

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

Monday, September 24, 2012

Council President Louis Fontana called the meeting to order at 7:33 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: DPW Superintendent Phillip Simone, CMFO/Treasurer William Schaffner 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.

REMARKS FROM CHAIR

Council President FONTANA explained that he received some complaints about the conduct of the last regular meeting, noting that people are complaining that he is too lax about how he handles the meetings. He assured that he will now make a conscious effort to move the meetings along from now on, adding that meetings are supposed to be about town business, so the public portion should be about the same thing. He informed that he had a Recreation Department meeting with all of the sports programs in town, and explained that these programs will try to come up with their portion of the plan as the Township moves forward with the Recreation and Open Space tax. He also pointed out that football and soccer season is here, and encouraged everyone to go out and see the kids play. He further noted that the football team is doing very well this year.

COUNCIL MEMBER REPORTS

Councilmember VANTUNO informed that he reached out to both superintendents of schools to talk about shared services. He informed that the Negotiation Committee will be meeting on 10/1/12 to discuss the process and the next steps for negotiations. Referring to the Transit Committee, he informed that there was a presentation from Passaic County Planning Department on Thursday regarding a draft transportation element. Because of the time of the meeting, he was not able to attend, but Mrs. Bergin did attend and will elaborate on this. Hi informed that Councilmember Fontana has a call into NJ Transit to set up a meeting date to discuss some of the town's concerns; they are waiting to hear back. Regarding the Technology Committee, he informed that the town received all servers and equipment; the next step is where they are to be configured. They will start on this shortly. He also explained that the Council meetings will not be aired on television at this time, as there is difficulty with the new recording equipment in the Council Chambers.

Councilmember PORTER said that the kids are very excited about the sports seasons. Referring to the summer recreation program, she explained that although a couple of months have gone by, she is still being approached regularly about how amazing the program was this year. She commended Mr. Pace and his staff on a job well done. She also pointed out that the Passaic County Board of Taxation shows Little Falls as having the second lowest tax rate in Passaic County. She said she's noticed many more recycling containers throughout town and asked Mr. Simone how the program is doing.

Councilmember GONZALEZ informed that the Township Administrator forwarded the Council an email sent to her by Mr. Michael Burke, in which he accuses the Township Administrator of talking to the wrong people and also of embarrassing the community. This behavior is unacceptable. She is unhappy with the lack of cooperation both Mr. Sweezy and Mr. Burke have had with the Governing Body. The Fire Department has been led by disrespectable leaders. She informed that there have been numerous suspensions and unfair disciplinary action taken against volunteers during Mr. Sweezy's time as Fire Chief. She voiced her disappointment in several aspects of the management of the Fire Department. She requested that Mrs. Bergin look to see what kind of disciplinary action can be taken against Mr. Sweezy and Mr. Burke. She explained that the Council and the residents care a great deal for the safety of the volunteers and they appreciate their time, noting that it has nothing to do with the Fire Department has a whole.

Councilmember GONZALEZ asked if Council President Fontana could consider the Council's comments from now on, in response to the public portion of the meeting.

Councilmember SISCO reminded that Rosh Hashanah was this past week, and he wished everyone well. He was very pleased to see that Little Falls has the second lowest tax rate, but warned that they still need to be very careful with expenditures. He explained that there are many things to be considered in the coming years and said spending needs to stop. Referring to the grant the Township is applying for regarding the Municipal Alliance, he said he would like for the Council to have a report as to what this board does throughout the year. Regarding the Master Plan, he said he would like to get this done the right way and not wait on it. He also explained that at least two residents have come to him with concerns regarding previous snow storms that destroyed their curbing due to plowing. He asked if anything could be done about this.

MAYOR'S REPORT

Mayor Post said she attended the Army Corps of Engineers meeting of the Passaic River Flood Risk Management General Reevaluation held at the Passaic County Safety Academy. They discussed different solutions that they are examining in regards to remedying flooding. This includes levies, flood walls, non-structural measures, general modifications and bridge and dam modifications. They are looking for maximum support throughout Government agencies. After a study is completed, they will make a recommendation on one of these six remedies. She also attended a meeting with a number of mayors from

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municipalities within Passaic County. The main focus of the meeting was to discuss what we are entitled to from the County and what we are not receiving. It was decided that they would invite two freeholders to a future meeting to continue this dialogue. She also informed that the Township was advised today that Moody's Investors Service lowered the rating on \$8.9 million of the Township's outstanding bonds to A2 from A1. The interest rates on the bonds will not change as a result of the downgrade. Little Falls is not alone in having its credit rating adjusted.

ATTORNEY'S REPORT

Mr. Northgrave voiced his understanding that an issue came up regarding rental of the Civic Center at the last Workshop meeting. He informed that the rental of the facilities may be limited to certain organizations and explained his reasoning.

At this time, Councilmember PORTER explained that there are so many things that go on with the Municipal Alliance, adding that it is a great program for kids. She named some of the programs that are run throughout the year. Councilmember SISCO wished to clarify that he knows it is a wonderful organization, but he would just like a report for the Council to outline what they do.

Mr. Northgrave advised that if the town would like to charge a fee for use of the Civic Center, it should be a policy decision that should be set across the board for everyone. He also said that the allowance of liquor is a bad idea. Councilmember VANTUNO explained that someone had said the building was built and/or funded by the government, which would limit the town's say on the rental of the facilities. Mr. Northgrave disagreed with these statements, noting that it was Township funds that built it and maintain it. Mrs. Bergin said the only restriction is the mural; Mr. Wilk agreed and explained these restrictions.

ADMINISTRATOR'S REPORT

Mrs. Bergin reported as follows:

I attended the Passaic County Planning Board presentation of the Passaic County Master Plan Transportation Element of the Master Plan on September 20, 2012.

The Transportation Element will serve as a blueprint for the County's future transportation system – including roads, transit, and bicycle and pedestrian facilities. It will identify the types of policies and investments needed to ensure future mobility for our residents, support economic vitality, and contribute to a high quality of life throughout the County over the next several decades.

One important topic that arose was the movement – both on a state and national level – to incorporate Complete Streets design in all roadway improvement projects. The Complete Streets design will change the way municipalities approach roadway improvements. As our engineer previously reported, the concept is admirable, but the reality may be very challenging. The County has not yet adopted a complete streets policy, but intends to recognize the merits of complete streets design without enforcing design standards that may not be able to be implemented. They are developing a county roadway classification guide to help municipalities adopt Complete Streets guidelines. They also recommended municipalities review the Complete Streets policy adopted by Morristown, which I have and will provide to Dennis.

We look forward to ongoing support and guidance from Passaic County planners and engineers on this concept.

Michael Lysicatos, senior planner, has offered to come meet with the Township's Transportation Committee to hear what transportation-related issues are important to Little Falls. Council President Fontana has asked me to coordinate that meeting and I will arrange that for the next week or so. Comments on the draft Transportation Plan are being accepted through October 18, 2012.

FEMA Announcement

FEMA awarded the Township \$5.9 million in December 2010 for its FY10 SRL grant (Round 1). In that, 34 properties were scheduled to be mitigated through acquisition. In December 2011, the Township received \$5.6 from FEMA to mitigate 32 properties in accordance with our SRL FY 11 (Round 2) application.

Last week, the NJDEP Green Acres Program announced that Little Falls would receive \$487,500 to assist in offsetting the costs to acquire properties as opposed to elevate. This is a significant award and will assist greatly in allowing for property acquisition. To put the award in context, the application the township submitted to the State was for \$6 million. The cost to acquire a property is twice the cost to elevate. The delta (the amount needed to acquire an approved property as opposed to elevate) is \$150,000 per house. So, while the press release mentioned 67 houses, it was not put in its proper context. The Township asked for funds to match existing funding, which we have in place for 67 homes. We asked for \$6 million, and received \$487,000. This award by no means allows the Township to acquire 67 properties. Of the 34 properties included in SRL FY 10, 10 are already underway with elevation plans. Of the 32 properties in SRL FY 11, seven are in design for elevation, as that was the preferred mitigation approach requested by these property owners.

However, with that said, the Township has received word that the New Jersey Office of Emergency Management will provide funding to assist in acquiring properties in the SRL FY 10 (Round 1) program. NJOEM receives funding from FEMA to administer mitigation grants and NJOEM has opted to earmark those funds to Little Falls, as the agency and its representatives support acquisition in this area. NJOEM staff have been on the ground, in our town, in these neighborhoods and in these homes and have supported our funding requests to acquire. This allocation of funds is based on their strong support of acquisition in this flood-prone area.

The NJDEP funds can be used for the SRL FY 11 (Round 2) applications as an enhancement to the Passaic County CBG funding request that is pending.

CRS

The Township is an active participant in the Community Rating System (CRS) program. The following update on the Township's goals and objectives is being done as part of the Community Rating System (CRS) recertification requirements. In your packets, you received a 6-page memo outlining our efforts as it relates to the Township's CRS rating. For credit under the Community Rating System, this memo must be distributed to the media and be made available to the public. It is being sent to the newspapers that cover the Township of Little Falls. Copies of this report are available for review at the Town Hall, 225 Main Street, Little Falls. A notice of its availability is being posted on the Township's web site.

Twice a year – in June and October – the Township is required to submit a status report. Construction Code Official Joe Macones serves as the Township's CRS coordinator and I am the CRS Co-Coordinator. We work together throughout the year to continue to ensure our rating is maintained, and this year, intend to apply for modifications to our rating. The program has a series of areas where communities can earn additional points. Each additional 500 points earned will result in the rating going down 1 number. Each number represents a 5% reduction on flood insurance premiums.

Our goal is to get the Township's 879 points up to 1900, which would result in a rating of 7. Our current rating is a 9.

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Our work is focusing mainly on outreach. There are several activities we can do at no cost to the Township that meet the criteria for receiving additional points. For example, the Flood Watch section of the Township's web site can be adjusted to include certain outreach material and links that meet the criteria for public information and awareness. The information varies from tips on what to do in an emergency to a list of emergency contacts. Also, advertising the location of the current flood maps and documenting public requests to view those maps also count. The creation of a flyer that outlines key flood information is also something we will be generating for additional points. Sending the flyer out in township mailings and posting it on the web site are area for even more points.

The modification package to CRS is due the end of December, and we will report back at that time in terms of what we were able to complete and the estimated savings. The rating of 7 is completely manageable. We will work with the Little Falls Flood Board, NJDEP, the Township Engineer and resident Nick Agnoli to develop a comprehensive package for submission. This update has also been shared with the Little Falls Flood Board and we will look to enhance their work also through the Township's web site.

Mr. Simone said approximately 2,200 recycling containers have been handed out, and explained that people are still coming in to claim their containers. Councilmember VANTUNO asked if this has increased the volume of recycling, but Mr. Simone explained that it is too early to determine. They will be able to calculate the numbers at the end of the year, at which time, he will report back to the Mayor and Council.

PUBLIC PORTION

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

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

The Council President declared the motion passed.

Eugene Kulick, 74 Grove Street, informed that there is a safety factor at one of the fields in town, explaining that it is very dark there and it becomes a bad situation when kids are crossing the street after dark. He suggested that a Police Officer be stationed to monitor the situation. He also commended Mr. Simone, noting that the fields are in beautiful shape.

James Damiano, 6 Tivoli Court, referred to a comment made by the Mayor that the Army Corps of Engineers is going update a report from 1995. He suggested that the Governing Body urge them to help residents instead of spending the money on another report. He attended the Transportation meeting last week; he informed of a gentleman who offered to help set up a meeting with the Township and NJ Transit.

Sam Koutouzakis, 249 Woodcliffe Avenue, voiced his frustration regarding a noise issue he is having with his neighbor. He explained that his neighbor rents her house out to college students and during the summer months, there is unmanageable noise. He explained that he has made numerous complaints to the Police Department, and he is not complaining about the service, but said something must be done to remedy the situation. He also pointed out that the parking of the vehicles on the street when there are parties causes a problem for emergency vehicles to get through. In response to Councilmember SISCO, Mr. Koutouzakis explained that he is not sure who he should be filing a complaint against, but said he would speak with the Police Chief. Councilmember PORTER pointed out that that had been a problem in the past and they were able to remedy the situation, with the help of MSU, since they were students at the college.

Harold Nitch, 47 Woodlawn Terrace, questioned specific wording in Ordinance No. 1163 and the advertisement of same.

Rosemarie Bello-Truland, High Court, was asked by a resident to ask the Council about a grant that was received to plant trees in town. She asked whether this information was accurate, and if so, what the status of same is.

Al Attianese, 27 Dewey Avenue, informed that he had submitted an OPRA request approximately ten months ago for a copy of the Brindisi report. He pointed out that his request has not yet been fulfilled, and asked that this be completed, since the matter has now been settled.

Cathleen Zehnacker, 141 Browertown Road, referred to Bond Ord. No. 1163, and explained that the Township website and the newspaper had two different public hearing dates noted. She also informed that Toms River will be spending \$175,000 for their town-wide reassessment, while Little Falls will be spending \$250,000 for the same thing. She asked if Little Falls could call Toms River to see what they are doing to try to save some money.

James Damiano, 6 Tivoli Court, referred to Ordinance No. 1163, and asked when the deadline is for performing a reassessment. It was his understanding that this had to be done within two years of the revaluation. He questioned the cost and pointed out that Washington Township is also doing a town wide reassessment, but it is costing half as much.

Rosemarie Bello-Truland, High Court, informed that Section 136 of the Township Code refers to noise control. She suggested that the Township Attorney refer to this section to help this gentleman.

Bryan Reynolds, 7 Notch Road, said the resolutions for this evening contain authorization of settlements for three years of tax appeals; he asked for an explanation of this. He explained that Little Falls may be ranked as the second lowest taxes in Passaic County, but said that New Jersey is ranked the second highest state for mortgage delinquencies. With regard to the email notification system, he said he would also like to receive public notices this way. He also asked if they could post the police blotter online, noting that these things should be sent to residents via email. He asked if there have been any updates on the flood insurance increases. Regarding the use of the Civic Center and dispensing alcohol, he voiced his opinion that this is a bad idea. He referred to Mr. Korotkin's comments regarding the Governor's Best Practices list, and agreed that the Township needs to initiate these things, as it guarantees more State Aide.

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

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

The Council President declared the motion passed.

In response to Mr. Kulick, Council President FONTANA said they could set up patrol at the fields. Mrs. Bergin said she would discuss this with the Police Chief tomorrow.

Council President FONTANA commended Mr. Simone and the entire DPW on all of their hard work throughout the town.

In response to President FONTANA, Mr. Northgrave clarified the rules pertaining to the use of the Civic Center.

President FONTANA agreed that the Army Corps of Engineers has done several reports, noting that he would also like to see money spent on fixing something, rather than another report.

Mr. Lindsay explained that the Army Corps of Engineers has procedures that must be followed, as they report to Congress.

Mrs. Bergin said she will follow up with the Police Chief and Mr. Macones regarding the noise complaint.

Mrs. Bergin said the comments about the reassessment will be addressed at the next meeting on 10/1/12 during the public hearing.

Mayor Post referred to the planting of trees, and explained that they hoped to receive donations during the 300th Anniversary Celebration to plant 300 trees, but they didn't get enough to make that happen.

Mrs. Bergin informed that the Brindisi report will be made available to the public after the internal review is complete.

Council President FONTANA said he knows there is a noise ordinance. Mrs. Truland pointed out that there is a procedure in relation to this. Mr. Northgrave said he will discuss this with Mrs. Bergin tomorrow and report back at the next meeting.

Council President FONTANA said reassessment issues will be addressed next week. He also informed that he gets a lot of compliments on the mass emails from the town. Mrs. Bergin pointed out that they are currently sending one per day, noting that people would stop reading anything in excess of that. She will look into the idea of sending public notices. The information that is sent out should be helpful and relevant. In terms of the police blotter, she informed that there is a system residents can sign up for, which sends a text message to the resident. Councilmember SISCO said they are experiencing problems in town with break-ins, noting that the police blotter might be a good idea in order to alert people. Mrs. Bergin said she will speak with the Police Chief about this.

Mrs. Bergin said Mr. Reynolds may be referring to the subsidy. This is a done deal and has passed legislation. It will not be undone. What we have done in response to that was try to get this firm list – 150 properties in town – once mitigated, their flood insurance premiums go down.

Council President FONTANA agreed that they should keep up with the best practices list, and said they will continue to do so.

C O N S E N T A G E N D A

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.

APPLICATIONS

Raffles – Our Lady of the Holy Angels Church, Bingo, Each Wednesday from 10/3/12 through 9/25/13, 7PM– 10PM

- Our Lady of the Holy Angels Church, Pull Tabs, Each Wednesday from 10/3/12 through 9/25/13, 7PM – 10PM
- Our Lady of the Holy Angels Church, Calendar Raffle, Each Tuesday from 12/28/12 – 3/22/13, 9AM – 4PM
- Little Falls Alliance for a Better Community, On-Premise 50/50, 10/14/12, 12PM – 4PM

NJ State Firemen's Association – Thomas Trommelen, Donnaln Place, Clifton, Eagle Hose Co. #1
Michael Bandurski, Wabash Avenue, Clifton, Eagle Hose Co. #1

Little Falls Fire Department Auxiliary – Mark Gallo, Highview Drive, Clifton, Eagle Host Co. #1

RESOLUTIONS

Murphy McKeon, P.C.

RESOLUTION [A] 12-09-24 - #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:

\$90.00

payable to:

Murphy McKeon, P.C.

representing payment for legal services rendered in connection with Falls Automotive – Receipt and review of the engineer's report; 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.

RESOLUTION [B] 12-09-24 - #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:

\$90.00

payable to:

Murphy McKeon P.C.

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representing payment for legal services rendered in connection with Little Falls Animal Hospital – Receipt and review of the engineering report; 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.

Dennis G. Lindsay, P.E.

RESOLUTION [C] 12-09-24 - #3

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

\$585.00

payable to:

Dennis G. Lindsay, P.E.

representing payment for engineering services rendered in connection with Schumacher/Oakwood Estates/Single Family Development – Block 237, Lot 44, et al – Professional services in connection with review of a subdivision and site plan for development of Oakwood Estates on Woods Road; 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.

RESOLUTION [D] 12-09-24 - #4

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

\$540.00

payable to:

Dennis G. Lindsay, P.E.

representing payment for engineering services rendered in connection with Newgig Networks – Block 251, Lots 4, 5, 6, 10, 10.01, 11 & 16 – 150 Clove Road (Overlook at Great Notch) – Site Plan with Variances for Microwave Structures; 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.

Stipulation of Settlement

RESOLUTION [E] 12-07-02 - #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 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: 175 Paterson Ave, LLC NJ
Address: 175 Paterson Avenue

Block: 89 Lot: 5.04

Years 2010	ORIGINAL ASSESSMENT	COUNTY BOARD JUDGMENT	TAX COURT JUDGMENT
LAND IMPROVEMENTS	\$ 689,500	\$ Direct	\$ 689,500
	\$ 1,125,900	\$ Appeal	\$ 810,500
TOTAL	\$ 1,815,400	\$	\$ 1,500,000
Years 2011	ORIGINAL ASSESSMENT	COUNTY BOARD JUDGMENT	TAX COURT JUDGMENT
LAND IMPROVEMENTS	\$ 689,500	\$ Direct	\$ 689,500
	\$ 1,125,900	\$ Appeal	\$ 810,500
TOTAL	\$ 1,815,400	\$	\$ 1,500,000
Years 2012	ORIGINAL ASSESSMENT	COUNTY BOARD JUDGMENT	TAX COURT JUDGMENT
LAND IMPROVEMENTS	\$ 689,500	\$ Direct	\$ 689,500
	\$ 1,125,900	\$ Appeal	\$ 810,500
TOTAL	\$ 1,815,400	\$	\$ 1,500,000

2. There will be no prejudgment interest.

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.

It was moved by Councilmember Vantuno, 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. 1163 – Mr. Wilk explained that the public hearing on this ordinance will be postponed until Monday, October 1, 2012 due to an advertising error.

Ordinance No. 1164 – It was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that there be introduced and the meeting of October 22, 2012 set as the date and time for the public hearing on the following:

ORDINANCE NO. 1164

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AN ORDINANCE AUTHORIZING AN APPROPRIATION IN THE SUM OF \$17,000 FOR THE MASTER PLAN RE-EXAMINATION OF THE TOWNSHIP OF LITTLE FALLS, COUNTY OF PASSAIC AND FOR THE ISSUANCE OF SPECIAL EMERGENCY NOTES IN THE SUM OF \$17,000 TO PROVIDE FOR THE PAYMENT OF SAID PROGRAM IN COMPLIANCE WITH N.J.S.A. 40A:4-53 AND 40A:4-55

BE IT ORDAINED, by the Governing Body of the Township of Little Falls as follows:

SECTION 1. There is hereby appropriated a sum of \$17,000 for the Master Plan Re-Examination of the Township of Little Falls.

SECTION 2. The aforesaid sum of \$17,000 is necessary for the Master Plan Re-Examination, and therefore the appropriation of this sum is made as a special emergency appropriation pursuant to the authorization of and in compliance with N.J.S.A. 40A:4-53 and 55.

SECTION 3. The Township of Little Falls is hereby authorized to issue negotiable notes to meet this special emergency appropriation in the manner and method provided for in N.J.S.A. 40A:4-55, and provision for payment thereof shall be provided for in succeeding annual budgets by the inclusion of at least one-fifth (1/5) of the amount authorized pursuant to said act until the appropriation has been fully provided for. Such notes shall bear the designation: "Special Emergency Notes – Master Plan Re-Examination".

SECTION 4. That two (2) certified copies of this ordinance be filed with the Director of the Division of Local Government Services.

Mrs. Bergin provided clarification of this ordinance, noting that the Planner spoke about this at the last Workshop meeting.

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 Gonzalez, seconded by Councilmember Sisco, that the Council approve the following:

RESOLUTION [F] 12-09-24 - #6
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;

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 2012 in the sum of \$850.00, 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 – U.S. Tennis Association Grant in the amount of \$850.00;

BE IT FURTHER RESOLVED, that the like sum of \$850.00 is hereby appropriated under the caption:

General Appropriations
(A) Operations – Excluded from "CAPS"
Public & Private Programs Offset by Revenues
U.S. Tennis Association Grant \$850.00

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 [G] 12-09-24 - #7
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;

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 2012 in the sum of \$5,000.00, 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 – Louis Street Park Restoration Grant in the amount of \$5,000.00;

BE IT FURTHER RESOLVED, that the like sum of \$5,000.00 is hereby appropriated under the caption:

General Appropriations
(B) Operations – Excluded from "CAPS"
Public & Private Programs Offset by Revenues
Louis Street Park Restoration Grant \$5,000.00

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

The Council President declared the motion passed.

Authorizing Submission of Application for Little Falls Municipal Alliance Grant for 2013 – It was moved by Councilmember Sisco, seconded by Councilmember Porter, that the Council approve the following:

RESOLUTION [H] 12-09-24 - #8

WHEREAS, the Township Council of the Township of Little Falls, County of Passaic, State of New Jersey, recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and

WHEREAS, the Township Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Township Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Passaic;

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

1. The Township Council does hereby authorize and ratify submission of an application for the Little Falls Municipal Alliance Grant for Calendar Year 2013 in the amount of \$24,489.00.
2. The Township Council acknowledges the terms and conditions for administering the Municipal Alliance Grant, including the administrative compliance and audit requirements.

BE IT FURTHER RESOLVED, that the Township Council does hereby authorize and ratify the Mayor, Clerk and Administrator signing the appropriate documentation.

Meeting of September 24, 2012

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

The Council President declared the motion passed.

Increase Township Sewer Fees to Provide Revenue Stream for Inflow & Infiltration Program – It was moved by Councilmember Gonzalez, seconded by Councilmember Vantuno, that the Council approve the following:

RESOLUTION [I] 12-09-24 - #9

WHEREAS, Chapter 71 Fees of the Revised General Ordinance of the Township of Fittle Falls permits changes in fee amounts to be made by appropriate resolution; and,

WHEREAS, the Township has determined there is a need to provide a revenue stream for the Inflow and Infiltration (I&I) activities required to maintain our sanitary sewer system,

NOW THEREFORE BE IT RESOLVED, the following fees shall be increased as listed below with one-half (1/2) of the new fee to be dedicated to the I&I fund

Chapter 195	SEWER CONNECTIONS		
ARTICLE I	Sewer Connection Regulations		
195-7B	Escrow deposit to compensate Township Engineer for engineering services performed in connection with review of plans and specifications and field inspections		As determined by Engineer
ARTICLE II	Sewer Connection Fees		
195-11	Filing of application for connection:		
	Residential use		\$500/residential unit
	Commercial or industrial use		\$2,000
195-13	Residential sewer connections		\$6,000/dwelling unit
195-14	Commercial or industrial sewer connections:		
195-14B	Connection fee		\$6/square foot of floor area; minimum \$6,000
195-14C	Preconnection inspection		\$1000
195-15	Mixed-used premises connections:		
	Residential unit filing fee		\$500/each, plus costs
	Commercial/industrial structure filing fee		\$2,000/each, plus costs
	Residential unit connection fee		\$6,000/each, plus charges
	Commercial/industrial use connection fee		\$6/square foot, plus charges

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 Sisco, seconded by Councilmember Gonzalez, 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.

Eugene Kulick, 74 Grove Street, commended the Little Falls ABC, noting that they are doing a wonderful job in town. He informed that they used to use prisoners to help the ABC to clean up the streets. He also commented on the mural from the post office, which he said was only given to the Township to be cared for.

James Damiano, 6 Tivoli Court, referred to Resolution [I] on the agenda, and questioned how much the sewer fees would cost.

Bryan Reynolds, 7 Notch Road, questioned whether there has been an increase in recycling in town due to the new recycling containers and whether the town is receiving more money. Referring to the 9/11 Ceremony, he said it didn't look like a community service at all, and suggested having two separate events next year. Regarding activities at fields, he thought that the grant money should be used to put cones at the crosswalks. He also voiced concern regarding speeding issues on Notch Road and said he has not seen any officers issuing tickets. Referring to the noise complaint on Woodcliffe Avenue, he asked if this would be subject to code enforcement. Referring to Ordinance No. 1163, he asked why they couldn't discuss reassessment questions this evening, rather than waiting until next week's public hearing.

Meeting of September 24, 2012

No one further having come forward to be heard, it was moved by Councilmember Gonzalez, 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.

Council President FONTANA said he remembers the prisoners cleaning up in the past. Mayor Post explained that this program has been discontinued, but said they will be inquiring about this with the Freeholders.

Council President FONTANA explained resolution I to Mr. Damiano, noting that this is the fees the town charges for new construction. Mr. Simone said these fees are for brand new construction only; they are trying to bring some additional funds into the town. They have increased the fees one and a half times on residential properties and two times on commercial.

President FONTANA reminded that they discussed the recycling containers earlier in the meeting. Mr. Simone said he will try to get a report to the Council from January through October to give them an idea of this. He reminded that next year there will be a new contract for recycling. Council President FONTANA said they should discuss the 9/11 ceremonies with the Fire Department for the future. Referring to the speeding issues on Notch Road, Mrs. Bergin said they could request a quarterly police activity report about this. She also informed that she will be speaking with Mr. Macones about the noise issue tomorrow; they will address this. Council President FONTANA advised that all of the reassessment questions will be discussed at the public hearing next week. Mr. Wilk also provided clarification as to the tax appeal settlement resolutions that were questioned. Mrs. Bergin explained that the Township has applied for pedestrian grants in the past, adding that the two grants on the agenda this evening are for other things and can only be used for those things. The Township continues to pursue grants as they become available.

PAYMENT OF BILLS

It was moved by Councilmember Gonzalez, seconded by Councilmember Porter, 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: 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 Sisco, seconded by Councilmember Gonzalez, that the meeting be and it was adjourned at 9:09 p.m.

William E. Wilk
Municipal Clerk

Cynthia Kraus
Deputy Municipal Clerk