

MINUTES OF SPECIAL MEETING OF DECEMBER 28, 2011

CALL TO ORDER AT 5:00 PM BY COUNCIL PRESIDENT FONTANA

STATEMENT OF PUBLIC NOTICE WAS READ

TAKE NOTICE THAT ADEQUATE NOTICE OF THIS MEETING HAS BEEN PROVIDED IN ACCORDANCE WITH N.J.S.A. 10:4-8 AND N.J.S.A. 10:4-10 AS FOLLOWS: A NOTICE OF THE MEETING WAS PROMINENTLY POSTED ON THE BULLETIN BOARD AT THE MUNICIPAL BUILDING, LOCATED AT 225 MAIN STREET, LITTLE FALLS, N.J. ON DECEMBER 20, 2011; A COPY OF THE NOTICE WAS FAXED TO THE NORTH JERSEY HERALD & 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.

ROLL CALL – COUNCIL MEMBERS SISCO, GONZALEZ, POST AND FONTANA WERE PRESENT. COUNCIL MEMBER VANTUNO WAS PRESENT VIA TELEPHONE. ADMINISTRATOR UNDERHILL AND ATTORNEY JOSEPH TRAPANESE WERE PRESENT

A MOTION TO OPEN TO PUBLIC COMMENT MADE BY GONZALEZ, SECONDED BY SISCO AND PASSED BY A UNANIMOUS “AYE” VOTE.

SEEING NO ONE COME FORWARD A MOTION TO CLOSE TO THE PUBLIC WAS MADE BY GONZALEZ, SECONDED BY SISCO AND CARRIED ON A UNANIMOUS “AYE” VOTE.

REGULAR AGENDA

A MOTION WAS MADE BY POST TO APPROVE RESOLUTION “A”

RESOLUTION [A] 11-12-28 - # 1

Resolution Re: Requesting Approval for Authorization of an Emergency Appropriation in Accordance With N.J.S.A. 40A:4-46 – Legal Services and Cost – Other Expenses

WHEREAS, an emergency has arisen with respect to legal services and costs due to substantial unanticipated and unforeseen litigation, and

WHEREAS, no adequate provision was made in the 2011 budget for the aforesaid purpose, and N.J.S.A. 40A:4-46 provides for the creation of an emergency for the purpose above mentioned, and

WHEREAS, the total amount of emergency appropriations created including the appropriation to be created by this resolution is\$462,000
And, three percent (3%) of the total operating appropriations in the budget for the fiscal year 2011 is\$352,713

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Little Falls, in the County of Passaic, State of New Jersey, that in accordance with N.J.S.A. 40A:4-46, petition be made to the

Director of the Division of Local Government Services for the creation of an appropriation set forth in the preamble in accordance with the following:

1. An emergency appropriation be and the same is hereby made for:
Legal Services and Costs – Other Expenses \$35,000
2. Said emergency appropriation shall be provided for in full in the 2012 budget.
3. That funds for the appropriation shall be provided for from surplus funds on hand.
4. That an “Emergency Note” may be executed by the Chief Financial Officer and the Township Clerk.
5. That two (2) certified copies of this Resolution be filed with the Director of the Division of Local Government Services.
6. That the statements required by the Local Finance Board have been filed with the Clerk and a copy thereof will be transmitted to the Director of the Division of Local Government Services.
7. This resolution shall take effect after approval of the Director of the Division of Local Government Services.

THE MOTION WAS SECONDED BY FONTANA.

SISCO WANTED THE RECORD TO REFLECT THAT HE WAS ONLY VOTING “AYE” BECAUSE THE FINANCE DEPARTMENT NEEDED THE APPROVAL IN ORDER TO PAY INCURRED BILLS. GONZALEZ VOTED “NAY”. POST, VANTUNO AND FONTANA VOTED “AYE”. MOTION CARRIED WITH FOUR “AYE” VOTES AND ONE “NAY” VOTE.

A MOTION WAS MADE BY SISCO TO APPROVE RESOLUTION “B”

RESOLUTION [B] 11-12-28 - # 2

WHEREAS, Title 40A:4-58 of the New Jersey Statutes provides that should it become necessary, during the last two months of the fiscal year to expend for any of the purposes specified in the budget an amount in excess of the respective sums appropriated therefore and there shall be an excess in any appropriation over and above the amount claimed to be necessary to fulfill the purpose of such appropriation, the Governing Body may by resolution setting forth the facts (adopted by not less that 2/3 vote of the full membership thereof), transfer the amount of such excess to those appropriations deemed to be insufficient.

NOW. THEREFORE, BE IT RESOLVED, by the Governing Body of the Township of Little Falls, not less than 2/3 of the members thereof affirmatively concurring, that the Treasurer be and is authorized to make the following transfers in the 2011 Budget Appropriations:

CURRENT FUND	FROM	TO
Municipal Clerk S/W	48	
Financial Administration S/W	200	
Revenue Administration S/W	4,126	
Electrical Inspection S/W	1,187	
Group Health for Employees	571	
Emergency Management S/W	27	
Municipal Prosecutor O/E	46	
Solid Waste S/W	329	
Vehicle Maintenance S/W	50	

Recreation S/W	1,262	
Social Security	2,123	
Municipal Court S/W	60	
Planning Board S/W		348
Fire S/W		274
Public Buildings S/W		160
Public Buildings O/E		2,404
Municipal Court O/E		1,500
Gasoline		665
Emergency – Pre-Halloween O/E		4,678
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	10,029	10,029

THE MOTION WAS SECONDED BY POST AND CARRIED BY A UNANIMOUS “AYE” VOTE

A MOTION TO PAY THE BILLS WAS MADE BY SISCO, SECONDED BY POST AND CARRIED BY A UNANIMOUS “AYE” VOTE.

A MOTION TO ADJOURN WAS MADE BY GONZALEZ, SECONDED BY POST AND CARRIED BY A UNANIMOUS “AYE” VOTE AT 5:08 PM.