

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

**Monday, May 20, 2013**

Council President John Vantuno called the meeting to order at 7:30 p.m. with the following members present: Louis Fontana, Joseph Maceri and Pamela Porter. Also present were Mayor Darlene Post, Township Attorney William Northgrave, Township Engineer Dennis Lindsay and Township Administrator Joanne Bergin.

Absent: Councilmember Rento and Police Chief Dmuchowski

Township Employees present: Construction Official Joseph Macones, Recreation Director John Pace, CMFO/Treasurer William Schaffner, DPW Superintendent Phillip Simone, Fire Chief Jack Sweezy, Deputy Municipal Clerk Cynthia Kraus and Assistant to Municipal Clerk Marlene Simone.

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 bulletin board at the Municipal Building, located at 225 Main Street, Little Falls, N.J. on January 8, 2013; 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.

**APPROVAL OF MINUTES**

It was moved by Councilmember Porter, seconded by Councilmember Maceri, that the Minutes of the meeting of March 25, 2013 be and they were approved.

Poll:           Ayes:           Fontana, Maceri, Porter and President Vantuno  
                  Nays:           None

The Council President declared the motion passed.

**REMARKS FROM CHAIR**

Council President VANTUNO apologized on behalf of Councilmember Rento for his absence this evening. He informed that there will be a Transportation meeting this Thursday, 5/23/13. He also pointed out that there were some questions previously asked regarding bus shelters, noting that NJDOT is looking into this; they will follow up. He reminded that there have recently been many questions about the taxes that are paid to the high school. He has asked Counsel to look into this.

Council President VANTUNO reminded that Mr. Reynolds had asked Mr. Lindsay to follow-up on road work. Mr. Lindsay informed that he wrote to Steve Edmunds today, who said he is not aware of any policy, program or offer in connection with paying for one half of the cost of sidewalks. He also informed that if there is a significant public improvement, the County will install sidewalks. However, once installed, it will then be the responsibility of each homeowner to maintain the curb and sidewalk. He will give copy of response from Mr. Edmunds to Mr. Reynolds.

**COUNCIL MEMBER REPORTS**

Councilmember FONTANA extended his thoughts and prayers to the people in Oklahoma who are devastated right now. He informed that this Saturday is the annual Memorial Day Parade, which starts at 10:00 a.m. The parade ends at Wilmore Road Park, where there will be a ceremony at 11:00 a.m. He asked everyone to come out and pay their respects.

Councilmember PORTER also extended her thoughts and prayers to everyone in Oklahoma. She will not be able to attend the parade on Saturday, but her thoughts, prayers and thanks will be in her heart to all of the veterans and men and women who serve our country, along with their families. She informed that there will be an ice cream social being hosted by the Senior Citizens Advisory Board this Wednesday from 1:00 p.m. to 3:00 p.m. at the Civic Center. Some of the kids from the chorus will be there to entertain as well. On that same day, the Municipal Alliance is hosting *Staying on the Right Track Day* for the eighth grade students, which is a great program and a full day of education. There is a group called *Free Teens* to do a presentation in the morning and then there will also be someone coming to talk to the kids in the afternoon. Councilmember PORTER explained that her son was a volunteer fireman in town for many years. He is now a paid Fireman in Charlotte, NC and was lucky enough to be asked to be one of the 16 Firemen across the nation to compete in a grill-off contest. He won the one in Charlotte and is now in Hollywood, CA to compete against the other eight contestants for a grand prize of \$20,000 for his fire company.

Councilmember MACERI had nothing new to report, but said he hopes to see everyone at the parade on Saturday morning.

**MAYOR'S REPORT**

Mayor Post said this past Sunday Passaic County organized a greenway hiking tour, which was very well attended. She thanked Jennifer Gonzalez for organizing that, as well as the Historian who gave details along the hike. She informed that the ribbon cutting ceremony for the Justice Complex will be held on Monday, June 10, 2013 at 6:00 p.m. She also informed that she received a letter from St. George's Antiochian Orthodox Church, thanking Catherine Sokalski of the Municipal Alliance and Linda Crossman, noting that they do an outstanding job with our youth. She read the letter aloud at this time.

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### ATTORNEY'S REPORT

Mr. Northgrave addressed some residents' questions regarding P.V.H.S. funding. The Budget is prepared by the School Business Administrator pursuant to a State prescribed form. As long as that budget is within the two percent cap, the Council no longer votes on these budgets. The Board of Education is who will accept or reject that budget. With regard to how that is broken up among the constituent municipalities, there is a state formula that is followed. They were not able to confirm which formula this is based on, but they have contacted the auditor to do so.

### ADMINISTRATOR'S REPORT

Mrs. Bergin reported as follows:

I'd first like to start by welcoming Officer Danielle Struthers here representing the Police Department this evening. Thank you Officer Struthers for filling in tonight for the Chief.

I have a few updates before I discuss tonight's agenda items.

The first is an update on tax appeals for 2013. The deadline to file a tax appeal for this year was May 1. In total there were 48 tax appeals filed with the County and 24 filed with the State (for those properties assessed at more than \$1 million). Last year, more than 450 tax appeals were filed including both state and county appeals. Additionally, a large portion of the 48 county appeals were filed using the assessed valuation from last year, and therefore, will be dismissed as they did not use the correct values as determined as part of the Municipal Wide Reassessment. The significant reduction is directly related to the Reassessment, which has aligned assessed values appropriately.

Secondly, as most of you know, the Township is in the process of completing a Re-examination of our Master Plan to update the goals, objectives and vision for the Township for the years to come. Resident feedback is encouraged and welcome as we go through this process. To that end, a Visioning Questionnaire has been prepared and will be available on the Township web site later this week. Please encourage your family and neighbors to complete the questionnaire and submit via mail, email or in person at Town Hall.

This questionnaire is just one of the ways that we are looking for input from residents on the master plan re-examination.

The Township will host two public visioning sessions: Thursday, June 20 and Thursday, June 27. Both sessions will be held at 7 pm here in the Little Falls Municipal Building. Planner Jeff Janota and members of the Passaic County Planning Department will be on hand to make presentations and to hear your thoughts, ideas and feedback on ways to enhance the Township's many great features. Please be a part of the process by responding to the questionnaire. Responses are needed by June 30, 2013 so that we can incorporate the comments into the Master Plan.

A ribbon cutting ceremony on the Justice Complex will be held at 6 pm Monday, June 10 prior to the Township Council meeting. Public areas of the building will be open, refreshments will be served. A special thanks to Chief Dmuchowski, Lt. Califiore and Phil Simone for their hard work and dedication to completing the construction and in working together on relocating the police department to this location. We are looking forward to having the police department here on site.

In terms of flood mitigation, the Township has awarded a contract for the elevation of the first three homes. A meeting was held on May 16 with the architects, contractor, engineer and the three property owners. We expect to begin construction on or around June 10. Please try and assist the Township in maintaining the property owner's privacy during this process. The Township will not be holding any media events to bring attention to the construction.

By June 1, the Township will go out to bid on the homes to be elevated in SRL FY10. One of the major issues with the public bidding process is the bond requirements. The more homes included in the contract, the larger the bond required as part of the bid package. Therefore, the Township may need to bid the elevations in small groups of 2 or 3 houses at a time just to ensure we get bidders. We may even bid each house individually, but all bids will be advertised at the same time.

In terms of acquisition, the Township has acquired two homes and is under contract on eight more. One of the acquired homes has been demolished; the second demolition should be completed within the next 10 days.

The acquisitions in SRL FY10 and HMGP will be processed first. The Township has yet to receive confirmation of CDBG HUD funds for SRL FY11 which will provide the bridge funds for residents opting for acquisition as opposed to elevation; although, we fully anticipate that notification to be arriving shortly. These are funds released by Housing and Urban Development (HUD) which is a federal entity to the New Jersey Department of Community Affairs (NJCA) then onto the Passaic County Community Development Block Grant program. The Township is a subgrantee to the County. NJCA recently issued the grant contract documents to the County and the Freeholder Director has executed them with the State of NJ. The County is now awaiting comments on its boiler plate sub-recipient contract agreements from NJCA so grant agreements can be issued to each participating municipality. NJCA has been very slow to provide comments – the boiler plate draft was provided to them in February. The County is pushing them to finalize their comments. Once received, the County will then send agreements to each municipality and then the project can start.

Lastly, in terms of flood mitigation, there was a press announcement made last week regarding the release of funds for private property acquisition. Governor Christie announced the release of funds to the NJDEP Blue Acres Program for specific areas hardest hit by Hurricane Sandy. Property owners interested in acquisition who are not already part of one of the Township's approved FEMA grants, can contact Blue Acres directly to submit an application or to ask questions about the process. This is not a program that will be filtered through the Township. Blue Acres has always been a direct property owner to state program, with one exception after Hurricane Irene, where the Township applied for the 25% non-federal match needed for those properties in our Hazard Mitigation Grant Program. Applications are available on line at [www.state.nj.us/dep/greenacres](http://www.state.nj.us/dep/greenacres) or by calling (609) 984-0500.

Also, I'd like to thank Recreation Director John Pace. This past Friday afternoon, Mr. Pace and I met the bus of Passaic County Open Space board members and showed them the plans for Inwood Field as per our recent grant application. Mr. Pace is a crowd favorite and his energy, passion and commitment to recreation and park improvements is evident in how well received he is each year when we host the group. Little Falls has been very successful in receiving grant funds through the Open Space program in large part, because of our commitment to spend the funds in a timely manner and in our strategy of focusing on a different area of town each year.

Also tonight I believe there may be some residents in attendance regarding the potential use of 112 Stevens Avenue (the former Bella Notte restaurant). I understand there may be a petition drafted for presentation this evening, which

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if that occurs, we will accept. However, the concerns raised regarding the future use of this property are ones that will eventually be heard by the Township's Planning Board and are not within the Council's parameter to review and decide. The above property is located in the R-1B Residential District of the Township, which only permits single family homes on lots with 75 feet of frontage and 120 feet of depth and a lot size of at least 9,000 square feet or more. The above referenced lot is undersized at 45x80 and contains a shell of a two story building which was previously used as a restaurant, which said use was abandoned a few years ago after the restaurant filed for bankruptcy and the property was taken back by the bank, which is the current owner of the property. Planning Board Attorney Jim Bryce has been asked to draft correspondence to the bank that owns the lot outlining the need for Planning Board approval for any future use of the site. There have been advertisements regarding leasing or selling the space, and these advertisements have created concern by neighbors along Stevens Ave., Center Ave., Crane Street, Ridge Ave., Prospect St., Lincoln Ave., Walnut St. etc. Therefore, our Planning Board attorney has been tasked with formalizing the Township's position in correspondence that will ensure the property owners are noticed of the requirements. Our code official, Joe Macones, has been aware of this and has been working with the Planning Board and Planning Board attorney to ensure action does not occur without the appropriate approvals. In terms of the agenda, CMFO Bill Schaffner will discuss the report on the agenda regarding the sale of bond anticipation notes.

Mr. Schaffner provided an explanation of the certificate of determination and award on the issuance of bond anticipation note and refunding bond anticipation note on tonight's agenda.

In new business, later in tonight's agenda, we will have a public hearing on Ordinance #1176 which allows the Township to establish fees for first-, second- and third-offenses of certain provisions in the Township code book. This will reduce the number of mandatory court appearances for violations while increasing revenue for the Township.

Also tonight there is a resolution on the agenda for summer hours. This has been a long-standing practice in the summer and one that the Council is being asked to continue. I do have a correction to the proposed resolution on summer hours. The Municipal Building opens Fridays at 8 am.

There are two resolution appointments on tonight's agenda: Susan McKenna as Qualified Purchasing Agent and Cynthia Kraus as Clerk. Mrs. McKenna as served as the QPA since former CMFO Kathy Albanese retired, and we are required to renew this appointment annually. Mrs. Kraus has been serving as Acting Clerk for the past three months and the Council is being asked to appoint her to a three-year term. The Clerk's position is one which carries a mandatory three-year term. Cynthia has done an exceptional job leading that office through significant transition and has done so with grace, kindness and respect to her colleagues, Mayor and Council, and the public.

Also tonight there is a resolution authorizing the tax collector to issue estimated tax bills for the third quarter of 2013. The Tax Collector and CMFO are responsible for calculating a permissive tax levy range for the estimated tax bill as per the Division of Local Government Services. The permissive estimated tax levy is computed by multiplying the previous year's tax levy by .95 and 1.05. This provides a 5% range either below or higher than the previous year's levy.

The 2012 tax rate of \$2.30 has been recast to \$2.88 after the reassessment.

The Township anticipates that there will be a tax rate decrease due to the County levy going down; therefore, we have proposed an estimated tax rate of \$2.85.

The Township will most likely receive their certified tax rate from the Passaic County Board of Taxation late July or in August as compared to previous years.

### **PUBLIC PORTION**

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

Poll:               Ayes:               Fontana, Maceri, Porter and President Vantuno  
                      Nays:               None

The Council President declared the motion passed.

John Veteri, 133 Prospect Street, informed that the building at 103 Main Street suffered a significant fire last Monday, and said the Fire Department did an amazing job. He also spoke to the abandonment of use of 112 Stevens Avenue and said this will be submitted to the Planning Board.

Arnold Korotkin, Long Hill Road, asked for status updates on each of the following: DPW and PBA contract negotiations, compensation to be received by contractor for Justice Complex, finalization of construction of first responders' communications system, emergency medical service ordinance, digital billboards on Route 46, submission of report regarding possible use of property at Rose Street and Financial Disclosure Statement follow-up procedures. He also questioned when the Police will be moving into the new building.

Andrew and Marianne Baggat, thanked the Fire Department for doing such a great job at the recent fire in town. They also thanked the Governing Body for their quick response regarding the bus shelter replacement. They also informed of a street light being out, nothing that it is very dark without this light.

Renea Shapiro, Little Falls ABC, thanked the Police Dispatcher for helping with the electrical box that sits on Route 23 and Main Street; there have been problems with this for many months. On 6/15/13, there is a Business Association event being held on Main Street and at the Morris Canal. She asked if the grass could be cut in that area before the event. She also informed of a tree down and some dead bushes in that area. She reminded that she requested a crosswalk on Main Street and Center Avenue many months ago and asked for the status of this. She also asked about installing more lights in the Municipal lot.

Louis Fernandez, 54 Harrison Street, voiced concern regarding the state of the roads in his area, specifically on Jackson Street. He previously spoke with Mr. Simone about this. He also voiced concern regarding the absence of

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Police presence. He was informed that the bussing of the children in town is complimentary and asked if this is correct information. He explained that he previously requested a meeting with Freeholder Lepore, who was unable to make that meeting and had to cancel. He questioned if someone could reach out to him to reschedule.

Brian Reynolds, 7 Notch Road, referred to the acquisition of homes and asked if this will be at the current revaluated price. He also informed that there is no provision in the agreement with the other towns for the school with regard to the use of our land; he finds this hard to believe. He asked about the status of the bus shelters. Referring to the note on tonight's agenda, he asked for more information as to what was included in these capital improvements. Regarding the dedication of the new Police Station, he again suggested that there should be a plaque, dedicating the building to the citizens of Little Falls. He asked what the new plaque will read.

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

Poll:           Ayes:           Fontana, Maceri, Porter and President Vantuno  
                  Nays:           None

The Council President declared the motion passed.

Council President VANTUNO thanked all of the volunteer firefighters, noting that they are an asset to this town.

Mrs. Bergin said contract negotiations are ongoing and they will ratify the contracts as soon as the negotiations are complete.

Mayor Post informed that the Police will be moving in shortly after the ribbon cutting. They are currently looking at all viable options for the old Police building. The liquidated damages for the Justice Complex are being handled by the Township Attorney. Mr. Northgrave said it is not appropriate to discuss this at this time.

Councilmember VANTUNO said they are still researching the best possible option for a communications system. Mrs. Bergin explained that they are looking into several options and will present the most viable option. Mrs. Bergin also informed that they are continuing to discuss as many alternatives as possible regarding EMS services; they will present when they have an update.

Mayor Post said the bids for the billboards that were received were extremely low compared to what they expected to collect. They are looking at other options at the current time. The Rose Street property is currently being reviewed by H2M; the Township is waiting on their report.

Mrs. Bergin informed that letters were sent out regarding the due date for the Financial Disclosure Statements.

Mr. Sweezy informed that the street light was called into Public Service about two months ago; he will follow up. Mr. Simone said they will fax the information to Public Service tomorrow.

Mr. Simone said he will take a look at the Morris Canal and remove what he can. He explained that grass cutting is on a weekly schedule.

Mr. Lindsay explained that Main Street is a County road. He can contact the County Traffic Engineer to look into the crosswalk to get an answer on this.

Mrs. Bergin said adding lights to the municipal lots is on the list; however, it is pricey and not priority at this time.

Mr. Simone said Jackson Street is currently on the list for improvement, and this depends on whether the Governing Body goes along with the Bond Ordinance for road improvements.

Mrs. Bergin informed that there are 22 Police Officers in town; they work 24 hours a day, seven days a week. The whole department works very hard. Council President VANTUNO advised that questions regarding busing should be addressed to the Board of Education.

Mrs. Bergin said she will reschedule the meeting with Freeholder Lepore.

Mrs. Bergin explained that FEMA has very specific guidelines when the Township makes an acquisition offer to a resident. They offer it one of two ways: pre-event or post-event. For Little Falls, the event is considered as Hurricane Irene. If a resident selects pre-event as their appraised value, FEMA also provides a duplication of benefits spreadsheet, which outlines the amount of money paid out to the resident. Residents must meet with Mrs. Bergin and show her \$100,000 worth of receipts for structure and rent if they are to get this money back. FEMA automatically takes that money off the top of the pre-event value, and the receipt process brings it back. For those residents who cannot show receipts, they can choose current market value, which would be considered post-event and significantly less.

Council President VANTUNO informed that they will follow up this week regarding the status of the bus shelter, reminding that they have sent a letter to NJ Department of Transportation. He also informed that he would provide a list of the capital improvements

Mayor Post said they have not determined what the plaque will read.

Mrs. Bergin informed that said 2.8 cents that she mentioned in her report is what will go out on estimated tax bills, which includes, Township, County and both schools. Of the 2.8, the town is 0.7 cents.

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**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.

**REPORTS**

CERTIFICATE OF DETERMINATION AND AWARD FROM WILLIAM SCHAFFNER, CMFO/TREASURER ON THE RECENT ISSUANCE OF A \$3,686,000 BOND ANTICIPATION NOTE AND A \$81,000 REFUNDING BOND ANTICIPATION NOTE, ALONG WITH AN OPINION LETTER FROM BOND COUNSEL, MCMANIMON, SCOTLAND & BAUMANN, CERTIFYING THE VALIDITY OF THE RECENT ISSUANCE.

**APPLICATIONS**

Little Falls Fire Department Auxiliary – Brian Cappadonna, Park Place, Singac Co. #3  
- Tara Nolan, Grove Street, Singac Co. #3  
- Paul Wendling, Main Street, Singac Co. #3

NJ State Firemen’s Association – Alex Rossi, Notchcroft Drive, Little Falls Fire Department  
- Tyler M. Burke, Lincoln Avenue, Little Falls Fire Department  
- Matthew Englehardt, Sindle Avenue, Little Falls Fire Department  
- Christina Ihle, Lockwood Place, Little Falls Fire Department  
- Mark Gallo, Highview Drive, Clifton, Little Falls Fire Department  
- Stephen Kovalcik, Thomas Street, Clifton, Little Falls Fire Department  
- Christopher D. Feliciano, Barberry Lane, Clifton, Little Falls Fire Department  
- Paul W. Scherrle, Gates Avenue, Montclair, Little Falls Fire Department

Blue Light Permit – Paul Holzach, Viewmont Terrace, Little Falls Fire Department

Raffle – Fairfield H.S.A. Fairfield Schools, On-Premise 50/50, 4/26/13, 6pm – 11pm, Meatcutters Union Hall, Paterson Avenue, Little Falls

**RESOLUTIONS**

Refund of Overpayment of 2013 2<sup>nd</sup> Quarter Taxes

**RESOLUTION [A] 13-05-20 #1**

**WHEREAS**, the property known as Block 164 Lot 11 assessed to Elia R. Shehady of 6 Thomas Street, Little Falls, NJ has an overpayment on the 2nd quarter 2013 taxes; and  
**WHEREAS**, Valley National Bank and Nation’s Title Agency, Inc. both paid the 2<sup>nd</sup> quarter 2013 taxes; and  
**WHEREAS**, the Valley National Bank has requested in writing to the Tax Collector to refund the taxpayer directly the amount of the overpayment of \$2,087.82; and  
**WHEREAS**, the Tax Collector authorizes the Treasurer to refund the amount of \$2,087.82 made payable to Elia R Shehady, 6 Thomas Street, Little Falls, NJ 07424;  
**NOW, THEREFORE BE IT RESOLVED** by the Township Council of Little Falls on this 20th day of May 2013 that Elia R Shehady be refunded the total amount of \$2,087.82 due to an overpayment of the 2013 2<sup>nd</sup> quarter taxes.

FY2013 Pollutant Discharge Elimination System Permit Fee

**RESOLUTION [B] 13-05-20 - #2**

**BE IT RESOLVED** by the Township Council of the Township of Little Falls, the Treasurer having certified to the availability of funds therefor that the Mayor, Clerk and Treasurer be and they are hereby authorized and directed to issue a check in the amount of: \$3,000

payable to:

Treasurer-State of New Jersey  
NJ Department of Treasury  
Division of Revenue  
P.O. Box 417  
Trenton, NJ 08646-0417

representing payment of FY2013 NJ Pollutant Discharge Elimination System (NJPDES) permit fee payable from line item 26-2902-152.

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Riddick Associates, P.C.

**RESOLUTION [C] 13-05-20 - #3**

**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: \$416.25

payable to:

Riddick Associates, P.C.

representing payment for engineering services rendered in connection with Ciasulli/Lexus – Lots 7 & 8 – Inspection and 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.

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**RESOLUTION [D] 13-05-20 - #4**

**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: \$138.75

payable to:

Riddick Associates, P.C.

representing payment for engineering services rendered in connection with Walgreens Pharmacy – Inspection and 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.

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Dennis G. Lindsay, PE.

RESOLUTION [E] 13-05-20 - #5

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: \$786.25

payable to:

Dennis G. Lindsay, PE

representing payment for engineering services rendered in connection with Adnan Jaloudi/John Hepner/46 West Gas Corp./Food Vending Truck – Block 251, Lot 151 – Site Plan Amendment with Variances; 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.

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RESOLUTION [F] 13-05-20 - #6

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: \$1,341.25

payable to:

Dennis G. Lindsay, PE

representing payment for engineering services rendered in connection with Printflex – Block 182, Lot 1 – Route 46 West – Site Plan for Conditional Use Billboard; 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.

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

Poll: Ayes: Fontana, Maceri, Porter and President Vantuno  
Nays: None

The Council President declared the motion passed.

**REGULAR AGENDA**

The following items were individually considered.

**NEW BUSINESS**

Ordinance No. 1176 – It was moved by Councilmember Fontana, seconded by Councilmember Maceri, that the public hearing on Ordinance No. 1176, “**AN ORDINANCE AMENDING CERTAIN PROVISIONS FOR VIOLATION OF CERTAIN PORTIONS OF THE TOWNSHIP CODE, SETTING FEES AND FINES, AND ESTABLISHING A NEW CHAPTER 23 – BOARD OF EDUCATION FACILITIES**”, be and it was opened.

Poll: Ayes: Fontana, Maceri, Porter and President Vantuno  
Nays: None

The Council President declared the motion passed.

No one having come forward to be heard, it was moved by Councilmember Fontana, seconded by Councilmember Porter, that the public hearing on Ordinance No. 1176 be and it was closed.

Poll: Ayes: Fontana, Maceri, Porter and President Vantuno  
Nays: None

The Council President declared the motion passed.

It was moved by Councilmember Fontana, seconded by Councilmember Maceri, that the Ordinance No. 1176 be and it was adopted.

Poll: Ayes: Fontana, Maceri, Porter and President Vantuno  
Nays: None

The Council President declared the motion passed.

Fixing Summer Office Hours of Town Hall and Tax Collector’s Office – It was moved by Councilmember Fontana, seconded by Councilmember Porter, that the Council approve the following:

RESOLUTION [G] 13-05-20 - #7

FIXING SUMMER OFFICE HOURS OF TOWN HALL AND TAX COLLECTOR’S OFFICE

BE IT RESOLVED by the Township Council of the Township of Little Falls that the summer hours of the offices in Town Hall be and they are fixed as follows, with a half hour lunch break Monday through Thursday:

**May 27, 2013 – August 30, 2013**

Monday and Thursday: 8:00 a.m. to 4:30 p.m.  
Tuesday and Wednesday: 8:00 a.m. to 4:00 p.m.  
Fridays: 8:00 a.m. to 12 Noon

BE IT FURTHER RESOLVED that the Tax Collector’s Office shall be open to the public as follows:

Monday through Thursday: 8:00 a.m. to 4:00 p.m.  
Fridays: 8:00 a.m. to 11:30 a.m.

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Poll: Ayes: Fontana, Maceri, Porter and President Vantuno  
Nays: None

The Council President declared the motion passed.

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Appointing Susan McKenna as QPA for a One-Year Term – It was moved by Councilmember Fontana, seconded by Councilmember Porter, that the Council approve the following:

**RESOLUTION [H] 13-05-20 - #8**

WHEREAS, the Township of Little Falls has designated Susan McKenna as its Qualified Purchasing Agent (QPA) effective May 1, 2012 for a one-year term, to fill the vacancy of Katherine Albanese; and,

WHEREAS, the New Jersey Division of Local Government Services has issued Local Finance Notice 2011-15 which reads in part: If a QPA vacates the position, the appointing authority for the contracting unit may appoint, for one year from the date of the vacancy, a person who does not possess a QPA certificate as “temporary purchasing agent.”; and,

WHEREAS, Susan McKenna has been working in the Little Falls Finance Office for 7 years and has successfully completed all the classes required for a Qualified Purchasing Agent certificate and is waiting to take the state examination,

NOW, THEREFORE, BE IT RESOLVED, the Little Falls Township Council hereby appoints Susan McKenna as the Little Falls “temporary purchasing agent” effective May 1, 2013.

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Poll: Ayes: Fontana, Maceri, Porter and President Vantuno  
Nays: None

The Council President declared the motion passed.

Authorizing Tax Collector to Issue Estimated Tax Bills for Third Quarter 2013 – It was moved by Councilmember Maceri, seconded by Councilmember Porter, that the Council approve the following:

**RESOLUTION [I] 13-05-20-#9**

WHEREAS, N.J.S.A. 54:4-66.3, pursuant to Section 3 of P.L. 1994 c.72 and 54:4-66.2 the Township Council of the Township of Little Falls has determined that the Tax Collector will be unable to complete the mailing and delivery of the tax bills by June 14, 2013 due to the absence of a certified tax rate; and

WHEREAS, the Little Falls Tax Collector in consultation with the Little Falls Chief Financial Officer has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3, and they have both signed a certification showing the tax levies for the previous year, and the range of permitted estimated tax levies;

WHEREAS, in accordance with Chapter 72, P.L. 1994, the Tax Collector requests the Council to approve the estimated tax levy of \$42,961,041.36 @ \$2.85; which is between the mandated estimated range proposed by the Local Government Services. Approval will enable the Township to meet its financial obligations, maintain the tax collection rate, and provide uniformity for tax payments and save the unnecessary cost of interest expenses in borrowing;

NOW, THEREFORE BE IT RESOLVED that the Township Council of the Township of Little Falls, County of Passaic, State of New Jersey, hereby authorizes that:

1. The Tax Collector of the Township of Little Falls is hereby authorized and directed to prepare and issue estimated tax bills for the Township of Little Falls for the third quarter installment of 2013.
2. The entire estimated tax levy for 2013 is hereby set at \$42,961,041.36. The estimated tax rate for 2013 is hereby set at \$2.85.
3. In accordance with law, the third quarter installment of 2013 taxes shall not be subject to interest until the later of August 10 or the twenty-fifth calendar day after the date the estimated bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

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Poll: Ayes: Fontana, Maceri, Porter and President Vantuno  
Nays: None

The Council President declared the motion passed.

Appointing Cynthia Kraus as the Municipal Clerk for a Three-Year Term – It was moved by Councilmember Porter, seconded by Councilmember Maceri, that the Council approve the following:

**RESOLUTION [J] 13-05-20 - #10**

WHEREAS, the Township of Little Falls has a need to appoint a Municipal Clerk; and

WHEREAS, Cynthia Kraus has been employed as the Deputy Municipal Clerk in the Township of Little Falls since November 8, 2008;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Little Falls that Cynthia Kraus is hereby appointed Municipal Clerk for the Township of Little Falls effective 5/20/13 for a three-year term, expiring 5/19/16.

\*\*\*\*\*

Poll: Ayes: Fontana, Maceri, Porter and President Vantuno  
Nays: None

The Council President declared the motion passed.

At this time, the Oath of Office was administered by Mayor Darlene Post to Cynthia Kraus.

**PAYMENT OF BILLS**

It was moved by Councilmember Fontana, seconded by Councilmember Maceri, 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.

\*\*\*\*\*

Poll: Ayes: Fontana, Maceri, Porter and President Vantuno  
Nays: None

The Council President declared the motion passed.

There being no further business to come before the meeting, it was moved by Councilmember Porter, seconded by Councilmember Fontana, that the meeting be and it was adjourned at 8:33 p.m.

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Cynthia Kraus  
Deputy Municipal Clerk