

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

Monday, June 4, 2012

Council President Louis Fontana called the meeting to order at 7:31 p.m. with the following members present: Mercedes Gonzalez, Pamela Porter, Joseph Sisco and John Vantuno. Also present were Mayor Darlene Post, Township Attorney Lawrence Tosi and Municipal Clerk William Wilk.

Absent: Township Administrator Joanne Bergin and Township Engineer Dennis Lindsay

Township Employees present: Deputy Municipal Clerk Cynthia Kraus

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

STATEMENT OF PUBLIC NOTICE: Take notice that adequate notice of this meeting was provided in accordance with N.J.S.A. 10:4-8 and N.J.S.A. 10:4-10 as follows: A notice of the meeting was prominently posted on the bulleting board at the Municipal Building, located at 225 Main Street, Little Falls, N.J. on January 5, 2012; a copy of the notice was faxed to the North Jersey Herald and News and The Record on the same date; additionally, a copy of the notice was filed in the office of the Township Clerk on said date.

REMARKS FROM CHAIR

Council President FONTANA informed that Mrs. Bergin could not attend this evening's meeting, and said she would be at the next meeting to give a report. He pointed out that the Memorial Day Parade was held this past weekend, which he described as a nice event. Referring to a request from the Little Falls ABC to hang a banner across Main Street, he asked if there were any objections from the Council. No objections were voiced; however, Mr. Simone informed that banners may only be hung on Stevens Avenue and Paterson Avenue. He explained that both of these roads have steel cables to make it possible to hang the banners. Mr. Wilk reminded that Fire Company #3 will be hanging a banner in the near future for their 100th year anniversary. Mr. Simone clarified that this wouldn't be a conflict, and explained that the policy for banners is that they may be hung one week prior to the event and must be removed the day after the event.

COUNCIL MEMBER REPORTS

Councilmember SISCO informed that the Township has received funding for flood mitigation; he commended the previous Council, as well as Mrs. Bergin, Nicholas Agnoli and Dorothy O'Haire for working toward this. With regard to tax appeals, he questioned whether the appeals were figured into the estimated tax bills. He further noted that two major contract negotiations are coming up, and said the Council and Administration should all be a part of this process.

Councilmember GONZALEZ asked the Mayor to have the Fire and Police Chiefs attend the Council meetings in the future. She explained that many people have been coming to her with questions that should be answered by these individuals.

Councilmember PORTER informed that she attended the Memorial Day Parade and services this past weekend, which was a nice event. She reminded that the concerts in the park and the farmers' market will both begin at the end of this month. In response to Councilmember PORTER, Mr. Simone informed that approximately 1,200 recycling containers have been claimed by residents. He informed that notifications of these containers will be sent out with the tax bills. Councilmember PORTER reminded that tomorrow is Primary Election Day and encouraged everyone to go out and vote.

Councilmember VANTUNO informed that the email system is now up and running. He also informed that there are approximately 3,500 visits to the Township website each month.

Council President FONTANA pointed out that there is a circular flower bed with flags at Memorial Park; these represent residents of Little Falls who have lost their lives.

MAYOR'S REPORT

Mayor Post informed that the Township was awarded \$981,200 through NJDEP Green Acres for flood mitigation, noting that they wouldn't be able to implement the program without this. She informed that the anticipated completion of the Justice Complex will be the end of this month, and all personnel will be moved during the summer months. She also pointed out that the email notification system is up and running on the website.

Mayor Post explained that because there is no way to anticipate how much the town will have to give back in tax refunds, this is not something that is included in the budget.

She assured that she would ask the Police and Fire Chiefs to attend all future Council meetings.

Councilmember GONZALEZ questioned a change in the towing ordinance, and Mayor Post explained that the Police Chief wasn't involved in this.

ATTORNEY'S REPORT

Mr. Tosi referred to the outdoor dining ordinance and informed that an amendment can be drafted to lift the time restrictions on this. Councilmember VANTUNO asked if the timing restrictions were due to safety issues. Mr. Wilk suggested that Mr. Tosi speak to Mr. Macones about this change to make him aware, and Council President FONTANA agreed.

Mr. Tosi informed that he has been involved in several construction meetings over the past week; things are moving along. Referring to tax appeals, he said things are moving forward. With regard to the request for a Council negotiation committee, he said that the Council is prohibited from being involved in negotiations under the Faulkner Act. However, the Council has the ability to veto the proposed contracts for renegotiation since they approve the final contract. Councilmember GONZALEZ pointed out that the Council should have more information before voting on things. Mr. Tosi said the Council could ask questions.

Mr. Tosi referred to remarks made at a recent Council meeting by Councilmember Gonzalez, and said these types of remarks should not be permitted, noting that a grievance has been filed.

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PUBLIC PORTION

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

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

The Council President declared the motion passed.

Al Attianese, 27 Dewey Avenue, questioned when municipal contracts expire and asked when negotiations will commence. The Council is looking for justification on this and he thinks they have every right to be updated on these matters. He urged the Council to push further for updates on this matter.

Arnold Korotkin, Long Hill Road, voiced his concerns with NJ Transit and requested that the Council make a list of all of the items of concern to bring to NJ Transit for discussion.

Louis Fernandez, 54 Harrison Street, informed that he recently read the Mayor's message on the website, and said that the website is supposed to be for the benefit of the town. He asked why Councilmember Sisco didn't have the opportunity to express his opinion on the website, since he is also running for Mayor. He said the government should be balanced and not one-sided. Referring to tax appeals, he asked if they will ever stop coming in. He pointed out that there are many settlement resolutions on the Regular Agenda, and asked Mr. Tosi if this information is available to the public.

Raymond Klepar, 8 Douglas Drive, explained that the public often asked questions for which they do not receive responses. He previously sent an email to the Council outlining some of his questions, all of which he received responses to. He wished to have the following questions on the record. The Paid EMS Squad, he reminded that this was put to a stop, and asked if the Mayor currently has any issues with volunteers at this point. He asked if the Council would be in favor of a free service. Referring to the cell tower investigation, he said this has been an ongoing issue and he asked for the status. He also asked whether or not Mr. Tosi has been in touch with the Prosecutor's Office. He asked for an update on the radio system. He was also curious as to the plans for the old police station located at 35 Stevens Avenue.

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

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

The Council President declared the motion passed.

Council President FONTANA informed that all contracts end as of 12/31/12. Mr. Tosi informed that negotiations for this have not yet commenced, and said the Council is always welcome to ask for information during negotiations.

Council President FONTANA said he will be in contact with NJ Transit this week and they will work on this.

President FONTANA informed that there is a place on the website where the Council is able to leave feedback.

Referring to tax appeals, President FONTANA explained that they have to continue to negotiate as these come in. Mr. Wilk clarified that the resolutions on tonight's agenda are stipulations of settlement and don't provide refund amounts.

Mayor Post said they must do something about the paid EMS service, noting that Chilton is no longer a viable option and PULSE is currently being investigated for insurance fraud. She also pointed out that St. Joe's Hospital no longer provides outside services. She also said that she would be very happy if Company #1 were to revitalize itself.

Mr. Tosi informed that he has sent a letter to the Prosecutor's Office regarding the cell tower investigation and is awaiting a reply. He didn't think this matter was still under investigation. Council President FONTANA informed that Mrs. Bergin will be giving a report on the radio system at the next meeting. Mr. Tosi said they are currently negotiating with the Mill.

Referring to the old police station at 35 Stevens Avenue, President FONTANA thought this should be replaced with parking for the downtown businesses.

PUBLIC HEARING ON PERSON-TO-PERSON TRANSFER OF ALCOHOLIC BEVERAGE LICENSE 1605-33-003-008 FROM PRIME RESTAURANT GROUP, LLC TO D.J. GABBAY, INC., T/A BELLISSIMO'S AND ACCOMPANYING AUTHORIZING RESOLUTION

Mr. Tosi called forward Mr. Gabbay and his Attorney Mr. Gruhin at this time. Mr. Gruhin explained that the current applicant was the previous owner of this location when it used to be Bellissimo's. He is again taking over the restaurant and is currently trying to renovate. He explained that the applicant has owned at least ten other liquor licenses prior to this and has never had any problems. He further explained that all paperwork has been renewed and filed.

Person-to-Person Transfer of Plenary Retail Consumption License – It was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the Council approve the following:

RESOLUTION [A] 12-06-04 - #1

WHEREAS, an application has been filed for a Person-to-Person Transfer of Plenary Retail Consumption License Number 1605-33-003-008, heretofore issued to Prime Restaurant Group, LLC for premises located at 1 Newark Pompton Turnpike, Little Falls, New Jersey; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business;

NOW, THEREFORE, BE IT RESOLVED that the Little Falls Township Council does hereby approve, effective June 4, 2012, the transfer of the aforesaid Plenary Retail Consumption License to D.J. Gabbay, Inc., t/a Bellissimo's, and does hereby direct the Township Clerk/A.B.C. Board Secretary to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to D.J. Gabbay,

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Inc., t/a Bellissimo's, whose mailing address is 2 Clairidge Drive, Apt 3C, Verona, New Jersey 07044, effective June 4, 2012 upon proof of sale being submitted to the Township Clerk within 30 days hereafter.

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

The Council President declared the motion passed.

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.

APPLICATIONS

NJ State Firemen's Association – Daniel Figueroa, McBride Ave, Woodland Park, Eagle Hose Co. #1
- - Devin McGowan, Kingwood Road, Great Notch Co. #4

Raffle - - Alliance for a Better Community, On-Premise 50/50, Thursdays from 6/28/12 through 8/30/12, 7PM – 8:30PM

RESOLUTIONS

Dennis G. Lindsay, PE

RESOLUTION [B] 12-06-04 - #2

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

\$1,305.00

payable to:

Dennis G. Lindsay, P.E.

representing payment for engineering services rendered in connection with Ciasulli/Lexus – Lots 7 & 8 – Inspection & administrative requirements in connection with approved site plan; and

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

Reimbursement to Lienholder of Redeemed Tax Sale Certificate

RESOLUTION [C] 12-06-04- #3

WHEREAS, at the Municipal Tax Sale held on April 19, 2012, a lien was sold on Block 54 Lots 3, 4, known as Michael Falis of 17 Second Street, Little Falls, NJ, for 2011 delinquent taxes; and

WHEREAS, this lien, known as Tax Sale Certificate #09-2012, was sold to Ridgeback Ventures LLC, for a premium amount of \$10,000.00; and **WHEREAS**, Annette P. Alfano, LLC, an interested party has effected redemption of Certificate #09-2012 in the amount of \$5,384.97;

NOW, THEREFORE BE IT RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$15,384.97 payable to Ridgeback Ventures LLC, PO Box 503, Mount Freedom, NJ 07970 for the redemption of Tax Sale Certificate #09-2012. **This check shall be forwarded to the Tax Collector on June 5, 2012** as she must surrender the tax sale certificate before Ridgeback Ventures LLC receives payment.

RESOLUTION [D] 12-06-04- #4

WHEREAS, at the Municipal Tax Sale held on April 19, 2012, a lien was sold on Block 156 Lot 1, known as Janet Morton of 2 Francisco Avenue, Little Falls, NJ, for 2011 delinquent taxes; and

WHEREAS, this lien, known as Tax Sale Certificate #15-2012, was sold to Ridgeback Ventures LLC, for a premium amount of \$7,500.00; and **WHEREAS**, Steven C. Schechter, Esq., an interested party has effected redemption of Certificate #15-2012 in the amount of \$7,318.99;

NOW, THEREFORE BE IT RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$14,818.99 payable to Ridgeback Ventures LLC, PO Box 503, Mount Freedom, NJ 07970 for the redemption of Tax Sale Certificate #15-2012. **This check shall be forwarded to the Tax Collector on June 5, 2012** as she must surrender the tax sale certificate before Ridgeback Ventures LLC receives payment.

RESOLUTION [E] 12-06-04- #5

WHEREAS, at the Municipal Tax Sale held on April 19, 2012, a lien was sold on Block 177.02 Lot 1, known as Ellen M. Lulio of 146 Long Hill Road, Little Falls, NJ, for 2011 delinquent taxes; and

WHEREAS, this lien, known as Tax Sale Certificate #17-2012, was sold to Robert U. DelVecchio, Pension Trust, for a premium amount of \$10,000.00; and

WHEREAS, Gerald C. Tobin, Esq., an interested party has effected redemption of Certificate #17-2012 in the amount of \$3,200.85;

NOW, THEREFORE BE IT RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$13,200.85 payable to Robert U. DelVecchio, P.O. Box 196, Hawthorne, NJ 07507 for the redemption of Tax Sale Certificate #17-2012. **This check shall be forwarded to the Tax Collector on June 5, 2012** as she must surrender the tax sale certificate before Robert U. DelVecchio receives payment.

Refund of 2010 Property Taxes

RESOLUTION [F] 12-06-04#6

WHEREAS, there is a State Tax Court Judgment on Block 77 Lot 9, known as Timko Main Street West, LLC of 347-349 Main Street for the Year 2010 reducing the assessed value by \$140,700.00;

YEAR 2010

Original Assessment	\$1,081,400.00
STCJ	940,700.00
Difference	140,700.00
2010 Tax Rate	x 2.062%
	\$2,901.23

WHEREAS, the Tax Collector authorizes the CMFO/Treasurer to refund the total amount of \$2,901.23 for the Year 2010 payable to A. Bret Steig., Attorney Trust and Timko Main Street West LLC and forwarded to A. Bret Steig, Esq., 184 Eagle Rock Avenue, Roseland, NJ 07068-1321; and

WHEREAS, the above monies shall be refunded on or before June 13, 2012 as per the Stipulation of Settlement dated February 28, 2012, states whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was April 13, 2012); and

WHEREAS, the Tax Collector has prepared the above from a report dated May 8, 2012 from the Tax Court of New Jersey; (without a judgment forwarded to her either by the Plaintiff or the Defendant attorney). Note there were no comments in the Stipulation of Settlement as to whom to make the refund payable to as well;

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 4th day of June 2012 that the above attorney and taxpayer be refunded the total amount of \$2,901.23 for the overpayment of taxes due to a State Tax Court Judgment on Block 77 Lot 9.

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Refund of 2011 Property Taxes

RESOLUTION [G] 12-06-04#7

WHEREAS, there is a State Tax Court Judgment on Block 77 Lot 9, known as Timko Main Street West, LLC of 347-349 Main Street for the Year 2011 reducing the assessed value by \$140,700.00;

YEAR 2011

Original Assessment	\$1,081,400.00
STCJ	<u>940,700.00</u>
Difference	140,700.00
2011 Tax Rate	x 2.145%
	\$3,018.02

WHEREAS, the Tax Collector authorizes the CMFO/Treasurer to refund the total amount of \$3,018.02 for the Year 2011 payable to A. Bret Steig., Attorney Trust and Timko Main Street West LLC and forwarded to A. Bret Steig, Esq., 184 Eagle Rock Avenue, Roseland, NJ 07068-1321; and

WHEREAS, the above monies **shall be refunded on or before June 13, 2012** as per the Stipulation of Settlement dated February 28, 2012, states whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was April 13, 2012); and

WHEREAS, the Tax Collector has prepared the above from a report dated May 8, 2012 from the Tax Court of New Jersey; (without a judgment forwarded to her either by the Plaintiff or the Defendant attorney). Note there were no comments in the Stipulation of Settlement as to whom to make the refund payable to as well; and

WHEREAS, the 2012 Tax Duplicate reflects the total assessed value of \$800,000.00 as per the Stipulation of Settlement; therefore, there will be no refund and/or credit necessary;

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 4th day of June 2012 that the above attorney and taxpayer be refunded the total amount of \$3,018.02 for the overpayment of taxes due to a State Tax Court Judgment on Block 77 Lot 9.

Refund of 2010 Property Taxes

RESOLUTION [H] 12-06-04#8

WHEREAS, there is a State Tax Court Judgment on Block 77 Lot 1, known as MSG Realty LLC of 437 Main Street for the Year 2010 reducing the assessed value by \$46,400.00;

YEAR 2010

Original Assessment	\$521,400.00
STCJ	<u>475,000.00</u>
Difference	46,400.00
2010 Tax Rate	x 2.062%
	\$956.77

WHEREAS, the Tax Collector authorizes the CMFO/Treasurer to refund the total amount of \$956.77 for the Year 2010 payable to Zipp & Tannenbaum, L.L.C., Attorney Trust Fund" and MSG Realty LLC and forwarded to Zipp & Tannenbaum, L.L.C., 166 Gatzmer Avenue, Jamesburg, NJ 08831; and

WHEREAS, the above monies **shall be refunded on or before June 27, 2012** as per the Stipulation of Settlement dated December 29, 2011, states whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was April 27, 2012); and

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 4th day of June 2012 that the above attorney and taxpayer be refunded the total amount of \$956.77 for the overpayment of taxes due to a State Tax Court Judgment on Block 77 Lot 1.

Refund of 2011 Property Taxes

RESOLUTION [I] 12-06-04#9

WHEREAS, there is a State Tax Court Judgment on Block 89 Lot 5.03, known as DNJ Realty LLC of 195 Paterson Avenue for the Year 2011 reducing the assessed value by \$242,400.00;

YEAR 2011

Original Assessment	\$2,692,400.00
STCJ	<u>2,450,000.00</u>
Difference	242,400.00
2011 Tax Rate	x 2.145%
	\$5,199.48

WHEREAS, the Tax Collector authorizes the CMFO/Treasurer to refund the total amount of \$5,199.48 for the Year 2011 payable to DNJ Realty, LLC and forwarded to The Law Offices of Thomas L. Murphy, 113 West White Horse Road, Suite 4, Voorhees, NJ 08043; and

WHEREAS, the above monies **shall be refunded on or before July 11, 2012** as per the Stipulation of Settlement dated December 27, 2011, whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was May 11, 2012); and

WHEREAS, the 2012 Tax Duplicate reflects the total assessed value of \$2,450,000.00 as per the Freeze Act stipulation; therefore, there will be no refund and/or credit necessary;

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 4th day of June 2012 that the above taxpayer be refunded the total amount of \$5,199.48 for the overpayment of taxes due to a State Tax Court Judgment on Block 89 Lot 5.03.

RESOLUTION [J] 12-06-04#10

WHEREAS, there is a State Tax Court Freeze Act Judgment on Block 218 Lot 9, known as Shirley Close (Juhlin) of 65 Harrison Street for the Year 2011 reducing the assessed value by \$47,100.00;

YEAR 2011

Original Assessment	\$397,100.00
STCJ	<u>350,000.00</u>
Difference	47,100.00
2011 Tax Rate	x 2.145%
	\$1,010.30

WHEREAS, the Tax Collector authorizes the CMFO/Treasurer to refund the total amount of \$1,010.30 for the Year 2011 payable to McKirdy & Riskin, P.A., Attorneys for Shirley Close and Shirley Close, and forwarded to: Thomas Olson, Esq., 136 South Street, P.O. Box 2379, Morristown, NJ 07962-2379; and

WHEREAS, the above monies **shall be refunded on or before June 13, 2012**; interest to be waived if paid 60 days of the entry date of April 13, 2012 as per Stipulation of Settlement dated July 13, 2011; and

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WHEREAS, the 2012 Tax Duplicate reflects the total assessed value of \$350,000.00 as per the Stipulation of Settlement; therefore, there will be no refund and/or credit necessary;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 4th day of June 2012 that the above attorney and taxpayer be refunded the total amount of \$1,010.30 for the overpayment of taxes due to a State Tax Court Freeze Act Judgment on Block 218 Lot 9.

Refund of 2009 Property Taxes

RESOLUTION [K] 12-06-04#11

WHEREAS, there is a State Tax Court Judgment on Block 9 Lot 1, known as Catherine Campagna of 36 River Blvd., for the Year 2009 reducing the assessed value by \$23,400.00;

YEAR 2009

Original Assessment	\$248,400.00
STCJ	<u>225,000.00</u>
Difference	\$ 23,400.00
2009 Tax Rate	x <u>1.933%</u>
	\$452.32

WHEREAS, the Tax Collector authorizes the CMFO/Treasurer to refund the total amount of \$452.32 for the Year 2009 payable to McKirdy & Riskin, P.A., as attorneys for Catherine Campagna and forwarded to: McKirdy & Riskin, P.A., Attn: Thomas Olson, Esq., 136 South Street, P.O. Box 2379, Morristown, NJ 07962-2379; and

WHEREAS, the above monies **shall be refunded on or before July 18, 2012** as per Stipulation of Settlement dated February 13, 2012, whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was May 18, 2012);

WHEREAS, Stipulation of Settlement does not state who the refund shall be made payable to (Catherine deceased);

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 4th day of June 2012 that the above attorney be refunded the total amount of \$452.32 for the overpayment of taxes due to a State Tax Court Judgment on Block 9 Lot 1.

Refund of 2010 Property Taxes

RESOLUTION [L] 12-06-04#12

WHEREAS, there is a State Tax Court Judgment on Block 9 Lot 1, known as Catherine Campagna (a/k/a/ Terry Campagna) of 36 River Blvd., for the Year 2010 reducing the assessed value by \$43,400.00;

YEAR 2010

Original Assessment	\$248,400.00
STCJ	<u>205,000.00</u>
Difference	\$ 43,400.00
2010 Tax Rate	x <u>2.062%</u>
	\$894.91

WHEREAS, the Tax Collector authorizes the CMFO/Treasurer to refund the total amount of \$894.91 for the Year 2010 payable to McKirdy & Riskin, P.A., as attorneys for Catherine Campagna and forwarded to: McKirdy & Riskin, P.A., Attn: Thomas Olson, Esq., 136 South Street, P.O. Box 2379, Morristown, NJ 07962-2379; and

WHEREAS, the above monies **shall be refunded on or before July 18, 2012** as per Stipulation of Settlement dated February 13, 2012, whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was May 18, 2012);

WHEREAS, Stipulation of Settlement does not state who the refund shall be made payable to (Catherine deceased);

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 4th day of June 2012 that the above attorney be refunded the total amount of \$894.91 for the overpayment of taxes due to a State Tax Court Judgment on Block 9 Lot 1.

Refund of 2011 Property Taxes

RESOLUTION [M] 12-06-04#13

WHEREAS, there is a State Tax Court Judgment on Block 9 Lot 1, known as Catherine Campagna (a/k/a/ Terry Campagna) of 36 River Blvd., for the Year 2011 reducing the assessed value by \$43,400.00;

YEAR 2011

Original Assessment	\$248,400.00
STCJ	<u>205,000.00</u>
Difference	\$ 43,400.00
2011 Tax Rate	x <u>2.145%</u>
	\$930.93

WHEREAS, the Tax Collector authorizes the CMFO/Treasurer to refund the total amount of \$930.93 for the Year 2011 payable to McKirdy & Riskin, P.A., as attorneys for Catherine Campagna and forwarded to: McKirdy & Riskin, P.A., Attn: Thomas Olson, Esq., 136 South Street, P.O. Box 2379, Morristown, NJ 07962-2379; and

WHEREAS, the above monies **shall be refunded on or before July 18, 2012** as per Stipulation of Settlement dated February 13, 2012, whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was May 18, 2012);

WHEREAS, Stipulation of Settlement does not state who the refund shall be made payable to (Catherine deceased);

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 4th day of June 2012 that the above attorney be refunded the total amount of \$930.93 for the overpayment of taxes due to a State Tax Court Judgment on Block 9 Lot 1.

Refund of 2010 Property Taxes

RESOLUTION [N] 12-06-04#14

WHEREAS, there is a State Tax Court Judgment on Block 251 Lot 9.01, known as 455 Rte 46 East Little Falls LLC of 455 Route 46 E for the Year 2010 reducing the assessed value by \$96,800.00;

YEAR 2010

Original Assessment	\$1,396,800.00
STCJ	<u>1,300,000.00</u>
Difference	\$ 96,800.00
2010 Tax Rate	x <u>2.062%</u>
	\$1,996.02

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WHEREAS, the Tax Collector authorizes the CMFO/Treasurer to refund the total amount of \$1,996.02 for the Year 2010 payable to 455 Rte. 46 East Little Falls, LLC, Plaintiff and/or The Irwin Law Firm, P.A., as attorneys for to "455 Rte. 46 East Little Falls, LLC, Plaintiff", and forwarded to The Irwin Law Firm, P.A., 80 Main Street, Suite 410, West Orange, NJ 07052; and

WHEREAS, the above monies **shall be refunded on or before July 18, 2012** as per Stipulation of Settlement dated December 27, 2011, whereas statutory interest shall be waived if paid 60 days of the date of entry of the Tax Court Judgment (date of entry was May 18, 2012); and

WHEREAS, the Tax Collector has not at this time received the Year 2011 Judgment reflecting an assessed value of \$1,150,000.00 which will create an overpayment/refund and takes note that the 2012 Tax Duplicate lists the assessed value @ \$1,150,000.00; therefore, no refund and/or credit will be needed for the Year 2012;

NOW,

THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 4th day of June 2012 that the above attorney and/or taxpayer be refunded the total amount of \$1,996.02 for the overpayment of taxes due to a State Tax Court Judgment on Block 251 Lot 9.01.

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

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

The Council President declared the motion passed.

REGULAR AGENDA

The following items were individually considered.

INTERDEPARTMENTAL

Finance - - It was moved by Councilmember Sisco, seconded by Councilmember Porter, that the Council approve the following:

RESOLUTION [O] 12-06-04 - #15
SPECIAL ITEMS OF REVENUE AND APPROPRIATION

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Little Falls in the County of Passaic, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2012 in the sum of \$14,338.00, which is now available from Miscellaneous Revenues – Section F – Special Items of General Revenue Anticipated with prior consent of Director of Local Government Services - Public & Private Revenues Offset with Appropriations – Drunk Driving Enforcement Fund in the amount of \$14,338.00;

BE IT FURTHER RESOLVED, that the like sum of \$14,338.00 is hereby appropriated under the caption:

General Appropriations	
(A)	Operations – Excluded from "CAPS"
	Public & Private Programs Offset by Revenues
	Drunk Driving Enforcement Fund
	\$14,338.00

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

The Council President declared the motion passed.

- - It was moved by Councilmember Gonzalez, seconded by Councilmember Sisco, that the Council approve the following:

RESOLUTION [P] 12-06-04 - #16
REQUESTING PERMISSION OF THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES TO INCLUDE A DEDICATION BY RIDER FOR THE MUNICIPAL OPEN SPACE and RECREATION TRUST FUND

WHEREAS, N.J.S.A. 40A:4-39 provides that a Municipality may dedicate certain revenues in a budget, when the character of the revenue is not subject to reasonable, accurate estimates in advance, by including in said budget a statement dedicating such revenues to the purpose or purposes for which they are received; and

WHEREAS, the Township Council, after a successful public referendum in the 2011 General Election, established the Municipal Open Space and Recreation Trust Fund; and

WHEREAS, beginning in fiscal year 2012, a special tax rate shall be added to the total Township tax rate in the amount of not to exceed \$0.02 per \$100.00 of the assessed valuation of all real property within the Township; and

WHEREAS, for the year 2012 that rate has been established to be \$.005 per \$100 of the assessed value; and

WHEREAS, N.J.S.A. 40A:4-39 further provides that the Director of the Division of Local Government Services may approve expenditures of monies by dedication by Rider.

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

1. The Township Council does hereby request permission of the Director of the Division of Local Government Services under the provisions of N.J.S.A. 40A:4-39 for a Dedication by Rider, for the exclusive purpose of depositing and expending funds collected from the special tax rate added to the total Township tax rate, in the amount of not to exceed \$0.002 per \$100.00 of the assessed valuation of all real property within the Township;
2. Funds from the Municipal Open Space and Recreation Trust may be utilized to acquire by gift, purchase or by eminent domain proceedings, easements, vacant land, as well as land which has improvements thereon at the time of acquisition, where the principal purpose of the acquisition is for any and all of the following purposes or any combination thereof:
 - A. Acquisition of lands for recreation and conservation purposes;
 - B. Development of lands acquired for recreation and conservation purposes;
 - C. Maintenance of lands acquired for recreation and conservation purposes
 - D. Payment of debt service on indebtedness issued or incurred by the Township for any of the purposes set forth in subparagraphs A through C above.
3. The Dedication by Rider established by this Resolution shall be for the 2012 budget and all subsequent annual budgets.
4. The Municipal Clerk is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

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

The Council President declared the motion passed.

Meeting of June 4, 2012

NEW BUSINESS

2011 & 2012 Stipulation of Settlement – It was moved by Councilmember Porter, seconded by Council President Fontana, that the Council approve the following:

RESOLUTION [Q] 12-06-04 - #17

WHEREAS, a Tax Appeal has previously been filed with regard to the below mentioned property before the Tax Court of New Jersey with regard to the 2011 and 2012 tax years; and

WHEREAS, a proposed Stipulation of Settlement has been negotiated by the Township Attorney with the attorney for the taxpayer; and

WHEREAS, the Tax Assessor, Richard Hamilton, and the Township’s expert appraiser, Appraisal Systems, Inc., have recommended that the terms of the proposed settlement be accepted;

1. The proposed settlement of the 2011 and 2012 tax appeals pending before the Tax Court of New Jersey as hereinafter enumerated be and the same is hereby authorized, approved and ratified:

Property Owner: Curcio Family, LLC
Address: 440 Main Street

Block: 67 Lot:36

Years 2011	ORIGINAL ASSESSMENT	COUNTY BOARD JUDGMENT	TAX COURT JUDGMENT
LAND	\$ 145,000	\$ Affirmed	\$ 145,000
IMPROVEMENTS	\$ 993,800	\$	\$ 855,000
TOTAL	\$ 1,138,800	\$	\$ 1,000,000

Years 2012	ORIGINAL ASSESSMENT	COUNTY BOARD JUDGMENT	TAX COURT JUDGMENT
LAND	\$ 145,000	\$ Affirmed	\$ 145,000
IMPROVEMENTS	\$ 993,800	\$	\$ 755,000
TOTAL	\$ 1,138,800	\$	\$ 900,000

2. There will be no prejudgment interest.

3. The Township Attorney and Tax Assessor are authorized and directed to execute Stipulation(s) of Settlement and to take such other and further action as may be required to effectuate the above.

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

The Council President declared the motion passed.

2011 & 2012 Stipulation of Settlement – It was moved by Councilmember Gonzalez, seconded by Councilmember Porter, that the Council approve the following:

RESOLUTION [R] 12-06-04 - #18

WHEREAS, a Tax Appeal has previously been filed with regard to the below mentioned property before the Tax Court of New Jersey with regard to the 2011 and 2012 tax years; and

WHEREAS, a proposed Stipulation of Settlement has been negotiated by the Township Attorney with the attorney for the taxpayer; and

WHEREAS, the Tax Assessor, Richard Hamilton, and the Township’s expert appraiser, Appraisal Systems, Inc., have recommended that the terms of the proposed settlement be accepted;

1. The proposed settlement of the 2011 and 2012 tax appeals pending before the Tax Court of New Jersey as hereinafter enumerated be and the same is hereby authorized, approved and ratified:

Property Owner: First Savings & Loan Assn.
Address: 115 Main Street

Block: 97 Lot: 11

Years 2011	ORIGINAL ASSESSMENT	COUNTY BOARD JUDGMENT	TAX COURT JUDGMENT
LAND	\$ 422,000	\$ Direct	\$ 422,000
IMPROVEMENTS	\$ 1,760,100	\$ Appeal	\$ 1,353,400
TOTAL	\$ 2,182,100	\$	\$ 1,775,400

Property Owner: First Savings & Loan Assn.
Address: 10 Warren Street Block: 97 Lot: 9.01

Years 2011	ORIGINAL ASSESSMENT	COUNTY BOARD JUDGMENT	TAX COURT JUDGMENT
LAND	\$ 160,500	\$ Direct	\$ 160,500
IMPROVEMENTS	\$ 0	\$ Appeal	\$ 0
TOTAL	\$ 160,500	\$	\$ 160,500

Property Owner: First Savings & Loan Assn.
Address: 10-12 Warren Street Block: 97 Lot: 9

Years 2011	ORIGINAL ASSESSMENT	COUNTY BOARD JUDGMENT	TAX COURT JUDGMENT
LAND	\$ 164,100	\$ Direct	\$ 164,100
IMPROVEMENTS	\$ 0	\$ Appeal	\$ 0
TOTAL	\$ 164,100	\$	\$ 164,100

Property Owner: First Savings & Loan Assn.
Address: 115 Main Street Block: 97 Lot: 11

Years 2012	ORIGINAL ASSESSMENT	COUNTY BOARD JUDGMENT	TAX COURT JUDGMENT
LAND	\$ 422,000	\$ Direct	\$ 422,000
IMPROVEMENTS	\$ 1,760,100	\$ Appeal	\$ 1,353,400
TOTAL	\$ 2,182,100	\$	\$ 1,775,400

Property Owner: First Savings & Loan Assn.
Address: 10 Warren Street Block: 97 Lot: 9.01

Years 2012	ORIGINAL ASSESSMENT	COUNTY BOARD JUDGMENT	TAX COURT JUDGMENT
LAND	\$ 160,500	\$ Direct	\$ 160,500
IMPROVEMENTS	\$ 0	\$ Appeal	\$ 0
TOTAL	\$ 160,500	\$	\$ 160,500

Property Owner: First Savings & Loan Assn.
Address: 10-12 Warren Street Block: 97 Lot: 9

Meeting of June 4, 2012

RESOLUTION [U] 12-06-04 - #21

WHEREAS, a Tax Appeal has previously been filed with regard to the below mentioned property before the Tax Court of New Jersey with regard to the 2009, 2010, 2011 and 2012 tax years; and

WHEREAS, a proposed Stipulation of Settlement has been negotiated by the Township Attorney with the attorney for the taxpayer; and

WHEREAS, the Tax Assessor, Richard Hamilton, and the Township's expert appraiser, Appraisal Systems, Inc., have recommended that the terms of the proposed settlement be accepted;

1. The proposed settlement of the 2009, 2010, 2011 and 2012 tax appeals pending before the Tax Court of New Jersey as hereinafter enumerated be and the same is hereby authorized, approved and ratified:

Property Owner: Mandelbaum & Krupnick LLC
Address: 475 Route 46 East

Block: 251 Lot: 9

Years 2009	ORIGINAL ASSESSMENT	COUNTY BOARD JUDGMENT	TAX COURT JUDGMENT
LAND IMPROVEMENTS TOTAL	\$ 1,111,000 \$ 1,403,100 \$ 2,514,100	\$ Direct \$ Appeal \$	\$ Affirmed \$ \$
Years 2010	ORIGINAL ASSESSMENT	COUNTY BOARD JUDGMENT	TAX COURT JUDGMENT
LAND IMPROVEMENTS TOTAL	\$ 1,111,000 \$ 1,403,100 \$ 2,514,100	\$ Direct \$ Appeal \$	\$ 1,111,000 \$ 1,289,000 \$ 2,400,000
Years 2011	ORIGINAL ASSESSMENT	COUNTY BOARD JUDGMENT	TAX COURT JUDGMENT
LAND IMPROVEMENTS TOTAL	\$ 1,111,000 \$ 1,403,100 \$ 2,514,100	\$ Direct \$ Appeal \$	\$ 1,111,000 \$ 1,189,000 \$ 2,300,000
Years 2012	ORIGINAL ASSESSMENT	COUNTY BOARD JUDGMENT	TAX COURT JUDGMENT
LAND IMPROVEMENTS TOTAL	\$ 1,111,000 \$ 1,403,100 \$ 2,514,100	\$ Direct \$ Appeal \$	\$ 1,111,000 \$ 1,089,000 \$ 2,200,000

2. There will be no prejudgment interest.

3. The Township Attorney and Tax Assessor are authorized and directed to execute Stipulation(s) of Settlement and to take such other and further action as may be required to effectuate the above.

Councilmember SISCO questioned the tax appeal settlement resolutions, and Mr. Tosi explained that he negotiated these with Mr. Hamilton.

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

The Council President declared the motion passed.

Ordinance No. 1158 – It was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that there be introduced and the meeting of July 2, 2012 set as the date and time for the public hearing on the following:

**ORDINANCE NO. 1158
AN ORDINANCE TO AMEND CHAPTER 7 (TRAFFIC)
OF THE CODE OF THE TOWNSHIP OF LITTLE FALLS**

WHEREAS, The Township, in an effort to provide the safety for the residences and allow fast and safe passage of emergency vehicles throughout the roads of the township, have found that Zeliff Avenue has certain portions which cannot support parked vehicles; and

WHEREAS, residents that reside on and/or use Zeliff Avenue have complained about a narrow section of the roadway as being a potential safety issue; and

WHEREAS, the Chief of Police after investigation, recommends that parking be restricted at certain sections of Zeliff Avenue.

NOW LET IT BE ORDAINED that Chapter 7-13 (Parking prohibited at all times on certain streets) be amended to as follows:

Zeliff Avenue

- a. West From Main Street to a point 192 Feet northerly thereof
- b. East Entire length.

Mr. Tosi provided clarification of this ordinance.

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

The Council President declared the motion passed.

Change Order Award to SCS Contracting for Duva Park Tennis Court Improvements – It was moved by Councilmember Gonzalez, seconded by Council President Fontana, that the Council approve the following:

RESOLUTION [V] 12-06-04 - #22

TOWNSHIP COUNCIL RESOLUTION AWARDED CHANGE ORDER TO SCS CONTRACTING, INC. – IMPROVEMENTS TO DUVA PARK TENNIS COURTS IN EXCESS OF \$2,135.00 OF CONTRACT PRICE

WHEREAS, the Township Council has received a recommendation from the Township Engineer regarding the contract for improvements to Duva Park tennis courts to reflect as-built quantities based on field conditions; and

WHEREAS, the Township Council has considered this recommendation in accordance with N.J.A.C. 5:30-1 et seq. and the Local Public Contracts Law; and

WHEREAS, the Township Council has a contract with SCS Contracting, Inc. for Improvements to Duva Park Tennis Courts, which was awarded by public bidding under the Local Public Contracts Law.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council authorizes Change Order to SCS Contracting, Inc. in the amount of \$2,135.00 for the completion of Duva Park Tennis Court improvements with the other accessory work as listed in the Township Engineer's estimate and further authorizes a notice of this action be printed in the official newspaper and a copy of the advertisement be filed with the Township Clerk.

Meeting of June 4, 2012

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

The Council President declared the motion passed.

Payment to NJDOT for Renewal of 2012 Advertising Permits – It was moved by Councilmember Gonzalez, seconded by Councilmember Porter, that the Council approve the following:

RESOLUTION [W] 12-06-04 - #23

WHEREAS, the Township of Little Falls applied for and received State permits for outdoor advertising (billboards) along rote 46; and,
WHEREAS, those permits need to be renewed annually with the New Jersey Department of Transportation,
NOW THEREFORE BE IT RESOLVED, the Treasurer is hereby authorized to issue a check to the New Jersey Department of Transportation in the amount of \$1,965.00 representing payment of the renewal costs for outdoor advertising permits 2012-52 through 2012-54

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

The Council President declared the motion passed.

Renewal of Alcoholic Beverage Licenses – It was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the Council approve the following:

RESOLUTION [X] 12-06-04 - #24

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 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	"
1605-33-006-003	Just Kash, Inc. t/a The Phone Booth 117 Newark Pompton Tpke.	"
1605-33-001-010	Golden Garden Limited Liability Corp t/a Mizu Restaurant 68 Newark Pompton Tpke.	"
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, 2012 and expire on June 30, 2013.

Mr. Wilk provided an explanation of this resolution.

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

The Council President declared the motion passed.

PUBLIC PORTION

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

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

The Council President declared the motion passed.

Renea Shapiro, Little Falls ABC, thanked the Council for the approval of the banner, but expressed confusion with the process. She also agreed that there should be no stipulation regarding outdoor dining timing. Regarding NJ Transit midtown direct service, she said she was lied to about this when she first purchased her home. They are now still fighting this; they should do whatever they can to make this happen. She asked for the Council's thoughts on this, noting that this would help real estate sales in town.

Meeting of June 4, 2012

Arnold Korotkin, Long Hill Road, explained that having midtown direct service in town would save residents time from having to switch trains. He suggested that the town put an agenda of items together to bring to NJ Transit.

Raymond Klepar, 8 Douglas Drive, thought his emails previously sent to the Council were a good idea; all of his questions were answered this evening. He was happy to hear that the Mayor believes the ambulance squad is revitalizing. He asked the Mayor and Council to help search for volunteers by advertising it in places such as PVTV and the website. He thanked everyone for their responses.

Al Attianese, 27 Dewey Avenue, addressed Mr. Tosi regarding his statement about the Faulker Act excluding Council members. He asked if the Administrator could be included in negotiations. Mr. Tosi said that Mrs. Bergin would be included in all negotiations.

Donald Radcliffe, pointed out that tax appeals are one hundred percent refunded by the town, but no money is received back from the County or the school. He suggested that the process for refunds be reevaluated because of this.

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

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

The Council President declared the motion passed.

Council President FONTANA said they will discuss the issue of the banners. He also agreed that the Township must get in touch with NJ Transit.

Council President FONTANA agreed with Mr. Klepar’s comments.

Councilmember SISCO asked if they ever looked into changing residency requirements for volunteers. Council President FONTANA assured that Mrs. Bergin is working very diligently on these topics.

President FONTANA agreed that Mrs. Bergin should be a part of the contract negotiations.

President FONTANA explained that he is not familiar with the tax appeal process. Mr. Tosi informed that there is one judge that hears all tax appeals for a number of counties in NJ. He works on this with the appraisal company and the assessor; he relies on them.

PAYMENT OF BILLS

It was moved by Councilmember Gonzalez, seconded by Councilmember Porter, that the Council approve the following:
INSERT BILL RESOLUTION AND BILL LIST

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

The Council President declared the motion passed.

EXECUTIVE SESSION

It was moved by Councilmember Gonzalez, seconded by Councilmember Vantuno, 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 will reconvene;

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Little Falls will go into executive session for the following reason(s) as outlined in N.J.S.A 10:4-12: Discussion of two matters of litigation – 1. Tax Appeal on Overlook Building; 2. Tax Conferences.

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

The Council President declared the motion passed.

The Council entered Executive Session at 8:45 p.m.

At 9:10 p.m., the Council returned and it was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the meeting return to Open Session.

There being no further business to come before the meeting, it was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the meeting be and it was adjourned at 9:10 p.m.

William E. Wilk
Municipal Clerk

Meeting of June 4, 2012

Cynthia Meyer
Deputy Municipal Clerk