

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

**Monday, November 26, 2012**

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

Absent: Councilmember Mercedes Gonzalez

Township Employees present: DPW Superintendent Phillip Simone and 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 bulletin 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.

**APPROVAL OF MINUTES**

It was moved by Councilmember Porter, seconded by Councilmember Vantuno, that the Minutes of the meetings of September 24, 2012 and October 1, 2012 be approved.

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

The Council President declared the motion passed.

**REMARKS FROM CHAIR**

Council President FONTANA wished everyone a Happy Thanksgiving. He hoped everyone was recovering from the effects of Hurricane Sandy. He informed that the Annual Christmas Tree Lighting will be held on 12/7/12 at 7:00 p.m. He also pointed out that football season has ended, noting that the C Squad only had one loss; it was a great season. He explained that the Library Director, Patricia Pelak, will be retiring this year, and informed that there will be a party for her at the Library, on Saturday, 12/1/12 at 1:00 p.m. President FONTANA informed that Little Falls Fireman Colin McNeill was recently involved in a serious accident, and asked everyone to pray for him and his family. Councilmember VANTUNO informed that a beefsteak would be held for Colin McNeill on 12/12/12.

**MAYOR'S REPORT**

At this time, Mayor Post extended her best wishes to Councilmember Gonzalez, and wished her a speedy recovery. She commended the Senior Citizen Advisory Committee, who hosted a wonderful Harvest Moon Dinner Dance. The A, C & D Football squads have an annual Mayor's Cup game, in which they compete against Woodland Park teams. The cheerleaders also compete in this event. She was pleased to announce that the C Squad won the cup for Little Falls. She congratulated everyone who participated. The Veteran's Day Ceremony was hosted by the American Legion on 11/11/12. She thanked the veterans for their service. The grand opening of Snapology was also on 11/11/12. She informed that she received a letter recently from Assemblyman Rumana, commending the Township on its commitment and dedication to recycling, and also awarding the Township \$19,149.56 for the NJDOT Tonnage Grant Award. A letter was also received from Sheriff Birdnick's office, informing of the reinstatement of the SLAP Program with municipalities. With regard to Hurricane Sandy, she informed that the Governor's Office ordered the release of water from five different bodies pre-storm. After the release, the gates remained open and were monitored constantly. Permission was also granted to allow the gates and the Great Falls in Paterson to be open as well. The result of this was no flooding. They are thankful to all parties concerned in making a tremendous effort

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in this. She also thanked the Little Falls DPW and Passaic Valley Sewerage Commission in debris removal of the Peckman River. She also thanked Brian Reynolds and Matthew Kadosh for volunteering to help fill sand bags, including any other volunteers who helped out. She recognized all of the volunteers, donors and employees, and pointed out that the Civic Center was open to serve as a warming, charging and feeding center. The CERT Team was very helpful, and Irene Macones was very helpful in supplying food for everyone. She made mention of several people who helped out including Joseph Macones, John Biegel, John Pace, Nadine Heinis, Dennis Davino, Joe Francese, Chief Dmuchowski, Lieutenant Calafiore, Scott Miller President Cole of MSU, Joanne Bergin, Daniel Gianduso, members of the Fire Department, the Police Department, the DPW, the Ambulance Corps, OEM, the Library and everyone else who helped out. During the aftermath of the storm, she participated in conference calls with the Governor's Office and PSE&G. Going forward, she believes the utility companies will be more prepared in recovery efforts. She also informed that she secured a bulk delivery of fuel for the Township from Senator O'Toole's Office; this was helpful in running the generators in town.

Referring to the Republican Party flier that was recently mailed out, she informed that it was not intended to discriminate, intimidate or prejudice anyone. She informed that the Republican Party met with the SGA, as well as several other student groups, who engaged in dialogue about what they thought of the flier. As a whole, the party sincerely apologizes for upsetting anyone with this literature. During this meeting, they also discussed the students' participation in the Township. They also agreed to have a representative from MSU to report to the Council monthly and vice versa. She looks forward to working with MSU in the future.

### COUNCIL MEMBER REPORTS

Councilmember SISCO wished all a Happy Thanksgiving. He also extended his thoughts and prayers to Councilmember Gonzalez for a speedy recovery. During Thanksgiving, sometimes we lose sight of what we should be thankful for. He informed that last Monday he camped outside in cardboard boxes with his students to raise \$8,000 for homeless people. Everyone came together for one good cause.

Councilmember PORTER wished everyone a Happy Thanksgiving. She also extended her prayers to Councilmember Gonzalez and Colin McNeill, as well as another child in town who is in a coma. She informed that ambassadors to the Giants from the middle school, who wrote essay contests for the Play60 Program, were invited to go to the Meadowlands and stand on the field with the Giants during the National Anthem. The kids were so excited about this experience. She also informed that the Woman's Club is hosting a house tour on 12/8/12 from 11:00 a.m. to 4:00 p.m.; tickets are on sale at the Library. On 12/19/12, the Senior Luncheon will be held at the Civic Center from 11:30 a.m. to 2:00 p.m. Referring to Hurricane Sandy, she thanked everyone who contributed in helping out. She was happy to hear all of the positive things that people did to help one another.

Councilmember VANTUNO informed that there will be a Transit Committee meeting next week. He also informed that there will be a Negotiation Committee meeting in the near future. He will have more updates on committees next week.

### ATTORNEY'S REPORT

Mr. Northgrave had nothing to report.

### ADMINISTRATOR'S REPORT

Mrs. Bergin informed that she was asked by Mayor Post to look into the property by the Peckman Preserve regarding an issue with hunting. The issue has been resolved; this is County property. The Freeholders did pass a resolution in 2003 banning any kind of hunting from County property. That resolution also included a condition to hang and install proper signage to that effect. They have promised to add signage in the near future.

### PUBLIC PORTION

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

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

The Council President declared the motion passed.

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Council President FONTANA advised of the procedure for the public portion of the meeting for any newcomers to this evening's meeting.

Karyn DaSilva, 92 Island Avenue, explained that her neighbor has refused to take care of pine trees on their property that are unsafe. She informed that she has spoken to Mr. Macones, who came out to look at the trees. He informed that he would contact the Shade Tree Commission and Mr. Simone to come out. Ms. DaSilva was unsure of the status of this at this time, but said she is very concerned. She informed that she has contacted the NJ Shade Tree Commission on her own, as well as a tree lawyer, noting that she will not be responsible if these trees fall. Also, upon contacting a Certified Tree Expert, she was told that the roots are shallow and the trees are leaning toward her house and other neighbors' houses. She asked for the status of this.

Lea Stone, 165 Clove Road, thanked the Mayor for her apology regarding the mailing that was sent out. She hoped this would be the start of a much better relationship between students and the community, noting that the students are ready, willing and eager to work with everyone.

Al Attianese, 27 Dewey Avenue, commended Ms. Stone on her comments. He thought it was great that the Mayor and her team reached out to the groups on campus at MSU. He questioned whether the Mayor reached out in her capacity as the Mayor or as the President of the Little Falls Republican Organization. He further noted that she is solely responsible for this flier and its contents as the President. He explained that this flier singled out three of the 153 organizations on campus at MSU. He referred to a specific statement that was made in the flier regarding the right to vote, which stated that even though it was legal, it is wrong. He explained that this is the law, and pointed out that each member of the Governing Body has taken an oath to support the constitution of the United States and the State of New Jersey. He would like the Mayor to comment on his questions.

Paul Nagy, 9 Capalbo Avenue, informed that his home was a given width up until the town did the revaluation; after the revaluation, his home was said to be two feet wider, and he is now being taxed at the highest rate for three years. When he raised this issue to the Tax Assessor, he was told that he should have filed his claim sooner. Mr. Nagy informed that he has asked for this to be corrected, and nothing has been done. He would like to know why none of his questions have been answered. He was told that his taxes would be credited, but only for one of the three years. He would like to know why.

Paul Huggins, 545 Main Street, also wished to comment regarding the flier that was sent out by the Republican Party. He serves as the Co-chair of the Democratic Party with Bill Liess. He has been involved in campaigning as well, including helping to write literature. He was grateful to hear that the Mayor was apologetic about the flier, and he hoped that in the future, they wouldn't be apologizing for another offense. He thinks this particular piece of literature crossed another threshold, as it preyed on the fears of people. He wished to point out that the students do have every right to vote in our town. They have worked to be a part of Little Falls many times in the past. He had some questions about the flier, noting that it specifically states that certain groups are democratically supported. He thinks it is a misconception to say that these groups are only democratic. As public officials, both parties should represent all people. The flier also refers to recent changes in the law that would allow the students to vote in Little Falls; he is not aware of any changes in the law. He voiced his opinion that we need to reflect the dignity of our town, even in our elections. He also pointed out, that in the democratic process, everyone involved must review and approve each piece of literature before it is sent out in the mail. He asked if this process was used before this flier went out. He further noted that his comments are meant to help in the progress of the town.

Arnold Korotkin, Long Hill Road, commended the MSU students in being active and participating in democracy. He hopes they will continue to participate as residents of Little Falls. The concern of the students being residents goes back to the U.S. Census of 2010, which declared these students residents of Little Falls. He thanked the Mayor for the apology she gave on behalf of her team. He asked if Council President Fontana will also apologize for this flier. He also thanked the Mayor and Mrs. Bergin for working on the issue of deer hunting at the Peckman Preserve. Referring to the resolution opposing the Senate Bill and the Assembly Bill imposing restrictions on private universities, he commended the Township's efforts in this. He hoped this would be an opportunity to meet with the NJ League of Municipalities and reform the Tri-town Council to address this issue as it affects Little Falls, Montclair, Clifton and all other municipalities that house a public university.

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Brian Reynolds, Notch Road, thanked the Mayor for her acknowledgement to the volunteer workers. He acknowledged Pam Porter for her work as well. However, he was told that landscapers were filling sandbags at the Civic Center. After the sand was gone, there were no shovels left for the next load of sand that was delivered. He would like to see more volunteers come out to help people.

In the campaign literature, he pointed out that the Mayor had promised to reduce the outstanding debt by 23%; he asked for a detailed explanation of how this will be achieved. He also asked for the current total of outstanding debt. There is a total of \$33,700 being refunded due to tax appeals, listed for approval on tonight's agenda. He asked if this was part of the \$790,000. He questioned several other resolutions on the agenda. Regarding the MSU flier, he thought it was totally inappropriate.

Louis Fernandez, 54 Harrison Street, is not aware as to why everyone is fussing about the flier from the Republican Party. He didn't find the literature to be offensive, and he pointed out that the Mayor has already apologized. He voiced his opinion that if anyone is dissatisfied with the flier, they can simply ignore it and vote whatever way they wish. He was glad to hear that the Mayor apologized and the students from MSU accepted it. He asked if they could move forward.

John Astray, New Brunswick, explained he was from the Statewide Network of Student Governments and Student Organizations. He appreciated the apology to the MSU students and informed that the right for students to vote in the municipality where they attend college has been legal for 33 years. He further noted that students are a part of the community, adding that these kinds of things do not help the town with relationships.

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

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

The Council President declared the motion passed.

Mr. Northgrave said he will review the Township Code and consult with Mr. Lindsay and Mr. Simone to see what the code will allow in terms of public access to private property. He will report back about this as soon as possible.

Council President FONTANA thanked Ms. Stone for her kind words.

Council President FONTANA said he would follow up with Mr. Nagy about his taxes. Mrs. Bergin offered to speak with him about this.

Mrs. Bergin said they will look into another system for filling sand bags, but said they cannot have a Police Officer monitoring sand bags.

Mayor Post said the Township will be paying down \$1,776,000 in principal and \$634,083 in interest, which would represent that 23%. The outstanding debt is \$27,902,618, over \$6 million of which should be reimbursed by FEMA.

Mrs. Bergin said some of the resolutions on tonight's agenda are part of the \$790,000, but said some aren't, as they are reductions, which is separate.

Council President FONTANA apologized for the literature that was sent out. He can see how it came off, but it was not intended to be offensive at all. He agrees with the idea of more civility during elections.

Regarding the Tri-town Board, he explained that business wasn't getting done in the past. They will have to meet with the other towns to discuss this.

President FONTANA thanked Mr. Astray for his information regarding the Student Government Organization.

Mayor Post explained that when she met with MSU, she began the meeting in her capacity as the Chairperson of the Republican Organization, but transitioned to her capacity as Mayor during the course of the meeting.

## CONSENT AGENDA

## Meeting of November 26, 2012

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

#### Municipal Clerk's Report – Month of October 2012

MUNICIPAL CLERKS REPORT  
Month of October 2012

ABC LICENSES		
OTHER LICENSES		
Business Licenses	\$110.00	
Pre-paid Business Licenses		
Raffle Licenses	80.00	
		\$190.00
REGISTRAR OF VITAL STATISTICS		
Fees & Permits	\$792.00	
Marriage Licenses-LF	21.00	
Marriage Licenses-NJ	175.00	
		\$988.00
MRNA		
Street Maps		
Zoning Maps	\$15.00	
Zoning Ordinances		
Document Copies	36.10	
Garage Sales	65.00	
Misc. Fees & Refunds:		
TOTAL MRNA		<u>\$116.10</u>
TOTAL CURRENT ACCOUNT		<u>\$1,294.10</u>
TOTAL TO TREASURER		<u>\$1,294.10</u>

#### Municipal Clerk's Dog/Cat License Report – Month of October 2012

MUNICIPAL CLERK'S DOG/CAT LICENSE REPORT  
Month of October 2012

<b>Dog</b> Licenses issued 10/01/12 thru 10/31/12		
Nos. 445 to 456 = 12 Licenses		
Amount due Little Falls		\$81.60
Amount due State		26.40
Total Cash Received		\$108.00
<b>Cat</b> Licenses issued 10/01/12 thru 10/31/12		
Nos. 083 to 085		
Licenses Issued = 3		
Total Cash Received		<u>\$24.00</u>
Total to Treas.		<u>\$132.00</u>

#### Tax Collector's Report – Month of October 2012

##### MONTHLY REPORT

Municipality of Township of Little Falls  
Office of the Tax Collector  
Revenues Collector for the Month of October 2012

Categories	October 1-31, 2012	2012 Year to Date
2012 Taxes	\$2,397,107.94	\$33,244,489.70
2011 Taxes	0.00	527,108.58
2010 Taxes	0.00	799.70
Prepaid 2013 Taxes	12,211.77	16,139.02
Interest	5,151.85	79,404.90
Township Tax Title Lien	0.00	29,966.71
Township Tax Title Lien Int.	0.00	8,256.46

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Township Tax Title Lien 6% PE	0.00	1,617.57
Cost of Tax Sale	0.00	4,154.07
Outside Tax Liens	0.00	404,302.97
Duplicate Tax Bills	30.00	205.00
Tax Searches	0.00	10.00
Insufficient Check Charge	0.00	140.00
6% Penalty Fee	0.00	9,536.80
Misc. Line Item Fee	0.00	50.00
Premium Outside Lien	0.00	135,200.00
Tax Sale Additional Fee	0.00	2,100.00
Municipal Copy Fee	0.00	0.00
<b>GRAND TOTALS</b>	<b>\$2,414,501.56</b>	<b>\$34,463,481.48</b>

Delinquent 2012 Taxes \$409,772.63 (1<sup>st</sup> -3rd Qtrs.) 130 line items.  
 Delinquent 2011 Taxes 1,236.85 (1 Bankruptcy/1 Senior Dis.).  
**Total Delinquent Taxes \$411,009.48**

### Comparison same time last year:

Delinquent 2011 Taxes \$425,136.41 (1<sup>st</sup> -3rd Qtrs.) 128 line items.

2012 Refunds this month = -\$0.00  
 2012 Year to date refunds = -\$31,345.32

**Breakdown of refunds for years 2009-2012 completed in 2012(see attached).**

2012 Insufficient check charge backs (year to date) = **-\$24,464.85.**

### REFUNDS IN THE YEAR 2012

Months	2009 STCJ	2010 STCJ	2011 STCJ	2012 STCJ	2012 CBJ	Regular 2012	2012 Veteran / Widow	2012 Senior/ Disabled	Exempt 2012	2012 Homestead Benefit	Total by Months
January	\$0.00	\$9,870.79	\$23,809.50	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$33,680.29
February	\$0.00	\$1,725.89	\$2,438.87	\$0.00	\$0.00	\$470.19	\$0.00	\$0.00	\$0.00		\$4,634.95
March	\$0.00	\$33,243.56	\$58,176.70	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$91,420.26
April	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00
May	\$452.32	\$7,786.12	\$14,991.42	\$0.00	\$0.00	\$2,158.94	\$0.00	\$0.00	\$0.00		\$25,388.80
June	\$2,868.57	0.00	\$12,910.76	\$0.00	\$0.00	\$15,373.80	\$0.00	\$0.00	\$0.00	\$7,195.62	\$38,348.75
July	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
August	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,873.18	\$0.00	\$1,873.18
September	\$0.00	\$0.00	\$0.00	\$0.00	\$4,273.59	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$4,273.59
October	\$0.00	\$6,503.55	\$27,074.20	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$33,577.75
November											
December											
<b>Totals</b>	\$3,320.89	\$59,129.91	\$139,401.45	\$0.00	\$4,273.59	\$18,002.93	\$0.00	\$0.00	\$1,873.18	\$7,195.62	\$233,197.57

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

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

## APPLICATIONS

Little Falls Fire Department Auxiliary – Robby Spencer, Martin Place, Enterprise Fire Co. #2

Raffle – Saint Peter Church, Gift Raffle, February 9, 2013, Noon to 4:00 p.m.

## RESOLUTIONS

NJ State Dept. of Health – Dog License Fees

RESOLUTION [A] 12-11-26 - #1

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:

**Meeting of November 26, 2012**

\$26.40

payable to:

NJ State Dept. of Health

representing payment of State dog license fee, license Nos. 445 to 456 for the month of October 2012.

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Refund of 2012 Property Taxes

**RESOLUTION [B] 12-11-26 #2**

**WHEREAS**, the property known as Block 42 Lot 12 assessed to Angelo & Carmela Saccente of 79 Bergen Drive, Little Falls, NJ was granted a Senior Citizen deduction for the Year 2012 by our Tax Assessor; and

**WHEREAS**, this taxpayer is considered a late filer for the Year 2012; and

**WHEREAS**, the taxes are paid in full for the Year 2012; and

**WHEREAS**, the Tax Collector shall authorize the CMFO/Treasurer to refund the amount of \$250.00 made payable to Angelo & Carmela Saccente, 79 Bergen Drive, Little Falls, NJ 07424;

**NOW THEREFORE BE IT RESOLVED** by the Township Council of the Township of Little Falls on the 26<sup>th</sup> day of November 2012 that the above block and lot for 2012 be noted as overpaid and be granted a refund in the total amount of \$250.00 due to a Senior Citizen deduction.

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Payment of Veteran Deduction to Four Taxpayers

**RESOLUTION [C] 12-11-26 #3**

**WHEREAS**, the properties listed below were granted a Veteran or Widow of Veteran deduction for the Year 2012 by our Tax Assessor; and

**WHEREAS**, these taxpayers are considered a late filer for the Year 2012; and

**WHEREAS**, the taxes are paid in full for the Year 2012; and

**WHEREAS**, the Tax Collector shall authorize the CMFO/Treasurer to refund the total amount of \$1,000.00 to each individual taxpayer as follows:

<u>Block/Lot</u>	<u>Owner/Location</u>		<u>Refund Amount</u>	<u>Payable to</u>
21/21.02	Gilbert, Thomas & Joanne 27 Park Place (Veteran)	\$250.00	Thomas & Joanne Gilbert 27 Park Place Little Falls, NJ 07424	
42/12	Saccente, Angelo & Carmela	\$250.00	Angelo & Carmela Saccente 79 Bergen Dr Little Falls, NJ 07424	79 Bergen Dr (Veteran)
229/8	De Napoli, Edward Jr. & Carol 2 Marietta St (Veteran)	\$250.00	Edward Jr & Carol De Napoli 2 Marietta St Little Falls, NJ 07424	
232.02/24	De Maio, Doris 22 Sigtim Dr (Widow)	\$250.00	Doris De Maio 22 Sigtim Dr Little Falls, NJ 07424	

**Total Refund = \$1,000.00**

**NOW THEREFORE BE IT RESOLVED** by the Township Council of the Township of Little Falls on the 26<sup>th</sup> day of November 2012 that the above block and lots for 2012 be noted as overpaid and be granted a refund in the total amount of \$1,000.00 due to a Veteran or Widow of a Veteran deduction.

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Refund of 2012 Property Taxes

**RESOLUTION [D] 12-11-26 #4**

**WHEREAS**, the property known as Block 240.02 Lot 7 C0096 assessed to Scott & Margaret Reynolds of 138 Glen Rock Rd, Little Falls, NJ was granted a Veteran deduction for the Year 2012 by our Tax Assessor; and

**WHEREAS**, this taxpayer is considered a late filer for the Year 2012; and

**WHEREAS**, the taxes are paid in full for the Year 2012; and

**WHEREAS**, the Tax Collector shall authorize the CMFO/Treasurer to refund the amount of \$250.00 made payable to Scott & Margaret Reynolds, 138 Glen Rock Rd, Little Falls, NJ 07424;

**NOW THEREFORE BE IT RESOLVED** by the Township Council of the Township of Little Falls on the 26<sup>th</sup> day of November 2012 that the above block and lot for 2012 be noted as overpaid and be granted a refund in the total amount of \$250.00 due to a Veteran deduction.

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Refund of 2010 Property Taxes

**Meeting of November 26, 2012**

**RESOLUTION [E] 12-11-26#5**

**WHEREAS**, there is a State Tax Court Judgment on Block 89 Lot 5.04, known as 175 Paterson Ave., L.L.C. NJ of 175 Paterson Ave for the Year 2010 reducing the assessed value by \$315,400.00;

**YEAR 2010**

Original Assessment	\$1,815,400.00
STCJ	<u>1,500,000.00</u>
Difference	\$315,400.00
2010 Tax Rate	x <u>2.062%</u>
	\$6,503.55

**WHEREAS**, the Tax Collector authorizes the CMFO/Treasurer to refund the total amount of \$6,505.55 for the Year 2010 payable to Brach Eichler L.L.C. and 175 Paterson Ave, LLC NJ, and forwarded to Daniel J. Pollak, Esq., Brach Eichler LLC, 101 Eisenhower Parkway, Roseland, NJ 07068-1067; and

**WHEREAS**, the above monies **shall be refunded on or before December 19, 2012** as per the Stipulation of Settlement dated June 11, 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 October 19, 2012);

**NOW,**

**THEREFORE BE IT RESOLVED** by the Township Council of Little Falls on this 26th day of November 2012 that the above attorney and taxpayer be refunded the total amount of \$6,503.55 for the overpayment of taxes due to a State Tax Court Judgment on Block 89 Lot 5.04.

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**Refund of 2011 Proeprty Taxes**

**RESOLUTION [F] 12-11-26#6**

**WHEREAS**, there is a State Tax Court Judgment on Block 89 Lot 5.04, known as 175 Paterson Ave., L.L.C. NJ of 175 Paterson Ave for the Year 2011 reducing the assessed value by \$315,400.00;

**YEAR 2011**

Original Assessment	\$1,815,400.00
STCJ	<u>1,500,000.00</u>
Difference	\$315,400.00
2011 Tax Rate	x <u>2.145%</u>
	\$6,765.33

**WHEREAS**, the Tax Collector authorizes the CMFO/Treasurer to refund the total amount of \$6,765.33 for the Year 2011 payable to Brach Eichler L.L.C. and 175 Paterson Ave, LLC NJ, and forwarded to Daniel J. Pollak, Esq., Brach Eichler LLC, 101 Eisenhower Parkway, Roseland, NJ 07068-1067; and

**WHEREAS**, the above monies **shall be refunded on or before December 19, 2012** as per the Stipulation of Settlement dated June 11, 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 October 19, 2012);

**NOW,**

**THEREFORE BE IT RESOLVED** by the Township Council of Little Falls on this 26th day of November 2012 that the above attorney and taxpayer be refunded the total amount of \$6,765.33 for the overpayment of taxes due to a State Tax Court Judgment on Block 89 Lot 5.04.

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**RESOLUTION [G] 12-11-26#7**

**WHEREAS**, there is a State Tax Court Judgment on Block 67 Lot 36, known as Curcio Family LLC of 440 Main Street for the Year 2011 reducing the assessed value by \$138,800.00;

**YEAR 2011**

Original Assessment	\$1,138,800.00
STCJ	<u>1,000,000.00</u>
Difference	\$138,800.00
2011 Tax Rate	x <u>2.145%</u>
	\$2,977.26

**WHEREAS**, the Tax Collector authorizes the CMFO/Treasurer to refund the total amount of \$2,977.26 for the Year 2011 payable to Alfred V. Acquaviva, Esq., and forwarded to Alfred V. Acquaviva, Esq., 100 Hamilton Plaza, Suite 1212, Paterson, NJ 07505; and

**WHEREAS**, the above monies **shall be refunded on or before December 19, 2012** as per the Stipulation of Settlement dated June 8, 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 October 19, 2012);

**NOW,**

**THEREFORE BE IT RESOLVED** by the Township Council of Little Falls on this 26th day of November 2012 that the above attorney be refunded the total amount of \$2,977.26 for the overpayment of taxes due to a State Tax Court Judgment on Block 67 Lot 36.

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**Meeting of November 26, 2012**

**RESOLUTION [H] 12-11-26#8**

**WHEREAS**, there is a State Tax Court Judgment on Block 89 Lot 8, known as Mastrangelo Real Estate LLC of 1 Cardinal Dr for the Year 2011 reducing the assessed value by \$95,700.00;

**YEAR 2011**

Original Assessment	\$648,700.00
STCJ	<u>553,000.00</u>
Difference	\$95,700.00
2011 Tax Rate	x 2.145%
	\$2,052.77

**WHEREAS**, the Tax Collector authorizes the CMFO/Treasurer to refund the total amount of \$2,052.77 for the Year 2011 payable to Martin Kesselhaut, Attorney for Trustee Mastrangelo Real Estate LLC and Mastrangelo Real Estate LLC, and forwarded to Martin Kesselhaut, Esq., 70 South Orange Avenue, Suite 203, Livingston, NJ 07039; and

**WHEREAS**, the above monies **shall be refunded on or before December 19, 2012** as per the Stipulation of Settlement dated June 4, 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 October 19, 2012);

**NOW,**

**THEREFORE BE IT RESOLVED** by the Township Council of Little Falls on this 26th day of November 2012 that the above attorney and taxpayer be refunded the total amount of \$2,052.77 for the overpayment of taxes due to a State Tax Court Judgment on Block 89 Lot 8.

\*\*\*\*\*

**RESOLUTION [I] 12-11-26#9**

**WHEREAS**, there is a State Tax Court Judgment on Block 89 Lot 8.01, known as Mastrangelo Real Estate LLC of Cardinal Dr for the Year 2011 reducing the assessed value by \$100,000.00;

**YEAR 2011**

Original Assessment	\$242,000.00
STCJ	<u>142,000.00</u>
Difference	\$100,000.00
2011 Tax Rate	x 2.145%
	\$2,145.00

**WHEREAS**, the Tax Collector authorizes the CMFO/Treasurer to refund the total amount of \$2,145.00 for the Year 2011 payable to Martin Kesselhaut, Attorney for Trustee Mastrangelo Real Estate LLC and Mastrangelo Real Estate LLC, and forwarded to Martin Kesselhaut, Esq., 70 South Orange Avenue, Suite 203, Livingston, NJ 07039; and

**WHEREAS**, the above monies **shall be refunded on or before December 19, 2012** as per the Stipulation of Settlement dated June 4, 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 October 19, 2012);

**NOW,**

**THEREFORE BE IT RESOLVED** by the Township Council of Little Falls on this 26th day of November 2012 that the above attorney and taxpayer be refunded the total amount of \$2,145.00 for the overpayment of taxes due to a State Tax Court Judgment on Block 89 Lot 8.01.

\*\*\*\*\*

**RESOLUTION [J] 12-11-26#10**

**WHEREAS**, there is a State Tax Court Judgment on Block 93 Lot 1, known as First Savings & Loan Association/VNB of 1 Center Avenue for the Year 2011 reducing the assessed value by \$205,600.00;

**YEAR 2011**

Original Assessment	\$1,080,600.00
STCJ	<u>875,000.00</u>
Difference	\$205,600.00
2011 Tax Rate	x 2.145%
	\$4,410.12

**WHEREAS**, the Tax Collector authorizes the CMFO/Treasurer to refund the total amount of \$4,410.12 for the Year 2011 payable to Brach Eichler L.L.C. and First Savings & Loan Association c/o VNB, and forwarded to Daniel J. Pollak, Esq., Brach Eichler LLC, 101 Eisenhower Parkway, Roseland, NJ 07068-1067; and

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**WHEREAS**, the above monies **shall be refunded on or before December 19, 2012** as per the Stipulation of Settlement dated June 4, 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 October 19, 2012);

**NOW,**  
**THEREFORE BE IT RESOLVED** by the Township Council of Little Falls on this 26th day of November 2012 that the above attorney and taxpayer be refunded the total amount of \$4,410.12 for the overpayment of taxes due to a State Tax Court Judgment on Block 93 Lot 1.

\*\*\*\*\*

### RESOLUTION [K] 12-11-26#11

**WHEREAS**, there is a State Tax Court Judgment on Block 97 Lot 11, known as First Savings & Loan Association/VNB of 115 Main Street for the Year 2011 reducing the assessed value by \$406,700.00;

#### YEAR 2011

Original Assessment	\$2,182,100.00
STCJ	<u>1,775,400.00</u>
Difference	\$406,700.00
2011 Tax Rate	x 2.145%
	\$8,723.72

**WHEREAS**, the Tax Collector authorizes the CMFO/Treasurer to refund the total amount of \$8,723.72 for the Year 2011 payable to Brach Eichler L.L.C. and First Savings & Loan Association and/or Valley National Bank, and forwarded to Daniel J. Pollak, Esq., Brach Eichler LLC, 101 Eisenhower Parkway, Roseland, NJ 07068-1067; and

**WHEREAS**, the above monies **shall be refunded on or before December 19, 2012** as per the Stipulation of Settlement dated June 4, 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 October 19, 2012);

**NOW,**  
**THEREFORE BE IT RESOLVED** by the Township Council of Little Falls on this 26th day of November 2012 that the above attorney and taxpayer be refunded the total amount of \$8,723.72 for the overpayment of taxes due to a State Tax Court Judgment on Block 97 Lot 11.

\*\*\*\*\*

### Welfare

#### RESOLUTION [L] 12-11-26 - #12

BE IT RESOLVED by the Township Council of the Township of Little Falls, the Treasurer having timely certified to the availability of funds therefor, that the action of the Mayor, Clerk and Treasurer in issuing checks in the amount of:

\$210.00

payable to:

Welfare Clients #71

representing payment of Self-Care for the month of October 2012 be and the same is hereby authorized and ratified.

\*\*\*\*\*

#### RESOLUTION [M] 12-11-26 - #13

BE IT RESOLVED by the Township Council of the Township of Little Falls, the Treasurer having timely certified to the availability of funds therefor, that the action of the Mayor, Clerk and Treasurer in issuing checks in the amount of:

\$735.00

payable to:

Welfare Clients #55, 61, 71 & 72

representing payment of Self-Care for the month of November 2012 be and the same is hereby authorized and ratified.

\*\*\*\*\*

### Riddick Associates, P.C.

#### RESOLUTION [N] 12-11-26 - #14

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:

\$450.00

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.

**Meeting of November 26, 2012**

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**RESOLUTION [S] 12-11-26 - #19**

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:

\$450.00

payable to:

Riddick Associates, P.C.

representing payment for engineering services rendered in connection with Woods Road/Schumacher – 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.

\*\*\*\*\*

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

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

The Council President declared the motion passed.

**REGULAR AGENDA**

The following items were individually considered.

**NEW BUSINESS**

Settlement of 2009, 2010, 2011 & 2012 Tax Appeals – It was moved by Councilmember Sisco, seconded by Councilmember Porter, that the Council approve the following:

**RESOLUTION [O] 12-11-26 - #15**

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: Andrew Realty Co.

Address: 101 East Main Street Block: 122 Lot: 19

Years 2009	ORIGINAL ASSESSMENT	COUNTY BOARD JUDGMENT	TAX COURT JUDGMENT
<b>LAND</b>	\$ 2,730,000	\$	\$
<b>IMPROVEMENTS</b>	\$ 7,286,300	\$ DIRECT	\$
<b>TOTAL</b>	\$10,016,300	\$ APPEAL	\$ DISMISSAL
Years 2010	ORIGINAL ASSESSMENT	COUNTY BOARD JUDGMENT	TAX COURT JUDGMENT
<b>LAND</b>	\$ 2,730,000	\$	\$ 2,000,000
<b>IMPROVEMENTS</b>	\$ 7,286,300	\$ DIRECT	\$ 7,500,000
<b>TOTAL</b>	\$10,016,300	\$ APPEAL	\$ 8,500,000
Years 2011	ORIGINAL ASSESSMENT	COUNTY BOARD JUDGMENT	TAX COURT JUDGMENT
<b>LAND</b>	\$ 2,730,000	\$	\$ 2,000,000
<b>IMPROVEMENTS</b>	\$ 7,286,300	\$ DIRECT	\$ 7,500,000
<b>TOTAL</b>	\$10,016,300	\$ APPEAL	\$ 8,500,000
Years 2012	ORIGINAL ASSESSMENT	COUNTY BOARD JUDGMENT	TAX COURT JUDGMENT
<b>LAND</b>	\$ 2,730,000	\$	\$ 2,000,000
<b>IMPROVEMENTS</b>	\$ 7,286,300	\$ DIRECT	\$ 7,500,000
<b>TOTAL</b>	\$10,016,300	\$ APPEAL	\$ 8,500,000

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- 2. There will be no prejudgment interest.
- 3. The provisions of N.J.S.A. 54:51A-8 (Freeze Act) shall be applicable to this property, unless a municipal wide reassessment occurs for 2013 or 2014.
- 4. 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: Porter, Sisco, Vantuno and President Fontana  
Nays: None

The Council President declared the motion passed.

Opposing Senate Bill S-1534 and Assembly Bill A-2586 – It was moved by Councilmember Vantuno, seconded by Councilmember Porter, that the Council approve the following:

**RESOLUTION [P] 12-11-26 - #16  
RESOLUTION OPPOSING S-1534 AND A-2586 EXEMPTING PRIVATE  
UNIVERSITIES FROM THE MUNICIPAL LAND USE LAW**

**WHEREAS**, the State Senate passed S-1534; and  
**WHEREAS**, the State Assembly has introduced for consideration A-2586; and,  
**WHEREAS**, said bills are mirror-image measures that would exempt private universities from the New Jersey Municipal Land Use Law, N.J.S.A. 40:55D-1 et seq; and  
**WHEREAS**, planning and zoning by municipalities is of fundamental interest to municipalities, and their residents as an appropriate means to manage and control land use; and  
**WHEREAS**, exempting private universities from the Municipal Land Use Law would adversely affect land use controls that now protect municipalities, and their residents; and  
**WHEREAS**, exempting private universities from the Municipal Land Use Law would damage the self-determination of municipalities and inhibit the role and participation of residents; and  
**WHEREAS**, there is no rational basis to exempt private colleges and universities from the Municipal Land Use Law since it creates a disparity between these private institutions and non-profit institutions, private businesses and residents;  
**WHEREAS**, shifting the authority to private colleges and universities in the determination of land uses further burdens taxpayers to meet the cost impacts incurred as a result of the additional, unbridled development;  
**NOW, THEREFORE, BE IT RESOLVED** by the Little Falls Township Council strongly opposes S-1534 and A-2586, hereby urges our State representatives vote against this legislation; and  
**BE IT FURTHER RESOLVED** that copies be forwarded to the New Jersey State League of Municipalities, State Senator Kevin O’Toole, State Assemblymen David Russo and Scott Rumana, the members of the Assembly Higher Education Committee, the Speaker of the Assembly and the Governor of the State of New Jersey.

\*\*\*\*\*

Mr. Wilk provided an explanation of this resolution.

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

The Council President declared the motion passed.

Awarding Contract to Birdsall Services Group, Inc. for Phase I Preliminary Assessment Reports re FEMA Property Acquisition – It was moved by Councilmember Porter, seconded by Councilmember Vantuno, that the Council approve the following:

**RESOLUTION [Q] 12-11-26 - #17  
AWARDING CONTRACT TO BIRDSALL SERVICES GROUP  
FOR PHASE I PRELIMINARY ASSESSMENT REPORTS FOR  
THE FEMA PROPERTY ACQUISITION**

**WHEREAS**, there is a need for Phase I Preliminary Assessment Reports for the FEMA Property Acquisition; and  
**WHEREAS**, proposals were received as follows:

Birdsall Services Group  
Proposal: \$1,500.00

T&M Associates  
Proposal: \$7,500.00

H2M  
Proposal: \$3,050.00

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Little Falls, that the proposal of Birdsall Services Group in the amount of \$1,500.00 is hereby accepted subject to receipt of a Certification of the Availability of Funds from the CMFO

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Mrs. Bergin explained this resolution.

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

The Council President declared the motion passed.

Awarding Contract for Municipal Wide Reassessment to Appraisal Systems, Inc. – It was moved by Councilmember Vantuno, seconded by Councilmember Porter, that the Council approve the following:

RESOLUTION [R] 12-11-26 - #18  
ACCEPTING BIDS AND AWARDING CONTRACT FOR THE  
REASSESSMENT OF THE TOWNSHIP OF LITTLE FALLS

WHEREAS, pursuant to advertising duly made, bids were received by the Township of Little Falls on November 19, 2012 for the Reassessment of the Township of Little Falls and were opened and read publicly by the Township Clerk as follows:

Certified Valuations, Inc. 447 Route 10 Randolph, NJ 07869 Bid: \$194,000.00	Appraisal Systems, Inc. 110 S. Jefferson Road Whippany, NJ 07981 Bid: \$217,045.00
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and; WHEREAS, the Township Assessor has reviewed the bids for technical sufficiency; and  
NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Little Falls as follows:

- 1) That the bid of  
Certified Valuations, Inc.  
447 Route 10  
Randolph, NJ 07869

In the amount of \$194,000.00

is hereby accepted subject to receipt of a Certification of the Availability of Funds from the CMFO; and

- 2) That the Mayor and Clerk be and they are hereby authorized to execute a contract in a form approved by the Township Attorney for designated services at the bid price hereinabove cited, subject to the successful contractor's filing the required form of Affirmative Action compliance.

\*\*\*\*\*

Mr. Wilk and Mrs. Bergin provided an explanation of this resolution and explained why the Assessor didn't choose to award the contract to the lowest bidder.

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

The Council President declared the motion passed.

Ordinance No. 1165 – It was moved by Councilmember Porter, seconded by Councilmember Sisco, that the public hearing on Ordinance No. 1165, **“AN ORDINANCE AMENDING CHAPTER 7 OF THE TOWNSHIP CODE”**, be and it was opened.

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

The Council President declared the motion passed.

Mr. Wilk provided clarification of this ordinance.

No one having come forward to be heard, it was moved by Councilmember Sisco, seconded by Councilmember Vantuno that the public hearing on Ordinance No. 1165 be and it was closed.

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

The Council President declared the motion passed.

It was moved by Councilmember Sisco, seconded by Councilmember Vantuno, that the Ordinance No. 1165 be and it was adopted.

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

The Council President declared the motion passed.

Ordinance No. 1166 – It was moved by Councilmember Vantuno, seconded by Councilmember Porter, that the Ordinance No. 1166, **“REFUNDING BOND ORDINANCE PROVIDING FOR PAYMENT OF AMOUNTS OWING TO OTHERS FOR TAXES LEVIED IN AND BY THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING \$790,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$790,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING THE COST THEREOF”**, be and it was opened.

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

The Council President declared the motion passed.

No one having come forward to be heard, it was moved by Councilmember Sisco, seconded by Councilmember Vantuno, that the public hearing on Ordinance No. 1166 be and it was closed.

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

The Council President declared the motion passed.

It was moved by Councilmember Vantuno, seconded by Councilmember Porter, that the Ordinance No. 1166 be and it was adopted.

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

The Council President declared the motion passed.

At this time, Mr. Wilk explained that the resolution to revoke a business license in town would not be acted upon, as it is no longer necessary. This item was pulled from the agenda.

### **PUBLIC PORTION**

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

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

The Council President declared the motion passed.

Al Attianese, 27 Dewey Avenue, referred to Mr. Huggins’ question as to whether each individual had the opportunity to review and approve the flier; he reiterated the question. He also voiced his opinion that the Mayor’s response to his question as to her capacity in the meeting with MSU, was ludicrous response.

Mike Sica, Ridge Road, said Mr. Attianese has done nothing but publish literature in the newspaper, and said this is politics they are discussing and not town business. He didn’t find the flier to be offensive. When these students were registered, it happened within a two week period, which he said, was the real issue of the flier. Everyone is entitled to their opinion.

Arnold Korotkin, Long Hill Road, agreed that everyone has their own opinions, but said this flier was inappropriate, noting that some people found the flier to be racist. He found this incendiary. He informed that The Bergen Record also criticized the flier.

Cathy, Wildwood, informed that Lea Stone is her daughter. She thanked everyone from North Jersey for helping those in need at the Jersey Shore. She informed that she stayed around for this meeting because she wanted to make sure all was well. She voiced her opinion that the flier is wrong, but said she was appreciative of the apology; she is

## Meeting of November 26, 2012

happy that the students are participating. She is very proud of the MSU students, and also pointed out that they participate in the town on a regular basis.

Brian Reynolds, 7 Notch Road, said his questions regarding tax appeals on tonight's agenda were not answered. He also asked for an explanation of a separate tax appeal resolution, but didn't receive a response. He reiterated that the flier was very inappropriate.

Paul Huggins, 545 Main Street, disagreed with Council President Fontana's opinion that this is not the forum to discuss the flier. This is the forum to question public officials and the things they say as public officials.

Louis Fernandez, 54 Harrison Street, referred to Resolution (R), and asked how much money was previously bonded for the appraisal. He pointed out that MSU is part of the community and should be served. If a mistake was made in that aspect, an apology was made; let's put this behind us.

Marilyn, explained that she is new to Little Falls and referred to the issue of flier. She said this is all very shocking and she is a little bit disappointed; it is racist.

Aldo Guerro, student at MSU, said he was very offended by the flier, as he has worked closely with all three organizations mentioned in the flier. He did find the flier to be racist, sexist and voter intimidation. He accepted the Mayor's apology and hoped that everyone could work together moving forward and tend to real business.

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

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

The Council President declared the motion passed.

Council President FONTANA was unaware as to who saw the flier prior to distribution. Councilmember PORTER said she didn't see it.

Mrs. Bergin reiterated that the reimbursements are part of the \$790,000.

Mayor Post said the principal and interest will be paid down in 2013; she provided a breakdown of the debt.

Mr. Reynolds asked someone to explain the detail in the tax appeal resolution. Mrs. Bergin said she will have to look into this and get back to him.

Council President FONTANA said they spoke with students earlier today and this evening. They do want to be a part of the community and help out and volunteer. He suggested that the Town contact the students differently and it will be a much better relationship.

### **PAYMENT OF BILLS**

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

#### RESOLUTION [BL]

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

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

The Council President declared the motion passed.

**Meeting of November 26, 2012**

There being no further business to come before the meeting, it was moved by Councilmember Vantuno, seconded by Councilmember Porter, that the meeting be and it was adjourned at 8:57 p.m.

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William E. Wilk  
Municipal Clerk

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Cynthia Kraus  
Deputy Municipal Clerk