHN VANTUNO

**NOMINATION AND ELECTION OF COUNCIL PRESIDENT FOR 2011** – Councilmember Post, seconded by Councilmember Sisco, nominated LOUIS FONTANA. No further nominations were made.

Poll:           Ayes:           Gonzalez, Post, Sisco, Vantuno and Fontana  
                  Nays:           None

The nomination was declared passed.

**OATH OF OFFICE** administered by W. Randall Bush, First Assistant Morris County Counsel to Council President LOUIS FONTANA

**PRESENTATION OF EMBLEM OF AUTHORITY** was presented to Council President Fontana by Donald Radcliffe of the Little Falls Republican Club.

At this time, Council President FONTANA invited Mayor DeFrancisci to join the Council at the dais.

**REMARKS OF MAYOR DEFRANCISCI**

Mayor DeFrancisci congratulated the new Council members and said it was an honor to preside over the meeting with the Council President.

Good evening and welcome to our 2011 reorganization meeting. I would like to especially thank Judges Ravin and Corradino for being here and assisting us in administering the oath of office to our newly elected council members and Senator Kevin O'Toole and Assemblyman Scott Rumana for being here also. I would also like to recognize and thank Randy Bush for being here to support Council President Lou Fontana.

On the heels of one of the most powerful snow storms in history, last week criticisms were heard from the many towns about their emergency response. I was very happy to see that I only received one negative comment and many thank-you's from our residents. It is a testament to our employees that work every day to make Little Falls a better place to live. Whether floods or snow we do the very best possible for our residents and I am proud to lead such a dedicated group of people. However the work has just begun. This council tonight will begin a journey that started a few years ago in this very room, on a night similar to this. When Councilman Fontana and I took our oaths of office we promised to do things differently, fairly and with one thought in mind: To fulfill our obligations to the people that put us here. We have certainly accomplished much in that short period of time. At times it wasn't easy or simple and certainly as the minority, regardless of what we asked, our requests were sometimes ignored or blocked. Well as the saying goes, the shoe is now on a different foot. That does not mean that I expect this council to sit idly by and agree with all my decisions. What I do expect of them, no, require of them, is to do what they promised they would do; work with me to make this a better municipality.

No doubt as you entered tonight you saw the progress we are making. One year from today we hopefully will be occupying a new municipal complex that will house all of the administrative functions of our Government including a new police and courts facility. We have benefited from Open Space monies that were never applied for in the past and improvements to our recreation facilities will be funded without asking our residents for any new tax revenue. An economic development committee has been meeting for well over a year and I am excited about the progress they are making. There is a movement that many do not see to help reinvigorate our town and one that has taken on a momentum all its own.

While all of these steps are positive, we will be met with unprecedented economic challenges – challenges that are long overdue at both the state and local levels. Our Governor has the fortitude and insight to stand up to the special interests. The 2% spending cap that all 566 municipalities must abide by will force us to do things differently. Well I am happy to say that

my administration began to make these changes before the cap was enacted. Several months ago I signed a cooperative agreement with eight other municipalities in Passaic County to purchase our electricity in aggregate. Our cost savings alone will be approximately \$31,000 this year. I asked Matt Kazmierczak, our administrator to initiate a study of our insurance coverage's and am happy to report that by changing our joint coverage, and returning to a provider that is more accessible, we will save approximately \$15,000 this year. I also initiated a change in our Health Department shared services contract and by joining with the City of Clifton; we will save approximately \$27,000 dollars. Personnel changes are continually being evaluated and where full time positions can be consolidated to part-time one's that has been done too. I will continue to search for ways to lessen our government and provide the services that our residents count on but we are limited in these cost savings measures.

Other changes need to be considered. Many of those that start here, but must be changed in Trenton.

With the continued assistance of Senator O'Toole and Assemblyman Rumana I will continue to challenge the status quo. Antiquated laws such as the 72 year old statute that allows counties to only pave their roadways and ignore the curbs placing the burden on the townships must change. At the same time I recently requested from the NJ League of Municipalities their support in studying the laws that mandate us to fund in our case, Passaic County, ten million dollars and growing, yearly from Little Falls. How can we be expected to provide those amounts when at the same time we run the entire town on only twelve million dollars per year? We simply can no longer sustain these mandates.

Increasing revenues are harder and harder to find and in the past we have missed the ability to be decisive and act. Progress does not always come from committees. It comes from making hard decisions and not shying away from difficult tasks. I would ask this council to finally re-zone the Rose Street property, list and post for sale one of the largest Township owned properties we own. A property worth millions of dollars in income as well as one that will provide a continuing tax rate. At the same time I would implore you to move quickly on the Billboard Ordinance that is now at the planning board. Again, this sole piece of legislation has the ability to bring in hundreds of thousands of dollars to our Township, but needs to be done now. There is more, but none more important than the two that I have just mentioned.

Ladies and Gentleman of the council I look forward to working together with you this year and in the future. We have much to do and I have all the confidences in you to work together with me. God Bless this great Country and our Township. Thank You

**REMARKS OF COUNCIL PRESIDENT FONTANA**

Council President FONTANA thanked his wife, children and family. He also thanked Randall Bush for issuing him the Oath of Office. He congratulated Council members Gonzalez, Post and Vantuno. He also thanked Councilmember Sisco for serving as the Council President over the last year, adding that he has always offered a calm and level-headed voice. He thanked the new Council for selecting him to lead the Council this year. He explained that the first priority of this Council will be to work with the Mayor to make sure the Budget is as tight as it can be, and also to bring more ratables into town. He assured that they would be coming up with new ideas for ratables within the next few meetings. As with past Councils, this Council will continue to work on the flooding issues in Little Falls and our entire region; they hope to see a time when there is no more flooding. He informed that he would take on recreation as his own project, noting that this subject routinely frustrates him. However, he assured that he will continue to move forward in trying to make our parks and fields the safest and highest quality possible. Pointing out that there is a lot of good going on in town, he asked that more of those things be brought to Council Meetings.

**REMARKS BY COUNCILMEMBERS**

Councilmember SISCO congratulated the new Council members, as well as Council President Fontana. He is looking forward to working with everyone this year and moving forward. He offered his support to the new Council.

Councilmember GONZALEZ thanked everyone who gave her the opportunity to serve the Township of Little Falls. She is looking forward to working with the residents to make Little Falls a better place.

Councilmember POST thanked Judge Corradino for administering her oath, and also thanked everyone else who was in attendance this evening. She is looking forward to working with everyone and getting the job done.

Councilmember VANTUNO thanked everyone for their support, and said it is a privilege and an honor to be serving the Township of Little Falls.

It was moved by Councilmember Gonzalez, seconded by Councilmember Vantuno, that the Council approve the following appointment:

**APPOINTMENT** of JOSEPH TRAPANESE as TOWNSHIP ATTORNEY retroactive to run concurrent with the 4-year term of the Mayor (Appointment by Mayor with Advice and Consent of Council)

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

The Council President declared the motion passed.

**APPOINTMENTS** by MAYOR of persons to fill the following positions with ADVICE and CONSENT of COUNCIL for a one-year term (each needs motion/second – one poll at the end)

		Moved by <u>Councilmember</u>	Seconded by <u>Councilmember</u>
Bond Counsel	McManimon & Scotland	Sisco	Gonzalez
Labor Counsel	Mark Semeraro	Vantuno	Post
Municipal Engineer	Riddick Associates	Sisco	Gonzalez
Prosecuting Attorney	Donald DeDio	Vantuno	Post
Public Defender	William Marotta	Sisco	Gonzalez
Alt. Public Defender	----		
Police/Township Physician	Joseph Farnese	Vantuno	Gonzalez
Alternate Township Physician	Sylvia Coscia	Gonzalez	Post
Tax Search Officer	Denise Whiteside	Sisco	Gonzalez
Unconfirmed Assessment Search Officer	William Wilk	Gonzalez	Sisco
OEM Coordinator	Alfred Batelli	Sisco	Post
Deputy OEM Coordinator	Daniel Gianduso	Gonzalez	Vantuno

Fire Official	Edmund Pomponio	Sisco	Gonzalez
Fire Inspector, Senior	Frank Bender	Sisco	Post
Fire Inspectors	David Meisberger		
	Greg Laskowski		
	James DiMaria		
	Mike Onder		
	Nicholas Campagna	Vantuno	Sisco
Fire Bureau Clerk/ Fire Dept. Secretary	Antonina Bertino	Gonzalez	Vantuno
Police Dispatcher – Per Diem	Greg Laskowski	Post	Gonzalez
Crossing Guards	Donald Bragman, Joanne Casper, Juliana Dilkes, Joanne Gianduso, Mary Ann Gianduso, Nancy Green, Linda Knauer, Maryann McCormick, Rose Moncato, Darlene Smith, Michael Solimene, Eilene Zaneski, Gerald Ziccardi, Josephine Maroun,		
	Raymond Mardo	Sisco	Gonzalez
Municipal Alliance Coordinator	Kathleen Radcliffe	Gonzalez	Post
Senior Bus Driver/Coordinator	Joseph Francese	Vantuno	Gonzalez

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

The Council President declared the motion passed.

**APPOINTMENTS TO BOARDS AND COMMISSIONS**

Emergency Management Council – one-year term – TOWNSHIP COUNCIL appoints (NO MORE THAN 15 MEMBERS)  
 Automatic member (2): Mayor and OEM Coordinator

Township Council member (2): JOSEPH SISCO, LOU FONTANA

Regular Members: TOWNSHIP COUNCIL appoints: It was moved by Councilmember Vantuno, seconded by Councilmember Fontana that the following appointments be made: JOHN DMUCHOWSKI, PHILLIP SIMONE, JOSEPH MACONES, DANIEL GIANDUSO, JOAN STROTHERS, HANS PRELL, WAYNE HEBERT, EDMUND POMPONIO, JACK SWEEZY and two more to be determined at a later date.

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

The Council President declared the motion passed.

It was moved by Councilmember Sisco, seconded by Councilmember Post, that the following appointments be made:

Planning Board

Class II – Michael Fojut, Environmental Commission member

Class III – COUNCIL appoints (1) member of the Council: one-year term - Lou Fontana (motion,second,poll)

Class IV – MAYOR appoints – Four-Year term: *Carmen Gaita*, William Kohlman (replacing Carl Grimm) and Ian Lawson

Planning Board Alternates

2<sup>nd</sup> Alternate – MAYOR appoints: 2-year term – WILLIAM KOHLMAN

4<sup>th</sup> Alternate – MAYOR appoints: 2-year term – DONALD RADCLIFFE

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

The Council President declared the motion passed.

Local Assistance Board - Four-year term

Automatic Member: (1), Mayor: 1-year term

Regular member: (1) MAYOR appoints – ROSEMARY RYGLICKI, HELEN WITECKI

Shade Tree Commission – Five-year term

Regular Members (2) – MAYOR appoints: ELIZABETH GOBEILLE and EILEEN PETERSON-BASKINGER

Library Board – Five-year term – MAYOR appoints with ADVICE and CONSENT of COUNCIL – Terms Expire 5/31

Automatic Member: - Mayor

Alternate for MAYOR – LOU FONTANA

It was moved by Council President Sisco, seconded by Councilmember Gonzalez, that the Council approve the appointments.

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

The Council President declared the motion passed.

Rent Leveling Board - MAYOR appoints – One-year term

Regular Members (5) – DONALD RADCLIFFE, AL GLATZ, JAMES CESTONE, HOWARD LIPOFF and JEANNE SCHULTZ-CORTESE, *One more member to be appointed at a later date.*

Environmental Commission - MAYOR appoints – Three-Year term

Regular Members (2) – FRANCES SCHULTZ and DAVID SEYER

Historic Preservation Commission - MAYOR appoints with ADVICE and CONSENT of COUNCIL – One-Year term  
Regular Members (5) – HELEN WITECKI, ANN KYPERS, CLIFFORD SWISHER, JAMES CESTONE and PEGGY OLIVI

It was moved by Councilmember Sisco, seconded by Council President Fontana, that the Council approve the appointments.

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

The Council President declared the motion passed.

Local Historian (1) – MAYOR appoints with ADVICE and CONSENT of COUNCIL – Three-Year Term: CLIFFORD SWISHER

It was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the Council approve the appointment.

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

The Council President declared the motion passed.

Municipal Ethics Board - MAYOR appoints with ADVICE and CONSENT of COUNCIL – Five-Year term  
Regular Members (1) – ELIZABETH GOBEILLE

It was moved by Councilmember Post, seconded by Councilmember Gonzalez, that the Council approve the appointments.

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

The Council President declared the motion passed.

Municipal Alliance - MAYOR appoints – One-Year term  
Regular Members (9) – MAYOR DEFRANCISCI, JONATHAN VANAK, FRANCI GLATZ, BETHANNE YOUNGSTER-STRIPPOLI, ELIZABETH GOBEILLE, LINDA CROSMAN, TRICIA CZORNOMOR, PAMELA PORTER and JUDY MOORE

Regional Flood Control Board - COUNCIL appoints – Three-Year term  
Regular Member (1) – It was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that DOROTHY O’HAIRE be and she was appointed.

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

The Council President declared the motion passed.

Tri-Town Board for MSU – COUNCIL appoints – One-Year Term  
Regular Members (2 Council members) – DARLENE POST and MERCEDES GONZALEZ  
MAYOR

It was moved by Councilmember Gonzalez, seconded by Councilmember Sisco, that the Council approve the appointments.

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

The Council President declared the motion passed.

**SUBCOMMITTEES** – COUNCIL PRESIDENT appoints

- Finance (3) – Council President and 2 Councilmembers – Joseph Sisco and Darlene Post
- Senior Citizen Advisory Committee – Mercedes Gonzalez
- Community Representatives (5) Marcella Kelleher, Jean Giancola, John Pullara, Helen Witecki, Phyllis Dillon, Secretary
- Flood Prevention Board (1) John Vantuno
- Community Representatives (4) Hans Prell, Nick Agnoli, Dorothy O’Haire, Phyllis Dillon
- Technology Committee (1) John Vantuno
- Community Representatives (2) Treavor Borthwick, Bill Organicsak
- Grant Committee (2) Darlene Post, Mercedes Gonzalez
- Community Representatives (3) Mary Ann Kilpatrick, Renea Shapiro, Arnold Korotkin
- School Liaison (K-12) John Vantuno
- Liaison to Alliance for a Better Community (1) Darlene Post
- Domestic Violence Prevention Committee (1) Mercedes Gonzalez
- Community Representatives (9) Judy Schumacher (chair), Rosemarie Bello-Truland, Janet Clark, Marianne Holzach, Marcella Kelleher, Dick Kessler, Paul Kim, Emily Ratering-Youngberg, Christie Huh, Michael DeFrancisci (Mayor), John Dmuchowski (Chief of Police)
- MSU Tri-Town Board (2) Darlene Post, Mercedes Gonzalez

**RESOLUTIONS**

Adopting Temporary Budget for 2011 – It was moved by Councilmember Sisco, seconded by Council President Fontana, that the Council approve the following:

RESOLUTION [A] 11-01-03 - #1

Resolution Re: Establishing Temporary Budget Appropriations for 2011

WHEREAS, N.J.S. 40:4-19 provides that where contracts, commitments or payments are to be made prior to final adoption of the 2011 Budget, temporary appropriations should be made for the purposes and amounts required in the manner and time therein provided, and

WHEREAS, the date of this resolution is within the first thirty (30) days of January 2011, and  
 WHEREAS, said total temporary appropriations are limited to 26.25 percent of the total appropriations in the 2010 Budget exclusive of any appropriations made for debt service, capital improvement fund and public assistance in the said 2010 Budget.

NOW THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Little Falls, that the following temporary appropriations be made and a certified copy of this resolution be transmitted to the Treasurer for her records.

OPERATIONS

General Government	
General Administration	
Salaries & Wages	\$25,000
Other Expenses	5,000
Mayor and Council	
Salaries and Wages	3,000
Municipal Clerk	
Salaries and Wages	50,000
Other Expenses	30,000
Financial Administration	
Salaries and Wages	25,800
Other Expenses	9,300
Assessment of Taxes	
Salaries and Wages	8,800
Other Expenses	6,000
Revenue Administration (Tax Collection)	
Salaries and Wages	25,000
Other Expenses	4,000
Legal Services and Costs	
Salaries and Wages	6,500
Other Expenses	40,000
Engineering Services and Costs	
Salaries and Wages	900
Other Expenses	12,000
Municipal Land Use Administration	
Planning Board	
Salaries and Wages	4,000
Other Expenses	10,000
Insurance	
Liability - Other	10,000
Liability – General	88,000
Workers Compensation	32,000
Employee Group Health	210,000
Unemployment Insurance	5,000
Police	
Salaries and Wages	700,000
Other Expenses	14,000
Fire Department	
Salaries and Wages	37,000
Other Expenses	40,500
Fire Hydrant Services	
Other Expenses	40,000
Emergency Management Services	
Salaries and Wages	400
Other Expense	2,000
Municipal Prosecutor	
Salaries and Wages	\$ 4,100
Other Expenses	100
Streets and Roads Maintenance	
Salaries and Wages	177,500
Other Expenses	41,000
Other Public Works Functions (Shade Tree)	
Salaries and Wages	300
Other Expenses	2,100
Solid Waste Collection	
Salaries and Wages	7,600
Other Expenses	122,000
Public Buildings and Grounds	
Salaries and Wages	1,800
Other Expenses	19,200
Vehicle Maintenance	
Salaries and Wages	17,300
Other Expense	18,800
Health and Welfare	
Board of Health	
Other Expenses	30,000
Administration of Public Assistance	
Salaries and Wages	2,600
Other Expenses	100
Recreation Services and Programs	
Salaries and Wages	30,500
Other Expenses	13,000
Senior Citizen's Transportation	
Other Expenses	700
Senior Citizen's Activities	
Salaries and Wages	4,500
Other Expenses	1,200
PEOSHA Mandated Costs	
Physical Exam – Volunteer Fire Department	1,400
State Uniform Construction Code (52:27D-120 et seq)	
Construction Code Official	
Salaries and Wages	26,700
Other Expenses	4,300
Sub Code Official	
Plumbing Inspectors	
Salaries and Wages	3,200
Electrical Inspection	
Contractual	3,200
Unclassified:	
Utilities	
Street Lighting	30,000

Telephone	10,000
Natural Gas	72,000
Water	5,000
Gasoline	10,000
Fuel Oil (Diesel)	19,000
Landfill/Solid Waste Disposal Costs	120,000
Municipal Court	
Salaries and Wages	\$31,000
Other Expenses	5,000
Municipal Public Defender	
Other Expenses	1,000
Deferred Charges and Statutory Expenditures	
Statutory Charges	
Social Security (O.A.S.I.)	52,000
Pension-Volunteer Firemen's Widow (NJS 43:12-38)	1,250
DCRP 100	
Sewer Contracts (Ch. 10, P.L. 1977)	
Passaic Valley Sewer Commission	220,000
Second River Joint Meeting	2,613
Third River Joint Meeting	1,040
Maintenance of Free Public Library	165,000
Municipal Alliance – State Share	6,800
Recycling Tax Appropriation	4,200
Acquisition of Bucket Truck	<u>24,000</u>
 Total Current Fund	 <u>\$2,757,403</u>
 Debt Service	
Principal on Bonds	\$ 500,000
Interest on Bonds	255,000
Interest on Notes	<u>1,750</u>
 Total Debt Service	 <u>\$ 756,750</u>

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

The Council President declared the motion passed.

Awarding Contract for Municipal Auditor Services for 2011 and appointing Gary Higgins – It was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the Council approve the following:

RESOLUTION [B] 11-01-03 - #2  
 AUTHORIZING THE AWARD OF FAIR AND OPEN CONTRACT FOR  
 PROVISION OF SERVICES OF MUNICIPAL AUDITOR FOR 2011

WHEREAS, the Township of Little Falls has a need to acquire Auditing and Other Financial and Accounting Services as a FAIR AND OPEN CONTRACT pursuant to N.J.S.A. 19:44A-20.5; and

and WHEREAS, the Township Clerk has determined and certified in writing that the value of the acquisition of these services will exceed \$17,500;

and WHEREAS, the term of the contract is one year; and

WHEREAS, Lerch, Vinci & Higgins, LLP has submitted a response to the Township's Request for Qualifications for provision of services of a municipal auditor and other financial services and the submission clearly details Lerch, Vinci & Higgins' qualifications and experience; and

WHEREAS, the award is subject to the Availability of Funds and certification of same in the 2011 budget;

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Little Falls authorizes the Mayor to enter into a contract with Gary Higgins of the firm of Lerch, Vinci & Higgins, LLP for the services as described herein; and

BE IT FURTHER RESOLVED that the Township Clerk is authorized and directed to cause notice to be published in the newspaper once in accordance with the provisions of statute.

BE IT FURTHER RESOLVED by the Township Council of the Township of Little Falls that, based on the recommendation of the Mayor, Gary Higgins be and he is hereby appointed Municipal Auditor for the Township of Little Falls for a one-year term ending December 31, 2011.

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Awarding Contract for Municipal Bond Counsel Services for 2011 to McManimon and Scotland – It was moved by Councilmember Vantuno, seconded by Councilmember Post, that the Council approve the following:

RESOLUTION [C] 11-01-03 - #3  
 AUTHORIZING THE AWARD OF FAIR AND OPEN CONTRACT FOR  
 PROVISION OF SERVICES OF MUNICIPAL BOND COUNSEL FOR 2011

WHEREAS, the Township of Little Falls has a need to acquire Bond Counsel Services as a FAIR AND OPEN CONTRACT pursuant to N.J.S.A. 19:44A-20.5; and

and WHEREAS, the Township Clerk has determined and certified in writing that the value of the acquisition of these services will exceed \$17,500;

and WHEREAS, the term of the contract is one year; and

WHEREAS, McManimon & Scotland, L.L.C. has submitted a response to the Township's Request for Qualifications for provision of services of a Municipal Bond Counsel and the submission clearly details McManimon & Scotland's qualifications and experience; and

WHEREAS, the award is subject to the Availability of Funds and certification of same in the 2011 budget;

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Little Falls authorizes the Mayor to enter into a contract with the firm of McManimon & Scotland, L.L.C. for the services as described herein; and

BE IT FURTHER RESOLVED that the Township Clerk is authorized and directed to cause notice to be published in the newspaper once in accordance with the provisions of statute.

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Awarding Contract for Labor Counsel Services for 2011 and Appointing Mark Semeraro – It was moved by Councilmember Vantuno, seconded by Councilmember Post, that the Council approve the following:

RESOLUTION [D] 11-01-03 - #4  
 AUTHORIZING THE AWARD OF FAIR AND OPEN CONTRACT FOR  
 PROVISION OF SERVICES OF MUNICIPAL LABOR COUNSEL FOR 2011

WHEREAS, the Township of Little Falls has a need to acquire services of Labor Counsel as a FAIR AND OPEN CONTRACT pursuant to N.J.S.A. 19:44A-20.5; and

and WHEREAS, the Township Clerk has determined and certified in writing that the value of the acquisition of these services will exceed \$17,500;

and WHEREAS, the term of the contract is one year; and

WHEREAS, McManimon & Scotland, LLC has submitted a response to the Township's Request for Qualifications for provision of services of labor counsel and the submission clearly details McManimon & Scotland, LLC qualifications and experience; and

WHEREAS, the award is subject to the Availability of Funds and certification of same in the 2011 budget;  
 NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Little Falls authorizes the Mayor to enter into a contract with Mark Semeraro of the firm of McManimon & Scotland, LLC for the services as described herein; and  
 BE IT FURTHER RESOLVED by the Township Council of the Township of Little Falls that, based on the recommendation of the Mayor, Mark Semeraro be and he is hereby appointed Labor Counsel for the Township of Little Falls for a one-year term ending December 31, 2011.  
 BE IT FURTHER RESOLVED that the Township Clerk is authorized and directed to cause notice to be published in the newspaper once in accordance with the provisions of statute.

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Poll: Ayes: Gonzalez, Post, Sisco, Vantuno and President Fontana  
 Nays: None  
 The Council President declared the motion passed.

At this time, Resolution [E], Awarding Contract for Municipal Planner Services for 2011 and Appointing Municipal Planner, was pulled from the Agenda.

Awarding Contract for Municipal Engineer Services for 2011 and Appointing Municipal Engineer – It was moved by Councilmember Sisco, seconded by Councilmember Post, that the Council approve the following:

RESOLUTION [F] 11-01-03 - #6  
 AUTHORIZING THE AWARD OF FAIR AND OPEN CONTRACT FOR  
 PROVISION OF SERVICES OF MUNICIPAL ENGINEER FOR 2011

WHEREAS, the Township of Little Falls has a need to acquire Engineering Services as a FAIR AND OPEN CONTRACT pursuant to N.J.S.A. 19:44A-20.5; and  
 and WHEREAS, the Township Clerk has determined and certified in writing that the value of the acquisition of these services will exceed \$17,500;  
 and WHEREAS, the term of the contract is one year; and  
 WHEREAS, Riddick Associates, P.C., has submitted a response to the Township’s Request for Qualifications for provision of services of a municipal engineer and the submission clearly details Riddick Associate’s qualifications and experience; and  
 WHEREAS, the award is subject to the Availability of Funds and certification of same in the 2011 budget;  
 NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Little Falls authorizes the Mayor to enter into a contract with Dennis G. Lindsay of the firm of Riddick Associates, P.C for the services as described herein; and  
 BE IT FURTHER RESOLVED that the Township Clerk is authorized and directed to cause notice to be published in the newspaper once in accordance with the provisions of statute.  
 BE IT FURTHER RESOLVED by the Township Council of the Township of Little Falls that, based on the recommendation of the Mayor, Dennis G. Lindsay be and he is hereby appointed Municipal Engineer for the Township of Little Falls for a one-year term ending December 31, 2011.

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Poll: Ayes: Gonzalez, Post, Sisco, Vantuno and President Fontana  
 Nays: None  
 The Council President declared the motion passed.

At this time, Resolution [G], Awarding Contract for Legal Services for 2011 Pursuant to NJSA 19:44A-20.5, was held from the agenda, due to current negotiations.

Designate Bank Depositories for 2011 - It was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the Council approve the following:

RESOLUTION [H] 10-01-04 - #6  
 DESIGNATING BANK DEPOSITORIES FOR 2010  
 BE IT RESOLVED by the Governing Body of the Township of Little Falls that the  
 Chase Manhattan Bank  
 Columbia Savings Bank  
 Hudson City Savings Bank  
 TD Bank North  
 Lakeland Savings Bank  
 PNC Bank  
 Penn Federal Savings Bank  
 Sovereign Bank  
 Capital One  
 United Jersey Bank  
 Valley National Bank  
 Wachovia  
 New Jersey Arbitrage Rebate Management Program  
 New Jersey Cash Management Fund

be and they are hereby designated as depositories of the Township of Little Falls (subject to each named entity's filing with the Township proof of its authorization by the State to serve as a depository for governmental agencies); and

BE IT FURTHER RESOLVED that the funds of said Township deposited in said banks and/or financial entities be subject to withdrawal upon checks or other orders for the payment of money when signed by any two of the following officials, to wit:  
 Mayor Michael DeFrancisci  
 Township Clerk William E. Wilk  
 Treasurer Kathy Albanese

BE IT FURTHER RESOLVED that funds deposited in the Public Assistance Trust Fund II account be subject to withdrawal upon check or other orders for the payment of money when signed by any two of the following officials, to wit:  
 Mayor Michael DeFrancisci  
 Township Clerk William E. Wilk  
 Treasurer Kathy Albanese  
 Humane Services Director Marge Barilari

and, BE IT FURTHER RESOLVED that the said banks and/or funds are hereby authorized to pay any such orders and also to receive the same for credit of or in payment from the payee or any other holder without inquiry as to the circumstances of issue, or the disposition of the proceeds even if drawn to the individual order of any signing official; and

BE IT FURTHER RESOLVED that the Mayor, Clerk and Treasurer be and they are hereby authorized to borrow, from time to time, on behalf of this Township from said banks, sums of money for such period or periods of time and upon such terms, rates of interest and amounts as may be authorized and to execute notes or agreements in the forms required by said banks in the name of the Township of the payment of any sums so borrowed; and that the foregoing powers and authority will continue until written notice of revocation has been delivered to said banks; and

BE IT FURTHER RESOLVED that the Clerk of the Township of Little Falls be and he is hereby authorized to certify to the above-noted entities the within resolution and that the provisions thereof are in conformity with the provisions of law.

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

The Council President declared the motion passed.

Authorizing payroll check signatures – It was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the Council approve the following:

RESOLUTION [I] 10-01-04 - #7  
AUTHORIZING PAYROLL CHECK SIGNATURE

BE IT RESOLVED by the Governing Body of the Township of Little Falls that the Township's Payroll Account, Account No.622402277 Lakeland Bank, be and the same is hereby made subject to withdrawal upon checks or other orders for the payment of money when signed by either one of the following, to wit:

Kathy Albanese - Treasurer  
William E. Wilk - Township Clerk

and

BE IT FURTHER RESOLVED that the bank is hereby authorized to pay any such orders and also to receive the same for credit of or in payment from the payee or any other holder without inquiry as to the circumstances of issue, or the disposition of the proceeds even if drawn to the individual order of the signing official; and

BE IT FURTHER RESOLVED that the Clerk of the Township of Little Falls be and he is hereby authorized to certify the within resolution to the above-noted bank.

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

The Council President declared the motion passed.

Authorizing Investment of Idle Funds and Fund Transfers – It was moved by Councilmember Vantuno, seconded by Councilmember Sisco, that the Council approve the following:

RESOLUTION [J] 10-01-04 - #8  
AUTHORIZING INVESTMENT OF IDLE FUNDS AND FUND TRANSFERS

WHEREAS, it is desirable that idle funds of the Township of Little Falls be invested in legal investment vehicles at all times; and

WHEREAS, it is occasionally necessary to transfer funds for the purpose of meeting current Township expenses or for the purpose of effecting investments;

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Township of Little Falls, County of Passaic, State of New Jersey, that it does hereby authorize the Chief Financial Officer to request bids and to place orders for the investment of idle funds solely in legally authorized investment vehicles, such investments to the investing institution; and

BE IT FURTHER RESOLVED that the Chief Financial Officer is hereby authorized to transfer funds by wire solely for the following purposes and subject to all pertinent regulations:

1. To or from Township checking or savings accounts to other Township accounts
2. To or from Township checking or savings accounts to or from accounts specified banks or the State of New Jersey Cash Management Funds solely for the purpose of investing the account of the Township of Little Falls.

\*\*\*\*\*

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

The Council President declared the motion passed.

Authorizing Treasurer to disburse funds to Local/Regional School Boards – It was moved by Councilmember Sisco, seconded by Councilmember Vantuno, that the Council approve the following:

RESOLUTION [K]10-01-04 - #9  
AUTHORIZING TREASURER TO DISBURSE FUNDS TO BOARDS OF EDUCATION

BE IT RESOLVED that the Treasurer be and she is hereby authorized to disburse funds to the Little Falls Board of Education and the Regional Board of Education for the year 2010 as requests are received and funds are available.

\*\*\*\*\*

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

The Council President declared the motion passed.

Authorizing Treasurer to Pay Interest & Debt Redemption Charges on Certain Bonds – It was moved by Councilmember Gonzalez, seconded by Councilmember Vantuno, that the Council approve the following:

RESOLUTION [L] 10-01-04 - #10  
AUTHORIZING TREASURER TO PAY INTEREST AND DEBT REDEMPTION CHARGES  
ON CERTAIN BONDS

BE IT RESOLVED that the Treasurer be and she is hereby authorized and directed to disburse funds for interest and debt redemption charges on certain bonds for the year 2010.

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

The Council President declared the motion passed.

Re-establishing Four (4) Petty Cash Funds for Current Year – It was moved by Council President Sisco, seconded by Councilmember Gonzalez, that the Council approve the following:

RESOLUTION [M] 10-01-04 - #11  
RE-ESTABLISHING FOUR (4) PETTY CASH FUNDS FOR CURRENT YEAR

BE IT RESOLVED by the Township Council that, pursuant to approval previously given by the Director, Division of Local Government Services, the following Petty Cash Funds be and the same are hereby established for the year 2010 and that the Clerk and Treasurer be and they are hereby authorized and directed to issue checks payable to the said Petty Cash accounts in the amounts respectively listed:

Municipal Alliance Coordinator - \$100.00
Township Clerk - \$250.00
Recreation Director - \$250.00
Police Department - \$500.00

and, BE IT FURTHER RESOLVED that the within authorized Petty Cash funds may, from time to time, be replenished as funds are expended therefrom; and

BE IT FURTHER RESOLVED that claims be honored for payment from the within-authorized Petty Cash Funds only up to the following respectively listed maximum amounts per claim:

Municipal Alliance Coordinator - \$35.00 per claim
Township Clerk - \$25.00 per claim
Recreation Director - \$50.00 per claim
Police Department - No Maximum
\*\*\*\*\*

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

The Council President declared the motion passed.

Fixing 2011 Holidays - It was moved by Councilmember Vantuno, seconded by Councilmember Sisco, that the Council approve the following:

RESOLUTION [N] 11-01-03 -#13
FIXING HOLIDAYS FOR CURRENT YEAR

BE IT RESOLVED by the Township Council of the Township of Little Falls that the official holidays for 2011 be and they are hereby fixed as follows:

New Year's Day
Presidents' Day
Good Friday
Memorial Day
Independence Day
Labor Day
General Election Day
Columbus Day
Veterans's Day
Thanksgiving Day
Day after Thanksgiving
Christmas Day
One-half of last work day preceding
Christmas Day and New Year's Day
\*\*\*\*\*

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

The Council President declared the motion passed.

Fixing interest rates for nonpayment of taxes or assessments - It was moved by Councilmember Gonzalez, seconded by Councilmember Post, that the Council approve the following:

RESOLUTION [O] 11-01-03 - #14
FIXING INTEREST RATES FOR NONPAYMENT OF TAXES OR ASSESSMENTS and AUTHORIZING ISSUANCE OF, AND FIXING FEE FOR, DUPLICATE CERTIFICATES IN EVENT OF LOSS OR DESTRUCTION OF THE ORIGINAL and AUTHORIZING TAX COLLECTOR TO PROCESS ANY PROPERTY TAX REFUNDS OF LESS THAN \$10.00 AND CANCEL ANY PROPERTY TAX REFUNDS OR DELINQUENCIES OF LESS THAN \$10.00

WHEREAS, NJSA 54:4-67 permits the governing body of each municipality to fix the rate of interest to be charged for nonpayment of taxes or assessments subject to any abatement or discount for the late payment of taxes as provided by law; and
WHEREAS, NJSA 54:4-67 has been amended to permit the fixing of said rate of 8% per annum on the first \$1,500 of the delinquency and 18% per annum on any amount in excess of \$1,500 and allows an additional penalty of 6% to be collected against any delinquency, including tax sale redemption liens, in excess of \$10,000 on properties that fail to pay the delinquency prior to the end of the calendar year; and
WHEREAS, NJSA 40A:5-17.1, as amended permits the governing body to authorize a municipal employee to process without further action on the part of the governing body, any property tax refund of less than \$10.00 and to cancel any property tax refund or delinquency of less than \$10.00; and
WHEREAS, NJSA 54:5-26 was amended to replace the current phrase "set of notices" with the word "notice". This change clarifies that the cost of mailing a notice of tax sale, by either regular or certified mail, to each interested party may not exceed \$25 for each notice, or mailing, for a particular property. The cost of mailing shall be added to the cost of the tax sale in addition to those provided in NJSA 54:5-38.

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

- 1. The Tax Collector is hereby authorized and directed to charge 8% per annum on the first \$1,500 of taxes becoming delinquent after due date; 18% per annum on any amount of taxes in excess of \$1,500 becoming delinquent after the due date; and, if any delinquency, including tax sale redemption lien, is in excess of \$10,000 and remains in arrears beyond December 31st of each year, an additional penalty of 6% shall be charged against such delinquency.
2. A ten (10) day grace period for quarterly payments shall be in effect for 2011.
3. Any payments not made in accordance with paragraph 2. of this resolution shall be charged interest from the due date as set forth in paragraph 1 of this resolution.

and, BE IT FURTHER RESOLVED that the Tax Collector be and she is hereby authorized and directed to issue a Duplicate Tax Sale Certificate in the event the original is lost or destroyed, provided that:

- 1. The Tax Collector shall obtain an affidavit from the person shown as owner of the lost certificate verifying that he is and was the owner; that he has lost the certificate or that it has been destroyed; and that he has not transferred or otherwise assigned the certificate.
2. The Tax Collector shall provide a copy of the affidavit to be attached to the resolution authorizing issuance of the duplicate certificate.

and, BE IT FURTHER RESOLVED that the Tax Collector be and she is hereby authorized and directed to charge the following fees for the services respectively shown:

For duplicate copies of tax bills - \$5.00 per copy for first duplicate
\$25.00 for each subsequent duplicate bill in same calendar year
For returned checks - \$20.00 per check
For duplicate copy of a lost or destroyed tax sale certificate - \$100
For each notice - \$25 per set in lieu of two normal lien advertisement publications

and, BE IT FURTHER RESOLVED that the Tax Collector be and she is hereby authorized to process any property tax refund of less than \$10.00 and cancel any property tax refund or delinquency of less than \$10.00 without further action on the part of the governing body.

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

The Council President declared the motion passed.

Authorizing sale of tax liens in 2011 on property in arrears as of 11/11/10 & authorize notice by mail in lieu of two publications thereof - It was moved by Councilmember Vantuno, seconded by Councilmember Gonzalez, that the Council approve the following:

RESOLUTION [P] 11-01-03 - #15  
 AUTHORIZING SALE OF TAX LIENS IN 2011 ON PROPERTY IN ARREARS  
 AS OF NOVEMBER 11 OF THE PRIOR CALENDAR YEAR  
 AND AUTHORIZING NOTICE OF TAX SALE BY MAIL  
 IN LIEU OF TWO PUBLICATIONS OF NOTICE THEREOF

WHEREAS, C 99, PL '97 has amended R.S. 54:5-19 to permit a municipality, by resolution, to authorize sale of tax liens on property in tax arrears as of November 11 of the prior calendar year; and  
 WHEREAS, C 99, PL '97 has amended R.S. 54:5-26 to permit substitution of notice by regular or certified mail for any two of the required publications in a newspaper in general circulation in the municipality; and  
 WHEREAS, C 99, PL '97 has amended R.S. 54:5-26 to require addition of the cost of such mail notices to the costs of sale in an amount not to exceed \$25.00 for each notice as defined in the statute;  
 NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Little Falls as follows:  
 1. The Tax Collector is hereby authorized and directed to hold in the current calendar year a sale of unpaid tax liens, or any unpaid municipal lien or part thereof on real property, found to be in arrears as of November 11 of the prior calendar year.  
 2. In lieu of any two publications, notice by Regular Mail shall be made to the property owner and to any person or entity entitled to notice of foreclosure pursuant to Section 20 of PL 1948, C. 96 (C.54:5-104.48).  
 3. The cost of postage, paper and copying for such mailings shall be added to the costs of sale in addition to those provided in R.S. 54:5-38.  
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Poll:           Ayes:           Gonzalez, Post, Sisco, Vantuno and President Fontana  
               Nays:           None

The Council President declared the motion passed.

Requiring Bank Certified Check for redemption of tax liens – It was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the Council approve the following:

RESOLUTION [Q] 11-01-03 - #16  
 REQUIRING BANK CERTIFIED CHECK FOR REDEMPTION OF TAX LIENS

BE IT RESOLVED by the Township Council of the Township of Little Falls that the Tax Collector be and she is hereby authorized and directed to accept only BANK CERTIFIED CHECKS for redemption of tax liens.  
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Poll:           Ayes:           Gonzalez, Post, Sisco, Vantuno and President Fontana  
               Nays:           None

The Council President declared the motion passed.

Fixing service charges for returned checks on any municipal account – It was moved by Councilmember Sisco, seconded by Councilmember Vantuno, that the Council approve the following:

RESOLUTION [R] 11-01-03 - #17  
 FIXING SERVICE CHARGES FOR RETURNED CHECKS ON ANY MUNICIPAL ACCOUNT

BE IT RESOLVED by the Township Council of the Township of Little Falls that, pursuant to C. 105, P.L. 1990, a service charge of \$20 be added to any account owing to the municipality if payment was tendered on the account by a check or other written instrument which was returned for insufficient funds; and  
 BE IT FURTHER RESOLVED that in the case of accounts owing to the Township for a tax or special assessment, the service charge authorized by the within Resolution shall be included on whatever list of delinquent accounts is prepared for enforcement of the lien; and  
 BE IT FURTHER RESOLVED that the service charge authorized by the within Resolution be collected in the same manner prescribed by law for the collection of the account for which the check or other written instrument was tendered; and  
 BE IT FURTHER RESOLVED that all resolutions or parts of resolutions which are inconsistent with the provisions of this Resolution be and they are hereby rescinded to the extent of such inconsistency.  
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Poll:           Ayes:           Gonzalez, Post, Sisco, Vantuno and President Fontana  
               Nays:           None

The Council President declared the motion passed.

Resolution [S] was previously pulled from the Agenda.

Establishing authorization procedures for payment of vouchered claims – It was moved by Councilmember Gonzalez, seconded by Councilmember Sisco, that the Council approve the following:

RESOLUTION [T] 11-01-03 - #18  
 FIXING AUTHORIZATION PROCEDURES FOR PAYMENT OF VOUCHERED CLAIMS

BE IT RESOLVED by the Township Council of the Township of Little Falls that the Mayor, Clerk and Treasurer be and they are hereby authorized and directed to accept and process for payment any voucher signed as approved by the respective Board, Commission or Department Head whose appropriation is to be charged; and duly signed by at least two of the three members of the Finance Committee; and  
 BE IT FURTHER RESOLVED that the Mayor, Clerk and Treasurer be and they are hereby authorized and directed to sign checks in payment of vouchers authorized as herein described.  
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Poll:           Ayes:           Gonzalez, Post, Sisco, Vantuno and President Fontana  
               Nays:           None

The Council President declared the motion passed.

Resolution [U] was previously pulled from the Agenda.

Appointing Recycling Coordinator, authorizing Tonnage Grant application – It was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the Council approve the following:

RESOLUTION [V] 11-01-03 - #19  
 AUTHORIZING FILING OF TONNAGE GRANT APPLICATION

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1981, c. 278, has established a Recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and  
 WHEREAS, it is the intent and spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and expand existing programs; and  
 WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations, N.J.A.C. 14A:6-1 et seq., to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations imposed on municipalities certain requirements as a condition for applying for tonnage grants, including, but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for the 2011 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and indicate the assent of the Township Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations;

WHEREAS, Phil Simone is designated the individual authorized to ensure that the application is properly completed and timely filed;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Little Falls that the Township of Little Falls hereby endorses the submission of a Municipal Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection, Office of Recycling.

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

The Council President declared the motion passed.

Appointing Public Agency Compliance Office (PACO) – It was moved by Councilmember Sisco, seconded by Council President Fontana, that the Council approve the following:

RESOLUTION [W] 11-01-03 - #20  
APPOINTING PUBLIC AGENCY COMPLIANCE OFFICER

BE IT RESOLVED by the governing body of the Township of Little Falls that William E. Wilk be and is hereby appointed Public Agency Compliance Officer for the Township of Little Falls.

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

The Council President declared the motion passed.

Designating Herald & News as Official Newspaper – It was moved by Councilmember Post, seconded by Councilmember Gonzalez, that the Council approve the following:

RESOLUTION [X] 11-01-03- #21  
DESIGNATING OFFICIAL NEWSPAPER

BE IT RESOLVED by the governing body of the Township of Little Falls that the North Jersey Herald & News

be and the same is hereby designated the official newspaper for 2011.

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

The Council President declared the motion passed.

Fixing Meeting dates for current year – It was moved by Councilmember Sisco, seconded by Councilmember Post, that the Council approve the following:

RESOLUTION [Y] 11-01-03 - #22  
FIXING TOWNSHIP COUNCIL MEETING SCHEDULE

BE IT RESOLVED by the Township Council of the Township of Little Falls that the following be and is hereby established as the Township Council meeting schedule for the year 2011:

Meetings of the TOWNSHIP COUNCIL shall be held at 7:30 p.m. in the Municipal Building, 225 Main Street, Little Falls, N.J., as follows:

**REGULAR MEETINGS**

January 10, 2011	July 11, 2011
January 24, 2011	August 8, 2011
February 7, 2011	September 12, 2011
February 28, 2011	September 26, 2011
March 14, 2011	October 3, 2011
March 28, 2011	October 24, 2011
April 11, 2011	November 14, 2011
April 25, 2011	November 28, 2011
May 9, 2011	December 5, 2011
May 23, 2011	December 19, 2011
June 13, 2011	

**WORK SESSIONS**

January 17, 2011	July 18, 2011
February 14, 2011	August 15, 2011
March 21, 2011	September 19, 2011
April 18, 2011	October 17, 2011
May 16, 2011	November 21, 2011
June 20, 2011	December 12, 2011

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

The Council President declared the motion passed.

Re-fix policy re positive drug/alcohol results on CDL driver tests – It was moved by Councilmember Gonzalez, seconded by Councilmember Vantuno, that the Council approve the following:

RESOLUTION [Z] 11-01-03 - #23  
FIXING TOWNSHIP RESPONSE AND ACTION POLICY  
IN EVENT OF POSITIVE EMPLOYEE BLOOD-ALCOHOL OR DRUG TEST RESULTS

BE IT RESOLVED by the Township Council of the Township of Little Falls that the attached summary tabulation of Recommendations by the Public Works Superintendent, which comply with the Federal guidelines administered by NJDOT, be and it is hereby adopted as the Township's response and action policy in the event of the within positive blood-alcohol-level readings and/or verified positive drug test for any Township- employed CDL driver, subject to its augmentation by such additional provisions as are required by law; and

BE IT FURTHER RESOLVED that in event of a Township-employed CDL driver refusing random or post accident testing the penalties therefor shall be the same as the penalties provided for Post-Accident blood alcohol readings of .02-.039 or verified positive drug test.

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

The Council President declared the motion passed.

Establishing policy for public-portion, public-hearing speakers – It was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the Council approve the following:

RESOLUTION [AA] 11-01-03- #24  
GOVERNING MAXIMUM PERMISSIBLE TIME PER SPEAKER DURING  
PUBLIC PORTION AND PUBLIC HEARINGS AT TOWNSHIP COUNCIL MEETINGS

BE IT RESOLVED by the Township Council of the Township of Little Falls that the following policy be and is hereby established for conduct of the Public Portion and Public Hearings at all Regular and Special Township Council meetings:

1. Except as provided in items 4 and 5 below, any member of the public wishing to address the Township Council during the Public Portion of a meeting shall be allotted a period of time not to exceed three (3) minutes total for the evening, regardless of the number of subjects the speaker addresses at any one meeting.
2. To simplify timekeeping, members of the public shall not leave and return to the microphone but shall include all topics they wish to cover, other than agenda items already listed for public hearing, in a single address to the Township Council, except as provided in items 4 and 5.
3. Any member of the public wishing to address the Township Council during a public hearing on any scheduled agenda matter including, but not limited to, public hearings on pending Township ordinances, shall be allotted a period of time not to exceed three (3) minutes total, except as provided in items 4 and 5 below.
4. Any member of the public wishing to address both unscheduled and agenda matters at a single meeting shall be heard on unscheduled matters during the Public Portion and on agenda items at the publicly-announced appropriate time, but shall be limited to a total of three (3) minutes on all subjects.
5. At the discretion of the Council President, or any other Township Council member presiding in the Council President's absence, an additional two (2) minutes may be allotted to a member of the public, for a total not to exceed five (5) minutes for any one speaker during any one meeting.

BE IT FURTHER RESOLVED that the Township Council policy concerning work sessions be and the same is hereby confirmed and amplified, as follows:

1. The Township's policy is not to allow members of the public to address the Council during work sessions except by prior invitation.
2. By consensus of the governing body and at the discretion of the Council President or other Township Council member presiding in the President's absence, special permission may be given in unusual circumstances for a non-scheduled member of the public to address the Council during a work session.
3. If the President or other presiding officer at a workshop, based on the consensus of the Township Council, grants special permission to a member of the public to address the Council, the time allotted shall not exceed five (5) minutes per speaker for the evening.

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

The Council President declared the motion passed.

Adopt NJIIF-Required Standard Tort Claim Act Notice Forms – It was moved by Councilmember Sisco, seconded by Councilmember Vantuno, that the Council approve the following:

RESOLUTION [BB] 11-01-03 - #25  
APPROVING AND ADOPTING THE STANDARD TORT CLAIM ACT NOTICE FORMS  
REQUIRED BY THE NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND

WHEREAS, the Township of Little Falls is a member of the New Jersey Intergovernmental Insurance Fund ("NJIF"); and  
WHEREAS, the NJIIF has determined that it is reasonable and necessary to develop a standard form and procedure by which persons are required to notify members of the NJIIF ("Members") of claims which arise under the authority of N.J.S.A. 59:1-1 et seq. ("Tort Claims Act"); and  
WHEREAS, the Tort Claims Act at N.J.S.A. 59:8-6 authorizes Members of the NJIIF to develop and adopt forms specifying information to be contained in claims filed against them or their employees and which forms claimants are required to complete and submit in order to perfect their notification obligations under the Tort Claims Act; and

WHEREAS, for purposes of developing a uniform system for investigating and responding to potential claims, the NJIIF is requiring that its Members adopt a standard cover letter and claim notification form to be used by the Members in matters arising under the Tort claims Act.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Little Falls that the Township does hereby approve and adopt for its use the standard cover letter and notice forms prepared by the NJIIF, attached hereto as Exhibit A, which forms the Township will require all persons claiming injury or damage under the tort Claims Act to complete and return to the Township in order to perfect their notification requirements under the Act.

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

The Council President declared the motion passed.

Fixing Rate for Officers Working for Private Entities – It was moved by Councilmember Sisco, seconded by Councilmember Vantuno, that the Council approve the following:

RESOLUTION [CC] 11-01-03 - #26  
FIXING RATE FOR OFFICERS WORKING FOR PRIVATE ENTITIES

WHEREAS, the Township Council has adopted an ordinance (#861/875) providing for assignment of police officers to work for private entities; and

WHEREAS, this ordinance provides that the private entity shall pay the Township in advance, an amount equal to the number of estimated hours of the assignment plus administrative fees; and

WHEREAS, the ordinance further provides that the hourly fee for an officer, the hourly rate for use of a patrol car and the hourly administrative fee be determined annually;

NOW THEREFORE BE IT RESOLVED, by the Township Council of the Township of Little Falls that the 2011 hourly base rate for police officers shall be \$65.08, with a double time rate (after 8 consecutive hours) of \$86.76, the hourly rate for a police car shall be \$6.00 and the hourly administrative fee shall be \$8.00.

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

The Council President declared the motion passed.

Establishing Televised Township Council Meetings – It was moved by Councilmember Gonzalez, seconded by Councilmember Vantuno, that that Council approve the following:

RESOLUTION [DD] 11-01-03 - #27  
ESTABLISH TELEVISED LITTLE FALLS TOWNSHIP COUNCIL MEETINGS  
FOR 2011

WHEREAS, the Little Falls Township Council has discussed and expressed their support in open public meetings to televise regular, workshop and special Township Council meetings; and

WHEREAS, it is in the public interest for the residents of Little Falls to be better informed about their local government by having access to televised Township Council meetings, thus enabling them to have a greater understanding of the issues being addressed by the Mayor and Council; and

WHEREAS, televised Township Council meetings nurture a more informed public, thus providing more opportunities for residents to participate in their local government by enabling them to express their concerns, comments and questions to Township Officials; and

WHEREAS, televised Township Council meetings will benefit some residents, and in particular those homebound, by providing access to Township Council meetings; and

WHEREAS, televised Township Council meetings will provide the Mayor and Council better access to the public to make announcements pertinent to community interests on matter such as health, special meetings, events and other such important issues; and

WHEREAS, televised Township Council meeting will enhance the Mayor and Council's ability to govern more effectively with the input of a broader public viewpoint on Township matters;

NOW, THEREFORE BE IT RESOLVED that the appended operating procedures for providing televised meetings be and they are hereby adopted by the Little Falls Township Council upon passage of this resolution.

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

The Council President declared the motion passed.

Authorizing Contracts with Certain Approved State Contract Vendors for Contracting Unit Pursuant to N.J.S.A. 40A:11-12a  
 – It was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the Council approve the following:

**RESOLUTION [EE] 11-01-03 - #28  
 AUTHORIZING CONTRACTS WITH CERTAIN APPROVED STATE  
 CONTRACT VENDORS FOR CONTRACTING UNITS  
 PURSUANT TO N.J.S.A. 40A:11-12a**

**Whereas**, the Township of Little Falls, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

**Whereas**, the Township of Little Falls has the need on a timely basis to purchase goods or services utilizing State contracts; and

**Whereas**, the Township of Little Falls intends to enter into contracts with the attached Referenced State Contract Vendors through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current State contracts;

**Now, Therefore, Be It Resolved**, that the governing body of the Township of Little Falls authorizes the Purchasing Agent to purchase certain goods or services from those approved New Jersey State Contract Vendors on the attached list and any other approved State Contract Vendor that may be utilized throughout the year, pursuant to all conditions of the individual State contracts; and

**Be It Further Resolved**, that the governing body of the Township of Little Falls, pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Finance Officer; and

**Be It Further Resolved**, that the duration of the contracts between the Township of Little Falls and the Referenced State Contract Vendors shall be from January 1, 2011 to December 31, 2011.

\*\*\*\*\*

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

The Council President declared the motion passed.

Increasing the Bid Threshold with a Qualified Purchasing Agent, Pursuant to N.J.S.A. 40A:11-3a and N.J.S.C. 5:34-5 et seq.  
 – It was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the Council approve the following:

**RESOLUTION [FF] 11-01-03 - #29  
 INCREASING THE BID THRESHOLD WITH A QUALIFIED  
 PURCHASING AGENT, PURSUANT TO N.J.S.A. 40A:11-3a AND  
 N.J.S.C. 5:34-5 et seq.**

WHEREAS, the recent changes to the Local Public Contracts Law gave local contracting units the ability to increase their bid threshold up to \$36,000; and

WHEREAS, N.J.S.A. 40A:11-3a, permits an increase in the bid threshold if a Qualified Purchasing Agent is appointed as well as granted the authorization to negotiate and award such contracts below the bid threshold; and

WHEREAS, N.J.A.C. 5:34-5 et seq. establishes the criteria for qualifying as a Qualified Purchasing Agent; and

WHEREAS, Kathy Albanese possesses the designation of Qualified Purchasing Agent as issued by the Director of the Division of Local Government Services in accordance with N.J.A.C. 5:34-5 et seq. and has been designated as the Township's purchasing agent since May 6, 2002; and

WHEREAS, the Township of Little Falls desires to take advantage of the increased bid threshold;

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the Township of Little Falls in the County of Passaic, in the State of New Jersey hereby increases its bid threshold to \$36,000.

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

The Council President declared the motion passed.

**PUBLIC PORTION**

It was moved by Councilmember Sisco, seconded by Council President Fontana, that the meeting be and it was opened to the public.

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

The Council President declared the motion passed.

Arnold Korotkin, Long Hill Road, congratulated and welcomed the new council members. He looks forward to working with them. He thanked them for including a public portion during the Reorganization meeting.

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

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

The Council President declared the motion passed.

**TIME CAPSULE:** 58 years and three months remain until the opening of the Time Capsule on April 2, 2068. The Time Capsule was buried in Memorial Park on Wilmore Road on April 2, 1968, in connection with the Centennial Celebration, the 100<sup>th</sup> Anniversary of the Township of Little Falls; and the then Township Committee directed that the Township Clerk shall,

at each Organization Meeting of the Township's governing body, insert in the Minutes a notation of the time remaining until it shall be opened.

There being no further business to come before the meeting, it was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the meeting be and it was adjourned at 7:51 p.m.

**H A P P Y N E W Y E A R**  
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