

MINUTES OF SPECIAL MEETING OF JUNE 11, 2012

CALL TO ORDER 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 MARCH 30, 2012; 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 JOE SISCO, MERCEDES GONZALEZ, LOU FONTANA, JOHN VANTUNO AND PAM PORTER WERE PRESENT. MAYOR DARLENE POST, ATTORNEY LAWRENCE TOSI, ENGINEER DENNIS LINDSAY, DPW SUPERINTENDENT PHILLIP SIMONE AND BUSINESS ADMINISTRATOR JOANNE BERGIN WERE PRESENT.

MINUTES

COUNCIL PRESIDENT FONTANA ASKED FOR A MOTION TO APPROVE THE MINUTES FROM THE FEBRUARY 27, 2012 REGULAR MEETING AND ASKED THAT THE MINUTES FOR THE SPECIAL MEETING OF FEBRUARY 11, 2012 BE HELD BECAUSE HE HAD SOME QUESTIONS.

A MOTION TO APPROVE THE FEBRUARY 27, 2012 MINUTES WAS MADE BY GONZALEZ, SECONDED BY VANTUNO AND CARRIED ON A UNANIMOUS "AYE" VOTE.

ADMINISTRATOR'S REPORT

ADMINISTRATOR BERGIN READ THE FOLLOWING STATEMENT.

FLOODING: I CONTINUE TO ATTEND MEETINGS REGARDING THE PASSAIC COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM'S IMPLEMENTATION OF DISASTER RECOVERY FUNDS THAT ARE BEING MADE AVAILABLE BY HUD AND WILL BE FILTERED THROUGH THE CDBG PROGRAM. LITTLE FALLS HAS BEEN ASKING TO PARTICIPATE IN MEETINGS REGARDING THE INTENDED USE OF THESE FUNDS, AND I WILL CONTINUE TO ADVOCATE AND LOBBY FOR THESE FUNDS TO BE USED FOR OUR RESIDENTS AND FOR PROGRAMS THAT THE TOWNSHIP CONSIDERS ITS HIGHEST PRIORITIES IN TERMS OF FLOOD MITIGATION. THE FIRST DRAFT OF THE FUNDING FORMULA FOR THE DISBURSEMENT OF THESE FUNDS SHOWED THE TOWNSHIP WOULD RECEIVE \$1.3 MILLION. I HAVE PROVIDED SIGNIFICANT DOCUMENTATION SHOWING THE TOWNSHIP'S MITIGATION STRATEGY AND EFFORTS TO DATE, AND I AM HAPPY TO REPORT THE REVISED FUNDING DRAFT NOW HAS THE TOWNSHIP SCHEDULED TO RECEIVE \$2.8 MILLION. WE WILL CONTINUE TO WORK ON THIS IMPORTANT APPLICATION - A RESOLUTION IN SUPPORT OF THAT IS ON THE AGENDA FOR TONIGHT'S SPECIAL MEETING. A SPECIAL THANKS TO JOE MACONES, OUR FLOOD PLAIN COORDINATOR, WHO ATTENDED A MEETING ON MY BEHALF LAST WEEK.

ON MAY 30, I ATTENDED THE REGIONAL FLOOD BASIN MEETING WITH REPRESENTATIVES FROM FAIRFIELD, POMPTON LAKES, PEQUANNOCK, AND OTHER TOWNS. THIS WORKING GROUP OF FLOOD-PRONE COMMUNITIES IS DEVELOPING A RESPONSE TO THE POMPTON LAKE DAM FLOODGATE OPERATIONS STUDY FINAL REPORT AS COMMISSIONED BY THE NJDEP. THE CONTROVERSIAL REPORT HAS CREATED UNREST AMONG MANY FLOOD-PRONE COMMUNITIES BECAUSE IT STATES THAT THE POMPTON LAKES DAM GATES ARE PERFORMING AS DESIGNED WITH NO SIGNIFICANT INCREASES IN THE DOWNSTREAM IMPACTS.

SHARED SERVICES: AS YOU KNOW, THE TOWNSHIP HAD ENTERED INTO A SHARED SERVICES AGREEMENT WITH THE TOWNSHIP OF PARSIPPANY-TROY HILLS FOR MY SERVICES AS FEMA PROGRAM ADMINISTRATOR. I HAVE CONDUCTED TWO LARGE-SCALE PUBLIC MEETINGS AND SEVERAL SMALLER MEETINGS WITH FEMA AND THE TOWNSHIP TO ASSIST IN IMPLEMENTING THEIR RECENTLY-AWARDED LARGE SCALE APPLICATION TO MITIGATE 52 HOMES. THE TOWNSHIP RECEIVES \$105 PER HOUR FOR MY TIME AND I ANTICIPATE SPENDING ONE DAY A WEEK ON THIS PROJECT.

GRANTS: THE TOWNSHIP HAS SUBMITTED A RECREATION OPPORTUNITIES FOR INDIVIDUALS WITH DISABILITIES GRANT AVAILABLE THROUGH THE NJDCA TO IMPLEMENT A RECREATION PROGRAM FOR CHILDREN WITH SPECIAL NEEDS. AS IS DONE WITH THE CLASSROOM SETTING, THIS PROGRAM WILL BE DEVELOPED TO BE INCLUSIONARY. SO, IT WILL NOT BE A PROGRAM SPECIFICALLY FOR CHILDREN WITH DISABILITIES. THE PROGRAM WILL PROVIDE STAFFING ASSISTANCE AND OVERSIGHT FROM A DEVELOPMENTAL SPECIALIST TO ENSURE ALL CHILDREN'S NEEDS ARE BEING MET AND THAT EVERYONE HAS A CHANCE FOR SUMMER RECREATION PROGRAMS.

ON JUNE 18 AT 6:30 PM THE TOWNSHIP WILL HOLD A PUBLIC HEARING ON THE PASSAIC COUNTY OPEN SPACE APPLICATION WHICH IS DUE LATER THIS MONTH. THE TOWNSHIP WILL BE SUBMITTING AN APPLICATION FOR IMPROVEMENTS AT AMITY PARK. THE HEARING WILL BE HELD IN THE UPSTAIRS CONFERENCE ROOM.

THE TOWNSHIP HAS SUBMITTED A GRANT THROUGH THE US TENNIS ASSOCIATION FOR \$8,500 TO ACQUIRE EQUIPMENT TO IMPLEMENT A BEGINNER'S TENNIS PROGRAM FOR YOUTH, ADULTS AND SENIORS. RECREATION DIRECTOR JOHN PACE AND MYSELF HOSTED A SITE VISIT BY A USTA STAFF MEMBER, WHO WAS NOT ONLY IMPRESSED BY THE NEW TENNIS COURTS AT PATERSON AVENUE, SHE OPENLY REMARKED AT HOW IMPRESSED SHE WAS BY THE BUSY ACTIVITY OCCURRING AT THE REC CENTER ON A WEEKDAY MORNING. THERE WERE OLDER ADULT EXERCISE CLASSES UNDERWAY DURING HER VISIT AND SHE WAS VERY IMPRESSED BY THE TOWNSHIP'S ACTIVE AND THRIVING PROGRAMS. AS A RESULT, SHE INVITED THE TOWNSHIP TO SUBMIT A DISCRETIONARY EQUIPMENT APPLICATION WITH THE CONDITION IT NEEDED TO BE COMPLETED WITH A FEW DAYS. MR. PACE AND I MOVED VERY QUICKLY TO MEET THIS CHALLENGE AND ARE OPTIMISTIC THAT TOWNSHIP WILL RECEIVE THESE FUNDS.

EMAIL BLASTS: THANKS SO MUCH TO COUNCILMAN JOHN VANTUNO FOR HIS HELP GETTING AROUND SEVERAL BUMPS IN THE ROAD THAT ALLOWED FOR OUR FIRST OFFICIAL EMAIL BLAST ON JUNE 1. WE STILL HAVE SOME KINKS TO WORK OUT, BUT COUNCILMAN VANTUNO IS WORKING THROUGH THOSE FROM A TECHNICAL PERSPECTIVE SO THAT WE MAY CONTINUE WITH THIS SERVICE. ANY RESIDENT WHO WANTS TO SIGN UP FOR EMAIL NOTIFICATIONS MAY DO SO BY VISITING THE WEB SITE AND CLICKING THE EMAIL NOTIFICATION LINK AT THE TOP OF THE PAGE.

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

LUIS FERNANDEZ - I DON'T BELIEVE NON-RESIDENTS SHOULD BE ALLOWED TO TALK IN THE PUBLIC PORTION. THE CRITICISM FROM THE EARLIER SPEAKER IS OUT OF LINE. RELIGION HAS NO PLACE IN THIS CHAMBER. ON ANOTHER TOPIC, THE EARLIER PROPERTY TAX CARD PRESENTATION SEEMS TO BE CLOSE TO WHAT I ASKED EARLIER IN THE YEAR ABOUT GIVING A DISCOUNT IF PEOPLE PAY THEIR TAXES EARLY.

ARNOLD KOROTKIN - MR. VANTUNO THANK YOU FOR THE EMAIL BLAST. I AM ALSO HAPPY TO HEART THE RECREATION APPLIED FOR GRANTS TO MAKE OUR FACILITIES FIT FOR ALL PERSONS. I WOULD LIKE TO REPORT THE FENCE SURROUNDING THE LATTICE TOWER AT GREAT NOTCH FIRE COMPANY IS OPEN AND UNLOCKED.

ROSEMARIE BELLO-TRULAND- IN REGARD TO THE PROPERTY TAX CARD, IF RENTERS ARE CHARGED \$25, WHAT HAPPENS IF THE REBATES DON'T EQUAL AT LEAST \$25? I WOULD ALSO ENCOURAGE ALL COUNCIL MEMBERS TO SPEAK FREELY WITHOUT FEAR OF AN ATTACK LIKE THE EARLIER MEETING. JUST WORK FOR THE GOOD OF THE TOWN.

SIRRANO KEITH BALDEO - I FELT DISCRIMINATED TONIGHT. "IN THIS COUNTRY" IS A TIRED EXPRESSION. THIS TYPE OF REACTION HAPPENED IN PATERSON EARLIER BUT IN THE END I PREVAILED. WHERE IS MY FREE SPEECH/ THE DRAMA HAS JUST BEGUN!

KOROTKIN- I WAS OFFENDED BY THE PREVIOUS SPEAKER. SEVERAL CLERGY IN PATERSON WOULD DISAGREE. THE MESSAGE I HEARD WAS IF I DON'T AGREE, I AM WRONG.

KLEPAR - THE GENTLEMAN'S COMMENTS ON CHRISTIAN REPUBLICANS IS WRONG. THE TOWNSHIP OFFICIALS SHOULD DISTANCE THEMSELVES FROM SUCH TALK.

A MOTION TO CLOSE PUBLIC COMMENT MADE BY PORTER, SECONDED BY VANTUNO AND PASSED BY A UNANIMOUS "AYE" VOTE.

RESPONSE

FONTANA TO FERNANDEZ - WE CANNOT CONTROL SPEAKERS. A TAX REBATE FOR EARLY PAYMENT IS NOT THE SAME A THE DISCOUNT CARD.

FONTANA TO KOROTKIN - YOUR THANKS FOR THE EBLAST ARE APPRECIATED.

FONTANA TO BALDEO - YOU HAVE FREE SPEECH.

REGULAR AGENDA

A MOTION TO ADOPT RESOLUTION "A" WAS MADE BY SISCO, SECONDED BY PORTER

RESOLUTION [A] 12-06-11 - # 1

TO AUTHORIZE THE COUNTY OF PASSAIC TO APPLY ON BEHALF OF THE TOWNSHIP OF LITTLE FALLS FOR US DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (USHUD) DISASTER RELIEF FUNDING FROM THE CDBG-DR GRANT FUNDS PROGRAM TO THE NJ DEPARTMENT OF COMMUNITY AFFAIRS

WHEREAS, THE COUNTY OF PASSAIC HAS BEEN ADVISED BY THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS THAT THE COUNTY IS ELIGIBLE TO SUBMIT AN APPLICATION FOR USHUD DISASTER CDBG-DR FUNDS ON BEHALF OF THOSE MUNICIPALITIES IMPACTED BY DISASTERS DURING 2011; AND

WHEREAS, THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS HAS ADVISED THE COUNTY OF PASSAIC THAT IT IS ELIGIBLE TO SUBMIT AN APPLICATION FOR DISASTER FUNDS NOT TO EXCEED \$11,854,865; AND

WHEREAS, THE DISASTER MUNICIPALITIES HAVE AGREED TO COOPERATE WITH ONE ANOTHER AND SUBMIT ONE CONSOLIDATED APPLICATION TO THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS; AND

WHEREAS, THE TOWNSHIP OF LITTLE FALLS IS ONE OF THE IMPACTED DISASTER MUNICIPALITIES ELIGIBLE TO PARTICIPATE IN THE COUNTY OF PASSAIC'S APPLICATION TO THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS; AND

WHEREAS, THE TOWNSHIP OF LITTLE FALLS HAS AGREED TO PARTICIPATE IN THE CONSOLIDATED APPLICATION WITH THE OTHER IMPACTED MUNICIPALITIES IN THE COUNTY OF PASSAIC TO THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS; AND

WHEREAS, THE OBJECTIVE OF THE COUNTY OF PASSAIC'S CONSOLIDATED APPLICATION IS TO REBUILD SAFER AND STRONGER COMMUNITIES AND IMPLEMENT DISASTER RELATED ACTIVITIES THAT ADDRESS RECOVERY EFFORTS INCLUDING, BUT NOT LIMITED TO, HOUSING, ECONOMIC DEVELOPMENT, INFRASTRUCTURE AND PREVENTION OF FURTHER DAMAGE TO AFFECTED AREAS;

NOW THEREFORE BE IT RESOLVED, BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF LITTLE FALLS THAT:

1. THE COUNCIL AUTHORIZES THE MAYOR, BUSINESS ADMINISTRATOR, AND CLERK TO ACT AS THE AUTHORIZED REPRESENTATIVE OF THE TOWNSHIP OF LITTLE FALLS AND EXECUTE ALL NECESSARY DOCUMENTS AND CERTIFICATIONS TO PARTICIPATE IN THE COUNTY OF PASSAIC'S CDBG-DR PROGRAM APPLICATION TO THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS; AND
2. THE COUNCIL AUTHORIZES THE COUNTY OF PASSAIC TO SUBMIT A CONSOLIDATED CDBG-DR APPLICATION TO THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS ON BEHALF OF THE TOWNSHIP OF LITTLE FALLS.

THE MOTION WAS CARRIED BY A UNANIMOUS "AYE" VOTE.

A MOTION TO ADOPT RESOLUTION "B" WAS MADE BY SISCO, SECONDED BY PORTER

RESOLUTION [B] 12-06-11 - # 2

WHEREAS, THE TOWNSHIP OF LITTLE FALLS IS MAKING A GRANT APPLICATION TO THE PASSAIC COUNTY OPEN SPACE AND FARMLAND PRESERVATION TRUST FUND FOR IMPROVEMENTS TO AMITY PARK;

WHEREAS, THE FUNDING REQUEST IN THE AMOUNT OF \$111,000 IS TO MAKE IMPROVEMENTS TO THE PARK THAT INCLUDE TENNIS COURT REPAIRS, WALKING TRAIL AND FIELD IMPROVEMENTS;

NOW, THEREFORE, BE IT FURTHER RESOLVED THE GOVERNING BODY/BOARD RESOLVES THAT DARLENE J. POST OR THE SUCCESSOR TO THE OFFICE OF MAYOR IS HEREBY AUTHORIZED TO:

- (A) MAKE APPLICATION FOR SUCH A GRANT,
- (B) PROVIDE ADDITIONAL APPLICATION INFORMATION AND FURNISH SUCH DOCUMENTS AS MAY BE REQUIRED, AND
- (c) ACT AS THE AUTHORIZED CORRESPONDENT OF THE ABOVE NAMED APPLICANT

PORTER - PARKING HAS BEEN A PROBLEM AT AMITY FIELD. WOULD IT BE POSSIBLE TO RE-LOCATE THE BASKETBALL COURT TO ALLOW ADDITIONAL PARKING?

BERGIN - ACTUALLY THE GRANT IS FOR ACTIVE RECREATION ACTIVITIES. TRYING TO ADD PARKING WOULD HURT OUR APPLICATION.

THE MOTION WAS CARRIED BY A UNANIMOUS "AYE" VOTE.

A MOTION TO ADOPT RESOLUTION "C" WAS MADE BY PORTER, SECONDED BY GONZALEZ

RESOLUTION [C] 12-06-11 - # 3

AWARDING CONTRACT FOR IMPROVEMENTS TO
STANLEY STREET

WHEREAS, SEALED PROPOSALS WERE RECEIVED ON MAY 30, 2012 FOR IMPROVEMENTS TO STANLEY STREET AS FOLLOWS:

AJM CONTRACTORS, INC. - CLIFTON NJ	\$185,820.00
4 CLEAN-UP, INC. - NORTH BERGEN, NJ	220,987.20
S. BATATA CONSTRUCTION - SOUTH RIVER, NJ	221,605.00
SCS CONTRACTING, INC. - RAMSEY, NJ	226,005.00
DLS PAVING - NUTLEY, NJ	235,003.75
CROSSROAD CONSTRUCTION - NUTLEY, NJ	252,749.00
ROCK SOLID CONSTRUCTION - NEWARK, NJ	267,680.00

AND; WHEREAS, THE BID HAS BEEN REVIEWED BY THE TOWNSHIP ATTORNEY, LAWRENCE TOSI, ESQ.;

AND

WHEREAS, THE TREASURER HAS PROVIDED IN ADVANCE OF THE AWARD OF CONTRACT A CERTIFICATION OF THE AVAILABILITY OF FUNDS (COPY OF WHICH IS APPENDED TO THE ORIGINAL OF THE WITHIN RESOLUTION) PURSUANT TO RULE 5:30-1.10 OF THE LOCAL FINANCE BOARD, AND THE APPROPRIATION TO BE CHARGED FOR THIS EXPENDITURE IS BOND ORDINANCE 1126;

NOW, THEREFORE, BASED ON THE RECOMMENDATION OF THE TOWNSHIP ENGINEER, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS AS FOLLOWS:

1. THAT THE PROPOSAL OF

AJM CONTRACTORS, INC.
CLIFTON, NJ

IN THE AMOUNT OF

\$185,820.00

BE AND IT IS HERBY ACCEPTED SUBJECT TO COMPLIANCE WITH PUBLIC CONTRACTS REGULATIONS N.J.S.A 10:5-31 ET SEQ. AND N.J.A.C. 17:27, AS WELL AS PAY-TO-PLAY LAW N.J.S.A. 19:44A-20.4 ET SEQ.;

2. THAT THE MAYOR AND CLERK BE AND THEY ARE HEREBY AUTHORIZED TO EXECUTE A CONTRACT FOR THE SAID SERVICES.

THE MOTION WAS CARRIED BY A UNANIMOUS "AYE" VOTE.

THE MUNICIPAL CLERK REPORTED RESOLUTION "D" TO CHANGE THE NAME OF MIZU RESTAURANT WAS REQUESTED TO BE PULLED IN A TELEPHONE CONVERSATION WITH THE APPLICANT'S ATTORNEY EARLIER IN THE DAY.

A MOTION TO ENTER CLOSED EXECUTIVE SESSION WAS MADE BY VANTUNO, SECONDED BY PORTER

RESOLUTION [E] 12-06-11 - # 4

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, THIS SPECIAL 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: ONE (1) PERSONNEL MATTER CONCERNING A GRIEVANCE, ONE (1) MATTER OF LITIGATION WITH THE FORMER TOWNSHIP ATTORNEY, ONE (1) MATTER OF INVESTIGATION REGARDING THE BRINDISI REPORT.

A RESOLUTION TO RETURN TO OPEN SESSION WAS MADE BY SISCO, SECONDED BY GONZALEZ AND CARRIED BY A UNANIMOUS "AYE" VOTE.

A MOTION TO AUTHORIZE A SETTLEMENT OF LITIGATION BETWEEN THE TOWNSHIP AND FORMER TOWNSHIP ATTORNEY TRAPANESE WAS MADE BY GONZALEZ, SECONDED BY VANTUNO

RESOLUTION [F] 12-06-11 - # 5

**RESOLUTION OF THE TOWNSHIP OF LITTLE FALLS
AUTHORIZING SETTLEMENT WITH TRAPANESE LAW FIRM**

WHEREAS, JOSEPH TRAPANESE AND THE LAW OFFICES OF TRAPANESE & TRAPANESE (COLLECTIVELY "TRAPANESE LAW FIRM") HAD PREVIOUSLY SERVED AS COUNSEL TO THE TOWNSHIP OF LITTLE FALLS (THE "TOWNSHIP"); AND

WHEREAS, THE TOWNSHIP TERMINATED ITS RELATIONSHIP WITH THE TRAPANESE LAW FIRM ON OR ABOUT MARCH 12, 2012; AND

WHEREAS, THE TRAPANESE LAW FIRM CLAIMED THAT CERTAIN AMOUNTS WERE DUE AND OWING FOR PAST AND FUTURE CLAIMS RELATED TO ITS REPRESENTATION OF THE TOWNSHIP; AND

WHEREAS, THE TOWNSHIP AND THE TRAPANESE LAW FIRM AGREE THAT IT IS IN THEIR MUTUAL INTERESTS TO AVOID UNNECESSARY LITIGATION BY REACHING AN ACCOMMODATION OF THE DISPUTES BETWEEN THEM BY PAYMENT OF \$50,000 TO THE TRAPANESE LAW FIRM WITHIN 30 DAYS OF THE DATE OF THIS RESOLUTION IN FULL AND FINAL PAYMENT OF ANY CLAIM THAT WAS OR COULD HAVE BEEN ASSERTED BY THE TRAPANESE LAW FIRM (THE "SETTLEMENT"), WITHOUT ANY ADMISSION OF LAW OR FACT AGAINST OR IN FAVOR OF EITHER PARTY.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE TOWNSHIP OF LITTLE FALLS THAT:

SECTION 1. THE SETTLEMENT IS HEREBY AUTHORIZED.

SECTION 2. THE MAYOR, THE BUSINESS ADMINISTRATOR OR ANY PERSON SO DESIGNATED BY EITHER OF THEM IS HEREBY AUTHORIZED AND DIRECTED TO EXECUTE ANY AGREEMENT NECESSARY TO EFFECTUATE THE SETTLEMENT CONSISTENT WITH THE TERMS FIRST SET FORTH ABOVE.

THE MOTION WAS CARRIED BY A UNANIMOUS "AYE" VOTE.

A MOTION TO ADJOURN WAS MADE BY VANTUNO, SECONDED BY GONZALEZ AND CARRIED BY A UNANIMOUS "AYE" VOTE.