

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

Monday, January 4, 2012

Township Clerk William Wilk called the meeting to order at 7:04 p.m. with the following Council members present: Louis Fontana, Mercedes Gonzalez (7:15 p.m.), Darlene Post, Joseph Sisco and John Vantuno. Also present were Mayor Michael DeFrancisci, Township Attorney Joseph Trapanese, Township Auditor Gary Higgins and Township Administrator Henry Underhill

Absent: Township Engineer Dennis Lindsay

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, 2011; 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.

APPOINTMENT OF MUNICIPAL COURT JUDGE for a Three Year term – Mayor DeFrancisci appointed G. DOLPH CORRADINO

Councilmember Fontana, seconded by Councilmember Sisco, moved to confirm the appointment.

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

The Council President declared the motion passed.

OATH OF OFFICE administered by Superior Court Judge Richard Freid, to Municipal Court Judge G. DOLPH CORRADINO

NOMINATION AND ELECTION OF COUNCIL PRESIDENT FOR 2012 – Councilmember Vantuno, seconded by Councilmember Sisco, nominated DARLENE POST. No further nominations were made.

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

The Council President declared the motion passed.

OATH OF OFFICE administered by Municipal Court Judge G. Dolph Corradino to Council President DARLENE POST.

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

Mayor DeFrancisci announced that there were several proclamations to be presented this evening. He presented each proclamation to the following individuals: Anthony Sgobba, Ben Shooter, John Veteri, Renea Shapiro, Nicholas Agnoli, Joanne Bergin, Judy and Steve Schumacher and Richard Grecco. Mayor DeFrancisci commended each of these individuals for their continued time, support and dedication to the Township, noting some of their accomplishments and contributions to the town over the past few years.

REMARKS OF MAYOR DEFRANCISCI

Mayor DeFrancisci recognized several people in the audience this evening. He commented regarding the recent snowstorm, noting that it caused the Township a great deal of damage, time and money. He voiced his concern that this will only get worse if they don't receive help. He asked residents to visit the Township' Website to sign the petition asking the President to include funding for the Passaic River in the 2013 budget. He referred to all of the people who were recognized through proclamations this evening and reiterated how hard they have worked to help the town; he thanked them for all they have done. He also commented regarding the Township's accomplishments over the past year, including flooding, the Open Space Trust Fund, the Morris Canal Bikeway, Recreation Center improvements, the downtown area, the construction of the new Justice Complex and the new 9/11 Memorial in town. He thanked everyone for their patience and support.

REMARKS OF COUNCIL PRESIDENT POST

Council President POST wished everyone a Happy New Year and thanked everyone for their support. She also thanked her family and the following individuals: Congressman Frelinghuysen, Assemblyman Rumana, Freeholder Deborah Ciabrone, County Clerk Kristin Corrado, Freehold Michael Marotta and former Mayor Eugene Kulick. She said she looks forward to serving the Township and welcomed any comments or concerns that anyone may have.

REMARKS BY COUNCILMEMBERS

Councilmember SISCO and Council President POST thanked Councilmember Fontana for his year of service as Council President. Councilmember SISCO voiced concern regarding senior citizens having difficulty paying their taxes. He pointed out that the Council needs to watch what they are spending and make sure they are not bonding what they cannot afford. He wished everyone a Happy New Year.

Councilmember GONZALEZ wished all a Happy New Year and thanked everyone for attending tonight’s meeting. She congratulated Council President Post on her accomplishment. She thanked all of the individuals who were commended this evening for all of their hard work and dedication. She hoped the Mayor and Council would be able to work together this year, noting that she came up with ten ways to improve Little Falls in 2012: Establish an absolute deadline for agenda changes, allow time to perform due diligence and have civil discussions, respect every Council member’s opinions, don’t initiate new town business without research and expert advice, don’t threaten residents when their opinion differs from an elected official, full disclosure to Council members on all matters being posted on agendas, contract a town lawyer for a set dollar amount, do not go into debt to pay legal fees, do not pressure the Council into voting without proper informed consent and encourage questions and discussions about resolutions that will affect our town and our residents. She said she is looking forward to working with the new Council President for the good of the Township.

Councilmember VANTUNO thanked Councilmember Fontana for his year of service as Council President and congratulated Council President Post on her appointment. He said he is looking forward to a productive 2012.

Councilmember FONTANA said it was an honor to serve as the Council President last year. He wished Council President Post the best of luck, noting that being Council President is more work, but is well worth it to be able to help the town. He said he is looking forward to working on the Open Space Trust Fund this year, as well as building a new relationship with the Board of Education. He further noted that most of the feedback the Council receives is negation, adding that there are many good things happening in town as well; he will continue to bring this forward.

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

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)

		<u>Moved by Councilmember</u>	<u>Seconded by Councilmember</u>
Municipal Auditor	Gary Higgins	Sisco	Gonzalez
Bond Counsel	McManimon & Scotland	Fontana	Post
Labor Counsel	Mark Semeraro	Vantuno	Fontana
Municipal Engineer	Riddick Associates	Sisco	Fontana
Municipal Planner	Birdsall Services Group	Gonzalez	Post
Risk Management Consultant	Dietz and Hammer	Gonzalez	Vantuno
Prosecuting Attorney	Donald DeDio	Gonzalez	Vantuno
Public Defender	William Marotta	Gonzalez	Vantuno
Police/Township Physician	Joseph Farnese	Gonzalez	Sisco
Alternate Township Physician	Sylvia Coscia	Gonzalez	Vantuno
Tax Search Officer	Denise Whiteside	Sisco	Gonzalez
Unconfirmed Assessment Search Officer	William Wilk	Sisco	Gonzalez
OEM Coordinator	Alfred Batelli	Gonzalez	Sisco
Deputy OEM Coordinator	Daniel Gianduso	Sisco	Gonzalez
Fire Official	Edmund Pomponio	Gonzalez	Fontana
Fire Inspector, Senior	Frank Bender	Sisco	Gonzalez
Fire Inspectors	David Meisberger		
	Greg Laskowski		
	James DiMaria		
	Mike Onder		
	Nicholas Campagna	Sisco	Gonzalez
Fire Bureau Clerk/ Fire Dept. Secretary	Antonina Bertino	Sisco	Gonzalez
Police Dispatcher – Per Diem	Paul Wendling		
	Richard Timmerman		
	Christopher Kania	Fontana	Vantuno
Crossing Guards	Joanne Casper, Juliana Dilkes, Joanne Gianduso, Mary Ann Gianduso, Linda Knauer, Maryann McCormick, Rose Moncato, Darlene Smith, Michael Solimene, Eilene Zaneski, Gerald Ziccardi, Josephine Maroun, Raymond Mardo, Janine Lane, Victor Pellachia, Andrea Spinelli		
		Sisco	Gonzalez
Municipal Alliance Coordinator	Kathleen Radcliffe	Sisco	Vantuno
Senior Bus Driver/Coordinator	Joseph Francese	Gonzalez	Vantuno

Council members GONZALEZ and SISCO voted in opposition to the appointment of Mark Semeraro as Labor Counsel.

Poll: Ayes: Fontana, Gonzalez, Sisco, Vantuno and President Post
 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)

It was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the following appointments be made.

Automatic member (2): Mayor and OEM Coordinator

Township Council member (2): *John Vantuno, Lou Fontana* (motion,second,poll)

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

The Council President declared the motion passed.

Regular Members: TOWNSHIP COUNCIL appoints: It was moved by Councilmember Fontana, seconded by Councilmember Vantuno 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 (motion,second,poll)

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

The Council President declared the motion passed.

It was moved by Councilmember Vantuno, seconded by Council President Post, that the following appointments be made:

Planning Board

Class II – MICHAEL FOJUT, Environmental Commission member – Three-Year term
Class III – COUNCIL appoints (1) member of the Council: one-year term - LOUIS FONTANA (motion,second,poll)
Class IV – MAYOR appoints – Four-Year term: JOAN STROTHERS and RICHARD GRECO

Planning Board Alternates

2nd Alternate – MAYOR appoints: 2-year term – HERBERT BOTBYL
4th Alternate – MAYOR appoints: 2-year term – LOUIS DEARANI

Poll: Ayes: Fontana, Gonzalez, Sisco, Vantuno and Post
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

Shade Tree Commission – Five-year term

Regular Members (4) – MAYOR appoints: TED SZCZAWINSKI; *Three (3) more members to be appointed.*

Library Board – Five-year term – MAYOR appoints – Terms Expire 5/31

Automatic Member: - MAYOR
Alternate for MAYOR – LOU FONTANA

Rent Leveling Board - MAYOR appoints – One-year term

Regular Members (5) – DONALD RADCLIFFE, JAMES CESTONE, HOWARD LIPOFF and JEANNE SCHULTZ-CORTESE; *one more member to be appointed.*

Environmental Commission - MAYOR appoints – Three-Year term

Regular Members (2) – *Two (2) members to be appointed.*

Historic Preservation Commission - MAYOR appoints with ADVICE and CONSENT of COUNCIL – One-Year term

Regular Members (5) – *Helen Witecki, James Cestone, Peggy Olivi and Clifford Swisher and John Veteri.*
(after Mayor appoints-need motion,second,poll)

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

Poll: Ayes: Fontana, Gonzalez, Sisco, Vantuno and President Post
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) – (after Mayor appoints-need motion,second,poll) *One member to be appointed.*

It was explained that this appointment would be made at a later date.

Municipal Alliance - MAYOR appoints – One-Year term

Regular Members (9) – *Mayor DeFrancisci, James Briggs, Bethanne Youngster-Strippoli, Elizabeth Gobeille, Linda Crosman, Tricia Czornomor, Pamela Porter, Judy Moore, Joyce Cupoli and Janice Wronko*

Regional Flood Control Board - COUNCIL appoints – Three-Year term

Regular Member (1) – *Mercedes Gonzalez (need motion,second,poll)*

Regional Flood Control Board Alternate

1st Alternate – COUNCIL appoints: 3-year term – *Joanne Bergin*

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

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

The Council President declared the motion passed.

SUBCOMMITTEES – COUNCIL PRESIDENT appoints

Finance (3) – Council President and 2 Council members – John Vantuno, Lou Fontana
Senior Citizen Advisory Committee – Mercedes Gonzalez
Community Representatives (6) Marcella Kelleher, Jean Giancola, Lucille Clifford, Helen Witecki, Evelyn Tosi, Phyllis Dillon, Secretary
Flood Prevention Board (1) Mercedes Gonzalez
Community Representatives (4) Hans Prell, Nick Agnoli, Dorothy O’Haire, Phyllis Dillon
Technology Committee (1) John Vantuno

Community Representatives (2) Treavor Borthwick, Bill Organisak
 Open Space, Grant, Recreation Committee (3) Louis Fontana, John Vantuno, John Pace
 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 (10) Judy Schumacher (chair), Rosemarie Bello-Truland, Janet Clark, Marianne Holzach, Marcella Kelleher, Dick Kessler, Paul Kim, Emily Ratering-Youngberg, Michael DeFrancisci (Mayor), John Dmuchowski (Chief of Police)

RESOLUTIONS

Adopting Temporary Budget for 2012 – It was moved by Councilmember Fontana, seconded by Council President Post, that the Council approve the following:

RESOLUTION [A] 12-01-04 - #1

Resolution Re: Establishing Temporary Budget Appropriations for 2012

WHEREAS, N.J.S. 40:4-19 provides that where contracts, commitments or payments are to be made prior to final adoption of the 2012 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, 2012, and

WHEREAS, said total temporary appropriations are limited to 26.25 percent of the total appropriations in the 2011 Budget exclusive of any appropriations made for debt service, capital improvement fund and public assistance in the said 2011 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 2,300

Mayor and Council

Salaries and Wages 3,000

Municipal Clerk

Salaries and Wages 46,000
 Other Expenses 26,000

Financial Administration

Salaries and Wages 29,000
 Other Expenses 9,100

Assessment of Taxes

Salaries and Wages 10,100
 Other Expenses 6,100

Revenue Administration (Tax Collection)

Salaries and Wages 25,000
 Other Expenses 3,600

Legal Services and Costs

Salaries and Wages 6,900
 Other Expenses 52,500

Engineering Services and Costs

Salaries and Wages 900
 Other Expenses 14,400

Municipal Land Use Administration

Planning Board

Salaries and Wages 4,000
 Other Expenses 5,300

Insurance

Liability - Other 2,000
 Liability - NJIF 100,000
 Workers Compensation 30,000
 Employee Group Health 229,000

Unemployment Insurance

20,000

Police

Salaries and Wages 750,000
 Other Expenses 15,500

Fire Department

OPERATIONS (Continued)

General Government (Continued)

Salaries and Wages 38,000
 Other Expenses 44,200
 Fire Hydrant Services
 Other Expenses 42,000
 Emergency Management Services
 Salaries and Wages 500
 Other Expense 1,700
 Municipal Prosecutor
 Salaries and Wages \$ 4,400
 Other Expenses 75
 Streets and Roads Maintenance
 Salaries and Wages 186,125
 Other Expenses 38,900
 Other Public Works Functions (Shade Tree)
 Salaries and Wages 300
 Other Expenses 2,400
 Solid Waste Collection
 Salaries and Wages 8,800
 Other Expenses 122,500
 Public Buildings and Grounds
 Salaries and Wages 2,100
 Other Expenses 21,100
 Vehicle Maintenance
 Salaries and Wages 19,300
 Other Expense 21,400
 Health and Welfare
 Board of Health
 Other Expenses 29,000

Administration of Public Assistance	
Salaries and Wages	3,000
Other Expenses	100
Recreation Services and Programs	
Salaries and Wages	35,900
Other Expenses	16,400
Senior Citizen's Transportation	
Other Expenses	700
Senior Citizen's Activities	
Salaries and Wages	4,900
Other Expenses	700
PEOSHA Mandated Costs	
Physical Exam – Volunteer Fire Department	1,500
Economic Development Committee	
Other Expenses	7,500
State Uniform Construction Code (52:27D-120 et seq)	
Construction Code Official	
Salaries and Wages	24,900
Other Expenses	2,300
Sub Code Official	
Plumbing Inspectors	
Salaries and Wages	3,500
Electrical Inspection	
Contractual	3,800
Unclassified:	
Utilities	
Street Lighting	30,000
Telephone	12,000
Natural Gas	65,000
Water 5,000	
Gasoline	18,000
Fuel Oil (Diesel)	10,000
OPERATIONS (Continued)	
Landfill/Solid Waste Disposal Costs	86,000
Municipal Court	
Salaries and Wages	\$35,000
Other Expenses	5,000
Municipal Public Defender	
Other Expenses	900
Deferred Charges and Statutory Expenditures	
Statutory Charges	
Social Security (O.A.S.I.)	56,900
Pension-Volunteer Firemen's Widow (NJS 43:12-38)	1,300
DCRP	150
Sewer Contracts (Ch. 10, P.L. 1977)	
Passaic Valley Sewer Commission	227,000
Second River Joint Meeting	6,500
Third River Joint Meeting	1,250
Maintenance of Free Public Library	166,000
Municipal Alliance – State Share	6,600
Recycling Tax Appropriation	<u>3,900</u>
Total Current Fund	<u>\$2,840,200</u>
Debt Service	
Principal on Bonds	\$ 150,000
Interest on Bonds	200,000
Principal on Notes	45,000
Interest on Notes	<u>24,392</u>
Total Debt Service	<u>\$ 419,392</u>

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

The Council President declared the motion passed.

Awarding Contract for Municipal Auditor Services for 2012 and appointing Gary Higgins – It was moved by Councilmember Sisco, seconded by Councilmember Fontana, that the Council approve the following:

RESOLUTION [B] 12-01-04 - #2
 AUTHORIZING THE AWARD OF FAIR AND OPEN CONTRACT FOR
 PROVISION OF SERVICES OF MUNICIPAL AUDITOR FOR 2012

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
 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 2012 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, 2012.

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

The Council President declared the motion passed.

Awarding Contract for Municipal Bond Counsel Services for 2012 to McManimon and Scotland – It was moved by Councilmember Fontana, seconded by Councilmember Gonzalez, that the Council approve the following:

RESOLUTION [C] 12-01-04 - #3
AUTHORIZING THE AWARD OF FAIR AND OPEN CONTRACT FOR
PROVISION OF SERVICES OF MUNICIPAL BOND COUNSEL FOR 2012

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
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 2012 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.
BE IT FURTHER RESOLVED by the Township Council of the Township of Little Falls that, based on the recommendation of the Mayor, that the firm of McManimon & Scotland, LLC be and are hereby appointed for the services of Municipal Bond Counsel for the Township of Little Falls for a one-year term ending December 31, 2012.

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

The Council President declared the motion passed.

Awarding Contract for Labor Counsel Services for 2012 and Appointing Mark Semeraro – It was moved by Councilmember Fontana, seconded by Councilmember Vantuno, that the Council approve the following:

RESOLUTION [D] 12-01-04 - #4
AUTHORIZING THE AWARD OF FAIR AND OPEN CONTRACT FOR
PROVISION OF SERVICES OF MUNICIPAL LABOR COUNSEL FOR 2012

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
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, Kaufman, Semeraro, Bern, Duetsch & Liebman has submitted a response to the Township’s Request for Qualifications for provision of services of labor counsel and the submission clearly details Kaufman, Semeraro, Bern, Duetsch & Liebman qualifications and experience; and
WHEREAS, the award is subject to the Availability of Funds and certification of same in the 2012 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 Kaufman, Semeraro, Bern, Duetsch & Liebman 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, 2012.
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.

Poll: Ayes: Fontana, Vantuno and President Post
Nays: Gonzalez and Sisco

The Council President declared the motion passed.

Awarding Contract for Municipal Planner Services for 2012 and Appointing Municipal Planner

RESOLUTION [E] 12-01-04 - #5
AUTHORIZING THE AWARD OF FAIR AND OPEN CONTRACT FOR
PROVISION OF SERVICES OF MUNICIPAL PLANNER FOR 2012

WHEREAS, the Township of Little Falls has a need to acquire Planning Services as a FAIR AND OPEN CONTRACT pursuant to N.J.S.A. 19:44A-20.5; 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, Birdsall Services Group, LLC has submitted a response to the Township’s Request for Qualifications for provision of services of a municipal planner and the submission clearly details Birdsall Services Group, LLC’s qualifications and experience; and
WHEREAS, the award is subject to the Availability of Funds and certification of same in the 2012 budget;
NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Little Falls authorizes the Mayor to enter into a contract Jeffrey Janota of the firm of Birdsall Services Group, LLC 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.

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

The Council President declared the motion passed.

Awarding Contract for Municipal Engineer Services for 2012 and Appointing Municipal Engineer – It was moved by Councilmember Sisco, seconded by Councilmember Fontana, that the Council approve the following:

RESOLUTION [F] 12-01-04 - #6
AUTHORIZING THE AWARD OF FAIR AND OPEN CONTRACT FOR
PROVISION OF SERVICES OF MUNICIPAL ENGINEER FOR 2012

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
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 2012 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, 2012.

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

The Council President declared the motion passed.

Designate Bank Depositories for 2012 - It was moved by Councilmember Fontana, seconded by Councilmember Vantuno, that the Council approve the following:

RESOLUTION [G] 12-01-04 - #7
DESIGNATING BANK DEPOSITORIES FOR 2012

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.

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

The Council President declared the motion passed.

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

RESOLUTION [H] 12-01-04 - #8
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.

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

The Council President declared the motion passed.

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

RESOLUTION [I] 12-01-04 - #9
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: Fontana, Gonzalez, Sisco, Vantuno and President Post
Nays: None

The Council President declared the motion passed.

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

RESOLUTION [J] 12-01-04 - #10
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 2012 as requests are received and funds are available.

Poll: Ayes: Fontana, Gonzalez, Sisco, Vantuno and President Post
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 Fontana, seconded by Councilmember Vantuno, that the Council approve the following:

RESOLUTION [K] 12-01-04 - #11
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 2012.

Poll: Ayes: Fontana, Gonzalez, Sisco, Vantuno and President Post
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 Fontana, seconded by Councilmember Vantuno, that the Council approve the following:

RESOLUTION [L] 12-01-04 - #12
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 2012 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: Fontana, Gonzalez, Sisco, Vantuno and President Post
Nays: None

The Council President declared the motion passed.

Fixing 2012 Holidays – It was moved by Councilmember Fontana, seconded by Councilmember Gonzalez, that the Council approve the following:

RESOLUTION [M] 12-01-04 - #13
FIXING HOLIDAYS FOR CURRENT YEAR

BE IT RESOLVED by the Township Council of the Township of Little Falls that the official holidays for 2012 be and they are hereby fixed as follows:

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

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

The Council President declared the motion passed.

Fixing interest rates for nonpayment of taxes or assessments – It was moved by Councilmember Fontana, seconded by Councilmember Vantuno, that the Council approve the following:

RESOLUTION [N] 12-01-04 - #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 2012.

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.

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

The Council President declared the motion passed.

Authorizing sale of tax liens in 2012 on property in arrears as of 11/11/11 & authorize notice by mail in lieu of two publications thereof - It was moved by Councilmember Fontana, seconded by Councilmember Sisco, that the Council approve the following:

RESOLUTION [O] 12-01-04 - #15

AUTHORIZING SALE OF TAX LIENS IN 2012 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.

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

The Council President declared the motion passed.

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

RESOLUTION [P] 12-01-04 - #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.

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

The Council President declared the motion passed.

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

RESOLUTION [Q] 12-01-04 - #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.

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

The Council President declared the motion passed.

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

RESOLUTION [R] 12-01-04 - #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.

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

The Council President declared the motion passed.

Requiring Physical Examination for All Newly Hired Employees – Resolution [S] was held at this time.

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

RESOLUTION [T] 12-01-04 - #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 2012 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.

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

The Council President declared the motion passed.

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

RESOLUTION [U] 12-01-04 - #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.

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

The Council President declared the motion passed.

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

RESOLUTION [V] 12-01-04 - #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 2012.

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

The Council President declared the motion passed.

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

RESOLUTION [W] 12-01-04 - #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 2012:
 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 9, 2012	July 2, 2012
January 30, 2012	August 6, 2012
February 6, 2012	September 10, 2012
February 27, 2012	September 24, 2012
March 5, 2012	October 1, 2012
March 19, 2012	October 22, 2012
April 2, 2012	November 5, 2012
April 23, 2012	November 26, 2012
May 7, 2012	December 3, 2012
May 21, 2012	December 17, 2012
June 4, 2012	

WORK SESSIONS

January 23, 2012	July 9, 2012
February 13, 2012	August 13, 2012
March 12, 2012	September 17, 2012
April 16, 2012	October 15, 2012
May 14, 2012	November 19, 2012
June 11, 2012	December 10, 2012

Poll: Ayes: Fontana, Gonzalez, Sisco, Vantuno and President Post
 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 Fontana, seconded by Council President Post, that the Council approve the following:

RESOLUTION [X] 12-01-04 - #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.

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

The Council President declared the motion passed.

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

RESOLUTION [Y] 12-01-04- #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.

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

The Council President declared the motion passed.

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

RESOLUTION [Z] 12-01-04 - #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 ("NJIIF"); 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 NJIF 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 NJIF 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 NJIF, 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.

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

The Council President declared the motion passed.

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

RESOLUTION [AA] 12-01-04 - #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 2012 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.

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

The Council President declared the motion passed.

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

RESOLUTION [BB] 12-01-04 - #27
 ESTABLISH TELEVISED LITTLE FALLS TOWNSHIP COUNCIL MEETINGS
 FOR 2012

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.

Poll: Ayes: Fontana, Gonzalez, Sisco, Vantuno and President Post
 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 Fontana, seconded by Councilmember Gonzalez, that the Council approve the following:

RESOLUTION [CC] 12-01-04 - #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, 2012.

Poll: Ayes: Fontana, Gonzalez, Sisco, Vantuno and President Post
 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 Fontana, seconded by Councilmember Gonzalez, that the Council approve the following:

**RESOLUTION [DD] 12-01-04 - #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.

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

The Council President declared the motion passed.

Establishing Rules of Conduct for Council Meetings – Resolution [EE] was held at this time.

Awarding Fair and Open Contract for Provision of Services of Risk Management Consultant for 2012 to Dietz and Hammer – It was moved by Councilmember Fontana, seconded by Councilmember Vantuno, that the Council approve the following:

**RESOLUTION [FF] 12-01-04 - #30
AUTHORIZING THE AWARD OF FAIR AND OPEN CONTRACT FOR
PROVISION OF SERVICES OF RISK MANAGEMENT CONSULTANT FOR 2012**

WHEREAS, the Township of Little Falls has a need to acquire services of Risk Management Consultant as a FAIR AND OPEN CONTRACT pursuant to N.J.S.A. 19:44A-20.5; 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, Dietz and Hammer, Inc. has submitted a response to the Township’s Request for Qualifications for provision of services of Risk Management Consultant and the submission clearly details Dietz and Hammer, Inc.’s qualifications and experience; and
WHEREAS, the award is subject to the Availability of Funds and certification of same in the 2012 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 Dietz and Hammer, Inc. 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, Dietz and Hammer, Inc. is hereby appointed Risk Management Consultant for the Township of Little Falls for a one-year term ending December 31, 2012.
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.

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

The Council President declared the motion passed.

PUBLIC PORTION

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

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

The Council President declared the motion passed.

No one 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: Fontana, Gonzalez, Sisco, Vantuno and President Post
Nays: None

The Council President declared the motion passed.

TIME CAPSULE: 56 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 100th 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 Fontana, seconded by Council President Post, that the meeting be and it was adjourned at 8:08 p.m.

HAPPY NEW YEAR
