

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

Monday, September 10, 2012

Council President Louis Fontana called the meeting to order at 7:30 p.m. with the following members present: Mercedes Gonzalez, 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: None

Township Employees present: Police Chief Dmuchowski, Fire Inspector Michael Onder 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 bulleting board at the Municipal Building, located at 225 Main Street, Little Falls, N.J. on January 5, 2012; a copy of the notice was faxed to the North Jersey Herald and News and The Record on the same date; additionally, a copy of the notice was filed in the office of the Township Clerk on said date.

At this time, Councilmember Sisco said a prayer in remembrance of all those who suffered and lost their lives on September 11, 2001, including those who survived, who grieved and who volunteered. He also remembered Linda Rosenbaum and Robert Cordice, both victims who were killed in the attacks.

APPROVAL OF MINUTES

It was moved by Councilmember Sisco, seconded by Councilmember, Gonzalez, that the Minutes of the meetings of June 4, 2012, June 11, 2012, July 2, 2012, July 9, 2012, August 6, 2012 and August 13, 2012 be approved.

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

The Council President declared the motion passed.

REMARKS FROM CHAIR

Council President FONTANA said he would rather not remember the events of 9/11, but understands that prayers are needed. He also announced the loss of an old friend, Peter Bayda, who is former Mayor and Committee member of the Township. He was also involved in many other Township activities and will be missed.

He also informed that football and soccer just started, and encouraged everyone to come out and support the kids. He reminded that school is now in session and asked everyone to drive carefully.

COUNCIL MEMBER REPORTS

Councilmember SISCO said he would like to be a part of the Redevelopment Committee. He thanked the students at MSU who worked with ABC this past Saturday cleaning at the Morris Canal parking lot; he commended them on a job well done. He also pointed out that the DPW has spent a lot of their time in the new building over the past few months. Therefore, he was curious as to whether the contractor will reimburse the Township for this time. He also asked if there has been any progress on this Police contract for 2013. He invited all to come to the Firehouse at 7:00 p.m. tomorrow for a prayer service commemorating the 9/11 events.

Councilmember GONZALEZ said Mr. Sgobba will be sworn in as a member to the Library Board this evening. She explained that she had received a phone call informing her that a previous name was submitted for nomination to this position to the Mayor. She questioned how the Mayor came to nominate Mr. Sgobba. Referring to the Local Public Contracts Law, she explained that the Township should be adopting a Pay-to-Play Ordinance, as this is an important thing for the town to have.

Councilmember VANTUNO informed that a lot of I.T. equipment is starting to come in; therefore, there will be some upcoming improvements with email and the website. He will continue to update everyone on this. He also informed that the Finance Committee will be starting shortly to look at budgets for next year.

Councilmember PORTER was not in attendance during this time.

MAYOR'S REPORT

Mayor Post said she would inform the Redevelopment Committee of Councilmember Sisco's interest of being a part of the committee. Regarding reimbursements to the Township for the DPW's time, she asked Mrs. Bergin to comment. She also informed that Mrs. Bergin sat down with a PBA representative recently regarding the Police contract; they will be sitting down as a committee some time next week to discuss this further. In response to Councilmember GONZALEZ, Mayor Post explained that she had spoken to Councilmember Fontana, who is on the Library Board, about names for nomination in June. As of July, she informed that the Board had settled on the appointment of Mr. Sgobba. Councilmember GONZALEZ assured Mr. Sgobba that her questioning of his appointment had nothing to do with him, but said she had received conflicting information.

Mayor Post said tomorrow marks the eleventh year since the terrorist attacks of September 11, 2001. She informed that the Fire Department will have a service at 7:00 p.m. She read a letter that was left for her from the Master Gardener's Association, who explained that they would be donating a planter to the Township in honor of the 9/11 events. She thanked them for this. She also informed of a letter she received from the NJDOT, which is a notice of award from the Highway

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Safety Fund Program in the amount of \$48,560.13, which will be intended for the use of items such as police vehicles, radar communications, surveillance equipment, crash data, hardware and software systems, and salaries.

Mayor Post announced that the Court moved into the new building this past Friday, adding that the Police Department is scheduled to move in within the next couple of weeks. She explained that she has commissioned a committee to determine the fate of the police building on Stevens Avenue.

She informed that the newly formed Redevelopment Committee met for the first time this past week. They discussed many initiatives and they are looking forward to working with the Business Association, as well as the Planner on the Master Plan. She pointed out that the County recently performed milling and paving of several roads throughout the Township. She explained that during this time, she called a meeting to make sure all residents were informed of road closures. She thanked the Police Chief for coordinating with the Sheriff's Department to have all school buses escorted through during this construction. She also thanked Mr. Simone, the County and the contractor for all of the coordination of efforts in making this a smooth process. She also thanked MSU, the Little Falls ABC and Mr. Pace, who all participated in Community Service Day this past Saturday. She explained that MSU has participated in this community service effort for two years; the Township appreciates their efforts.

Appointment to the LITTLE FALLS LIBRARY BOARD of ANTHONY SGOBBA to fill the unexpired term of Jeff Pruiksma, which ends MAY 31, 2014

It was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the Council approve the appointment of Anthony Sgobba.

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

The Council President declared the motion passed.

At this time, Councilmember PORTER informed that she was late because she was welcoming the newest Little Falls resident into the world.

ATTORNEY'S REPORT

Mr. Northgrave had nothing to report.

ADMINISTRATOR'S REPORT

Mrs. Bergin had brief updates on the following:

Justice Complex: The Township's DPW has spent time here as part of our efforts to complete construction. For both contracted and non-contracted items, the Township has identified some items that we removed from the contractor to complete ourselves, both in an effort to be expeditious and cost-effective. When we do that, we control the funds as budgeted for those items.

A meeting was held with the Board of Fire Officers on August 22 regarding the request for a new fire truck. We will continue to meet and review the department's equipment and vehicle inventory to determine what is needed in the short- and long-term and how to experience operational efficiencies.

The flood mitigation project including property acquisition and elevation is underway.

Plans to merge police and fire dispatch into a civilian merged dispatch unit continue. The fire department dispatchers from Company Two are very eager for the transition and are continuing to maintain the service until the Township can finalize the process.

Work continues as well on the town-side radio communications system. The Township continues to work with PierCon, our technology expert to identify a third receiver site as needed for the communications loop.

ENGINEER'S REPORT

Mr. Lindsay said there was a question by a resident regarding emergency access from Reservoir Ridge Development over to Overlook and Glen Rock Roads. There previously had been a complaint about this. He spoke to Joe Macones, who provided him with documentation that indicates that this area be for emergency use only. That condition must be enforced by putting up signs and there are currently signs that are not being obeyed. He suggested that the traffic ordinance be amended to help enforce this. He has provided a memo on this detailing the facts and has also spoken with the Chief. Council President FONTANA asked if they could install a gate to prevent people from using that road. However, Mr. Lindsay explained that there were objections from the emergency personnel of any physical obstruction being placed there. Mayor Post suggested putting up a plastic chain, and Mr. Lindsay explained that his could make the DPW's job more difficult when plowing. He again suggested amending the traffic ordinance to enforce this.

PUBLIC PORTION

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

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

The Council President declared the motion passed.

Arnold Korotkin, Long Hill Road, thanked Councilmember Sisco for his prayer and remembrance of 9/11/01. However, he is rather upset that there was no mention on the draft agenda about any 9/11 commemorations. He also saw in the Bergen Record that there were several other towns having a 9/11 ceremony; Little Falls was not listed. He said there should be a town ceremony, adding that it is an embarrassment that the Township does not acknowledge these victims. He hoped that tomorrow evening's commemoration would be at the new memorial in town. There are other victims who should be remembered.

He also pointed out that tonight was the approval of all regular and special meeting Minutes right up to date; this is a great thing. He asked if Mr. Wilk could clarify the ordinance for the placement of political lawn signs. Referring to the agreement with MSU for fire call runs to the college, he reminded that this is renegotiable annually. He questioned whether or not the Mayor had explored this in order to bring in more revenue. Regarding the Governor's Best Practices Report, he pointed out that the Council met with the Board of Education last year in order to fulfill one of the items on that checklist. He commended them for their efforts, but but said nothing has been done since the first meeting. The Governor has now released

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the best practices list for 2012. He questioned whether the Township has a Pay-to-Play ordinance. He pointed out that Councilmember Gonzalez touched upon this subject this evening, noting that this is something the Township should have. He went through some of the questions on the list for the Council, all of which he thinks are important topics. He looks forward to their consideration of these.

William Kohlman, 9 Notch Park Road, referred to the introduction of Ordinance No. 1163 on this evening's agenda. He had several questions for the Council's consideration. He asked if there is an accounting of how many tax appeals have been granted since 2008. He asked who would be awarded the contract for the reassessment. He voiced his opinion that this topic is a primary concern of the Township, adding that the number of tax appeals is substantial.

Al Attianese, 27 Dewey Avenue, asked if the Mayor would participate in an open forum, to which candidates Sisco and Radcliffe have already agreed. If not, he asked her to explain why she would choose not to participate.

Louis Fernandez, 54 Harrison Street, explained that he's been having an issue with parents and kids using his property, including his front lawn and driveway, to wait for the school bus. One of the kids was climbing up the light post in his front yard and he is concerned as to who should be monitoring this. He does not want to be held liable if something happens to someone on his property. He asked if something can be done.

Tony Sgobba, 6 Greenbriar Road, thanked the Mayor and Council for his appointment to the Library Board.

Donald Radcliffe, 239 Long Hill Road, was happy to see that the Passaic valley Coalition contract has been pulled, and there is a new contract for the Open Space planning. He also reminded that Mrs. Bergin has been doing FEMA work for another town, which claims to generate \$186,000 per year. He would like to know how this amount was reached.

Dorothy O'Haire, Turnberry Road, recently attended Assemblyman Rumana's group of engineers to discuss flooding. It seems as though the national budget has been cut for flooding issues. She informed that the next meeting will be held on 9/13/12 in Wayne. She explained that a lot of people are very angry about this. A moratorium was supposed to be issued on flood plain land by the towns. She acknowledged that Little Falls has done a lot for flooding, but said something must be done with the dam.

Bob Dombrowsky, Parkway, asked about the status of the money from Shop Rite for Louis Street Park. He also explained that the basketball courts have been out of service at the park for two years, and asked if the DPW could come and clean up a little bit. He voiced his frustration that the DPW has been doing work here at the new building when there is stuff around town that has to be done.

Brian Reynolds, 7 Notch Road, agreed with Mr. Korotkin's statements about a 9/11 ceremony. He reminded that there were two services held last year – a community service and a Fire Department service. He voiced his opinion that the Fire Department didn't care about the community that was there. It is terrible that the Township made no provisions to recognize this and he is angry that the Fire Department has again excluded the community. Several weeks ago he had suggested that the Council cut services and line items in the Budget; he agreed that this is not an easy thing to do, but said it still must be done. The elected officials are chosen to make these tough decisions. This should be considered during contract negotiations.

He recently read about a significant drop in the grades of the high school students in town. He also pointed out that the School Board Elections will now be a part of the General Election. However, the Township will then no longer have the authority to approve the School Budget. He explained that salaries have been increased by up to eleven percent over the past two years; prior to that, salaries were kept to a minimum of two percent. Referring to the Highway Safety Award Grant award, he informed that the Township needs pedestrian crossing signs and traffic control. He voiced his opinion that this money should not go to salaries, but should go to improving the safety of the town.

Michael, Newark resident, explained that he used to work as a Paterson reporter covering Little Falls. He has a scrapbook of clippings that he would like to share with anyone interested after the meeting.

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.

Council President FONTANA asked Mrs. Kraus to include the prayer commemorating the 9/11 events in the Minutes of this meeting. He also pointed out that less frequent meetings during the summer months have helped to get the Minutes current.

Mr. Wilk referred to the ordinance regarding the placement of political signage on lawns and informed that several years back there was a court decision that superseded all local ordinances, noting that it is correct that you can have almost anything on your lawn at any time. Mr. Northgrave was in agreement with Mr. Wilk.

Mrs. Bergin said Mr. Korotkin is correct that the deadline to notify MSU of any renegotiations has now passed, noting that she and the Mayor were not in control at that time to be able to act on this. However, she informed that the agreement automatically renews each year. She pointed out that this contract is highly competitive and two other communities have put MSU on notice that they are interested in being considered for this contract.

Mrs. Bergin said she would work to have Planning Board agendas and minutes on the website. She also voiced her appreciation regarding the comments about the Best Practices list, and informed that she is working on trying to better this.

Council President FONTANA said the Council does meet informally with the Board of Education, but agreed that there should be more formal meetings to get more accomplished.

Mayor Post explained that she does not know the total dollar amount of how much has been refunded since 2008, but said there have been over 460 tax appeals this year alone. She explained that this town-wide reassessment will give everyone a level playing field. This is something that must be done, as the Township is over assessed.

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Mayor Post informed that she does plan on debating; it will be in the newspaper in the form of a press release. She has a funding source for the debate and has been waiting for a return phone call from the League of Women Voters. Councilmember SISCO asked that Council members be included in these debates as done in the past. Mayor Post said she would ask about this.

Referring to Mr. Fernandez, Chief Dmuchowski explained that the bus stop location is a school issue. However, the Police could do something to prevent other vehicles from using his driveway. He suggested that he spread the word to the neighbors so they can call the Police Department to notify them when this happens. The next School Board meeting will be held tomorrow.

Chief Dmuchowski explained that the Safe Corridor Grant money is due to the Police Department for the enforcement of the Police Department on Route 46. It can only be used for enforcement or salaries to do enforcement in that area on the highway.

President FONTANA said he is looking forward to working with Mr. Sgobba.

Mrs. Bergin explained that the shared services agreement with Parsippany Troy-Hills is not to exceed \$186,000. She also added that this does not reflect what the Township is paying her. Her salary is deducted from that number in order to get the true revenue amount. The contract is for a period of three years.

President FONTANA reminded that there will be a meeting with the County group of Engineers next Thursday at the Public Safety Academy in Wayne to discuss flooding.

Mrs. Bergin said Mr. Simone's plan was to wait until the pump station was complete and fully operational to determine the area that he would need to be able to access the pump station for any repairs or maintenance that would be needed. She further noted that they intend to meet with Mr. Pace of the Recreation Department to discuss how to use the money from Shop Rite. They will also discuss other improvements that can be made to the park.

President FONTANA said a law was passed last year that says you can elect to have your school board elected in November, and as long as your budget is below the two percent cap, it doesn't get voted on. This is how the law was written; it is not an agreement the Township made.

Councilmember SISCO wished to clarify that he did both prayer services for last year's 9/11 events.

Council President FONTANA thanked the gentleman who came to share his scrapbook clippings of the Township, and said he would like to sit with him after the meeting.

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

Tax Collector's Report – Months of July and August 2012 **MONTHLY REPORT**

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

Categories	July 1-31, 2012	2012 Year to Date
2012 Taxes	\$3,252,918.23	\$23,324,004.53
2011 Taxes	0.00	527,108.58
2010 Taxes	0.00	799.70
Prepaid 2013 Taxes	0.00	0.00
Interest	2,903.51	64,633.87
Township Tax Title Lien	0.00	29,966.71
Township Tax Title Lien Int.	0.00	8,256.46
Township Tax Title Lien 6% PE	0.00	1,617.57
Cost of Tax Sale	0.00	4,154.07
Outside Tax Liens	96,992.43	383,760.77
Duplicate Tax Bills	20.00	105.00
Tax Searches	10.00	10.00
Insufficient Check Charge	20.00	120.00
6% Penalty Fee	0.00	9,536.80
Misc. Line Item Fee	0.00	0.00
Premium Outside Lien	0.00	135,200.00
Tax Sale Additional Fee	0.00	2,100.00
Municipal Copy Fee	0.00	0.00
GRAND TOTALS	\$3,352,864.17	\$24,491,374.06

Delinquent 2012 Taxes \$301,230.56 (1st -2nd Qtrs.) 108 line items.
Delinquent 2011 Taxes 1,236.85 (1 Bankruptcy/1 Senior Dis.).
Total Delinquent Taxes \$302,467.41

Comparison same time last year:

Delinquent 2011 Taxes \$276,492.33 (1st-2nd Qtrs.) 104 line items.

2012 Refunds this month = -\$0.00
2012 Year to date refunds = -\$25,198.55

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

2012 Insufficient check charge backs (year to date) = **-\$22,637.96.**

REFUNDS IN THE YEAR 2012

Meeting of September 10, 2012

Months	2009 STCJ	2010 STCJ	2011 STCJ	2012 STCJ	2012 CBJ	Regular 2012	2012 Veteran / Widow	2012 Senior/Disabled	Exempt 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											
September											
October											
November											
December											
Totals	\$3,320.89	\$52,626.36	\$112,327.25	\$0.00	\$0.00	\$18,002.93	\$0.00	\$0.00	\$0.00	\$7,195.62	\$193,473.05

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.

MONTHLY REPORT

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

Categories	August 1-31, 2012	2012 Year to Date
2012 Taxes	\$7,310,866.85	\$30,634,871.38
2011 Taxes	0.00	527,108.58
2010 Taxes	0.00	799.70
Prepaid 2013 Taxes	0.00	0.00
Interest	4,925.58	69,559.45
Township Tax Title Lien	0.00	29,966.71
Township Tax Title Lien Int.	0.00	8,256.46
Township Tax Title Lien 6% PE	0.00	1,617.57
Cost of Tax Sale	0.00	4,154.07
Outside Tax Liens	9,382.57	393,143.34
Duplicate Tax Bills	70.00	175.00
Tax Searches	0.00	10.00
Insufficient Check Charge	20.00	140.00
6% Penalty Fee	0.00	9,536.80
Misc. Line Item Fee	50.00	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
GRAND TOTALS	\$7,325,315.00	\$31,816,689.06

Delinquent 2012 Taxes \$637,746.62 (1st -3rd Qtrs.) 200 line items.
Delinquent 2011 Taxes 1,236.85 (1 Bankruptcy/1 Senior Dis.).
Total Delinquent Taxes \$638,983.47

Comparison same time last year:

Delinquent 2011 Taxes \$659,982.95 (1st-3rd Qtrs.) 223 line items.

2012 Refunds this month = -\$1,873.18
2012 Year to date refunds = -\$27,071.73

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	\$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	\$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	\$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	\$0.00
May	\$452.32	\$7,786.12	\$14,991.42	\$0.00	\$0.00	\$2,158.94	\$0.00	\$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											

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October											
November											
December											
Totals	\$3,320.8 9	\$52,626.3 6	\$112,327.2 5	\$0.00	\$0.00	\$18,002.9 3	\$0.00	\$0.00	\$1,873.1 8	\$7,195.62	\$195,346.2 3

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.

Municipal Clerk's Report – Months of July and August 2012

MUNICIPAL CLERKS REPORT
 Month of July 2012

ABC LICENSES		\$220.00
OTHER LICENSES		
Business Licenses	\$405.00	
Pre-paid Business Licenses		
Raffle Licenses		
		\$405.00
REGISTRAR OF VITAL STATISTICS		
Fees & Permits	\$1,088.00	
Marriage Licenses-LF	27.00	
Marriage Licenses-NJ	225.00	
		\$1,340.00
MRNA		
Street Maps	\$	
Zoning Maps	3.00	
Zoning Ordinances		
Document Copies	35.85	
Garage Sales	50.00	
Misc. Fees & Refunds:		
		\$88.85
TOTAL MRNA		<u>\$88.85</u>
TOTAL CURRENT ACCOUNT		<u>\$2,053.85</u>
TOTAL TO TREASURER		<u>\$2,053.85</u>

MUNICIPAL CLERKS REPORT
 Month of August 2012

ABC LICENSES		\$6,600.00
OTHER LICENSES		
Business Licenses	\$1,870.00	
Pre-paid Business Licenses		
Raffle Licenses		
		\$1,870.00
REGISTRAR OF VITAL STATISTICS		
Fees & Permits	\$277.00	
Marriage Licenses-LF	36.00	
Marriage Licenses-NJ	300.00	
		\$613.00
MRNA		
Street Maps	\$	
Zoning Maps	12.00	
Zoning Ordinances	5.45	
Document Copies	17.40	
Garage Sales	40.00	
Misc. Fees & Refunds:		
		\$74.85
TOTAL MRNA		<u>\$74.85</u>
TOTAL CURRENT ACCOUNT		<u>\$9,157.85</u>
TOTAL TO TREASURER		<u>\$9,157.85</u>

Municipal Clerk's Dog/Cat License Report – Months of July and August 2012

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

Dog Licenses issued 07/01/12 thru 07/31/12		
Nos. 171 to 338 = 168 Licenses		
Amount due Little Falls		\$1,142.40
Amount due State		243.60
Total Cash Received		\$1,386.00
 Cat Licenses issued 07/01/12 thru 07/31/12		
Nos. 021 to 051		
Licenses Issued 31		
Total Cash Received		<u>\$248.00</u>
Total to Treas.		<u>\$1,634.00</u>

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

Dog Licenses issued 08/01/12 thru 08/31/12
 Nos. 339 to 435 = 97 Licenses

Meeting of September 10, 2012

Amount due Little Falls	\$659.60
Amount due State	146.40
Total Cash Received	\$806.00

Cat Licenses issued 08/01/12 thru 08/31/12	
Nos. 052 to 079	
Licenses Issued 27	
Total Cash Received	<u>\$227.00</u>

Total to Treas. \$1,033.00

APPLICATIONS

NJ State Firemen’s Association – John R. Conti, Prospect Street, Little Falls Fire Department

Raffles – Amalgamated Meat Cutters Union Hall, On-Premise 50/50, 10/27/12, 10:00 p.m.
 - Amalgamated Meat Cutters Union Hall, Tricky Tray/Silent Auction, 10/27/12, 7:00 p.m. – 11:00 p.m.

RESOLUTIONS

NJ State Dept of Health – Dog License Fees

RESOLUTION [A] 12-09-10 - #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:
 \$146.40

payable to:

NJ State Dept. of Health

representing payment of State dog license fee, license Nos. 339 to 435 for the month of August 2012.

Stipulation of Settlement

RESOLUTION [B] 12-09-10 - #2

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 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 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: Barbara Friedbauer

Address: 1565 Route 46 E

Block: 200

Lot: 1.02

Year 2010	ORIGINAL ASSESSMENT	COUNTY BOARD JUDGMENT	TAX COURT JUDGMENT
LAND	\$ 719,000	\$ N/A	\$ 719,000
IMPROVEMENTS	\$ 819,900	\$ N/A	\$ 819,900
TOTAL	\$ 1,538,900	\$ N/A	\$ 1,538,900
		Direct Appeal	AFFIRMED

Property Owner: Vitamin Shoppe

Address: 1565 Route 46 E

Block: 200

Lot: 1.02

Year 2011	ORIGINAL ASSESSMENT	COUNTY BOARD JUDGMENT	TAX COURT JUDGMENT
LAND	\$ 719,000	\$ N/A	\$ 719,000
IMPROVEMENTS	\$ 819,900	\$ N/A	\$ 681,000
TOTAL	\$ 1,538,900	\$ N/A	\$ 1,400,000
		Direct Appeal	

Year 2012	ORIGINAL ASSESSMENT	COUNTY BOARD JUDGMENT	TAX COURT JUDGMENT
LAND	\$ 719,000	\$ N/A	\$ 719,000
IMPROVEMENTS	\$ 819,900	\$ N/A	\$ 581,000
TOTAL	\$ 1,538,900	\$ N/A	\$ 1,300,000
		Direct Appeal	

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

RESOLUTION [C] 12-09-10 - #3

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 2010, 2011 and 2012 tax years; and

WHEREAS, a proposed Stipulation of Settlement has been negotiated by the Township’s 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 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: McDonald’s Corporation

Address: 405 Route 46 E

Block: 251

Lot: 17

Year 2010	ORIGINAL ASSESSMENT	COUNTY BOARD JUDGMENT	TAX COURT JUDGMENT
LAND	\$ 891,000	\$ N/A	\$ 891,000
IMPROVEMENTS	\$ 841,300	\$ N/A	\$ 841,300
TOTAL	\$ 1,732,300	\$ N/A	\$ 1,732,300
		Direct Appeal	AFFIRMED

Year 2011	ORIGINAL ASSESSMENT	COUNTY BOARD JUDGMENT	TAX COURT JUDGMENT
LAND	\$ 891,000	\$ N/A	\$ 339,300
IMPROVEMENTS	\$ 841,300	\$ N/A	\$ 1,260,700

Meeting of September 10, 2012

TOTAL	\$ 1,732,300	\$ N/A Direct Appeal	\$ 1,600,000
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Year 2012	<u>ORIGINAL</u>	<u>COUNTY BOARD</u>	<u>TAX COURT</u>
	<u>ASSESSMENT</u>	<u>JUDGMENT</u>	<u>JUDGMENT</u>
LAND	\$ 891,000	\$ N/A	\$ 339,300
IMPROVEMENTS	\$ 841,300	\$ N/A	\$ 1,160,700
TOTAL	\$ 1,732,300	\$ N/A Direct Appeal	\$ 1,500,000

3. 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.

RESOLUTION [D] 12-09-10 - #4

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 2010, 2011 and 2012 tax years; and

WHEREAS, a proposed Stipulation of Settlement has been negotiated by the Township's 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 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: PNC Bank
Address: 89 Main Street

Block: 110 Lot: 1

Year 2010	<u>ORIGINAL</u>	<u>COUNTY BOARD</u>	<u>TAX COURT</u>
	<u>ASSESSMENT</u>	<u>JUDGMENT</u>	<u>JUDGMENT</u>
LAND	\$ 316,000	\$ N/A	\$ 316,000
IMPROVEMENTS	\$ 1,205,200	\$ N/A	\$ 1,205,200
TOTAL	\$ 1,521,200	\$ N/A Direct Appeal	\$ 1,521,200 AFFIRMED

Address: Stevens Avenue Block: 110 Lot: 21

Year 2010	<u>ORIGINAL</u>	<u>COUNTY BOARD</u>	<u>TAX COURT</u>
	<u>ASSESSMENT</u>	<u>JUDGMENT</u>	<u>JUDGMENT</u>
LAND	\$ 380,000	\$ N/A	\$ 380,000
IMPROVEMENTS	\$ 0	\$ N/A	\$ 0
TOTAL	\$ 380,000	\$ N/A Direct Appeal	\$ 380,000 AFFIRMED

Property Owner: PNC, Inc.
Address: 89 Main Street

Block: 110 Lot: 1

Year 2011	<u>ORIGINAL</u>	<u>COUNTY BOARD</u>	<u>TAX COURT</u>
	<u>ASSESSMENT</u>	<u>JUDGMENT</u>	<u>JUDGMENT</u>
LAND	\$ 316,000	\$ N/A	\$ 316,000
IMPROVEMENTS	\$ 1,205,200	\$ N/A	\$ 1,044,000
TOTAL	\$ 1,521,200	\$ N/A Direct Appeal	\$ 1,360,000

Address: Stevens Avenue Block: 110 Lot: 21

Year 2011	<u>ORIGINAL</u>	<u>COUNTY BOARD</u>	<u>TAX COURT</u>
	<u>ASSESSMENT</u>	<u>JUDGMENT</u>	<u>JUDGMENT</u>
LAND	\$ 380,000	\$ N/A	\$ 340,000
IMPROVEMENTS	\$ 0	\$ N/A	\$ 0
TOTAL	\$ 380,000	\$ N/A Direct Appeal	\$ 340,000

Property Owner: Midlantic Bank c/o PNC Realty Services
Address: 89 Main Street

Block: 110 Lot: 1

Year 2012	<u>ORIGINAL</u>	<u>COUNTY BOARD</u>	<u>TAX COURT</u>
	<u>ASSESSMENT</u>	<u>JUDGMENT</u>	<u>JUDGMENT</u>
LAND	\$ 316,000	\$ N/A	\$ 316,000
IMPROVEMENTS	\$ 1,205,200	\$ N/A	\$ 964,000
TOTAL	\$ 1,521,200	\$ N/A Direct Appeal	\$ 1,280,000

Address: Stevens Avenue Block: 110 Lot: 21

Year 2012	<u>ORIGINAL</u>	<u>COUNTY BOARD</u>	<u>TAX COURT</u>
	<u>ASSESSMENT</u>	<u>JUDGMENT</u>	<u>JUDGMENT</u>
LAND	\$ 380,000	\$ N/A	\$ 320,000
IMPROVEMENTS	\$ 0	\$ N/A	\$ 0
TOTAL	\$ 380,000	\$ N/A Direct Appeal	\$ 320,000

5. 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.
6. 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.

RESOLUTION [E] 12-09-10 - #5

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

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

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

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

Property Owner: Ralph Nuzzo

Meeting of September 10, 2012

Address: 100 Woods Road Block: 237 Lot: 13

Year 2011	ORIGINAL	COUNTY BOARD	TAX COURT
	<u>ASSESSMENT</u>	<u>JUDGMENT</u>	<u>JUDGMENT</u>
LAND	\$ 339,300	\$ N/A	\$ 339,300
IMPROVEMENTS	\$ 1,035,800	\$ N/A	\$ 935,700
TOTAL	\$ 1,375,100	\$ N/A	\$ 1,275,000
		Direct Appeal	

Property Owner: Ralph Nuzzo & Lynn Van Borkulo
Address: 100 Woods Road Block: 237 Lot: 13

Year 2012	ORIGINAL	COUNTY BOARD	TAX COURT
	<u>ASSESSMENT</u>	<u>JUDGMENT</u>	<u>JUDGMENT</u>
LAND	\$ 339,300	\$ N/A	\$ 339,300
IMPROVEMENTS	\$ 1,035,800	\$ N/A	\$ 985,700
TOTAL	\$ 1,375,100	\$ N/A	\$ 1,325,000
		Direct Appeal	

- 7. 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.

Welfare

RESOLUTION [F] 12-09-10 - #6

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:

\$140.00

payable to:

Welfare Clients #70

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

RESOLUTION [G] 12-09-10 - #7

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:

\$770.00

payable to:

Welfare Clients #55, 60, 61 & 70

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

2012 Primary Election Polling Place Payments

RESOLUTION [H] 12-09-10 - #8

AUTHORIZING TREASURER TO PAY POLLS for 2012 PRIMARY ELECTION

BE IT RESOLVED by the Township Council of the Township of Little Falls, that the Treasurer be and is hereby authorized and directed, based upon the Clerk's certification as to the polling places used for the 2012 Primary Election, to issue checks payable to the owners of polling places at the rate of \$50 per polling place, totaling a sum of \$400 the amount received from the County of Passaic therefore, as follows:

Passaic Valley Regional High School	\$50.00
St. Agnes Church	100.00
School #3	50.00
Great Notch Fire House	50.00
St. George Antiochian Orthodox Church	50.00
Township of Little Falls – Civic Center	<u>100.00</u>
	\$400.00

Refund of 2012 2nd & 3rd Quarter Taxes

RESOLUTION [I] 12-09-10 - #9

WHEREAS, the following taxpayer was granted a County Board of Taxation

Judgment for the Year 2012; and

WHEREAS, the 2012 4th quarter tax was credited in full the judgment amount

along with remaining judgment amount that exceeded the 4th qtr. credited against the 2nd & 3rd quarters; and

WHEREAS, this account is paid for the 2nd & 3rd quarters; therefore, the Tax Collector authorizes our CMFO to refund this overpayment of taxes as follows:

<u>BLOCK/LOT</u>	<u>OWNER/</u>	<u>REFUND PAYABLE &</u>	<u>MAIL TO:</u>
<u>QUAL.</u>	<u>LOCATION</u>	<u>AMOUNT</u>	
165/19	Picatoste, Jose Luis & Rebecca 12 Charles St	\$ 926.57	Jose Luis & Rebecca Picatoste 7 Bell St Apt. 303 Montclair, NJ 07042

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Little Falls on this 10th day of September 2012 that the above block and lot for 2012 be noted as overpaid and be a granted refund in the total amount of \$926.57 due to a 2012 County Board of Taxation Judgment.

Refund of 2012 3rd Quarter Taxes

RESOLUTION [J] 12-09-10 - #10

WHEREAS, the following taxpayers were granted County Board of Taxation

Judgments for the Year 2012; and

WHEREAS, these taxpayers had an attorney file their appeal, and

WHEREAS, the 2012 4th quarter taxes were credited in full the judgment amount along with remaining judgment amounts that exceeded the 4th qtrs. credited against the 3rd quarters; and

WHEREAS, these accounts are paid for the 3rd quarters; therefore, the Tax Collector authorizes our CMFO to refund their overpayments of taxes as follows:

<u>BLOCK/LOT</u>	<u>OWNER/</u>	<u>REFUND PAYABLE &</u>	<u>MAIL TO:</u>
<u>QUAL.</u>	<u>LOCATION</u>	<u>AMOUNT</u>	

Meeting of September 10, 2012

57/16	Bekdas Realty LLC 500 Main Street	\$1,200.26	Pless & Habeeb/ Randal Habeeb & Bekdas Realty LLC 3 University Plaza Hackensack, NJ 07601
89/8	Mastrangelo Real Estate LLC 1 Cardinal Dr	1,392.53	Martin Kesselhaut, Esq. & Mastrangelo Real Estate LLC 70 So Orange Av Livingston, NJ 07039
89/8.01	Mastrangelo Real Estate LLC Cardinal Dr	<u>754.23</u>	Martin Kesselhaut, Esq. & Mastrangelo Real Estate LLC 70 So Orange Av Livingston, NJ 07039
TOTAL REFUND		\$3,347.02	

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Little Falls on this 10th day of September 2012 that the above block and lots for 2012 be noted as overpaid and be granted refunds in the total amount of \$3,347.02 due to 2012 County Board of Taxation Judgments.

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

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

The Council President declared the motion passed.

REGULAR AGENDA

The following items were individually considered.

NEW BUSINESS

Ordinance No. 1161 – It was moved by Councilmember Sisco, seconded by Councilmember Vantuno, that the public hearing on Ordinance No. 1161, **“AN ORDINANCE ESTABLISHING A PROHIBITION AGAINST URINATING AND DEFECATING IN PUBLIC PLACES AND PUBLIC NUDITY”**, be and it was opened.

Poll: Ayes: Gonzalez, 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 Gonzalez, that the public hearing on Ordinance No. 1161 be and it was closed.

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

The Council President declared the motion passed.

It was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the Ordinance No. 1161 be and it was adopted.

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

The Council President declared the motion passed.

Ordinance No. 1162 – It was moved by Councilmember Sisco, seconded by Councilmember Vantuno, that the public hearing on Ordinance No. 1162, **BOND ORDINANCE PROVIDING FOR THE REASSESSMENT OF REAL PROPERTY IN AND BY THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING \$275,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$261,250 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF”**, be and it was opened.

Poll: Ayes: Gonzalez, 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 Gonzalez, seconded by Councilmember Vantuno, that the public hearing on Ordinance No. 1162 be and it was closed.

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

The Council President declared the motion passed.

It was moved by Councilmember Gonzalez, seconded by Councilmember Vantuno, that the Ordinance No. 1162 be and it was adopted.

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

The Council President declared the motion passed.

Ordinance No. 1163 – It was moved by Councilmember Porter, seconded by Councilmember Vantuno, that there be introduced and the meeting of September 24, 2012 set as the date and time for the public hearing on the following:

Meeting of September 10, 2012

ORDINANCE NO. 1163

BOND ORDINANCE PROVIDING FOR THE REASSESSMENT OF REAL PROPERTY IN AND BY THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING \$275,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$261,250 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of Little Falls, in the County of Passaic, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$275,000, including the sum of \$13,750 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$261,250 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the reassessment of real property throughout the Township, including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, is 5 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$261,250, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$40,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) As a result of the adverse impact that the economic downturn has had on the assessed valuation of real property throughout the Township since such values were determined by the last Township revaluation of real property, the Township desires to modify the assessed values of such real property through a reassessment of real property. The Township expects that the assessed valuations of real property throughout the Township determined by the reassessment will remain in effect for at least 5 years.

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3(a) of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations.

Section 8. Any grant moneys received for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

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

The Council President declared the motion passed.

Amending 2012 Municipal Capital Budget to Incorporate Ord. No. 1163 – It was moved by Councilmember Gonzalez, seconded by Councilmember Vantuno, that the Council approve the following:

RESOLUTION AMENDING THE 2012 MUNICIPAL CAPITAL BUDGET TO INCORPORATE ORDINANCE NO. 1163

Mr. Wilk provided an explanation of this resolution.

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

The Council President declared the motion passed.

Special Items of Revenue & Appropriation – It was moved by Councilmember Sisco, seconded by Councilmember Vantuno, that the Council approve the following:

RESOLUTION [L] 12-09-10 - #12
SPECIAL ITEMS OF REVENUE AND APPROPRIATION

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

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

Meeting of September 10, 2012

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Little Falls in the County of Passaic, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2011 in the sum of \$48,560.00, which is now available from Miscellaneous Revenues – Section F – Special Items of General Revenue Anticipated with prior written consent of Director of Local Government Services - Public & Private Revenues Offset with Appropriations – Highway Safety Program – Safe Corridors Act in the amount of \$48,560.00;

BE IT FURTHER RESOLVED, that the like sum of \$48,560.00 is hereby appropriated under the caption:

General Appropriations		
(A)	Operations – Excluded from “CAPS”	
	Public & Private Programs Offset by Revenues	
	Highway Safety Programs – Safe Corridors Act	\$48,560.00

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

The Council President declared the motion passed.

Awarding Contract to Birdsall Services Group for Creation of Open Space & Recreation Plan – It was moved by Councilmember Vantuno, seconded by Councilmember Porter, that the Council approve the following:

RESOLUTION [M] 12-09-10 - #13
AUTHORIZING THE AWARD FOR AN OPEN SPACE AND RECREATION PLAN

WHEREAS, during the last week of August 2012, the Township of Little Falls received proposals for an Open Space and Recreation Plan as follows:

T&M Associates
Eleven Tindall Road
Middleton, NJ
Proposal: \$18,500.00

Birdsall Services Goup
611 Industrial Way West
Eatontown, NJ
Proposal: \$9,500.00

The Land Conservancy of New Jersey
19 Boonton Avenue
Boonton, NJ
Proposal: \$14,000.00

; and,

WHEREAS, Birdsall services Group was the low bidder at \$9,500.00,

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Little Falls that an award be made to Birdsall Services Group for the creation of a Township Open Space and Recreation Plan.

BE IT FURTHER RESOLVED that the Mayor and Clerk be and they are hereby authorized to execute a contract in a form approved by the Township Attorney for the within designated services subject to the successful bidder’s filing the required New Jersey Employee Information Report (Form AA302) or providing a Certificate of Employee Information to the Township.

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

The Council President declared the motion passed.

Awarding a Three-Year Contract to S. Rotondi & Sons for Vegetative Waste Services – It was moved by Councilmember Gonzalez, seconded by Councilmember Porter, that the Council approve the following:

RESOLUTION [N] 12-09-10 - #14
AUTHORIZING THE AWARD OF A FAIR AND OPEN CONTRACT FOR
TRANSPORTATION AND DISPOSAL OF VEGETATIVE WASTE

WHEREAS, on July 17, 2012, the Township of Little Falls received proposals for transportation and disposal of vegetative waste services as follows:

S. Rotondi & Sons, Inc.
Summit, NJ
Proposal: \$228,673.50 – 3 year contract
\$381,122.50 – 5 year contract

Grinnell Recycling
Sparta, NJ
Proposal: \$175,212.00 – 3 year contract
\$306,621.00 – 5 year contract

; and,

WHEREAS, on August 6, 2012 the Council awarded a contract to Grinnell Recycling subject to legal review; and,

WHEREAS, in the interim, Grinnell has withdrawn its bid,

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Little Falls that the tentative August 6, 2012 award to Grinnell Recycling, Sparta, New Jersey is hereby rescinded

BE IT FURTHER RESOLVED that, upon the advice of the legal division,

1) a three year (09/01/2012 to 08/31/2015) contract for vegetative waste services in the amount of \$228,673.50 be awarded to S. Rotondi & Sons, Inc., Summit, NJ and that the Clerk be and is hereby authorized and directed to advertise the within award of contract; 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 the purchase of the within designated services subject to the successful contractor’s filing the required New Jersey Employee Information Report (Form AA302) or providing a Certificate of Employee Information to the Township.

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

The Council President declared the motion passed.

PUBLIC PORTION

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

Meeting of September 10, 2012

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

The Council President declared the motion passed.

Louis Fernandez, 54 Harrison Street, asked if the company who will do the reassessment will be the same one who performed it in 2008. Referring to Mayor Post, he reminded that he previously talked to her about having the Freeholders come to Little Falls. He had also tried to explain why the County taxes are so high and asked if there was an update on this.

William Kohlman, urged the Council to consider finding out the assessment of how much has been given in tax relief through the County. Referring to a comment that the Mayor made, he said he finds it hard to understand that everyone's taxes would decrease due to the reassessment.

He heard a comment about having a forum or debate. He said the Council and the Mayor should be in two different segments.

Brian Reynolds, 7 Notch Road, voiced his understanding that the Council will not be able to review the school budget if it is under two percent, due to the School Board Election being moved to November. He voiced his understanding that the Council had a choice as to whether or not they wanted to change this. He also explained that there will be less people who want to live in town due to a decrease in school grades; this will cause property values to decrease.

Arlene Krell, 23 Clove Road, referred to the town-wide reassessment, and said this will be a snowball effect. She voiced her understanding that Little Falls has the highest taxes in the County right now.

Al Attianese, 27 Dewey Avenue, was thankful that the Mayor would be part of the debate. However, he pointed out that he wouldn't want it to become a stumbling block to separate Mayor and Council candidates. Based on what was found out this evening in response to Mr. Radcliffe's question, regarding the generation of funds from Parsippany Troy-Hills, he hoped that any future statements would reflect the true and accurate number. Regarding the reassessment, he doesn't see how this can reduce taxes, unless there is a concurrent reduction in the Municipal Budget.

Dorothy O'Haire, Turnberry Road, was glad that Mr. Reynolds brought up the subject of flood insurance. She explained that some of our neighbors' flood insurance is increasing substantially, which is why our community was so reliant on the CRS System.

Rosemarie Bello-Truland, High Court, thanked Mrs. Kraus for getting the Minutes up to date. She also pointed out that the terms "reevaluation" and "reassessment" seem to be getting mixed up. She clarified these terms at this time.

Joe Rento, 24 Jacobus Avenue, commented regarding elementary school budgets, noting that these are separate from the Council. He explained that each year it is reviewed by the Council, who then makes a suggestion. In recent years, the Board of Education has been successful in meeting every requirement and compliance; they are one of the few boards who are in compliance with everything. They have worked very hard for the general public of Little Falls.

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

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

The Council President declared the motion passed.

Mrs. Bergin informed that the Township would go out to bid for the reassessment to find a company; this award would be based on qualifications.

Mayor Post said during the brief session she had with the Freeholders, they discussed taxes. They were asking to host a meeting here in Little Falls in the future. Mrs. Bergin explained that they have committed, but she does not yet have a date.

Mayor Post informed that a lot of residents will see a reduction in taxes due to the reassessment.

Council President FONTANA explained that the school boards have the option to hold their elections in either April or November. He also said that he is personally satisfied with the school system in Little Falls.

Mrs. Bergin reminded that she had reported on this during her FEMA presentation. The number of properties estimated to be affected in Little Falls is 150 that are going to lose the subsidy. More than half of these properties will be scheduled to be mitigated. She elaborated on this further. She also assured that the Township is committed to the CRS program and is always willing to improve the rating.

President FONTANA informed that the Fire Department is having a 9/11 ceremony tomorrow at 7:00 p.m. Councilmember SISCO said he will be praying for all of the victims and families. Mayor Post suggested having a community service at 6:30 p.m. tomorrow at the new monument. Councilmember GONZALEZ pointed out that the public is upset about the division of the town, noting that this should be a joint effort, which includes everyone in one ceremony. Mayor Post voiced her understanding that the Fire Department would also be moving over to the monument for a prayer after their service. Councilmember SISCO agreed that this would be a community effort.

PAYMENT OF BILLS

It was moved by Councilmember Vantuno, seconded by Councilmember Gonzalez, 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.

Meeting of September 10, 2012

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

The Council President declared the motion passed.

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 9:21 p.m.

William E. Wilk
Municipal Clerk

Cynthia Kraus
Deputy Municipal Clerk