

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

Monday, September 13, 2010

Council President Joseph Sisco called the meeting to order at 7:35 p.m. with the following members present: Louis Fontana, Paul Huggins, Christie Huh and William Liess. Also present were Mayor Michael DeFrancisci, Township Attorney Joseph Trapanese, Township Engineer Dennis Lindsay, Municipal Clerk William Wilk and Township Administrator Matthew Kazmierczak

Absent: None

Township Employees present: Police Chief John Dmuchowski, Detective Alfred Batelli, Fire Chief Jack Sweezy and Deputy Municipal Clerk Cynthia Meyer

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 7, 2010; 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 Huggins, seconded by Councilmember Liess, that the Minutes of the meetings of April 12, 2010, May 24, 2010 and June 14, 2010 be approved.

Poll: Ayes: Fontana, Huh, Huggins, Liess and President Sisco
 Nays: None

The Council President declared the motion passed.

REMARKS FROM CHAIR

Council President SISCO explained that this past Saturday morning, there was a memorial commemorating all those lost in 9-11. He commended the Mayor and the Administrator for setting this up, noting that a group of people from town and MSU went around town cleaning up. He said he was honored to have had the privilege of doing the prayer service.

President SISCO also reminded that school is now open, asking that drivers be more cautious of the children in the area. Referring to residents of Clove Road, he informed that there was a meeting held, in which some issues were discussed; however, the Council will address this issue at the next meeting, after Mr. Lindsay provides an update during this evening's Closed Session.

He informed that he received a resolution from MSU today, which he requested for the Council to approve this evening; he read it aloud at this time.

It was moved by Councilmember Liess, seconded by Councilmember Huggins, that the Council approve the following:

RESOLUTION [L] 10-09-13 - #1

WHEREAS, The General Assembly of the State of New Jersey is pleased to note that Montclair State University will observe Constitution Day on September 14, 2010; and

WHEREAS, Constitution Day is an appropriate occasion to commemorate the incredible significance of the United States Constitution, which is the guardian of our liberties and embodies the principles of limited government in a Republic dedicated to rule by law; and

WHEREAS, September 17, 2010, marks the Two Hundred Twenty-Third Anniversary of the framing of the Constitution of the United States by the Constitutional Convention; and

WHEREAS, Special commendations are also extended to the American Democracy Project at Montclair State University and its committee members and Chair, Carolyn D. Jones, who have the responsibility of engaging students, staff, and faculty about the importance of Constitution Day; and

WHEREAS, it is both proper and fitting for the Township of Little Falls to acknowledge September 14, 2010, as Constitution Day at Montclair State University;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Little Falls, that this Township hereby notes the occurrence of Constitution Day at Montclair State University on September 14, 2010, pays tribute to all those who contributed to this praiseworthy endeavor, and urges the citizenry of this Township to participate fittingly in its observation; and

BE IT FURTHER RESOLVED, that a duly authenticated copy of this resolution be signed by the Council President and attested by the Clerk.

Poll: Ayes: Fontana, Huggins, Liess and President Sisco
 Nays: Huh

The Council President declared the motion passed.

COUNCIL MEMBER REPORTS

Councilmember FONTANA said that the Fall sports have commenced, noting that the football team already had their first game of the season. He informed that there was a bon fire last week, during which they announced all of the sports players and the cheerleaders. He also informed that he was in attendance for the 9-11 Memorial, noting that it was a good event and they cleaned up a lot of garbage. He also pointed out that Council members Huggins and Liess did a lot of work landscaping the front lawn of the Municipal Building. Councilmember FONTANA also questioned the status of the letter that was sent to the Acting Sheriff. Council President SISCO explained that he sent a letter recently regarding donations to the town that had been previously promised; in response, he was asked to call the Sheriff's Office. He informed that he called and left a message for Acting Sheriff Myers, but has not yet heard back from him. Councilmember FONTANA voiced concern that the town should keep on top of this, specifically making mention of the Reverse 911 System.

Councilmember HUH apologized that she was not able to participate in the 9-11 activities, explaining that she was not informed of this. She informed that she was at Ground Zero this year remembering this day, noting that all of the ground work has been started. She further noted that there is lots of work to complete in the coming season.

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Councilmember HUGGINS referred to the 9-11 Ceremony that was held on Saturday, and explained that it was only this year that he looked at this day as a volunteer day – a positive day to help out. He thanked the Mayor for this idea and said he was glad he was able to participate. He also pointed out that the video camera used for televising Council meetings is not working anymore. Therefore, they will need to repair this one or find another alternative until a new system is purchased for the new Justice Complex. Councilmember Fontana agreed to help with the repair of the current camera. Councilmember HUGGINS then referred to the Economic Redevelopment Committee, and informed that he attended a meeting; there is a plan for restriping, and he asked that they get some decision on this, so they can move forward as quickly as possible. He also informed that he was speaking with Freeholder Bruce James with regard to the redevelopment of Main Street, and he offered to host the County Planner to meet with the Main Street Committee later in the month to see what role the County could play in helping to redevelop Main Street. Councilmember HUGGINS promised to inform of a date for this when he finds out later this month.

He also explained that he has been in contact with a company that puts hydroelectric generators in – on Saturday, he found that it may be feasible to put a generator in at Beattie's Dam, which could mean gates at the dam. Now they need to get the DEP, Passaic Valley Water Commission and Flood Commission on board with this. He will get in touch with the Congressman's Office and let everyone know what the outcome is. He would like to put the topic of Alternative Energy Resources on the next Workshop agenda for discussion.

Councilmember LIESS said the 9-11 Ceremony was fun, and he described his experience on this day nine years ago. He thanked the new Administrator and the Mayor for putting this together. Referring to the Silver Scribes Senior Writing Program, he pointed out that last Wednesday was a presentation of all of their writing, which was bound. Copies will be in the MSU Library, as well as the Little Falls Library. They hope to get funding for this program again next year. He also informed of a meeting to be held this Wednesday with the Director of the Office of Senior Services regarding the Passaic County Wellness Discount Program; it will be at the Civic Center at 10:00 a.m. He explained that discounts are available on a number of things for being a Passaic County resident. Referring to the ABC, he said they are the people who plant trees and flowers around town and maintain them. This group has been very proactive, and he asked the Council to have a proclamation recognizing this group and anyone else who contributes to the town during the 10/4/10 meeting.

MAYOR'S REPORT

Mayor DeFrancisci thanked everyone who showed up to the 9-11 Ceremony, noting that it was a good community effort. He also thanked President SISCO for his words of prayer, and said they will continue this ceremony in the future. He explained that space would be set aside for a 9-11 memorial when building the new Justice Complex. He has requested some steel from the WTC for this memorial, and there will be a committee to pick a design for same. He informed that he attended the St. John's Picnic yesterday, noting that it was a good time, and they did a very good job. Referring to the Fall sports commencing, he said he is trying to do as much as possible at the Duva Complex, and he hopes to get money for this. He is scheduled to appear before the County on 9/15/10 to ask for funding to do the tennis courts. He pointed out that there have been complaints about the condition of the field, and explained that there is nothing that can be done as of now, since they will only have to keep fixing it. He further noted that the field is overused, and their only solution to fixing it is to find other space to use. Making reference to the Reverse 911 System, he said they are very close to getting this running. Detective Batelli informed that they will be doing a test run in mid October. Mayor DeFrancisci also informed that the Redevelopment Committee met recently with regard to restriping of a parking lot. Mr. Simone is looking into surveying of that parking lot. Acknowledging complaints of some business owners around town with regard to the lack of the downtown area maintenance, he explained that the DPW has gone out and cleaned up, but there is only so much they can do. Therefore, he has sent a letter around to all business and property owners, asking everyone to help if they see something that needs maintenance. In reference to the plan with alternative energy, he explained that they entered into an agreement with Passaic County; the County is out bidding for a better electric rate in aggregate for all of the towns that signed on. He hopes they will get a better rate for Little Falls; they have already signed on with Passaic County. They would like to look into this further to save some money.

Council President SISCO informed that he received a letter from a business owner about moving a bus stop, and Mayor DeFrancisci explained that he has already sent a letter to NJT about this, but promised to send another one.

ATTORNEY'S REPORT

Mr. Trapanese had nothing to report, but suggested that the Council comment on Turnberry Road; he will give a report on this in Executive Session.

PUBLIC PORTION

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

Poll: Ayes: Fontana, Huh, Huggins, Liess and President Sisco
 Nays: None

The Council President declared the motion passed.

Robert Buckalew, Attorney representing The Tulip Meadows Condominium Association, explained he is in attendance this evening with a number of residents to comment on the ordinance the Council is considering, which will affect Turnberry Road; a road that passes through the condominiums. He explained that the Mayor has worked with the board to see that this would be accomplished, as they believe it would be in the best interest of the town and the Association. The reason they have to go this route for the road to become a public road is that the road is owned in common by 32 unit owners, which would make it impossible to go to each of those owners to have them sign a deed. The only way to do this is to have the town use its power to take over.

Ann Jabarski, Board of Trustees Condominium Association, asked the Council to consider approving the ordinance. She thanked the Mayor for all of his work with this, noting that his follow-up has been remarkable. She also thanked Mr. Trapanese and Mr. Lindsay.

Dorothy O'Haire, Turnberry Road, voiced her opinion that this would rectify a past mistake.

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Vic Nowak, 6 Stephen Place, heard there was going to be a Civic Center Meeting on 9/30/10, involving suggestions for the Peckman Preserve; he asked for clarification. Referring to the Dog/Cat License Report on the Agenda, he asked why this item is there, taking up a full line.

Frank Zimmerman, Long Hill Road, explained that Mr. Kauker had answered some of his questions during the last Workshop meeting with regard to bulk requirements for attached single-family homes in the overlay zone. However, he doesn't know what the answer is; he asked someone to relay this information to him. He also requested minutes from the last Mediation meeting prior to the adoption of the overlay ordinance. He informed that he attended a Planning Board Meeting, noting that they held on passing a bill from Mr. Kauker, pending further information. He asked for information regarding this bill.

Dorothy O'Haire, Turnberry Road, wished to remind all that this Thursday, the Army Corps of Engineers will be at the Regional Flood Board Meeting at 7:00 p.m. She would like Mr. Lindsay to be there.

Raymond Kostroski, 170 Donato Drive, asked for an updated on the Justice Complex. He also informed that a lamp post was delivered to the Post Office, but since the delivery, nothing has been done; the lamp post is still there, as well as the box.

TheLma Hundertmark, 614 Upper Mountain Avenue, said there have been no accidents on their roads; however, there is bumper-to-bumper traffic there three times a day. She explained that a traffic light would only make the traffic worse. Referring to the money for Clove/Long Hill Road, she asked if they still have this or if it is gone.

Arnold Korotkin, Long Hill Road, thanked the Mayor for the day of service on 9-11. He is glad to be part of the town's 9-11 Committee. He also said he was pleased to see that a plethora of minutes were approved. He questioned the status of the 5/24/10 Closed Session minutes.

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

Poll: Ayes: Fontana, Huh, Huggins, Liess and President Sisco
 Nays: None

The Council President declared the motion passed.

Councilmember SISCO thanked Mr. Buckalew and the Condominium Association, noting that he is confident that they will be able to do something about this soon.

Mayor DeFrancisci said they received a preliminary plan from the County last week on what they plan to do with the Peckman Preserve; the meeting will be held at 7:00 p.m. The County has asked to come in to make a presentation about what their plan is for that area; it will be held at the Civic Center.

Mr. Lindsay referred to Mr. Zimmerman, and explained that he doesn't have anything prepared; he will have to look into this. Mr. Trapanese said he is not aware of what Mr. Kauker's bill looks like, noting that there were numerous meetings about various topics, and said he would have to look at it. He further noted that Mr. Kauker will have to answer to this. Mr. Lindsay said the Planning Board refused to take action on this because they thought that the board should be paying only for Planning Board matters. Since numerous issues were listed on the bill, they thought it should be given to another department.

Referring to the Justice Complex, Mayor DeFrancisci explained that they went out to bid and will be having an opening on 9/24/10. He informed that there are at least 30 companies that have come in to pick up specs for this project. Mr. Kazmierczak said they are issuing an addendum tomorrow. Mr. Lindsay said it could be awarded anytime after the opening, as long as there are no protests.

Mayor DeFrancisci asked Mr. Kostroski if the light post was on Post Office property and Mr. Lindsay commented briefly about property lines.

Council President SISCO explained that they are waiting to be updated on the Clove/Long Hill Road issue before they make any kind of decision. Councilmember HUH voiced her opinion that if other towns are able to do things they way they want to, then Little Falls should have that same privilege.

Mr. Trapanese said he would review the Executive Session Minutes of 5/24/10 to see if all issues have been resolved. If they have, then the minutes will be released to Mr. Korotkin. Councilmember HUH said she would like corrections to be made before releasing the minutes.

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 – Month of August 2010

MONTHLY REPORT

Municipality of the Township of Little Falls

Office of the Tax Collector

Revenues Collector for the Month of August 2010

Tax Collection Account #622402226 Lakeland Bank

To August 31, 2010	2010 YEAR TO DATE		
2010 Taxes		\$6,663,355.90	\$ 28,065,677.91
2009 Taxes	21,864.50	247,304.39	
Prepaid 2011 Taxes		0.00	0.00
Interest		7,669.77	43,933.51
Township Tax Title Lien		0.00	1,357.11
Township Tax Title Lien Int.		0.00	203.63

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Cost of Tax Sale		0.00		0.00
Outside Tax Liens		0.00		82,735.47
Duplicate Tax Bills	10.00	375.00		
Tax Searches	0.00		10.00	
Insufficient Check Charge		40.00		240.00
6% Penalty Fee		0.00		2,190.74
Misc. Line Item Fee	0.00		25.00	
Premium Outside Lien	0.00		0.00	
Tax Sale Additional Fee		0.00		0.00
Municipal Copy Fee		0.00		11.25
GRAND TOTALS			\$6,692,940.17	\$28,444,064.01

Comparison of Years

Aug. 2, 2010 to Aug. 31, 2010	\$6,692,940.17	\$28,444,064.01	
Aug. 3, 2009 to Aug. 31, 2009		<u>7,086,438.92</u>	<u>27,935,380.73</u>
		-\$ 393,498.75	+ \$508,683.28

Delinquent 2010 Taxes = \$633,764.52 (205) 1st - 3rd Qtrs. 2010.
 Delinquent 2009 Taxes = 73,338.09 (16) Subject to Tax Sale 10/20/10.
Total Delinquent in 2010 \$707,102.61as of 08/31/10

Comparison: Same time last year with delinquencies:

Delinquent 2009 Taxes = \$550,859.90 (190 items).
 Delinquent 2008 Taxes 76,206.18 (22 items).
Total Delinquent in 2009 \$627,066.08 as of 08/31/09

2010 Refunds this month = -\$4,977.85 Year-to-date refunds = -\$42,772.07
 Bounced Checks this month = -\$2,697.19 Year-to-date bounced checks = -\$19,453.21

Township Clerk's Report – Month of August 2010

TOWNSHIP CLERKS REPORT
 Month of August 2010

ABC LICENSES		\$2,420.00
OTHER LICENSES		
Business Licenses	\$1,650.00	
Pre-paid Business Licenses		
Raffle Licenses	260.00	
		\$1,910.00
REGISTRAR OF VITAL STATISTICS		
Fees & Permits	\$768.00	
Marriage Licenses-LF	18.00	
Marriage Licenses-NJ	150.00	
		\$936.00
MRNA		
Street Maps	\$	
Zoning Maps	3.00	
Zoning Ordinances		
Document Copies	3.75	
Garage Sales	40.00	
Misc. Fees & Refunds:		
- Justice Complex Bids	3,500.00	
		\$3,546.75
TOTAL MRNA		<u>\$3,546.75</u>
TOTAL CURRENT ACCOUNT		<u>\$8,812.75</u>
TOTAL TO TREASURER		<u>\$8,812.75</u>

Township Clerk's Dog/Cat License Report – Month of August 2010

TOWNSHIP CLERK'S DOG/CAT LICENSE REPORT
 Month of August 2010

Dog Licenses issued 8/1/10 thru 8/31/10	
Nos. 333 to 346 = 10 Licenses (3 Replacement Licenses)	
Amount due Little Falls	\$86.00
Amount due State	
Total Cash Received	\$86.00
Cat Licenses issued 8/1/10 thru 8/31/10	
Nos. 049 to 049	
Licenses Issued 1	
Total Cash Received	\$8.00
Total to Treas.	<u>\$94.00</u>

APPLICATIONS

Raffles - - Samantha Lorene Calafiore Memorial Fund, Off-Premise Draw Raffle for Merchandise,
 10/23/10, 10:00 p.m.

Little Falls Fire Department Auxiliary – Lauren Elaine Vander Kooy, Whippany Avenue, Woodland Park, Eagle Hose Co. #1
 - Scott F. Fogelman, McBride Avenue, Woodland Park, Eagle Hose Company #1

Raffles – - Our Lady of the Holy Angels Church, Bingo License, 10/6/10 - 9/28/11, 7:00 p.m. – 10:00 p.m.

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- Our Lady of the Holy Angels Church, Pull Tab Raffle, 10/6/10 – 9/28/11, 7:00 p.m. – 10:00 p.m.

RESOLUTIONS

Riddick Associates, P.C.

RESOLUTION [A] 10-09-13 - #2

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:

\$218.75

payable to:

Riddick Associates, P.C.

representing payment for engineering services rendered in connection with St. George’s Church – Inspection and administrative requirements; 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.

Refunds for Overpayment of 3rd Quarter 2010 Property Taxes

RESOLUTION [B] 10-09-13 - #3

WHEREAS, the following properties have tax overpayments on the 2010 3rd Quarter taxes and shall be refunded by the Tax Collector as follows:

<u>BLOCK/LOT QUAL.</u>	<u>LOCATION</u>	<u>AMOUNT</u>	<u>MAIL TO:</u>	<u>OWNER/</u>	<u>REFUND</u>	<u>PAYABLE</u>
88.04/1 C405	Digrigoli, Charles & Flores, Marygen 280 Main St., Unit 405	\$1,362.59	The Law Offices of Jan Meyer & Assoc., P.C. Attorney Trust Account 1029 Teaneck Road Second Floor Teaneck, NJ 07666			
236.01/3	Bier, Anita 218 Long Hill Road Refer #300231222	2,989.88	BAC Tax Services Corp. MS CA0-911-01-03 P.O. Box 10211 Van Nuys, CA 91410-0211			
TOTAL REFUND					\$4,352.47	

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Little Falls on this 13th day of September 2010 that the above block and lots for 2010 3rd Quarter taxes be noted as overpaid and be granted refunds in the total amount of \$4,352.47.

Refund of Paid Property Taxes

RESOLUTION [C] 10-09-13 - #4

WHEREAS, the property known as Block 129 Lot 4 in the name of Geraldine & Warren Congleton, Jr. , 71 Van Ness Avenue, Little Falls has been granted by our Tax Assessor’s office a 100% total exemption in property taxes due to permanent veteran disability; and

WHEREAS, Mr. Congleton’s 100% permanent disability was effective as of May 21, 2010 by our Tax Assessor; and

WHEREAS, as per the exemption as of May 21, 2010 to December 31, 2010 the Tax Collector shall refund the total amount of \$625.38 made payable to Geraldine & Warren Congleton, Jr., 71 Van Ness Avenue, Little Falls, NJ 07424 as the 2010 Preliminary taxes were paid in full (\$3,667.87); and

WHEREAS, the 2010 3rd & 4th Quarter billings in the total amount of \$4,157.42 shall be canceled due to the exemption, inasmuch as our Tax Assessor will be making this exempt in our 2011 Tax Duplicate;

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Little Falls on this 13th day of September 2010 that the amount of \$625.38 is refunded by the Tax Collector due to Mr. Congleton’s, Jr. 100% veteran permanent disability exemption as per N.J.S.A. 54:4-3.32.

Welfare

RESOLUTION [D] 10-09-13 - #5

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 each

payable to:

Welfare Client #55

representing payment of Self-Care for the month of August 2010 be and the same is hereby authorized and ratified.

Tax Court Settlement – Tax Years 2009 & 2010

RESOLUTION [E] 10-09-13 - #6

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 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 Robert McNerney of McNerney Associates have recommended that the terms of the proposed settlement be accepted;

1. The proposed settlement of the 2009 & 2010 tax appeal pending before the Tax Court of New Jersey as hereinafter enumerated be and the same is hereby authorized, approved and ratified:

2 Chilton Drive

Block 170 Lot 7

	<u>Original Assessment</u>	<u>County Board</u>	<u>Requested Tax Judgement</u>	<u>Court Judgment</u>
2009				
Land:		\$790,000	DIRECT	\$790,000
Improvements:	\$399,800	APPEAL	\$249,800	
Total:	\$1,189,800		\$1,039,800	
2010				
	<u>Original Assessment</u>	<u>County Board</u>	<u>Requested Tax Judgement</u>	<u>Court Judgment</u>

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Land:		\$790,000	DIRECT	\$790,000	
Improvements:	\$399,800			APPEAL	\$249,800
Total:		\$1,189,800		\$1,039,800	

- 2. There will be no prejudgment interest.
- 3.
- 4. The Township Attorney and Tax Assessor are authorized and directed to execute Stipulations of Settlement and to take such other and further action as may be required to effectuate the above.

NJ Motor Vehicle Commission

RESOLUTION [F] 10-09-13 - #7

WHEREAS, the Little Falls Police Department has received four (4) donated vehicles for its use; and
WHEREAS, the titles for each of the vehicles needed to be transferred to the Township of Little Falls; and
WHEREAS, the Police Department stated it needed to use the vehicles immediately; and
WHEREAS, the Treasurer issued a check to the New Jersey Motor Vehicle Commission in the amount of \$240 (\$60 for each title transfer).
NOW, THEREFORE, BE IT RESOLVED, the Township Council does hereby ratify and support the actions taken by the Treasurer in her efforts to expedite the proper titling of these vehicles.

Dog License Fees

RESOLUTION [G] 10-09-13 - #8

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:

\$18.00

payable to:

NJ State Dept. of Health

representing payment of State dog license fee, license Nos. 333 to 346 for the month of August 2010.

Welfare

RESOLUTION [H] 10-09-13 - #9

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:

\$1,470.00 (\$210.00 each)

payable to:

Welfare Clients #55, 58, 61, 62, 63, 64 & 65

representing payment of Self-Care for the month of September 2010 be and the same is hereby authorized and ratified.

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

Poll: Ayes: Fontana, Huggins, Liess and President Sisco
 Nays: Huh

The Council President declared the motion passed.

REGULAR AGENDA

The following items were individually considered.

NEW BUSINESS

Public Hearing on Place-to-Place Liquor License Application for 381 Main – Mr. Trapanese said they have found all paperwork to be in order; he swore in the applicant, Mr. Steven Baskinger, 6 Douglas Drive, and his Attorney, Mr. Eugene Liss, 94 Main Street, and said hearing took place. Mr. Trapanese said all is in order for the Council to vote on this matter.

It was moved by Councilmember Liess, seconded by Councilmember Fontana, that the Council approve the following:

RESOLUTION [O] 10-09-13 - #15

WHEREAS, an application has been filed for a Place-to-Place Transfer of Plenary Retail Consumption License Number 1605-33-011-009, heretofore issued to BASK2, Inc. for premises located at 381 Main Street, Little Falls, New Jersey; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business;

NOW, THEREFORE, BE IT RESOLVED that the Little Falls Township Council does hereby approve, effective September 13, 2010, the transfer of the aforesaid Plenary Retail Consumption License to BASK2, Inc., and does hereby direct the Township Clerk/A.B.C. Board Secretary to endorse the license certificate to the new ownership as follows: “This license, subject to all its terms and conditions, is hereby transferred to BASK2, Inc., effective September 13, 2010.

Poll: Ayes: Fontana, Huh, Huggins, Liess and President Sisco
 Nays: None

The Council President declared the motion passed.

Execute Agreement with NJOEM – Elevation of five homes – It was moved by Councilmember Huggins, seconded by Councilmember Fontana, that the Council approve the following:

RESOLUTION [I] 10-09-13 - #10

WHEREAS, THE TOWNSHIP OF LITTLE FALLS IN 2008 APPLIED TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) FOR A REPETITIVE FLOOD CLAIMS GRANT; AND

WHEREAS, THE APPLICATION WAS FOR FUNDS TO ELEVATE FIVE FLOOD PRONE STRUCTURES ON WILLIAM AND LOUIS STREETS (44 LOUIS, 71 WILLIAM, 59 WILLIAM, 39 LOUIS AND 26 LOUIS); AND

WHEREAS, FEMA HAS RECENTLY NOTIFIED THE TOWNSHIP ITS APPLICATION WAS SUCCESSFUL AND \$364,770.00 HAS BEEN ALLOTTED FOR THE APPROVED SCOPE OF WORK; AND

WHEREAS, A GRANT AGREEMENT MUST BE EXECUTED BY THE TOWNSHIP IN ORDER TO RECEIVE THE FUNDS.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL, THAT THE MAYOR IS HEREBY AUTHORIZED TO EXECUTE THE GRANT AGREEMENT ON BEHALF OF THE TOWNSHIP OF LITTLE FALLS.

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Councilmember HUGGINS asked Mr. Lindsay to explain this. Mr. Lindsay said this is from a number of years ago, noting that this is the Repetitive Claims Program that FEMA has; these homes were eligible. He further noted that this was a pilot program they were conducting, and the town applied for five homes, which were all approved through FEMA.

Poll: Ayes: Fontana, Huh, Huggins, Liess and President Sisco
Nays: None

The Council President declared the motion passed.

Requesting approval for creation of Emergency Appropriation for Legal Services and Costs – It was moved by Councilmember Huggins, seconded by Councilmember Liess, that the Council approve the following:

RESOLUTION [J] 10-09-13 - #11

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

WHEREAS, an emergency has arisen with respect to legal services and costs due to substantial unanticipated and unforeseen litigation, and WHEREAS, no adequate provision was made in the 2010 budget for the aforesaid purpose, and N.J.S.A. 40A:4-46 provides for the creation of an emergency appropriation for the purpose above mentioned, and

WHEREAS, the total amount of emergency appropriations created including the appropriation to be created by this resolution is\$40,000

and, three percent (3%) of the total operating appropriations in the budget for the fiscal year 2010 is\$353,289.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Little Falls, in the County of Passaic, State of New Jersey, that in accordance with N.J.S.A. 40A:4-48, petition be made to the Director of the Division of Local Government Services for the creation of an appropriation set forth in the preamble in accordance with the following:

- 1. An emergency appropriation be and the same is hereby made for:

Legal Services and Costs – Other Expenses \$40,000

- 2. Said emergency appropriation shall be provided for in full in the 2011 budget.
- 3. That funds for the appropriation shall be provided from surplus funds on hand.
- 4. That an “Emergency Note” may be executed by the Chief Financial Officer and by the Township Clerk.
- 5. That two (2) certified copies of this Resolution be filed with the Director of the Division of Local Government Services.
- 6. That the statements required by the Local Finance Board have been filed with the Clerk and a copy thereof will be transmitted to the Director of the Division of Local Government Services.
- 7. This resolution shall take effect after approval of the Director of the Division of Local Government Services.

Poll: Ayes: Fontana, Huggins, Liess and President Sisco
Nays: Huh

The Council President declared the motion passed.

Three (3) Year Contract with Shred-It USA – It was moved by Councilmember Fontana, seconded by Councilmember Liess, that the Council approve the following:

RESOLUTION [K] 10-09-13 - #12

WHEREAS, in the interest of protecting the Township of Little Falls, its employees and customers from data loss, identity theft, and accidentally exposing sensitive material, the Township is desirous of establishing and implementing a secure documentation shredding system; and

WHEREAS, the Township is further desirous of entering into a cost effective manner of providing the most secure on site document shredding system consistent with Township’s sensitive material and shredding policy; and

WHEREAS, the Township has received three quotes for similar document shredding services; and

WHEREAS, The company Shred-It USA Inc. has submitted a proposal that was determined to be the most cost effective and secure document shredding services; and

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Little Falls authorizes the Mayor to enter in a contract with Shred-It USA Inc. for a Three year term at \$100 a month.

Poll: Ayes: Fontana, Huggins, Liess and President Sisco
Nays: Huh

The Council President declared the motion passed.

PUBLIC PORTION

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

Poll: Ayes: Fontana, Huh, Huggins, Liess and President Sisco
Nays: None

The Council President declared the motion passed.

Dorothy O’Haire, thanked the Council for the Hazard Mitigation Plan; she commended them on their work.

Frank Zimmerman, Long Hill Road, asked if the town will be going before a board for consideration of Ordinance No. 1097 or if the request was only in writing. Referring to the Executive Session Agenda, he asked if the discussion of the Development Fee Ordinance was the \$35,000 buyout that builders pay, which was in effect with the original overlay ordinance. He asked if the \$35,000 buyout is still in effect.

Fire Chief Jack Sweezy, requested to be heard at the 9/20/10 Workshop meeting with regard to the ambulance service to the Township; he would like to make a presentation.

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

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Poll: Ayes: Fontana, Huh, Huggins, Liess and President Sisco
 Nays: None

The Council President declared the motion passed.

Council President SISCO said they are moving forward and everyone is working together regarding the raising of homes.

Councilmember HUGGINS thanked Detective Batelli, who has been working on a lot of the programs for a very long time. He commended him for all of his work.

Mr. Trapanese said COAH has rejected the Township’s proposed amendment to the ordinance. The development fee ordinance is in effect in the Township of Little Falls, which was passed in 2008. He said he could go over this with Mr. Zimmerman when he reads the terms of same.

PAYMENT OF BILLS

It was moved by Councilmember Huggins, seconded by Councilmember Liess, that the Council approve the following:

RESOLUTION [BL]

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

Poll: Ayes: Fontana, Huggins, Liess and President Sisco
 Nays: Huh

The Council President declared the motion passed.

Clarion Office Supply	General Admin.	10.71
Verizon Wireless		`118.66
Cablevision Systems Corp.	A & E	59.95
Clarion Office Supply		`429.56
Mum’s The Word Florist		`333.00
North Jersey Media Group		`127.91
North Jersey Media Group		`36.94
North Jersey Media Group		`36.49
Professional Gov Educators Inc.		`90.00
Rutgers, State University of NJ		`713.00
Superintendent of Elections		`1208.64
T & M Associates		`2374.28
Lerch, Vinci & Higgins, LLP	Annual Audit	1500.00
AM/PM Services	Treasurer	99.00
Lerch, Vinci & Higgins, LLP		`750.00
Lerch, Vinci & Higgins, LLP		`1200.00
Poland Spring Water Co.		`27.78
Vital Communications	Tax Assessor	700.00
Clarion Office Supply	Tax Collector	700.03
Munidex, Inc.		`1003.00
Professional Gov Educators Inc.		`90.00
American Arbitration Association	Legal	2262.50
Michael J. Pasquale, Esq.		`150.00
Action Interpreting LLC	Municipal Court	243.00
Cablevision Systems Corp.		`44.95
NPC		`431.96
Bernard B. Montalbano, Esq.	Planning Board	150.00
Bernard B. Montalbano, Esq.		`250.00
North Jersey Media Group		`33.73
North Jersey Media Group		`32.81
Dental Plan of NJ	Group Health Ins.	3014.36
Delta Dental Plan of NJ		`2999.27
Salvatore Calafiore		`50.81
Salvatore Calafiore		`45.76
Shop Rite Pharmacy		`4841.22
Teamsters Local 97 Benefit Fund		`1160.00
Teamsters Local 97 Benefit Fund		`1500.00
Approved Fire Protection Co.	Aid to Volunteer Fire	4044.80
Clarion Office Supply		`79.97
John Conti	Aid to Volunteer Fire	150.00
Robert W. Vita		`150.00
Timothy Conti		`150.00
Verizon Wireless		`127.28
Atlantic Envelope Co., Inc.	Police	61.45
Cablevision Systems Corp.		`79.90
Clarion Office Supply		`27.99
Clarion Office Supply		`217.09
Clarion Office Supply		`261.19
Dr. Joseph Farnese		`50.00
James Minnella		`477.80
Konica Minolta Premier Finance		`155.10
Mobile Mini Inc.		`262.00
Park West Diner		`9.20
Pinnacle Wireless		`75.00
Robert Prall		`50.00
Turn Out Uniforms Inc.		`59.98
Verizon Wireless		`262.65
Verizon Wireless		`160.04
Matthew Romaine	App. Reserves DWI	25.00
Integrated Document Technology	Construction Code Official	26.00
Int’l Code Council, Inc.		`75.50
Lights on Printing		`71.00
Tri-County Tactical LLC		`185.96
Verizon Wireless		`117.82
Amer. Wear Industrial Uniform	DPW	284.00
A.T.S. Environmental Service, LLC		`350.00
Cablevision Systems Corp.		`69.95
Charles Bahr & Son Inc.		`17.94

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Charles Bahr & Son Inc.		502.57
D2L Associates, Inc.		250.00
DAK Electric Company, Inc.		40.00
Grainger		339.30
Home Depot		119.83
Home Depot		106.26
Home Depot		270.17
Home Depot		29.98
Home Depot		11.85
Integrated Document Tech.		13.00
Millennium Mechanical LLC		332.40
Northeast Equipment		4.96
Northeast Equipment		11.42
One Call Concepts		47.80
Pinnacle Wireless, Inc.		11.50
Poland spring		54.71
Progressive Brick Company		1770.00
Progressive Brick Company		848.80
Regal Maintenance Supply Co.		326.50
Regal Maintenance Supply Co.		69.00
Rossi Decorating Center, Inc.		23.15
Rossi Decorating Center, Inc.		72.72
Singac Supply		85.30
Singac Supply		72.91
Tilcon New York Inc.		140.19
Verizon Wireless		334.11
Walker's Hardware		13.89
Cablevision Systems Corp.	Emergency Management	49.95
Clarion Office Supply	Solid Waste	50.17
Derricks Sheet Metal Works, Inc.		700.00
S. Rotondi & Sons, Inc.		4062.50
American Hose & Hydraulic Co.		545.13
Airgas East	Vehicle Maintenance DPW	29.00
Bolkema fuel Co.		675.00
Cambria Companies		516.93
Midland Radiator Services Inc.		795.00
Power Battery & Truck Parts		51.32
Wayne Ford Auto Sales		423.25
Dave Stern Inc.	Vehicle Maintenance Fire	2506.07
Little Falls Tire & Auto Inc.		694.98
Bolkema Fuel Co.	Vehicle Maintenance Police	1130.00
General Parts Group, Inc.		671.28
General Parts Group, Inc.		163.65
General Parts Group, Inc.		27.48
General Parts Group, Inc.		184.00
General Parts Group, Inc.		278.16
General Parts Group, Inc.		52.18
Little Falls Transmission, Inc.		2186.43
Murphy Communications & Emer. Lights		252.00
STS Tire & Auto Centers		89.95
Wayne Ford Auto Sales		83.64
Wayne Ford Auto Sales		504.99
Wayne Ford Auto Sales		426.95
Wayne Ford Auto Sales		40.66
Wilson's Auto Body		1323.32
Wilson's Auto Body		1457.50
PSE&G	Street Lighting	8518.50
Ball & Chain Printers	Recreation	238.00
Cablevision Systems Corp.		49.95
Cintas Corporation		84.30
Instant Verification Inc.		1102.00
Integrated Document Tech.		26.00
Little Falls Shoprite, Inc.		100.22
Major Hardware Supply, LLC		62.76
Mr. John Inc.		233.64
Oriental Trading Company, Inc.		107.96
Rossi Decorating Center, Inc.		114.45
Wayne Smagalski		155.00
City of Clifton	Board of Health	3118.50
Moore Wallace North America		133.16
Township of Pequannock		25,981.25
A & A Construction Management Corp.	Bond Ord. - 1020	5369.75
ACE Reprographics	Bond Ord. - 1020	1912.80
ACE Reprographics	Bond Ord. - 1020	3021.02
ACE Reprographics	Bond Ord. - 1020	306.08
North Jersey Media Group	Bond Ord. - 1020	82.88
Approved Fire Protection	Bond Ord. - 0957	4196.05
Comerro Coppa Architects, PC	Bond Ord. - 1020	4008.21
Comerro Coppa Architects, PC	Bond Ord. - 1020	5378.75
Fredco Landscaping, LLC	Bond Ord. - 1046	18,286.01
Fredco Landscaping, LLC	Bond Ord. - 1047	8000.00
Fredco Landscaping, LLC	Bond Ord. - 1071	2531.53
Fredco Landscaping, LLC	Bond Ord. - 1020	1200.00
Approved Fire Protection Co.	Bond Ord. - 1043	2891.30
Paul Schilling & Son	Bond Ord. - 1069	1110.00
Lerch, Vinci & Higgins, LLP	Bond Ord. - 1095	9500.00
Lerch, Vinci & Higgins, LLP	Bond Ord. - 1095	910.00
T & M Associates	Bond Ord. - 1095	24,015.09
North Jersey Media Group	Bond Ord. - 1098	80.13
Lerch, Vinci & Higgins, LLP	Capitol Ordinance	150.00
Verizon	Telephone	4048.59
Verizon		247.38
PSE&G	Gas & Electric	16,824.34
NJ American Water	Water	3914.48
Rachles/Michele's	Gasoline	2904.30
National Terminal, Inc.	Diesel	2533.85
Veolia Environmental Services	Tipping Fees	26,013.32

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BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED, that the Township Clerk cause a Notice of Award to be published once in the Township’s official newspaper.

Poll: Ayes: Fontana, Huh, Huggins, Liess and President Sisco
Nays: None

The Council President declared the motion passed.

Authorizing Township Attorney to File Legal Proceedings to institute a condemnation proceeding for Turnberry Road – It was moved by Councilmember Fontana, seconded by Councilmember Huh, that the Council approve the following:

RESOLUTION [N] 10-09-13 - #14
RESOLUTION AUTHORIZING THE TOWNSHIP COUNCIL TO FILE A VERIFIED COMPLAINT AND ALL OTHER NECESSARY PAPERS IN ORDER TO ACQUIRE AN EASEMENT OVER A PORTION OF TURNBERRY ROAD

WHEREAS, the Township of Little Falls has a need to acquire an easement over a certain portion of Turnberry Road; and
WHEREAS, the portion of Turnberry Road over which the Township of Little Falls seeks an easement forms a part of the common elements of Tulip Meadows of Little Falls Condominium; and
WHEREAS, it is necessary that in order to do so the Township of Little Falls must authorize the Township attorney to draft and file a Verified Complaint and other necessary papers with the Superior Court of New Jersey in order to acquire such easement;
NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Little Falls, authorizes the Township Counsel to file a Verified Complaint and all other necessary papers in order to acquire such easement over that portion of Turnberry Road, which forms a part of the common elements of Tulip Meadows of Little Falls Condominium.

Councilmember HUH made a stipulation that this resolution should be reviewed and any necessary corrections should be made.

Poll: Ayes: Fontana, Huh, Huggins, Liess and President Sisco
Nays: None

The Council President declared the motion passed.

Ordinance No. 1107 – It was moved by Councilmember Huggins, seconded by Councilmember Liess, that the Ordinance No. 1107 be introduced and the meeting of September 27, 2010 set as the date and time for the public hearing on the following:

ORDINANCE NO. 1107

AN ORDINANCE TO ESTABLISH AN EASEMENT ALONG A CERTAIN PORTION OF TURNBERRY ROAD IN THE TOWNSHIP OF LITTLE FALLS

BE IT HEREBY ORDAINED by the Township Council of the Township of Little Falls in the County of Passaic and the State of New Jersey, as follows:

Section 1. For and in consideration of the sum of Ten (\$10.00) Dollars and other good and valuable consideration, to wit: one half the cost of the initial resurfacing of the roadway surface involved, the Township of Little Falls, County of Passaic, State of New Jersey, a Municipal Corporation of the State of New Jersey, and its successors and/or assigns, declare the right, privilege, easement and/or right of way to use and occupy permanently for the improvement, operation, maintenance and repair of a public road system, and improvements and appurtenances belonging to it, upon, across, under and over Lot 2 in Block 128 of the Tax Map of the Township of Little Falls, which property is currently owned by Tulip Meadows of Little Falls, a Condominium, described as follows:

Name of Street

Turnberry Road

a. **See Schedule A and Schedule B, survey and metes and bounds** description, respectively, attached hereto and made a part hereof.

Description of easement:

a. Portion of Turnberry Road (50 feet wide):

BEGINNING at a point in the southeasterly side of Van Ness Avenue, therein distant northerly 73.70 feet from the intersection of the same with the northerly side of the North Jersey District Water Commission Right-of-Way;

Thence (1) along the southerly sideline of Turnberry Road southeasterly on the arc of a curve, curving to the right with a radius of 20.00 feet for a distance 31.63 feet to a point of tangency in the same;

Thence (2) still along the same S 47 deg. 43 min. 54 sec. E 37.84 feet to a point of curve in the same;

Thence (3) still along the same southeasterly on the arc of a curve, curving to the right with a radius of 184.00 feet for a distance of 53.17 feet to a point of tangency in the same;

Thence (4) still along the same S 31 deg. 10 min. 27 sec. E 108.72 feet to a point of curve in the same;

Thence (5) still along the same southeasterly on the arc of a curve, curving to the left with a radius of 241.00 feet for a distance of 105.72 feet to a point of tangency, said point being in the afore-mentioned northerly line of the North Jersey Water Commission Right-of-Way;

Thence (6) along the same S 56 deg. 18 min. 29 sec. E 508.30 feet;

Thence (7) northwesterly on the arc of a curve, curving to the left with a radius of 90.00 feet for a distance of 25.86 feet to a point of reverse curve, said course being further described by a chord bearing of N 8 deg. 17 min. 31 sec. W and a chord distance of 25.77 feet;

Thence (8) northeasterly of the arc of a curve, curving to the right with a radius of 35.00 feet for a distance of 31.21 feet to a point of tangency;

Thence (9) N 32 deg. 56 min. 03 sec. E 4.41 feet to a point in the northerly sideline of Turnberry Road, which point is distant 50.00 feet measured at right angles from the terminus of the fifth course;

Thence (10) parallel to the fifth course N 56 deg. 18 min. 29 sec. W 478.49 feet to a point of curve in the same;

Thence (11) still along the same westerly on the arc of a curve, curving to the right with a radius of 191.00 feet for a distance of 83.79 feet to a point of tangency in the same;

Thence (12) still along the same N 31 deg. 10 min. 27 sec. W 108.72 feet to a point of curve in the same;

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Thence (13) still along the same westerly on the arc of a curve, curving to the left with a radius of 234.00 feet for a distance of 67.62 feet to a point of tangency in the same;

Thence (14) still along the same N 47 deg. 43 min. 54 sec. W 38.81 feet to a point of curve in the same;

Thence (15) still along the same northerly on the arc of a curve, curving to the right with a radius of 20.00 feet for a distance of 31.20 feet to a point of tangency in the southeasterly side of Van Ness Avenue;

Thence (16) along said side of Van Ness Avenue S 41 deg. 38 min. 46 sec. W 90.01 feet to the point or place of BEGINNING.

b. Culvert:

BEGINNING at a point in the southeasterly side of Van Ness Avenue, therein distant northerly 73.70 feet from the intersection of the same with the northerly side of the North Jersey District Water Commission Right-of-Way:

Thence (1) along said side of Van Ness Avenue N 41 deg. 38 min. 46 sec. E 90.01 feet;

Thence (2) S 47 deg. 43 min. 54 sec. E 58.81 feet;

Thence (3) S 42 deg. 16 min. 06 sec. W 90.00 feet;

Thence (4) N 47 deg. 43 min. 54 sec. W 57.84 feet to a point in the southeasterly side of Van Ness Avenue and the point or place of BEGINNING.

c. Inclusive drainage easement:

BEGINNING at a point in the northerly sideline of proposed Turnberry Road, said point being distant southeasterly 313.16 feet from the intersection of the same with the easterly side of Van Ness Avenue;

Thence (1) N 71 deg. 39 min. 50 sec. E 82.68 feet;

Thence (2) N 4 deg. 26 min. 32 sec. E 110.00 feet;

Thence (3) S 85 deg. 33 min. 28 sec. E 15.00 feet;

Thence (4) S 4 deg. 26 min. 32 sec. W 125.39 feet;

Thence (5) S 71 deg. 39 min. 50 sec. W 75.04 feet to the afore-mentioned sideline of proposed Turnberry Road;

Thence (6) along the same N 56 deg. 18 min. 29 sec. W 19.74 feet to a point of curve in the same;

Thence (7) still along said sideline of proposed Turnberry Road northwesterly on the arc of a curve, curving to the right with a radius of 191.00 feet for a distance of 5.57 feet to the point or place of BEGINNING.

Section 2. Severability. If any section, paragraph, subdivision, clause, sentence, phrase or provision of this ordinance is declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this ordinance.

Section 3. Repealer and Merger. All Township ordinances and parts of ordinances inconsistent with this ordinance are hereby repealed.

Section 4. Effective Date. This ordinance shall become effective twenty (20) days after final passage, adoption and publication as required by law.

Councilmember HUH made a stipulation that this resolution should be reviewed and any necessary corrections should be made.

Poll: Ayes: Fontana, Huh, Huggins, Liess and President Sisco
Nays: None

The Council President declared the motion passed.

EXECUTIVE SESSION

It was moved by Councilmember Huggins, seconded by Councilmember Liess, that the Council approve the following:

RESOLUTION [EX]

WHEREAS, N.J.S.A. 10:4-12 allows for a Public Body to go into executive session during a Public Meeting; and

WHEREAS, the Governing Body of the Township of Little Falls has deemed it necessary to go into executive session to discuss certain matters which are exempted from the Public; and

WHEREAS, the regular meeting of this Governing Body will reconvene;

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Little Falls will go into executive session for the following reason(s) as outlined in N.J.S.A 10:4-12: Lackawanna Avenue ordinance, Clove Road/Long Hill Road, Quikteks Litigation, Report by Special Counsel Alan Roth, Development Fee Ordinance, Schumacher/Woods Road Litigation and Green Acres Buy-out.

Poll: Ayes: Fontana, Huh, Huggins, Liess and President Sisco
Nays: None

The Council President declared the motion passed.

The Council entered Executive Session at 9:14 p.m.

At 10:08 p.m., the Council returned and it was moved by Councilmember Liess, seconded by Councilmember Huh, that the meeting return to Open Session.

Poll: Ayes: Fontana, Huh, Huggins, Liess and President Sisco
Nays: None

The Council President declared the motion passed.

There being no further business to come before the meeting, it was moved by Councilmember Huggins, seconded by Councilmember Fontana, that the meeting be and it was adjourned at 10:08 p.m.

William E. Wilk
Municipal Clerk

Cynthia Meyer
Deputy Municipal Clerk