

Meeting of July 13, 2015

PUBLIC PORTION

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

Poll: Ayes: Porter, Maceri, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

Renea Shapiro, ABC, thanked the Council for moving forward with the Transit Village and requested a timeline.

Louis Fernandez, Harrison Street, expressed his concerns regarding tax overpayments, tax increases, lack of MSU contribution, public assistance, and relocation of part of the Schumacher dealership.

John Veteri, 133 Prospect St., thanked the Council for attention to the Transit Village zoning ordinance, but recommended more contemplation, and to table voting on it to another meeting.

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

Poll: Ayes: Porter, Maceri, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

Mr. Northgrave outlined the time line for the Transit Village. If approved tonight, it would be referred to the next Planning Board meeting dependent on their agenda. The Planning Board would then review it and make recommendations, and forwarding it back to the Council for action.

In response to Mr. Fernandez, Mr. Northgrave explained that reassessment does not necessarily stop tax refunds due to tax appeal filings. Council President FONTANA added some of the refunds are from the State and not the Town.

Mr. Cuccia explained the public assistance funding covers the first six months of the year and is based on need. He added that there are more individuals qualifying for assistance than previously.

Councilmember DAMIANO explained though it was indicated by Mr. Fernandez that Passaic Valley’s budget has increased, Little Falls taxpayers will see a decrease of \$98.23 year with their annual taxes. He emphasized the Council does not control the Passaic Valley High School budget nor the County’s.

Council President FONTANA stated his opinion that moving forward with the Transit Village is the right thing to do.

CONSENT AGENDA

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

Councilmember Damiano questioned Resolutions C, D, E & F, citing his concern that one of the refunds dates back to 2011. Mr. Northgrave and Mr. Cuccia addressed Councilmember DAMIANO’s query regarding the typical timeframe for resolution, noting some cases may take 3-4 years. Councilmember DAMIANO highlighted some issues which he would like to have addressed by the Tax Appeal Attorney. Mr. Cuccia to request a report of pertinent open items from the Tax Appeal Attorney.

CORRESPONDENCE

Request for permission from Great Notch Fire Company to hold a boot drive at the intersection of Browertown Road and Stewart Avenue on Saturday, 9/12/15 between the hours of 7:00 a.m. and 7:30 a.m.

Request for permission from Little Falls Biz to hold their 2nd annual Fall Festival at the Morris Canal on Sunday, 9/27/15 between the hours of 1:00 p.m. and 4:00 p.m.

REPORTS

Municipal Clerk’s Report – Month of June 2015

MUNICIPAL CLERKS REPORT
Month of June 2015

ABC LICENSES		
OTHER LICENSES		
Business Licenses	\$1,100.00	
Pre-paid Business Licenses		
Raffle Licenses		
		\$1,100.00
REGISTRAR OF VITAL STATISTICS		
Fees & Permits	\$344.00	
Marriage Licenses-LF	\$9.00	
Marriage Licenses-NJ	\$75.00	
		\$428.00
MRNA		
Street Maps	\$	
Zoning Maps	\$	
Zoning Ordinances		

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Document Copies	\$14.72	
Garage Sales	\$100.00	
Misc. Fees & Refunds:		
TOTAL MRNA		\$114.72
TOTAL CURRENT ACCOUNT		\$1,642.72
TOTAL TO TREASURER		<u>\$1,642.72</u>

Municipal Clerks Dog/Cat License Report-Month of June 2015
 Month of June 2015

Dog Licenses issued 06/01/2015 thru 06/30/2015	
Nos. 111 to 263 = 153 Licenses	
Amount due Little Falls	\$1,033.60
Amount due State	230.40
Total Cash Received	\$1,264.00
Cat Licenses issued 06/01/2015 thru 06/30/2015	
Nos. 8 to 23	
Licenses Issued 16	
Total Cash Received	\$128.00
Total to Treas.	<u>\$1,392.00</u>

TAX COLLECTOR'S REPORT FOR THE MONTH OF JUNE 2015
MONTHLY REPORT

Municipality of Township of Little Falls
 Office of the Tax Collector
 Township of Little Falls Current Account, Lakeland Bank
 Revenues Collector for the Month of June 2015

Categories 01-	June 1-30, 2015	2015 Year to Date
2015 Taxes	\$191,089.55	\$21,555,219.61
2014 Taxes	9,880.84	355,548.41
2013 Taxes	0.00	69.70
Interest	6,435.46	48,050.90
Duplicate Tax Bills	0.00	180.00
Insufficient Check Charge	20.00	100.00
6% Penalty Fee	0.00	9,105.07
GRAND TOTALS	\$207,425.85	\$21,968,273.69

Delinquent 2014 Taxes \$202,443.47 (1st-4th Qtrs.).
 Delinquent 2015 Taxes \$703,472.90 (1st- 2nd Qtrs.).
Total Delinquent Taxes \$905,916.37

2015 Refunds this month = -\$1,500.50
 2015 Year to date refunds = -\$3,604.61
Breakdown of refunds for years 2012-2015 completed in 2015(see attached).

Prepared by: _____ Dated: July 9, 2015.
 Denise Whiteside, Tax Collector

MONTHLY REPORT

Municipality of Township of Little Falls
 Office of the Tax Collector
 Township of Little Falls Tax Collector Trust Account, Lakeland Bank
 Revenues Collector for the Month of June 2015

Categories 34-	June 1-30, 2015	2015 Year to Date
Outside Lien	\$0.00	\$80,961.77
GRAND TOTALS	\$0.00	\$80,961.77

REFUNDS IN THE YEAR 2015

Months	2012 STCJ	2013 STCJ	2014 STCJ	2015 STCJ	2015 CBJ	Regular 2015	2015 Veteran / Widow	2015 Senior/ Disabled	Exempt 2015	2015 Homestead Benefit	Total by Months
January	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
February	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
March	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
April	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$2,104.11	\$2,104.11
May	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
June	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,500.50	\$1,500.50
Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$3,604.61	\$3,604.61

Note: The above figures represent the months that the Tax Collector did the adjustments in the computer; the Resolution(s) may have been adopted in the next month.

STCJ = State Tax Court Judgments.
 CBJ= County Board Judgments.

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Municipality of Township of Little Falls
Office of the Tax Collector
Township of Little Falls Tax Collector Trust 2 (Lien Premium Monies), Lakeland Bank
Revenues for the Month of June 2015

	Liens with Premiums <u>Redeemed/(-)</u>	<u>Bal./Dep.(+)</u>
Balance Brought Forward (January 1, 2015)		\$262,400.00
January 2015	\$62,000.00	\$200,400.00
February 2015	\$ 0.00	\$200,400.00
March 2015	\$11,800.00	\$188,600.00
April 2015	\$31,000.00	\$157,600.00
May 2015	\$ 0.00	\$157,600.00
June 2015	\$ 0.00	\$157,600.00
Ending Balance as of June 30, 2015		\$157,600.00

Municipality of Township of Little Falls
Office of the Tax Collector
Township of Little Falls Tax Collector Trust 1 (Lien Monies), Lakeland Bank
Revenues for the Month of June 2015

	<u>Deposit</u>	2015 <u>Year-to-Date</u>
January 2015	\$26,826.41	\$26,826.41
February 2015	\$ 0.00	\$26,826.41
March 2015	\$22,131.51	\$48,957.92
April 2015	\$32,003.85	\$80,961.77
May 2015	\$ 0.00	\$80,961.77
June 2015	\$ 0.00	\$80,961.77
Total Collected as of June 30, 2015		\$80,961.77

RESOLUTIONS

Refund of 2012 Tax Overpayment

RESOLUTION [A] 15-07-13#1

WHEREAS, there is a State Tax Court Judgment on Block 88.02 Lot 1 C312, known as Helen H Vetell of 240 Main Street, Unit 312, Little Falls, NJ 07424 for the Year 2012 reducing the assessed value by \$5,000.00;

<u>YEAR 2012</u>	
Original Assessment	\$340,300.00
STCJ	<u>335,300.00</u>
Difference	\$ 5,000.00
2012 Tax Rate	x 2.30%
	\$115.00

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of **\$115.00** for the Year 2012 payable to Jacobus & Associates, LLC, Trustee for Vetell, Helen H.; mail to Jacobus & Associates, LLC, 301 South Livingston Avenue, Suite 105, Livingston, NJ 07039; and

WHEREAS, the above monies shall be **refunded on or before August 5, 2015** within 60-days from the judgment entry date of June 5, 2015;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 13th day of July 2015 that the above attorney/taxpayers be refunded the total amount of **\$115.00** for the overpayment of taxes due to a State Tax Court Judgment on Block 88.02 Lot 1 C312.

Refund of 2012 Tax Overpayment

RESOLUTION [B] 15-07-13#2

WHEREAS, there is a State Tax Court Judgment on Block 88.05 Lot 1 C909, known as Alfred C. Moretti and Janet Sammarco of 300 Main Street, Unit 909, Little Falls, NJ 07424 for the Year 2012 reducing the assessed value by \$29,300.00;

<u>YEAR 2012</u>	
Original Assessment	\$310,600.00
STCJ	<u>281,300.00</u>
Difference	\$ 29,300.00
2012 Tax Rate	x 2.30%
	\$673.90

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of **\$673.90** for the Year 2012 payable to Jacobus & Associates, LLC, Trustee for Moretti, Alfred C & Sammarco, Janet; mail to Jacobus & Associates, LLC, 301 South Livingston Avenue, Suite 105, Livingston, NJ 07039; and

WHEREAS, the above monies shall be **refunded on or before August 5, 2015** within 60-days from the judgment entry date of June 5, 2015;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 13th day of July 2015 that the above attorney/taxpayers be refunded the total amount of **\$673.90** for the overpayment of taxes due to a State Tax Court Judgment on Block 88.05 Lot 1 C909.

Refund for 2013 Tax Overpayment

RESOLUTION [C] 15-07-13#3

WHEREAS, there is a State Tax Court Judgment on Block 216 Lot 4, known as Angelo & Annunziata Associates of 275 Paterson Avenue, Little Falls, NJ 07424 for the Year 2013 reducing the assessed value by \$175,400.00;

<u>YEAR 2013</u>	
Original Assessment	\$4,175,400.00
STCJ	<u>4,000,000.00</u>
Difference	\$ 175,400.00
2013 Tax Rate	x 2.845%
	\$4,990.13

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of **\$4,990.13** for the Year 2013 payable to Angelo & Annunziata Associates, and mail to Day Pitney, LLP, attn: Christopher Stracco, Esq., 1 Jefferson Road, Parsippany, NJ 07054; and

WHEREAS, the above monies shall be **refunded on or before July 22, 2015** within 60-days from the judgment entry date of May 22, 2015;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 13th day of July 2015 that the above taxpayer be refunded the total amount of **\$4,990.13** for the overpayment of taxes due to a State Tax Court Judgment on Block 216 Lot 4.

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Refund for 2014 Tax Overpayment

RESOLUTION [D] 15-07-13#4

WHEREAS, there is a State Tax Court Judgment on Block 216 Lot 4, known as Angelo & Annunziata Associates of 275 Paterson Avenue, Little Falls, NJ 07424 for the Year 2014 reducing the assessed value by \$175,400.00;

YEAR 2014

Original Assessment	\$4,175,400.00
STCJ	<u>4,000,000.00</u>
Difference	\$ 175,400.00
2014 Tax Rate	x 2.994%
	\$5,251.48

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of **\$5,251.48** for the Year 2014 payable to Angelo & Annunziata Associates, and mail to Day Pitney, LLP, attn: Christopher Stracco, Esq., 1 Jefferson Road, Parsippany, NJ 07054; and

WHEREAS, the above monies shall be **refunded on or before August 5, 2015** within 60-days from the judgment entry date of June 5, 2015;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 13th day of July 2015 that the above taxpayer be refunded the total amount of **\$5,251.48** for the overpayment of taxes due to a State Tax Court Judgment on Block 216 Lot 4.

Refund for 2011 Tax Overpayment

RESOLUTION [E] 15-07-13#5

WHEREAS, there is a State Tax Court Judgment on Block 216 Lot 4, known as Angelo & Annunziata Associates of 275 Paterson Avenue, Little Falls, NJ 07424 for the Year 2011 reducing the assessed value by \$1,205,800.00;

YEAR 2011

Original Assessment	\$5,955,800.00
STCJ	<u>4,750,000.00</u>
Difference	\$1,205,800.00
2011 Tax Rate	x 2.145%
	\$25,864.41

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of **\$25,864.41** for the Year 2011 payable to Angelo & Annunziata Associates, and mail to Day Pitney, LLP, attn: Christopher Stracco, Esq., 1 Jefferson Road, Parsippany, NJ 07054; and

WHEREAS, the above monies shall be **refunded on or before July 22, 2015** within 60-days from the judgment entry date of May 22, 2015;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 13th day of July 2015 that the above taxpayer be refunded the total amount of **\$25,864.41** for the overpayment of taxes due to a State Tax Court Judgment on Block 216 Lot 4.

Refund for 2012 Tax Overpayment

RESOLUTION [F] 15-07-13#6

WHEREAS, there is a State Tax Court Judgment on Block 216 Lot 4, known as Angelo & Annunziata Associates of 275 Paterson Avenue, Little Falls, NJ 07424 for the Year 2012 reducing the assessed value by \$1,705,800.00;

YEAR 2012

Original Assessment	\$5,955,800.00
STCJ	<u>4,250,000.00</u>
Difference	\$1,705,800.00
2012 Tax Rate	x 2.30%
	\$39,233.40

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of **\$39,233.40** for the Year 2012 payable to Angelo & Annunziata Associates, and mail to Day Pitney, LLP, attn: Christopher Stracco, Esq., 1 Jefferson Road, Parsippany, NJ 07054; and

WHEREAS, the above monies shall be **refunded on or before July 22, 2015** within 60-days from the judgment entry date of May 22, 2015;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 13th day of July 2015 that the above taxpayer be refunded the total amount of **\$39,233.40** for the overpayment of taxes due to a State Tax Court Judgment on Block 216 Lot 4.

Refund for 2nd Quarter 2015 Property Taxes

RESOLUTION [G] 15-07-13 - #7

WHEREAS, the Division of Taxation has forwarded to the Tax Collector the 2012 Homestead Benefit credits which were applied to the 2015 2nd Quarter taxes; and

WHEREAS, the taxpayer known as Nancy White of 48 William Street, Block 71 Lot 79 was the owner in the year 2012 and filed for her homestead credit benefit credit in the Year 2013; and

WHEREAS, the above taxpayer (Nancy White) had a FEMA buyout closing on March 31, 2015 wherein the Township of Little Falls took over this property; and

WHEREAS, the Township of Little Falls has a credit due to White's 2012 Homestead Benefit credit on this account in the amount of \$443.39; and

WHEREAS, the Tax Collector shall authorize our Treasurer to issue a refund check in the amount of \$443.39 made payable to Nancy White and mail to: 155 Greene Avenue, Totowa, NJ 07512;

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Little Falls on this 13th day of July 2015 that the amount of \$443.39 be refunded to Nancy White due to a 2012 Homestead benefit credit on the 2015 2nd qtr. taxes, and this account being tax exempt as of March 31, 2015.

Plenary Retail Consumption Licenses

RESOLUTION [H] 15-07-13 - #8

BE IT RESOLVED by the Little Falls Township Council as follows:

WHEREAS, applications for renewal of **PLENARY RETAIL CONSUMPTION, PLENARY RETAIL DISTRIBUTION** and **CLUB LICENSES** have been filed as follows:

<u>License No.</u>	<u>License and/or t/a name</u>	<u>Fee</u>
1605-33-002-004	Brinker New Jersey Inc. t/a Chili's Southwest Grill & Bar Rte. 46 @ Browertown Road	\$2,200.00
1605-33-009-005	LMC Caterers, LLC t/a Victor's Chateau 215 Newark Pompton Tpke.	"
1605-44-010-004	3C, LLC, Inc. t/a Shoprite Liquors of Little Falls	"

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	Corner Browertown Road & Rose Street	
1605-33-114-010	Rare the Steakhouse LLC t/a/ Rare the Steakhouse LLC 440 Main Street	“
1605-33-015-007	GMS Diner Corp t/a Six Brothers Diner Route 46E @ Clove Road	“
1605-33-008-004	Little Falls Beverages and Bar Inc. t/a Little Falls Discount Liquors 315 Main Street	“
1605-33-013-006	Maggie’s Place, LLC t/a Maggie’s Town Tavern 10 Van Ness Avenue	“
1605-33-011-012	Bask 2 Inc. t/a 381 Main 381 Main Street	“
1605-33-003-008	Sear Restaurant Corp. t/a Sear 1 Newark Pompton Turnpike	“
1605-33-005-008	Two Old Guys, LLC t/a The Graystone Inn 131 Newark Pompton Turnpike	“
1605-33-006-003	Just Kash, Inc. t/a The Phone Booth 117 Newark Pompton Turnpike	“
1605-31-016-001	Singac Memorial Post 108, Inc. American Legion Post 108 591 Main Street	\$165.00
1605-31-017-001	Henry Buikema Post 121, Inc. America Legion 55 Van Ness Avenue	“

and **WHEREAS**, it appears that all of the said applications are in satisfactory form; that the applicants have complied with all necessary requirements; that all applications are for renewals by the same persons for the same stands; and that no objections, in writing or otherwise, have been made or filed to any of said applications; and
WHEREAS, the Township Council is familiar with all of the aforementioned applicants and the places for which they apply and sees no objection to any;
NOW, THEREFORE, BE IT RESOLVED that the above-listed applications be and the same are hereby granted; and
BE IT FURTHER RESOLVED that licenses be issued accordingly, to become effective on July 1, 2015 and expire on June 30, 2016.

2014 Annual Report Audit

RESOLUTION [I] 15-07-13 - #9

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and
WHEREAS, The Annual Report of Audit for the year 2014 has been filled by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and
WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and
WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled:

General Comments
Recommendations

and, **WHEREAS**, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

General Comments
Recommendations

as evidenced by the group affidavit form of the governing body; and
WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and
WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and
WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 – to wit:
R.S. 52:27BB-52 – “A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.”

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Little Falls, hereby states that it has complied with the promulgation of the Local Finance Board of the state of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Corrective Action Plan for 2014 Audit

RESOLUTION [J] 15-07-13 - #10

WHEREAS, the Director of the Division of Local Government Services has formally directed all municipalities to adopt a Corrective Action Plan as part of their annual audit process; and
WHEREAS, this Corrective Action Plan shall be submitted to the Director of Local Government Services upon adoption of the Governing Body and it shall be kept on file with the Township Clerk; and

Meeting of July 13, 2015

WHEREAS, the Plan shall cover all audit findings and recommendations and be prepared in accordance with the Single Audit Act OMB Circular 128 and Local Finance Notice of 92-15; and

NOW, THEREFORE, BE IT RESOLVED that the Township Council hereby approves the attached Corrective Action Plan for the 2014 Annual Audit;

BE IT FURTHER RESOLVED that the Township Clerk is hereby directed to maintain said Plan in Township files, available to the public.

BE IT FURTHER RESOLVED that a certified copy of this Resolution, including the Corrective Action Plan, be forwarded to the Director of the Division of Local Government Services.

Bids for Cleaning Services

RESOLUTION [K] 15-07-13 - #11

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE TOWNSHIP CLERK TO ADVERTISE FOR RECEIPT OF BIDS FOR CLEANING SERVICES

WHEREAS, it is necessary to approve the advertisement for receipt of bids;

NOW THEREFORE BE IT RESOLVED, by the governing body of the Township of Little Falls that the Township Clerk is hereby authorized to place a notice of bid for the above referenced services in accordance with N.J.S.A. 40:11.

BE IT FURTHER RESOLVED that the Clerk of the Township be and is hereby authorized to certify the within resolution and that the provisions thereof are in conformity with the provisions of law.

Law Enforcement Support Office 1033 Program

RESOLUTION [L] 15-07-13 - #12

RESOLUTION OF THE TOWNSHIP OF LITTLE FALLS, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING PARTICIPATION IN THE LAW ENFORCEMENT SUPPORT OFFICE (LESO) 1033 PROGRAM BY THE LITTLE FALLS TOWNSHIP POLICE DEPARTMENT

WHEREAS, the Township of Little Falls Police Department wishes to participate in the LESO 1033 program; and

WHEREAS, this program allows local law enforcement agencies to obtain, at little or no cost, surplus federal property and equipment originally intended for use by the US Armed Forces; and

WHEREAS, participation in the 1033 program allows local units to obtain equipment that they might not otherwise be able to afford, and to prepare for, respond to, and recover from incidents of terrorism and natural disasters, such as hurricanes and severe floods; and

WHEREAS, equipment is provided through the 1033 program at no cost, Little Falls Township is responsible for costs associated with the maintenance, fueling and upkeep of this equipment, and for specialized training for its operation.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Little Falls, County of Passaic, State of New Jersey, the Township Council hereby authorizes the Police Department to participate in the Law Enforcement Support Office (LESO) 1033 Program.

Agreement Between Little Falls, Cedar Grove, and North Caldwell

RESOLUTION [M] 15-07-13 - #13

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT BETWEEN THE TOWNSHIP OF LITTLE FALLS, THE TOWNSHIP OF CEDAR GROVE AND THE BOROUGH OF NORTH CALDWELL

WHEREAS, there is a need for Little Falls, Cedar Grove and North Caldwell to coordinate for the provision of necessary public services to the development of certain residential lots along Weaver Street;

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Little Falls hereby authorizes the Mayor to execute an agreement between the Township of Little Falls, the Township of Cedar Grove and the Borough of North Caldwell relative to Elkay Realty Development Corporation Weaver Street Construction Project.

Ratification of Public Assistance Checks

RESOLUTION [N] 15-07-13 - #14

BE IT RESOLVED, by the Township Council of the Township of Little Falls, that Public Assistance checks totaling \$17,862.00 issued by the Township's Welfare Director in accordance with the public assistance program for the period January 1, 2015 through June 30, 2015 are hereby ratified and approved.

Single Issue Aggregation of Bonds

RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES OF GENERAL IMPROVEMENT BONDS OF THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY, INTO A SINGLE ISSUE OF BONDS AGGREGATING \$8,754,000 IN PRINCIPAL AMOUNT [O] #15

General Improvement Bonds

RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$8,754,000 GENERAL IMPROVEMENT BONDS OF THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY, AND PROVIDING FOR THEIR SALE [P] #16

It was moved by Councilmember Liess, seconded by Councilmember Maceri, that the consent agenda be approved.

Poll: Ayes: Porter, Maceri, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

Ordinance No. 1221 - It was moved by Councilmember Porter, seconded by Councilmember Damiano, that the public hearing on Ordinance No. 1221 "**BOND ORDINANCE PROVIDING THE CRANE STREET PROJECT IN AND BY THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING THE ISSUANCE OF \$80,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF,**" be and it was opened.

Poll: Ayes: Porter, Maceri, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

Meeting of July 13, 2015

No one having come forward to be heard, it was moved by Councilmember Porter, seconded by Councilmember Damiano, that the public hearing on Ordinance No. 1221 be and it was closed.

Poll: Ayes: Porter, Maceri, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

It was moved by Councilmember Liess, seconded by Councilmember Porter, that the Ordinance No. 1221 be and it was adopted.

Ordinance No. 1222 - It was moved by Councilmember Damiano, seconded by Councilmember Porter, that the public hearing on Ordinance No. 1222 **“ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, ACCEPTING A DEED OF EASEMENT FROM THE R. NEWELL & COMPANY, INC. OVER THE LAND COMMONLY KNOWN ON THE TAX MAPS OF THE TOWNSHIP AS BLOCK 40, LOT 2, IN CONNECTION WITH THE ELM COURT DRAINAGE PROJECT,”** be and it was opened.

Poll: Ayes: Porter, Maceri, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

No one having come forward to be heard, it was moved by Councilmember Damiano, seconded by Councilmember Porter, that the public hearing on Ordinance No. 1222 be and it was closed.

Poll: Ayes: Porter, Maceri, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

It was moved by Councilmember Porter, seconded by Councilmember Liess, that the Ordinance No. 1222 be and it was adopted.

Poll: Ayes: Porter, Maceri, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

Ordinance No. 1223 – It was moved by Councilmember Porter, seconded by Councilmember Maceri, that there be introduced and the meeting of August 10, 2015 set as the date and time for public hearing on the following:

**ORDINANCE NO. 1223
ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, ACCEPTING THE TRANSFER OF THE LAND COMMONLY KNOWN ON THE TAX MAPS OF THE TOWNSHIP AS BLOCK 89, LOT 4 FROM THE NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION**

WHEREAS, the Township of Little Falls (“Township”) is a public body corporate and politic of the State of New Jersey; and
WHEREAS, the North Jersey District Water Supply Commission (“Commission”) is the owner of the land commonly known as Block 89, Lot 4 on the Township tax maps (“Property”), upon which the Township presently operates a municipal parking lot; and
WHEREAS, pursuant to negotiations between Township and the Commission (together, the “Parties”), the Commission has agreed to convey the Property to the Township for nominal consideration conditional upon the Commission’s reservation of an easement for the purposes of inspecting and repairing aqueduct pipelines and other related utility infrastructure presently traversing the Property; and
WHEREAS, the Parties have prepared a form of deed with reservation of easement (“Deed,” a copy of which is on file with the Township Clerk) which they intend to execute and record on title to the Property; and
WHEREAS, the Township’s acceptance of the Property and Deed requires approval by ordinance pursuant to *N.J.S.A. 40A:12-5*.
NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the Township of Little Falls, Passaic County, State of New Jersey, as follows:

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Township hereby accepts the transfer of the Property from the Commission upon the terms provided under the Deed.
3. The Mayor and Township Clerk are hereby authorized to execute the Deed and all such documents as are required to memorialize and effect the conveyance of the Property.
4. A copy of this Ordinance shall be available for public inspection at the offices of the Township Clerk.
5. This Ordinance shall take effect after twenty (20) days of its final passage by the Municipal Council, upon approval by the Mayor and publication as required by law.

Councilmember DAMIANO requested confirmation that Ordinance No. 1223 pertains to the property discussed earlier and whether it was approved by Mr. Northgrave. Mr. Northgrave indicated Ordinance No. 1223 was reviewed and is recommended.

Poll: Ayes: Porter, Maceri, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

Ordinance No. 1224 – It was moved by Councilmember Damiano, seconded by Councilmember Liess, that there be introduced and the meeting of August 10, 2015, set as the date and time for public hearing on the following:

**ORDINANCE NO. 1224
ORDINANCE TO AMEND AND IMPLEMENT VARIOUS ZONING DESIGNATIONS FOR LAND USE IN THE TOWNSHIP LAND USE ORDINANCE (CHAPTER 280) AND THE TOWNSHIP ZONING MAP TO CREATE TRANSIT ORIENTED DEVELOPMENT ZONES TV- MD, TV-CBD & TV-R2 ZONES AND THE STANDARDS ASSOCIATED WITH THEM IN THE TOWNSHIP OF LITTLE FALLS, NJ**

WHEREAS, the Planning Board adopted a General Master Plan Re-Examination Report on December 13, 2013; and

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WHEREAS, the Planning Board and the Council through the adoption of the master plan re-examination is pursuing a Transit Village Designation through New Jersey Transits -Transit Village Program and,

WHEREAS, the municipal council of the Township (the "Municipal Council") has determined to amend the Township of Little Falls Zoning Regulations (the "Zoning Regulations") to revise the Zoning Map (attached) of the Township of Little Falls (the "Zoning Map") to include the new TV-MD, TV-R2, & TV-CBD Zones and

WHEREAS, the Council has determined that it is appropriate and necessary to amend the regulations to establish new permitted and conditional uses within these zones and,

WHEREAS, the Township Council has determined that it is appropriate and necessary to amend § 280-4 Specific Definitions of the Townships Code to add new definitions for proposed new land uses.

WHEREAS, Council accepts the recommendations of the Planning Board and agrees that these amendments promote sound planning, and

WHEREAS, the Township of Little Falls Planning Board has recommended the following zoning changes as indicated herein and on the attached Zoning Map:

WHEREAS, pursuant to the requirements of N.J.S.A. 44:55D-26, a copy of this Ordinance shall be provided to the Planning Board by the Municipal Clerk, and, within 35 days of referral, the Planning Board shall prepare a report (the "Planning Board Report") identifying any provisions in the proposed development regulations contained in this Ordinance that may be inconsistent with the Township's master plan and any recommendations concerning these inconsistencies and any other matters deemed appropriate by the Planning Board.

NOW, THEREFORE, BE IT ORDAINED, by the Township Council of the Township of Little Falls, County of Passaic and State of New Jersey that Chapter 280. Zoning: § 280-4, §280-5, §280-6 of the Zoning provisions of the Township Code of the Township of Little Falls are hereby amended as follows:

Mr. Northgrave clarified that Ordinance No. 1224 is being introduced with the following revisions made during the workshop: removal of the work/live space and amendment to the zoning at the train station to TVR-2. The church property will be changed to the TVR-2 as well. Mr. Northgrave stated Ordinance No.1224 will then be referred to the Planning Board.

Poll: Ayes: Porter, Maceri, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

Introduction Ordinance No. 1225 – It was moved by Councilmember Liess, seconded by Councilmember Damiano, that there be introduced and the meeting of August 10, 2015, set as the date and time for public hearing on the following:

BOND ORDINANCE NO. 1225

REFUNDING BOND ORDINANCE OF THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY, PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF CERTAIN GENERAL IMPROVEMENT BONDS OF 2003, CERTAIN GENERAL IMPROVEMENT BONDS OF 2006 AND CERTAIN GENERAL IMPROVEMENT BONDS OF 2008, APPROPRIATING \$5,400,000 THEREFOR AND AUTHORIZING THE ISSUANCE BY THE TOWNSHIP OF ONE OR MORE SERIES OF REFUNDING BONDS IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT EXCEEDING \$5,400,000 FOR FINANCING THE COST THEREOF.

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

Section 1. The Township of Little Falls, in the County of Passaic, New Jersey (the "Township") is hereby authorized to (i) currently refund all or a portion of the \$1,036,000 outstanding principal amount of its General Improvement Bonds, dated August 1, 2003, originally issued in the aggregate principal amount of \$2,986,000, maturing on August 1 in each of the years 2015 through 2018, inclusive (the "2003 General Improvement Refunded Bonds"); (ii) advance refund all or a portion of the \$960,000 outstanding principal amount of its General Improvement Bonds, dated March 15, 2006, originally issued in the aggregate principal amount of \$2,290,000, maturing on March 15 in each of the years 2017 through 2022, inclusive (the "2006 General Improvement Refunded Bonds"); and (iii) advance refund all or a portion of the \$2,810,000 outstanding principal amount of its General Improvement Bonds, dated December 15, 2008, originally issued in the aggregate principal amount of \$4,235,000, maturing on December 15 in each of the years 2017 through 2023, inclusive (the "2008 General Improvement Refunded Bonds" and, together with the 2003 General Improvement Refunded Bonds and the 2006 General Improvement Refunded Bonds, the "Refunded Bonds"). The 2003 General Improvement Refunded Bonds are subject to redemption on any date on or after August 1, 2013; the 2006 General Improvement Refunded Bonds are subject to redemption on any date on or after March 15, 2016; the 2008 General Improvement Refunded Bonds are subject to redemption on any date on or after December 15, 2016; each at the option of the Township at a redemption price of 100% of the principal amount of the Refunded Bonds to be redeemed.

Section 2. In order to finance the cost of the purpose described in Section 1 hereof and the costs of issuance associated therewith, negotiable refunding bonds are hereby authorized to be issued in one or more series in the aggregate principal amount not exceeding \$5,400,000 (the "Refunding Bonds") pursuant to the Local Bond Law of the State of New Jersey.

Section 3. An aggregate amount not exceeding \$125,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-51(b) has been included in the aggregate principal amount of Refunding Bonds authorized herein.

Section 4. The Township desires to provide for all or a portion of the principal amount of the Refunded Bonds outstanding and the interest and redemption premium, if any, thereon in order to provide for savings in debt service as a result of lower interest rates in the bond markets.

Section 5. The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township is increased by the authorization of the Refunding Bonds provided in this refunding bond ordinance by \$5,400,000, and that an amount representing the principal amount of the Refunded Bonds equal to \$4,806,000 will be deductible from gross debt. The obligations authorized herein will be within all debt limitations prescribed by that law.

Section 6. A certified copy of this refunding bond ordinance as adopted on first reading has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption.

Section 7. This refunding bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the consent of the Local Finance Board has been endorsed upon a certified copy of this refunding bond ordinance as finally adopted, which consent will be so endorsed upon satisfaction of N.J.A.C. 5:30-2.5.

Poll: Ayes: Porter, Maceri, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

PAYMENT OF BILLS

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

RESOLUTION [BL]

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

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Poll: Ayes: Porter, Maceri, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

EXECUTIVE SESSION

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

RESOLUTION [EX]

WHEREAS, N.J.S.A. 10:4-12 allows for a Public Body to go into executive session during a Public Meeting; and
WHEREAS, the Governing Body of the Township of Little Falls has deemed it necessary to go into executive session to discuss certain matters which are exempted from the Public; and

WHEREAS, the regular meeting of this Governing Body with reconvene;

NOW, THEREOFRE, BE IT RESOLVED that the Township Council of the Township of Little Falls will go into executive session for the following reason(s) – no action will be taken.

Poll: Ayes: Porter, Maceri, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

The Council entered Executive Session at 10:15 p.m.

At 10:20 p.m. the Council returned and it was moved by Councilmember Maceri , seconded by Councilmember Porter, that the meeting return to Open Session.

There being no further business to come before the meeting, it was moved by Councilmember Porter, seconded by Councilmember Damiano, that the meeting be and it was adjourned at 10:21 p.m.

Cynthia Kraus
Municipal Clerk