

Meeting of March 23, 2015

Al Attianese, Dewey Avenue, posed questions on three items: proposed Transit Village zone; 2015 proposed budget; Passaic Valley High School budget. He questioned the rationale for using a bus station as a hub rather than a train station as hub, expressing concern that by choosing the former, residents of Singac will not benefit. Regarding the budget, he expressed concern regarding factors contributing to the tax increase with regard to FEMA. Mr Attianese voiced his opinion that the Passaic Valley High School budget is not well prioritized, and hoped that Councilmember Porter's attendance at the meeting will realign the viewpoint of the Board.

Maria Cordonnier, Upper Mountain Avenue, attended the NJ State Assembly Budget Committee hearing at Passaic County Community College. She discussed the need to support legislation to mandate payment to municipalities that public and private universities are located in. She discussed a model called PILOT (payment in lieu of taxes) and requested local government support. She expressed concern regarding lost revenue on Clove Road and requested Township officials review the budget to lower local taxes. She questioned the rationale for hiring four new police officers.

Louis Fernandez, Harrison Street, raised questions pertaining to Bond Ordinance No. 1208 on the agenda and Resolution [R] with regard to a discrepancy in amounts. He requested more information on the amount of the appeals. He opposed the attendance of Councilmember Porter at Passaic Valley High School budget meeting. He expressed that MSU students use the Township's services for free and should be taxed.

Mark Simolaris, First Avenue, remarked on the poor condition of the roads and questioned the status of the parks. He requested information on the status of a vacant property.

Yvette Reyes, 19 Louis Street, discussed her situation in which her home is not complete and work was done incorrectly. She requested the Council's support to help her get back in her home.

Brian Reynolds, Notch Road, recommended the Township tend to the status of the elevations. He relayed his skepticism for a paid ambulance service. He concurred with Mr. Simolaris that road conditions are poor.

Lauren Bel Mitchell, 15 Hemlock Road, presented her issue at a previous meeting and provided a status report on her actions since the last meeting. She requested information from the Council regarding who is responsible for the maintenance of her road.

Arnold Korotkin, Long Hill Road, reported there is an outstanding concern regarding inspection of the first floor University Hall Kiosk (cafe), whose health inspection certificate is dated April 1, 2013. Mr. Korotkin brought forth detailed information related to the unavailability of updated inspection reports and the need to monitor Clifton Health Department's compliance with timely inspections and reporting as per NJ code.

Bob Dombrowski, Parkway, requested a status report on the EMS service. He queried whether funding was available to ameliorate the potholes.

Renea Shapiro, Walnut Street, noted the Town Tasting is next Tuesday at 6 p.m. at the Russian Hall. A Weatherization meeting convened at the Civic Center recently and was well attended. The ABC has discussed the idea of taxes being paid by credit card. A Morris Canal meeting will convene on 3/30/15 at 10am at the Civic Center.

Ron Mullen, Jacobus Avenue, queried whether the budget could include traffic calming measures for Jacobus.

Bonnie Nolan, Prospect Street, President of the Library Board, stated parking spaces on Stevens Avenue may be able to be recouped and would benefit the Township. Pictures were provided to the Council at this time for reference.

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

Poll: Ayes: Porter, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

In response to Mr. Nowak, Mr. Cuccia explained how the current ambulance service and mutual aid operates. Chief Sweezy elaborated on the procedure for mutual aid. When mutual aid is not available, a paid service is summoned, and the patient's insurance company is billed. Discussion ensued with regard to whether the Township or private entity serviced Mr. Nowak. Mr. Cuccia to obtain the run sheet for the date in question, to determine what, if any actions Mr. Nowak should take next.

Mr. Cuccia confirmed that the elevation projects were on hold for about four weeks due to the weather. The program for elevations is continuing and Mr. Cuccia will continue to provide updates as information becomes available.

Council President FONTANA stated development of the ambulance service is in its infancy stage, and a multitude of options are being explored at this time.

Mr. Cuccia explained how capital items are purchased. A funding ordinance to enable the Township to go through the process of bidding is prepared. The funding ordinance includes all estimated costs associated with the item as

Meeting of March 23, 2015

well as cost of the attorney, the specs, etc. The price is finalized when the Township goes out and bids. A bond does not occur at this point in time.

Mr. Cuccia stated the zoning ordinance for Transit Village is being prepared for the Township's consideration. He elaborated that the NJDOT recommended the hub be moved to incorporate more of the downtown businesses. Mr. Cuccia recognized the need to address the Singac section, and suggested the Singac section be the next area of focus following designation of Transit Village.

In response to questions about the budget and tax increase, Mr. Cuccia clarified that Mr. Ward's services have translated to approximately eight million dollars of reimbursement. The two million dollars of over expenditure in the budget is funded by an offsetting revenue from the eight million. He elucidated that if the offsetting revenue was not present, the tax increase would be more significant. Mr. Cuccia added that Mr. Ward's services are funded through the FEMA program.

Council President FONTANA encouraged the public to attend the Board of Education meetings and bring forth the issues discussed.

Council President FONTANA expressed his support of taxing the students at MSU. In the past, this went to the legislature and died. He agrees this should be pursued. Councilmember DAMIANO stated he has been in touch with Mr. Northgrave regarding several cases pending in the tax court regarding public/private partnerships paying taxes to the local municipalities. The result of these cases may serve as an impetus to seek taxes from MSU.

Mr. Cuccia stated he will invite the Police Chief to a Workshop to discuss the rationale for the new hires.

Mr. Cuccia referred to Bond Ordinance No. 1208 and Resolution [R], explaining why the numbers are different. The second ordinance is an amendment to the first ordinance. The 2003 general bond issue is being included to save an additional \$30,000 in interest.

Mr. Simone provided a status report on two roadway projects in process: a NJ American Water Company project on Paterson Avenue, which is a County road, and the installation of piping by PSE&G in the Singac section. Mr. Simone emphasized the lengthy process of the work to be done. In the instance of Main Street, the Township Engineer has been in contact with the County to bring the poor road conditions to their attention. Upon completion of work, Mr. Lindsay and Mr. Simone will assess the roads in the Township and develop a priority list to present to Public Service, requesting a schedule.

Council President FONTANA stated the building plan where Infinity Photography was housed is before the Planning Board at this time.

In response to Mr. Simolaris, Mr. Simone provided a summary of the status of construction on the parks. Work will continue on Inwood Park in about two weeks and be completed in approximately one month. Amity Park is completed. Once the fields are manageable, work on the fields will begin. Mr. Simone announced the Township received a partial grant from the County on Railroad Park. The actual work on this will not start until the sports season is over.

To reply to Council President Fontana's question of how the priority list of roads is devised, Mr. Simone explained that the town prepares a list every year. As roads are completed, they are stricken from the list. He noted that a new law requires compliant handicap ramps, which are installed prior to paving. If a handicap ramp must be installed, the cost is subtracted from the amount of funds available, resulting in fewer roads paved this year.

Mr. Cuccia addressed the situation Mrs. Reyes recounted. He indicated Township officials have been involved and apprised of the progress or lack thereof. The current delay appears to be due to a conflict within the construction company. Mr. Cuccia reiterated that the Township must allow the contractor to complete the project. Once inspections are done, deficiencies are brought forth and addressed and a bond pulled. Mr. Northgrave confirmed a legal remedy cannot be sought until the contractor has completed the project. Council President FONTANA questioned whether a time frame could be imposed. Mr. Cuccia agreed project completion was overdue and a time frame may be possible. In response to Mrs. Reyes description of an incident whereby a contractor may have been working on her home despite being fired, Council President FONTANA requested Mrs. Reyes speak with him after the meeting to obtain all pertinent details for follow-up.

Mr. Cuccia reported a representative from the church will propose to the church's counsel releasing Hemlock Road to the Township. A status report will be provided at the next Workshop Meeting. Mr. Northgrave clarified that this is in discussion at this point and a decision has not been made.

Council President FONTANA requested a timeline of the railroad crossing closure. Mr. Simone to contact NJ Transit to obtain more information and collaborate with Mr. Cuccia to post it on the website.

Mr. Cuccia stated the Health Department will be invited to the next Workshop meeting on 4/13/15 to discuss the process of health inspections. Mr. Cuccia to follow-up to assure information is updated and posted on the website.

Mr. Simone described that when homes are leveled, the driveways are contoured down towards the curb cuts, and grass planted. However, since individuals were driving on the area, railroad ties were put down. Council President FONTANA recommended filling in the curb cut be included in the job specification.

Council President FONTANA announced the Town Tasting is next Tuesday at the Russian Hall at 6 p.m. and the Morris Canal meeting will be held at the Civic Center from 10 a.m. to 12 p.m.

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Mr. Cuccia stated he will be providing specific information in the near future regarding credit card tax payments. There is a fee for credit card payments which the taxpayer bears.

Council President FONTANA explained to Mr. Mullen the stop sign cannot be installed without going through the procedure of review, study, and justification conducted by Mr. Lindsay.

Mr. Cuccia relayed discussion with Mr. Lindsay who will re-measure the area under consideration for parking spaces near the old Police station. He will provide a parking scheme that will meet traffic and flow requirements. Mr. Cuccia will provide a report as soon as information becomes available.

**INTERDEPARTMENTAL
FINANCE**

Approving the Computation of Reserve for Uncollected Taxes in the 2015 Municipal Budget -It was moved by Councilmember Porter, seconded by Councilmember Liess, that the Council approve the following:

RESOLUTION [A] 15-03-23 - #1

Resolution Re: Computation of Reserve for Uncollected Taxes – 2015 Budget

WHEREAS, pursuant to N.J.S.A. 40A:4-41, a municipality must include an appropriation for “Reserve for Uncollected Taxes” in its annual budget where less than 100% of current tax collections may be and are anticipated; and

WHEREAS, receipts from the collection of taxes levied or to be levied in the municipality and payable in the fiscal year shall be anticipated in an amount which is not in excess of the percentage of taxes levied and payable during the next preceding fiscal year which was received in cash by the last day of the preceding fiscal year; and

WHEREAS, if tax appeal judgments of the County Tax Board pursuant to R.S. 54:3-21 et seq. and/or the State Tax Court pursuant to R.S. 54:48-1 et seq. result in tax reductions for the previous fiscal year, the governing body of the municipality may elect to calculate the current year reserve for uncollected taxes by reducing the certified tax levy of the prior year by the amount of the tax levy adjustment resulting from those judgments; and

WHEREAS, Sheet 22 of the Township’s Annual Financial Statement for the year 2014 reflects reductions due to tax appeals of \$61,814 which when reduced from the 2014 tax levy results in the 2014 tax collection rate being 99.74 percent; and

WHEREAS, the election of this choice to calculate the “Reserve for Uncollected Taxes” for the 2015 municipal budget shall be made by resolution approved by a majority of the full membership of the governing body prior to the introduction of the 2015 municipal budget pursuant to N.J.S.A. 40A:4-5.

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the Township of Little Falls elects to calculate the “Reserve for Uncollected Taxes” appropriation for the 2015 municipal budget by reducing the certified tax levy of the prior year by the amount of tax levy adjustments of the County Tax Board pursuant to R.S. 54:3-21 et seq., and State Tax Court pursuant to R.S. 54:48-1 et seq., in order to calculate the prior year tax collection rate.

Poll: Ayes: Porter, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

Mr. Cuccia explained Ordinance No. 1210 has a provision allowing the municipality to bank the unused amount in case of an emergency, as to not burden the Township the following year. There are no additional funds being levied.

Ordinance No. 1210 – It was moved by Councilmember Liess, seconded by Councilmember Porter, that there be introduced and the meeting of April 27, 2015 set as the date and time for the public hearing on the following:

**ORDINANCE NO. 1210
CALENDAR YEAR 2015 ORDINANCE TO EXCEED
THE MUNICIPAL BUDGET COST OF LIVING ALLOWANCE
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A-4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 1.5% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations; and

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Township Council of the Township of Little Falls in the County of Passaic, finds its advisable and necessary to increase its CY 2015 budget by up to 3.5% over the previous year’s final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Township Council hereby determines that a 3.5% increase in the budget of said year, amounting to \$215,011 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Township Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED, by the Township Council of the Township of Little Falls, in the County of Passaic, a majority of the full authorized membership of this governing body affirmatively, concurring, that, in the CY 2015 budget year, the final appropriations of the Township of Little Falls shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 2.0\$, amounting to \$215,011, and that the CY 2015 municipal budget for the Township of Little Falls be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance, upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Poll: Ayes: Porter, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

Resolution to introduce the 2015 Municipal Budget-It was moved by Councilmember Porter, seconded by Councilmember Damiano, that the Council approve the following:

RESOLUTION [B] 15-03-23 - #2

Re: Introduction of 2015 Budget

Meeting of March 23, 2015

BE IT RESOLVED, that the following statements of revenues and appropriations attached hereto constitute the local Budget of the Township of Little Falls, Passaic County, New Jersey, for the year 2015.

BE IT FURTHER RESOLVED, that the said budget be published in the Herald News in the issue of March 26, 2015, and that a hearing on the Budget will be held at the Municipal Building on April 27, 2015 at 7:00 p.m. or as soon thereafter as the matter may be reached.

Poll: Ayes: Porter, Liess, Damiano and Council President Fontana
 Nays: None

The Council President declared the motion passed.

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.

APPLICATIONS

NJ State Firemen’s Association, Nicholas Freda, Hopson Avenue, Little Falls Fire Department

NJ State Firemen’s Association, Daniel DeLeon, Louis Street, Little Falls Fire Department

NJ State Firemen’s Association, -Kevin O’Brien, Bellevue Avenue, Montclair, Little Falls Department

Little Falls Fire Department Auxiliary, Ibraheem Othman, Lockwood Place, Clifton, Enterprise Fire Co. #2

Little Falls Fire Department Auxiliary, Bryan Baglivo, Jr., Warren Street, Enterprise Fire Co., #2

Blue Light Permit, Kenneth Cichy, Birch Road, Little Falls Fire Department

Raffle, Little Falls Alliance For a Better Community, On-Premise 50/50, 3/31/15, 6 P.M.-9P.M., Russian Hall, Little Falls, NJ

Raffle, Henry Buikema American Legion Post #121, On-Premise Draw Raffle, 4/1/15-4/1/16, American Legion Post #121, Little Falls, NJ

Raffle, Our Lady of the Highway Council, Off-Premise Draw Raffle, 5/22/15, 7:00 P.M., St. Frances Hall, Little Falls, NJ

REPORTS

Municipal Clerk’s Report – Month of February 2015

MUNICIPAL CLERKS REPORT
 Month of February 2015

ABC LICENSES		
OTHER LICENSES		
Business Licenses	\$870.00	
Pre-paid Business Licenses		
Raffle Licenses	\$20.00	
		\$890.00
REGISTRAR OF VITAL STATISTICS		
Fees & Permits	\$336.00	
Marriage Licenses-LF	\$9.00	
Marriage Licenses-NJ	\$75.00	
		\$420.00
MRNA		
Street Maps	\$	
Zoning Maps	\$	
Zoning Ordinances		
Document Copies	\$23.47	
Garage Sales	\$5.00	
Misc. Fees & Refunds:		
TOTAL MRNA		\$28.47
TOTAL CURRENT ACCOUNT		\$1,338.47
TOTAL TO TREASURER		\$1,338.47

Municipal Clerk’s Dog/Cat License Report – Month of February 2015

MUNICIPAL CLERK’S DOG/CAT LICENSE REPORT
 Month of February 2015

Dog Licenses issued 2/1/15 thru 2/28/15		
Nos. 418 to 419 = 2 Licenses		
Amount due Little Falls		\$13.60
Amount due State		5.40
Total Cash Received		\$19.00
Total Cash Received		\$19.00
Total to Treas.		\$19.00

Tax Collector’s Report – Month of January 2015

MONTHLY REPORT

Municipality of Township of Little Falls
 Office of the Tax Collector

Meeting of March 23, 2015

Township of Little Falls Current Account, Lakeland Bank
Revenues Collector for the Month of January 2015

Categories 01-	January 1-30, 2015	2015 Year to Date
2015 Taxes	\$895,399.32	*\$1,081,798.87
2014 Taxes	113,879.47	113,879.47
2013 Taxes	69.70	69.70
Prepaid 2016 Taxes	0.00	0.00
Interest	5,625.02	5,625.02
Township Tax Title Lien	0.00	0.00
Township Tax Title Lien Int.	0.00	0.00
Township Tax Title Lien 6% PE	0.00	0.00
Cost of Tax Sale	0.00	0.00
Duplicate Tax Bills	5.00	5.00
Tax Searches	0.00	0.00
Insufficient Check Charge	0.00	0.00
6% Penalty Fee	5,203.15	5,203.15
Misc. Line Item Fee	0.00	0.00
Premium Outside Lien	0.00	0.00
Tax Sale Additional Fee	0.00	0.00
Municipal Copy Fee	0.00	0.00
GRAND TOTALS	\$1,020,181.66	\$1,206,581.21

*Includes Prepaid (\$186,399.55) collected in 2014.

Delinquent 2014 Taxes \$444,185.82 (1st -4th Qtrs.).
Total Delinquent Taxes \$444,185.82

2015 Refunds this month = -\$0.00
2015 Year to date refunds = -\$0.00

Breakdown of refunds for years 2012-2015 completed in 2015(see attached).

MONTHLY REPORT

Municipality of Township of Little Falls
Office of the Tax Collector
Township of Little Falls Tax Collector Trust Account, Lakeland Bank
Revenues Collector for the Month of January 2015

Categories 34-	January 1-30, 2015	2015 Year to Date
Outside Lien	\$26,826.41	\$26,826.41
GRAND TOTALS	\$26,826.41	\$26,826.41

REFUNDS IN THE YEAR 2015

Months	2012 STCJ	2013 STCJ	2014 STCJ	2015 STCJ	2015 CBJ	Regular 2015	2015 Veteran/Widow	2015 Senior/Disabled	Exempt 2015	2015 Homestead Benefit	Total by Months
January	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00						

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

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

Municipality of Township of Little Falls
Office of the Tax Collector
Township of Little Falls Tax Collector Trust 2 (Lien Premium Monies), Lakeland Bank
Revenues for the Month of January 2015

	Liens with Premiums Redeemed/(-)	Bal./Dep.(+)
Balance Brought Forward (January 1, 2015)		\$262,400.00
January 2015	\$62,000.00	\$200,400.00
Ending Balance as of January 31, 2015		\$200,400.00

Municipality of Township of Little Falls
Office of the Tax Collector
Township of Little Falls Tax Collector Trust 1 (Lien Monies), Lakeland Bank
Revenues for the Month of January 2015

	Deposit	2015 Year-to-Date
January 2015	\$26,826.41	\$26,826.41
Total Collected as of January 31, 2015		\$26,826.41

Tax Collector's Report – Month of February 2015

MONTHLY REPORT

Municipality of Township of Little Falls
Office of the Tax Collector
Township of Little Falls Current Account, Lakeland Bank
Revenues Collector for the Month of February 2015

Meeting of March 23, 2015

Categories 01-	February 1-27, 2015	2015 Year to Date
2015 Taxes	\$9,495,719.76	\$10,577,518.63
2014 Taxes	76,239.44	190,118.91
2013 Taxes	0.00	69.70
Prepaid 2016 Taxes	0.00	0.00
Interest	8,268.09	13,893.11
Township Tax Title Lien	0.00	0.00
Township Tax Title Lien Int.	0.00	0.00
Township Tax Title Lien 6% PE	0.00	0.00
Cost of Tax Sale	0.00	0.00
Duplicate Tax Bills	20.00	25.00
Tax Searches	0.00	0.00
Insufficient Check Charge	20.00	20.00
6% Penalty Fee	1,892.13	7,095.28
Misc. Line Item Fee	0.00	0.00
Premium Outside Lien	0.00	0.00
Tax Sale Additional Fee	0.00	0.00
Municipal Copy Fee	0.00	0.00
GRAND TOTALS	\$9,582,159.42	\$10,788,740.63

Delinquent 2014 Taxes \$365,196.44 (1st -4th Qtrs.).
 Delinquent 2015 Taxes \$633,929.70 (1st Qtr.).
Total Delinquent Taxes \$999,126.14

2015 Refunds this month = -\$0.00
 2015 Year to date refunds = -\$0.00

Breakdown of refunds for years 2012-2015 completed in 2015(see attached).

MONTHLY REPORT

Municipality of Township of Little Falls
 Office of the Tax Collector
 Township of Little Falls Tax Collector Trust Account, Lakeland Bank
 Revenues Collector for the Month of February 2015

Categories 34-	February 1-27, 2015	2015 Year to Date
Outside Lien	\$0.00	\$26,826.41
GRAND TOTALS	\$0.00	\$26,826.41

REFUNDS IN THE YEAR 2015

Months	2012 STCJ	2013 STCJ	2014 STCJ	2015 STCJ	2015 CBJ	Regular 2015	2015 Veteran/Widow	2015 Senior/Disabled	Exempt 2015	2015 Homestead Benefit	Total by Months
January	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
February	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Totals	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00						

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

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

Municipality of Township of Little Falls
 Office of the Tax Collector
 Township of Little Falls Tax Collector Trust 2 (Lien Premium Monies), Lakeland Bank
 Revenues for the Month of February 2015

	Liens with Premiums Redeemed/(-)	Bal./Dep.(+)
Balance Brought Forward (January 1, 2015)		\$262,400.00
January 2015	\$62,000.00	\$200,400.00
February 2015	\$ 0.00	\$200,400.00
Ending Balance as of February, 2015		\$200,400.00

Municipality of Township of Little Falls
 Office of the Tax Collector
 Township of Little Falls Tax Collector Trust 1 (Lien Monies), Lakeland Bank
 Revenues for the Month of February 2015

	Deposit	2015 Year-to-Date
January 2015	\$26,826.41	\$26,826.41
February 2015	\$ 0.00	\$26,826.41
Total Collected as of February 27, 2015		\$26,826.41

CORRESPONDENCE

REQUEST FROM ST. JOHN RUSSIAN ORTHODOX CHURCH FOR PERMISSION TO HANG BANNER ACROSS MAIN STREET, NEAR STEVENS AVENUE INTERSECTION OR ACROSS PATERSON AVENUE NEAR THE RECREATION CENTER FROM 4/26/15 THROUGH 5/16/15.

Meeting of March 23, 2015

RESOLUTIONS

Transfers in the 2015 Budget

RESOLUTION [C] 15-03-23 - #3

WHEREAS, Title 40:4-58 of the New Jersey Statutes provides that should it become necessary, during the last two months of the fiscal year to expend for any of the purposes specified in the budget an amount in excess of the respective sums appropriated therefore and there shall be an excess in any appropriation over and above the amount claimed to be necessary to fulfill the purpose of such appropriation, the Governing Body may by resolution setting forth the facts (adopted by not less than 2/3 vote of the full membership thereof), transfer the amount of such excess of those appropriations deemed to be insufficient.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Township of Little Falls, not less than 2/3 of the members thereof affirmatively concurring, that the Treasurer be and is authorized to make the attached transfers in the 2014 Budget Appropriations.

Property Tax Appeal for 300 Main Street, Unit 909

**TOWNSHIP OF LITTLE FALLS
PASSAIC COUNTY, NEW JERSEY
RESOLUTION [D] 15-03-23- #4**

WHEREAS, the Mayor and Council of the Township of Little Falls have been advised of the proposed settlement of a property tax appeal filed by Alfred C. Moretti & Janet Sammarco (hereinafter the "Tax Appeal"), under Docket Number 014079-2012, and;

WHEREAS, the aforesaid Tax Appeal involves a residential condominium unit located at 300 Main Street, Unit 909, which is also designated as Block 88.05 Lot 1, Unit C909 on the tax assessment map of the Township (hereinafter the "subject property"), and;

WHEREAS, the said Governing Body has been advised as to the merits of the subject Tax Appeal by legal counsel and the Township Tax Assessor, and;

WHEREAS, the proposed Tax Appeal settlement would reduce the subject properties' assessment from \$310,600 to \$281,300 for the 2012 tax year only, and;

WHEREAS, the provisions of N.J.S.A. 54:51A-8 (the "Freeze Act") shall not be applicable to the terms of this settlement, and;

WHEREAS, it is in the best interest of the Township to settle the subject Tax Appeal in accordance with the settlement proposal set forth hereinabove.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Little Falls, that the proposed settlement of the aforesaid Tax Appeal be hereby approved, and;

BE IT FURTHER RESOLVED, that with respect to same, the Mayor, Township Administrator, Township Tax Attorney, Township Tax Assessor, Tax Collector, Treasurer and/or any other appropriate Township official is hereby authorized to perform any act necessary to effectuate the purposes set forth in this Resolution.

Property Tax Appeal for 300 Main Street, Unit 817

**TOWNSHIP OF LITTLE FALLS
PASSAIC COUNTY, NEW JERSEY
RESOLUTION [E] 15-03-23- #5**

WHEREAS, the Mayor and Council of the Township of Little Falls have been advised of the proposed settlement of a property tax appeal filed by Myriam Smith (hereinafter the "Tax Appeal"), under Docket Number 014076-2012, and;

WHEREAS, the aforesaid Tax Appeal involves a residential condominium unit located at 300 Main Street, Unit 817, which is also designated as Block 88.05 Lot 1, Unit C817 on the tax assessment map of the Township (hereinafter the "subject property"), and;

WHEREAS, the said Governing Body has been advised as to the merits of the subject Tax Appeal by legal counsel and the Township Tax Assessor, and;

WHEREAS, the proposed Tax Appeal settlement would reduce the subject properties' assessment from \$295,200 to \$284,000 for the 2012 tax year only, and;

WHEREAS, the provisions of N.J.S.A. 54:51A-8 (the "Freeze Act") shall not be applicable to the terms of this settlement, and;

WHEREAS, it is in the best interest of the Township to settle the subject Tax Appeal in accordance with the settlement proposal set forth hereinabove.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Little Falls, that the proposed settlement of the aforesaid Tax Appeal be hereby approved, and;

BE IT FURTHER RESOLVED, that with respect to same, the Mayor, Township Administrator, Township Tax Attorney, Township Tax Assessor, Tax Collector, Treasurer and/or any other appropriate Township official is hereby authorized to perform any act necessary to effectuate the purposes set forth in this Resolution. *****

Property Tax Appeal for 240 Main Street, Unit 311

**TOWNSHIP OF LITTLE FALLS
PASSAIC COUNTY, NEW JERSEY
RESOLUTION [F] 15-03-23- #6**

WHEREAS, the Mayor and Council of the Township of Little Falls have been advised of the proposed settlement of a property tax appeal filed by Eileen Lurie (hereinafter the "Tax Appeal"), under Docket Number 019705-2012, and;

WHEREAS, the aforesaid Tax Appeal involves a residential condominium unit located at 240 Main Street, Unit 311, which is also designated as Block 88.02 Lot 1, Unit C311 on the tax assessment map of the Township (hereinafter the "subject property"), and;

WHEREAS, the said Governing Body has been advised as to the merits of the subject Tax Appeal by legal counsel and the Township Tax Assessor, and;

WHEREAS, the proposed Tax Appeal settlement would reduce the subject properties' assessment from \$342,500 to \$333,800 for the 2012 tax year only, and;

WHEREAS, the provisions of N.J.S.A. 54:51A-8 (the "Freeze Act") shall not be applicable to the terms of this settlement, and;

WHEREAS, it is in the best interest of the Township to settle the subject Tax Appeal in accordance with the settlement proposal set forth hereinabove.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Little Falls, that the proposed settlement of the aforesaid Tax Appeal be hereby approved, and;

BE IT FURTHER RESOLVED, that with respect to same, the Mayor, Township Administrator, Township Tax Attorney, Township Tax Assessor, Tax Collector, Treasurer and/or any other appropriate Township official is hereby authorized to perform any act necessary to effectuate the purposes set forth in this Resolution.

Property Tax Appeal for 300 Main Street, Unit 917

**TOWNSHIP OF LITTLE FALLS
PASSAIC COUNTY, NEW JERSEY
RESOLUTION [G] 15-03-23- #7**

WHEREAS, the Mayor and Council of the Township of Little Falls have been advised of the proposed settlement of a property tax appeal filed by Gregory Lawley (hereinafter the "Tax Appeal"), under Docket Number 014080-2012, and;

WHEREAS, the aforesaid Tax Appeal involves a residential condominium unit located at 300 Main Street, Unit 917, which is also designated as Block 88.05 Lot 1, Unit C917 on the tax assessment map of the Township (hereinafter the "subject property"), and;

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WHEREAS, the said Governing Body has been advised as to the merits of the subject Tax Appeal by legal counsel and the Township Tax Assessor, and;

WHEREAS, the proposed Tax Appeal settlement would reduce the subject properties' assessment from \$305,200 to \$284,000 for the 2012 tax year only, and;

WHEREAS, the provisions of N.J.S.A. 54:51A-8 (the "Freeze Act") shall not be applicable to the terms of this settlement, and;

WHEREAS, it is in the best interest of the Township to settle the subject Tax Appeal in accordance with the settlement proposal set forth hereinabove.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Little Falls, that the proposed settlement of the aforesaid Tax Appeal be hereby approved, and;

BE IT FURTHER RESOLVED, that with respect to same, the Mayor, Township Administrator, Township Tax Attorney, Township Tax Assessor, Tax Collector, Treasurer and/or any other appropriate Township official is hereby authorized to perform any act necessary to effectuate the purposes set forth in this Resolution.

Property Tax Appeal for 300 Main Street, Unit 506

TOWNSHIP OF LITTLE FALLS PASSAIC COUNTY, NEW JERSEY RESOLUTION [H] 15-03-23- #8

WHEREAS, the Mayor and Council of the Township of Little Falls have been advised of the proposed settlement of a property tax appeal filed by Stewart & Janice Sloane (hereinafter the "Tax Appeal"), under Docket Number 014068-2012, and;

WHEREAS, the aforesaid Tax Appeal involves a residential condominium unit located at 300 Main Street, Unit 506, which is also designated as Block 88.05 Lot 1, Unit C506 on the tax assessment map of the Township (hereinafter the "subject property"), and;

WHEREAS, the said Governing Body has been advised as to the merits of the subject Tax Appeal by legal counsel and the Township Tax Assessor, and;

WHEREAS, the proposed Tax Appeal settlement would reduce the subject properties' assessment from \$317,900 to \$311,700 for the 2012 tax year only, and;

WHEREAS, the provisions of N.J.S.A. 54:51A-8 (the "Freeze Act") shall not be applicable to the terms of this settlement, and;

WHEREAS, it is in the best interest of the Township to settle the subject Tax Appeal in accordance with the settlement proposal set forth hereinabove.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Little Falls, that the proposed settlement of the aforesaid Tax Appeal be hereby approved, and;

BE IT FURTHER RESOLVED, that with respect to same, the Mayor, Township Administrator, Township Tax Attorney, Township Tax Assessor, Tax Collector, Treasurer and/or any other appropriate Township official is hereby authorized to perform any act necessary to effectuate the purposes set forth in this Resolution.

Property Tax Appeal for 240 Main Street, Unit 312

TOWNSHIP OF LITTLE FALLS PASSAIC COUNTY, NEW JERSEY RESOLUTION [I] 15-03-23- #9

WHEREAS, the Mayor and Council of the Township of Little Falls have been advised of the proposed settlement of a property tax appeal filed by Helen H. Vetell (hereinafter the "Tax Appeal"), under Docket Number 011704-2012, and;

WHEREAS, the aforesaid Tax Appeal involves a residential condominium unit located at 240 Main Street, Unit 312, which is also designated as Block 88.02 Lot 1, Unit C312 on the tax assessment map of the Township (hereinafter the "subject property"), and;

WHEREAS, the said Governing Body has been advised as to the merits of the subject Tax Appeal by legal counsel and the Township Tax Assessor, and;

WHEREAS, the proposed Tax Appeal settlement would reduce the subject properties' assessment from \$340,300 to \$335,300 for the 2012 tax year only, and;

WHEREAS, the provisions of N.J.S.A. 54:51A-8 (the "Freeze Act") shall not be applicable to the terms of this settlement, and;

WHEREAS, it is in the best interest of the Township to settle the subject Tax Appeal in accordance with the settlement proposal set forth hereinabove.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Little Falls, that the proposed settlement of the aforesaid Tax Appeal be hereby approved, and;

BE IT FURTHER RESOLVED, that with respect to same, the Mayor, Township Administrator, Township Tax Attorney, Township Tax Assessor, Tax Collector, Treasurer and/or any other appropriate Township official is hereby authorized to perform any act necessary to effectuate the purposes set forth in this Resolution.

Emergency Response Team Members

RESOLUTION [J] 15-03-23 - #10 RESOLUTION APPOINTING COMMUNITY EMERGENCY RESPONSE TEAM MEMBERS

WHEREAS, the Township of Little Falls has established a Community Emergency Response Team (CERT); and

WHEREAS, CERT is comprised of trained volunteers to help first responders and address various needs in the event of an emergency at the direction of the Township OEM Coordinator;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Township of Little Falls, in the County of Passaic, State of New Jersey, that the following CERT members are hereby appointed:

MaryEllen Ballantine, Phyllis Dillon, Steven DiPaola, David Henninger, Gregory Malenchak, John McConell, Nancy Mecca, Theresa Mentone, Antoinette Muccio, Laura Romeo, Mark Sciacca, Susan Sparks, Joan Strothers, David Thomas, Joseph Cannataro, Kathleen Koch, Gaetano Pomante, Eric Weiss, Dawn Weiss, Tammy Hearney, Timothy Iverson, Melissa Hearney, Patti Flatley, Angela Jones, Maria Thompson, Alen Thompson, Caren DaSilva, James Caratozzolo, Lauren Locker, Holly Deni

Plenary Retail Consumption License Transfer

TOWNSHIP OF LITTLE FALLS PASSAIC COUNTY NEW JERSEY RESOLUTION [K] 15-03-23 - #11

WHEREAS, an application has been filed for a Person-to-Person, Place-to-Place Transfer of Plenary Retail Consumption License Number 1605-33-005-008, heretofore issued to A4M, LLC for premises located at 131 Newark Pompton Turnpike, 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 licensed business;

NOW, THEREFORE, BE IT RESOLVED that the Little Falls Township Council does hereby approve, effective March 23, 2015, the transfer of the aforesaid Plenary Retail Consumption License to Two Old Guys, LLC, t/a The Graystone Inn, 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

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and conditions, is hereby transferred to Two Old Guys, LLC, t/a The Graystone Inn, whose mailing address is 18 Wendt Lane, Wayne, New Jersey 07470, effective March 23, 2015.

Storm Water System Improvements

**RESOLUTION [L] 15-03-23 - #12
ACCEPTING BID AND AWARDING CONTRACT FOR STORMWATER SYSTEM
IMPROVEMENTS TO WILLIAM STREET PUMP STATION**

WHEREAS, pursuant to advertising duly made, bids were received by the Township of Little Falls on February 20, 2015 for Stormwater System Improvements to William Street Pump Station, and the bids were opened and read publicly as follows:

CMS Construction
Newark, NJ
Bid: \$331,382.00

Fred Devens Construction
Ringwood, NJ
Bid: \$372,500.00

Hutton Construction, Inc.
Cedar Grove, NJ
Bid: \$461,314.00

and, **WHEREAS**, the Township Engineer has reviewed the bids for technical sufficiency and the Township Attorney has reviewed the bids for legal sufficiency; and

WHEREAS, the award is subject to the Availability of Funds and certification of same in the 2015 budget for Bond Ordinance No. 1102;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Little Falls as follows:

1) That the bid of

CMS Construction
152 Sherman Avenue
Newark, NJ 07101

in the amount of

\$331,382.00

be an the same is hereby accepted; and

2) That the Mayor and Clerk be and they are hereby authorized to execute a Contract in a form approved by the Township Attorney for the designated services at the bid price hereinabove cited, subject to the successful Contractor's filing the required form of Affirmative Action compliance and Payroll Certification for Public Works Projects; and

3) That the Clerk be and he is hereby authorized and directed to return to the unsuccessful bidder(s) any Certified checks and/or Bid Bonds received from them as surety, with the exception of the surety received from the second-lowest bidder, which shall be retained for a period not to exceed sixty (60) days or until a contract in a form satisfactory to the Township Attorney shall have been executed with the low bidder, whichever shall come first.

Recreation Center Improvements- Bathrooms

**RESOLUTION [M] 15-03-23 - #13
ACCEPTING PROPOSAL AND AWARDING CONTRACT FOR
RECREATION CENTER PUBLIC BATHROOM IMPROVEMENTS**

WHEREAS, pursuant to advertising duly made, proposals were received by the Township of Little Falls on March 6, 2015 for Recreation Center Public Bathroom Improvements, and the proposals were opened and read publicly as follows:

K. Walter, Inc.
5 Fairfield Avenue
Little Falls, NJ 07424
Proposal: \$13,405.00

DiCarolis Associates, Inc.
33 DeCarolis Court
Hackensack, NJ 07601
Proposal: \$23,720.00

and, **WHEREAS**, the DPW Superintendent has reviewed the proposals for technical sufficiency and the Township Attorney has reviewed the proposals for legal sufficiency; and

WHEREAS, the award is subject to the Availability of Funds and certification of same in the 2015 budget under Bond Ordinance #1183;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Little Falls as follows:

1) That the proposal of

K. Walter, Inc.
5 Fairfield Avenue
Little Falls, NJ 07424

in the amount of

\$13,405.00

be and the same is hereby accepted; and

2) That the Mayor and Clerk be and they are hereby authorized to execute a Contract in a form approved by the Township Attorney for the designated services at the bid price hereinabove cited, subject to the successful Contractor's filing the required form of Affirmative Action compliance and Payroll Certification for Public Works Projects; and

3) That the Clerk be and he is hereby authorized and directed to return to the unsuccessful bidder(s) any Certified checks and/or Bid Bonds received from them as surety, with the exception of the surety received from the second-lowest bidder, which shall be retained for a period not to exceed sixty (60) days or until a contract in a form satisfactory to the Township Attorney shall have been executed with the low bidder, whichever shall come first.

Recreation Center Improvements- HVAC

**RESOLUTION [N] 15-03-23 - #14
ACCEPTING PROPOSAL AND AWARDING CONTRACT FOR
RECREATION CENTER HVAC RENOVATIONS**

WHEREAS, pursuant to advertising duly made, proposals were received by the Township of Little Falls on March 6, 2015 for Recreation Center HVAC Renovations, and the proposals were opened and read publicly as follows:

Powers Service Co., Inc.
59 Village Park Road
Cedar Grove, NJ 07009
Proposal: \$22,237.00

Millennium Mechanical, LLC
P.O. Box 1020
Little Falls, NJ 07424
Proposal: \$14,170.00

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and, **WHEREAS**, the DPW Superintendent has reviewed the proposals for technical sufficiency and the Township Attorney has reviewed the proposals for legal sufficiency; and

WHEREAS, the award is subject to the Availability of Funds and certification of same in the 2015 budget under Bond Ordinance #1183;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Little Falls as follows:

- 1) That the proposal of

Millennium Mechanical, LLC
P.O. Box 1020
Little Falls, NJ 07424

in the amount of

\$14,170.00

be and the same is hereby accepted; and

2) That the Mayor and Clerk be and they are hereby authorized to execute a Contract in a form approved by the Township Attorney for the designated services at the bid price hereinabove cited, subject to the successful Contractor's filing the required form of Affirmative Action compliance and Payroll Certification for Public Works Projects; and

3) That the Clerk be and he is hereby authorized and directed to return to the unsuccessful bidder(s) any Certified checks and/or Bid Bonds received from them as surety, with the exception of the surety received from the second-lowest bidder, which shall be retained for a period not to exceed sixty (60) days or until a contract in a form satisfactory to the Township Attorney shall have been executed with the low bidder, whichever shall come first.

Contract for CDBG DR/SRL Asbestos & Lead Paint Assessments

**RESOLUTION [O] 15-03-23 - #15
ACCEPTING BID AND AWARDING CONTRACT FOR
CDBG DR/SRL ASBESTOS & LEAD PAINT ASSESSMENTS**

WHEREAS, pursuant to advertising duly made, bids were received by the Township of Little Falls on February 27, 2015 for CDBG DR/SRL Asbestos & Lead Paint Assessments, and the bids were opened and read publicly as follows:

Complete Analysis Laboratories, Inc.
Bid: \$295.00 per home

Empire Environmental, Ltd.
Bid: \$1,250 per home

RBA Engineers Architects Planners
Bid: \$1,399.00 per home

Mandell Lead Inspectors, Inc.
Bid: \$1,400.00

Matrix New World Engineering
Bid: \$2,900.00 per home

and, **WHEREAS**, the DPW Superintendent has reviewed the bids for technical sufficiency and the Township Attorney has reviewed the bids for legal sufficiency; and

WHEREAS, the award is subject to the Availability of Funds and certification of same in the 2015 budget;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Little Falls as follows:

- 1) That the bid of

Complete Analysis Laboratories, Inc.
1259 U.S. 46
Parsippany, NJ 07054

in the amount of

\$295.00 per home

be and the same is hereby accepted; and

2) That the Mayor and Clerk be and they are hereby authorized to execute a Contract in a form approved by the Township Attorney for the designated services at the bid price hereinabove cited, subject to the successful Contractor's filing the required form of Affirmative Action compliance and Payroll Certification for Public Works Projects; and

3) That the Clerk be and he is hereby authorized and directed to return to the unsuccessful bidder(s) any Certified checks and/or Bid Bonds received from them as surety, with the exception of the surety received from the second-lowest bidder, which shall be retained for a period not to exceed sixty (60) days or until a contract in a form satisfactory to the Township Attorney shall have been executed with the low bidder, whichever shall come first.

Manhole Frame and Cover Replacements

**RESOLUTION [P] 15-03-23 - #16
ACCEPTING BID AND AWARDING CONTRACT FOR MANHOLE FRAME AND COVER
REPLACEMENTS FOR VARIOUS STREETS IN LITTLE FALLS**

WHEREAS, pursuant to advertising duly made, bids were received by the Township of Little Falls on March 20, 2015 for Manhole Frame and Cover Replacements for Various Streets in Little Falls, and the bids were opened and read publicly as follows:

Reivax Contracting Corp.
Bid: \$750.00 per manhole

Crossroads Pavement Maintenance
Bid: \$847.00 per manhole

Consolidated Maintenance Solutions
Bid: \$850.00 per manhole

MSKY Construction Corporation
Bid: \$1,200.00 per manhole

Your Way Construction, Inc.
Bid: \$1,094.00 per manhole

Sanitary Construction Co.
Bid: \$1,094 per manhole

Haskell Paving, Inc.
Bid: \$1,500.00 per manhole

John Garcia Construction Co.
Bid: \$1,500.00 per manhole

Montana Construction Corp., Inc.
Bid: \$1,500.00 per manhole

Tec-Con Construction
Bid: \$2,990.00 per manhole

and, **WHEREAS**, the DPW Superintendent has reviewed the bids for technical sufficiency and the Township Attorney has reviewed the bids for legal sufficiency; and

WHEREAS, the award is subject to the Availability of Funds and certification of same in the 2015 budget;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Little Falls as follows:

- 1) That the bid of

Reivax Contracting Corp.
356 Thomas Street
Newark, NJ 07114

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in the amount of

\$750.00 per manhole

be and the same is hereby accepted; and

2) That the Mayor and Clerk be and they are hereby authorized to execute a Contract in a form approved by the Township Attorney for the designated services at the bid price hereinabove cited, subject to the successful Contractor’s filing the required form of Affirmative Action compliance and Payroll Certification for Public Works Projects; and

3) That the Clerk be and he is hereby authorized and directed to return to the unsuccessful bidder(s) any Certified checks and/or Bid Bonds received from them as surety, with the exception of the surety received from the second-lowest bidder, which shall be retained for a period not to exceed sixty (60) days or until a contract in a form satisfactory to the Township Attorney shall have been executed with the low bidder, whichever shall come first.

Filmmaking Permit

**RESOLUTION [Q] 15-03-23 - #17
RESOLUTION AUTHORIZING ISSUANCE OF FILMMAKING PERMIT**

WHEREAS, Daisy Sour Cream has submitted an application for a filmmaking permit in the Township of Little Falls; and
WHEREAS, filming will take place at the Great Notch Fire Company on Wednesday, March 25, 2015; and
WHEREAS, Daisy Sour Cream has submitted a Certificate of Insurance for this purpose, and paid the required application fees;
NOW, THEREFORE, BE IT RESOLVED, that the Council does hereby approve the issuance of a filmmaking permit to Daisy Sour

Cream.

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

Poll: Ayes: Porter, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

Councilmember DAMIANO brought forth the comment that the list of CERT members is a fluid list, whereby individuals can be added as they complete training and coursework.

REGULAR AGENDA

NEW BUSINESS

Ordinance No. 1207-It was moved by Councilmember Porter, seconded by Councilmember Damiano, that the public hearing of Ordinance No. 1207, “**ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, SUPPLEMENTING THE TOWNSHIP CODE TO INCLUDE A CHAPTER GOVERNING THE MAINTENANCE OF SEWER LATERALS IN THE TOWNSHIP**” be opened to the public:

Poll: Ayes: Porter, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

No one having come forward to be heard, it was moved by Councilmember Porter, seconded by Councilmember Damiano, that the Ordinance No. 1207 be closed to the public:

Poll: Ayes: Porter, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

It was moved by Councilmember Liess, seconded by Councilmember Damiano, that the Ordinance No. 1207 be and it was adopted.

Poll: Ayes: Porter, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

Ordinance No. 1208- It was moved by Councilmember Damiano, seconded by Councilmember Porter, that the public hearing of Ordinance No. 1208, “**REFUNDING BOND ORDINANCE OF THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY, PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF CERTAIN GENERAL IMPROVEMENT BONDS OF 2006 AND CERTAIN GENERAL IMPROVEMENT BONDS OF 2008, APPROPRIATING \$5,400,000 THEREFOR AND AUTHORIZING THE ISSUANCE BY THE TOWNSHIP OF ONE OR MORE SERIES OF REFUNDING BONDS IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT EXCEEDING \$5,400,000 FOR FINANCING THE COST THEREOF**” be opened to the public.

Poll: Ayes: Porter, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

No one having come forward to be heard, it was moved by Councilmember Damiano, seconded by Councilmember Porter, that Ordinance No. 1208 be closed to the public:

Poll: Ayes: Porter, Liess, Damiano and Council President Fontana

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Nays: None

The Council President declared the motion passed.

It was moved by Councilmember Porter, seconded by Councilmember Liess, that the Ordinance No. 1208 be and it was adopted.

Poll: Ayes: Porter, Liess, Damiano and Council President Fontana

Nays: None

The Council President declared the motion passed.

Determining the Form and Other Details of Not to Exceed \$5,400,000 General Improvement Refunding Bonds, Series 2015, of the Township of Little Falls-It was moved by Councilmember Liess, seconded by Councilmember Porter, that the Council approve the following:

RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF NOT TO EXCEED 5,400,000 GENERAL IMPROVEMENT REFUNDING BONDS, SERIES 2015, OF THE TOWNSHIP OF LITTLE FALLS [R]

Poll: Ayes: Porter, Liess, Damiano and Council President Fontana

Nays: None

The Council President declared the motion passed.

Ordinance No. 1211-It was moved by Councilmember Damiano, seconded by Councilmember Porter, that there be introduced and the meeting of April 27, 2015 set as the date and time for the public hearing on the following:

ORDINANCE NO. 1211

ORDINANCE OF THE TOWNSHIP OF LITTLE FALLS GRANTING PERMISSION TO LIGHT TOWER FIBER LONG ISLAND, LLC d/b/a LIGHTOWER FIBER NETWORKS TO PLACE CERTAIN TELECOMMUNICATIONS FACILITIES WITHIN THE TOWNSHIP OF LITTLE FALLS

WHEREAS, Light Tower Fiber Long Island, LLC d/b/a Lighttower Fiber Networks, located at 80 Central Street, Boxborough, Massachusetts 01719 (“Lighttower”) has been approved by the New Jersey Board of Public Utilities to provide local exchange and interexchange telecommunications services throughout the State of New Jersey by Order of Approval in Docket No. TM0804021 dated June 16, 2008; and

WHEREAS, pursuant to such authority granted by the Board of Public Utilities, Lighttower may locate, place, attach, install, operate and maintain telecommunication facilities within public rights-of-way for purposes of providing telecommunications services (the “Facilities”); and

WHEREAS, Lighttower proposes to place, service and maintain its Facilities aerially on existing utility poles or in an underground conduit within and along the public rights-of-way within the Township; and

WHEREAS, Lighttower seeks the non-exclusive use of the public rights-of-way within the Township for the purpose of owning, constructing, installing, operating, repairing and maintaining a telecommunications system; and

WHEREAS, in accordance with N.J.S.A. 48: 3-19, Lighttower has requested the consent of the Township to place, service and maintain Lighttower’s Facilities within and along the Township’s public rights-of-way.

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

Section 1. **Grant of Permission.**

The Municipal Council hereby grants permission and consents to the non-exclusive use of its rights-of-way for a period of 15 years by Lighttower, which term may be extended for additional periods of five years each provided Lighttower provides written notice to the Township prior to the expiration of the applicable period that it is confirming the further extension with the Township. Any extension shall be subject to any new regulations and/or restrictions enacted by the State of New Jersey and/or Township ordinance. The non-exclusive grant shall in no way prevent or prohibit the Township from using any of its roads, streets or other public properties or affect its jurisdiction over them or any part of them, and the Township shall retain power to make all necessary changes, relocations, repairs, maintenance, establishment, improvement, and/or dedication of same as the Township may deem fit, including the dedication, establishment, maintenance, and improvement of all new rights-of-ways, thoroughfares and other public properties of every type and description.

Section 2. **Condition of Grant of Public Street Rights-of-Way.**

The grant of the Township’s public rights-of-way shall be solely for the purpose of providing telecommunications service.

Section 3. **Location of Facilities.**

The telecommunications facilities to be installed in the public rights-of-way shall be installed at the sole cost and expense of Lighttower and shall be located within the Township as set forth by the company in their request to the Township.

Section 4. **Work in the Rights-of-Way.**

All work conducted by Lighttower shall be in conformance with all applicable Federal, State, County and Township laws, ordinances, rules, regulations and requirements for use and safety of the public rights-of-way, and shall comply with all Federal, State, County and Township laws, ordinances, rules, regulations and requirements, requiring permits, inspections, and certificates prior to, during and at the completion of construction, all as specifically set forth in a Rights-of-Way Agreement to be executed by Lighttower and the Township.

Section 5. **Insurance and Indemnification.**

Lighttower shall maintain insurance coverage and provide indemnification to the Township as specifically set forth in a Rights-of-Way Agreement to be executed by Lighttower and the Township.

Section 6. **Abandonment and Removal of Telecommunication Facilities.**

No part of the telecommunication system laid in the rights-of-way may be abandoned by Lighttower without the express written consent of the Township. Any plan of abandonment or removal, must be first approved by the Township and all necessary permits must be obtained prior to such work.

Section 7. **Payment of Reasonable Costs.**

Lighttower shall compensate the Township for its reasonable costs, not to exceed \$2,500, incurred for its professional, legal and engineering work and review and other reasonable costs and services rendered by the Township in connection with Lighttower’s request pursuant to N.J.S.A. 54:30-124(a).

Section 8. This Ordinance shall take effect in accordance with all applicable laws.

Poll: Ayes: Porter, Liess, Damiano and Council President Fontana

Nays: None

The Council President declared the motion passed.

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In response to Councilmember DAMIANO's question regarding the use of poles, Mr. Cuccia affirmed the existing poles on County and State Roads are being utilized.

Ordinance No. 1212-It was moved by Councilmember Liess, seconded by Councilmember Damiano, that there be introduced and the meeting of April 27, 2015 set as the date and time for the public hearing on the following:

ORDINANCE NO. 1212

ORDINANCE PROVIDING FOR THE ACQUISITION OF A FIRE ENGINE IN AND BY THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING \$650,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$617,500 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

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

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of Little Falls, in the County of Passaic, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$650,000, including the sum of \$32,500 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$617,500 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the acquisition of a fire engine, including all related costs and expenditures incidental thereto.

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

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

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

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

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

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

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$617,500, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$10,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

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

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

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

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

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

Poll: Ayes: Porter, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

Ordinance No. 1213-It was moved by Councilmember Damiano, seconded by Councilmember Liess, that there be introduced and the meeting of April 27, 2015 set as the date and time for the public hearing on the following:

ORDINANCE NO. 1213

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF DEPARTMENT OF PUBLIC WORKS VEHICLES IN AND BY THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING \$324,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$307,800 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

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

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Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of Little Falls, in the County of Passaic, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$324,000, including the sum of \$16,200 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$307,800 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the acquisition of Department of Public Works vehicles (non-passenger), including all related costs and expenditures incidental thereto.

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

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

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

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

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

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

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

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$307,800, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$5,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

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

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

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

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

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

Poll: Ayes: Porter, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

Ordinance No. 1214-It was moved by Councilmember Porter, seconded by Councilmember Damiano, that there be introduced and the meeting of April 27, 2015 set as the date and time for the public hearing on the following:

ORDINANCE NO. 1214

BOND ORDINANCE PROVIDING FOR THE REPLACEMENT OF STORM DRAINS IN AND BY THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING \$400,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$380,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

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

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of Little Falls, in the County of Passaic, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$400,000, including the sum of \$20,000 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$380,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the replacement of storm drains on William Street, from Barber Street to Main Street, including all work and materials necessary therefor and incidental thereto.

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

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

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

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

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

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

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$380,000, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$35,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

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

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

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

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

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

Poll: Ayes: Porter, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

Ordinance No. 1215-It was moved by Councilmember Liess, seconded by Councilmember Porter, that there be introduced and the meeting of April 27, 2015 set as the date and time for the public hearing on the following:

**ORDINANCE NO. 1215
BOND ORDINANCE PROVIDING FOR THE 2015 ROAD IMPROVEMENT PROGRAM
IN AND BY THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW
JERSEY, APPROPRIATING \$300,000 THEREFOR AND AUTHORIZING THE ISSUANCE
OF \$285,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE
COST THEREOF.**

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

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of Little Falls, in the County of Passaic, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$300,000, including the sum of \$15,000 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$285,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the 2015 Road Improvement Program, all as set forth on a list on file in the Office of the Clerk, including all work and materials necessary therefor and incidental thereto.

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

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

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

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any

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inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

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

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

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$285,000, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

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

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

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

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

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

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

Poll: Ayes: Porter, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

Ordinance No. 1216-It was moved by Councilmember Porter, seconded by Councilmember Damiano, that there be introduced and the meeting of April 27, 2015 set as the date and time for the public hearing on the following:

ORDINANCE NO.1216

BOND ORDINANCE PROVIDING FOR RAILROAD AVENUE PARK IMPROVEMENTS IN AND BY THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING \$175,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$64,800 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

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

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of Little Falls (the "Township"), in the County of Passaic (the "County"), New Jersey as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$175,000, including (i) \$25,000 from the Township Open Space Trust Fund (the "Township Open Space Trust Funds"), (ii) \$81,743 from the County Open Space Trust Fund (the "County Open Space Trust Funds" and, together with the Township Open Space Trust Funds, the "Open Space Trust Funds"), and (iii) the sum of \$3,457 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or the Open Space Trust Funds, negotiable bonds are hereby authorized to be issued in the principal amount of \$64,800 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is Railroad Avenue Park improvements, as more fully described on a list on file in the Office of the Clerk, including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures necessary therefor and incidental thereto.

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

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

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

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

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

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

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local

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Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$64,800, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$15,750 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

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

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

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

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

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

Poll: Ayes: Porter, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

PAYMENT OF BILLS

It was moved by Councilmember Porter, seconded by Councilmember Damiano, that the Council approve the following subject to the review of the list of bills.

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: Porter, Liess, Damiano and Council President Fontana
Nays: None

The Council President declared the motion passed.

Mr. Northgrave added that if upon review of the list of bills a majority of Councilmembers had an issue, it would be tabled.

Councilmember DAMIANO requested the next Workshop include an update on Transit Village designation. Mr. Cuccia confirmed the Planner will be in attendance and the final Ordinance presented.

There being no further business to come before the meeting, it was moved by Councilmember Porter, seconded by Councilmember Damiano, that the meeting be and it was adjourned at 8:55 p.m.

Cynthia Kraus
Municipal Clerk