

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

Monday, April 3, 2017

Council President Anthony Sgobba called the meeting to order at 7:01 p.m. with the following members present: Maria Cordonnier, William Liess, and Chris Vancheri. Also present were Mayor James Damiano, Township Attorney Joe Wenzel, Township Engineer Dennis Lindsay, and Township Administrator Charles Cuccia.

Absent: Municipal Clerk Cynthia Kraus

Township Employees present: Fire Chief Jack Sweezy, Police Chief Steve Post, and DPW Superintendent Philip Simone

Following the Salute to the Flag, the Statement of Public Notice was read.

STATEMENT OF PUBLIC NOTICE: Take notice that adequate notice of this meeting was provided in accordance with N.J.S.A. 10:4-10 as follows: A notice of the meeting was prominently posted on the bulletin board at the Municipal Building, located at 225 Main Street, Little Falls, N.J. on January 3, 2017; a copy of the notice was faxed to the North Jersey Herald and News and The Record on the same date. Additionally, a copy of the notice was filed in the office of the Township Clerk on said date.

At this time, Mayor Damiano swore in new Councilmember, Marc Benitez.

Mayor Damiano read the Proclamation for Arbor Day for the month of April.

Mayor Damiano invited those individuals in attendance with autism and their families to the join him as he read the Proclamation for National Autism Awareness for the month of April.

PUBLIC COMMENT – GENERAL MATTERS

At this time, Council President SGOBBA opened the floor to public comment.

Louis Fernandez, Harrison Street, questioned the rationale of the Township's grant application regarding the track at Passaic Valley High School.

Mayor DAMIANO explained should Passaic Valley High School pay for the approximately \$200,000 in track improvements, the burden would fall to the taxpayers of the three municipalities. The Mayor stated this an opportunity to assist taxpayers. Should any or all of the grant be awarded it would benefit taxpayers by offsetting the costs the high school would incur to improve the track, which would be passed along to taxpayers. Since Passaic Valley High School is located in Little Falls, and only municipalities can be awarded open space grants, Little Falls was the appropriate municipality to apply for the grant. A lease would be entered into, such that the high school must maintain and operate the track as in the past. The Mayor emphasized there is no guarantee any or all grant funds will be awarded, and that this grant request would not impact the Township's first priority grant requests for open space. As Chairperson of the Grant Committee, Councilmember CORDONNIER confirmed the Mayor's statement, stating discussion has occurred with Passaic County Open Space to assure our grants would not be affected.

Mr. Fernandez referenced a recent newspaper article addressing canvassing permits and requested more information on permit costs and time specifications.

The Mayor commented the article did not specify, however, the Township has an ordinance in place that restricts the hours and the days. Mayor Damiano indicated the Township will be issuing a credential that anyone canvassing or soliciting will need to have presented on their outerwear. The Mayor stated that residents will feel more comfortable that the individual was previously screened by the Township, applied, and actually received a permit to canvass. In response to Mr. Fernandez as to whether there would be a cost, the Mayor replied a cost for the permit will remain in effect.

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

Poll: Ayes: Cordonnier, Liess, Vancheri and Council President Sgobba
 Nays: None

The Council President declared the motion passed.

**ACTION ITEMS:
RESOLUTIONS**

Council President SGOBBA requested Mr. Cuccia explain the definition of a resolution for public knowledge. At this time, Mr. Cuccia referenced the area displayed on the television screens in the dais, which consisted of the triangular area created by Main Street, Paterson Avenue, and Maple Street. Mr. Cuccia explained the purpose of the resolution is to allow the Planner to determine whether the land in question is in need of redevelopment. Mr. Cuccia noted this is the third such type of resolution this year. He defined a resolution as an action by the Township Council which authorizes its professionals and staff to take some action that they deem appropriate.

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Planning Board Investigation - It was moved by Councilmember Cordonnier, seconded by Councilmember Liess, to approve the following:

RESOLUTION [A] 17-04-03 - #1

RESOLUTION OF THE TOWNSHIP OF LITTLE FALLS, COUNTY OF PASSAIC, NEW JERSEY AUTHORIZING THE PLANNING BOARD TO INVESTIGATE WHETHER THE PROPERTY COMMONLY KNOWN AS BLOCK 89, LOTS 4 AND 5, BLOCK 111, LOTS 1, 1.01, 1, 2, 2.01, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 12.01, 12.02, 13, AND 14, BLOCK 112, LOTS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, AND 25, AND BLOCK 113, LOTS 2, 3, 4, 4.01, 5, 6, 7, AND 8 ON THE TAX MAP OF THE TOWNSHIP SHOULD BE DESIGNATED AS AN 'AREA IN NEED OF REDEVELOPMENT' AND/OR AN 'AREA IN NEED OF REHABILITATION' PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 et seq.

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "**Redevelopment Law**"), authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of redevelopment and/or rehabilitation; and

WHEREAS, to determine whether certain parcels of land constitute areas in need of redevelopment or rehabilitation under the Redevelopment Law the Township council ("**Township Council**") of the Township of Little Falls (the "**Township**") must authorize the planning board of the Township (the "**Planning Board**") to conduct a preliminary investigation of the area and make recommendations to the Township Council; and

WHEREAS, the Township Council believes it is in the best interest of the Township that an investigation occur with respect to certain parcels within the Township and therefore authorizes and directs the Planning Board to conduct an investigation of the property commonly known as Block 77, Lots 1, 2, 2.01, 3, 4, 5, 6, 6.02, 7, 8, 8.01, 9, 17, 18, 20, and 20.01, on the tax map of the Township (hereinafter the "**Study Area**"), to determine whether the Study Area meets the criteria set forth in the Redevelopment Law, specifically N.J.S.A. 40A:12A-5 and N.J.S.A 40A:12A-14, and should be designated as an area in need of redevelopment and/or rehabilitation; and

WHEREAS, if the Planning Board determines to recommend that the Study Area should be designated as an area in need of redevelopment or rehabilitation, pursuant to the Redevelopment Law, the Township Council requests that the Planning Board also prepare a redevelopment plan for the Study Area and submit same to the Township Council for its consideration; and

WHEREAS, the redevelopment area determination requested hereunder, in connection with the Study Area, authorizes the Township and Township Council to use all those powers provided by the Redevelopment Law for use in a redevelopment area, not including the power of eminent domain (hereinafter referred to as a "**Non-condemnation Redevelopment Area**").

NOW THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS, NEW JERSEY AS FOLLOWS:

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. The Planning Board is hereby authorized and directed to conduct an investigation pursuant to N.J.S.A. 40A:12A-6 to determine whether the Study Area satisfies the criteria set forth in N.J.S.A. 40A:12A-5 and/or N.J.S.A 40A:12A-14 to be designated as an area in need of redevelopment and/or rehabilitation under the Redevelopment Law.

Section 3. As part of its investigation, the Planning Board shall prepare a map showing the boundaries of the Study Area and the location of the parcels contained therein, and appended thereto shall be a statement setting forth the basis of the investigation.

Section 4. The Planning Board shall conduct a public hearing in accordance with the Redevelopment Law, specifically N.J.S.A. 40A:12A-6 & 12A-14, after giving due notice of the proposed boundaries of the Study Area and the date of the hearing to any persons who are interested in or would be affected by a determination that the Study Area is an area in need of redevelopment or rehabilitation. The notice of the hearing shall specifically state that the redevelopment area determination shall not authorize the Township or Township Council to exercise the power of eminent domain to acquire any property in the delineated area, for the Study Area is being investigated as a possible Non-condemnation Redevelopment Area.

Section 5. At the public hearing, the Planning Board shall hear from all persons who are interested in or would be affected by a determination that the Study Area is a redevelopment area. All objections to a determination that the Study Area is an area in need of redevelopment and evidence in support of those objections shall be received and considered by the Planning Board and made part of the public record.

Section 6. After conducting its investigation, preparing a map of the Study Area, and conducting a public hearing at which all objections to the designation are received and considered, the Planning Board shall make a recommendation to the Township Council as to whether the Township Council should designate all or some of the Study Area as an area in need of redevelopment.

Section 7. If the Planning Board recommends the Study Area be designated as a Non-condemnation Redevelopment Area, the Planning Board is further directed to prepare a redevelopment plan for the Study Area, pursuant to Section 7(f) of the Redevelopment Law. Upon completion of the redevelopment plan, the Planning Board shall transmit the plan to the Township Council for its consideration.

Section 8. This Resolution shall take effect immediately.

Poll: Ayes: Benitez, Cordonnier, Liess, Vancheri and Council President Sgobba
Nays: None

The Council President declared the motion passed.

Arnold Korotkin, 181 Long Hill Road, questioned why an opportunity for public discussion on the resolution was not afforded. Mr. Wenzel explained the resolution provides an authorization by the Council to the Planning Board to conduct an investigation into the sites listed to determine whether those sites are appropriate for the purpose of redevelopment. He further elaborated that an action does not take place at Council tonight beyond an authorization to the Planning Board to take further action. The Planning Board will then decide whether to undertake an investigation, which is usually done through professionals. A report is then generated by the professional(s) for Planning Board review and discussion to determine whether the sites, in whole or part, fall under the legal designation for redevelopment. The report is then forwarded back to the Council. Commentary from the public can be heard at the Planning Board level and when presented back at Council. In response to a resident question as to whether the properties in question were privately owned, Mr. Wenzel indicated that information can be obtained at the Planning Board meeting or through the Tax Collector.

NEW BUSINESS

Ordinance No. 1286-It was moved by Councilmember Cordonnier, seconded by Councilmember Liess, that there be introduced and the meeting of May 8, 2017 set as the date for the public hearing of the following:

BOND ORDINANCE NO. 1286

BOND ORDINANCE TO AUTHORIZE THE ACQUISITION AND DEMOLITION OF FLOOD-PRONE PROPERTIES IN THE SINGAC SECTION FOR FLOOD MITIGATION AND OPEN SPACE PURPOSES IN, BY AND FOR THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$11,966,155 TO PAY THE COST THEREOF, TO APPROPRIATE A FEDERAL GRANT, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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

Section 1. The Township of Little Falls, in the County of Passaic, State of New Jersey (the "Township") is hereby authorized to acquire and demolish flood-prone properties in the Singac section for flood mitigation and open space purposes in, by and for the Township. Said improvements shall include real estate transaction services, site studies, remediation and restoration, flood mitigation improvements and all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$11,966,155 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized, and the Federal grant and the down payment appropriated, by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of said Township, and (2) it is necessary to finance said purpose by the issuance of obligations of said Township pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$11,966,155, and (4) \$11,651,155 of said sum is to be provided by the Federal grant hereinafter appropriated, and (5) \$15,000 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (6) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$300,000, and (7) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$1,000,000 which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. The sum of \$11,651,155 received or to be received as a grant from the Federal Emergency Management Agency ("FEMA") is hereby appropriated to the payment of the cost of said purpose.

Section 5. It is hereby determined and stated that moneys exceeding \$15,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Township, are now available to finance said purpose. The sum of \$15,000 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 6. To finance said purpose, bonds of said Township of an aggregate principal amount not exceeding \$300,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 7. To finance said purpose, bond anticipation notes of said Township of an aggregate principal amount not exceeding \$300,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 8. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Township and attested by the Township Clerk or Deputy Township Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 9. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of forty years computed from the date of said bonds.

Section 10. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Township Clerk of said Township, and that such statement so filed shows that the gross debt of said Township, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$300,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 11. Any funds received from private parties, the County of Passaic, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose (other than the FEMA grant hereinbefore appropriated which shall be applied to the payment of the cost of such purpose, but shall not be applied to the payment of outstanding bond anticipation notes and the reduction in the amount of bonds authorized), shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 12. The Township intends to issue the bonds or notes to finance the cost of the improvements described in Section 1 of this bond ordinance. If the Township incurs such costs prior to the issuance of the bonds or notes, the Township hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes, in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 13. 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 ordinance. Said obligations shall be direct, unlimited and general obligations of the Township, and the Township shall levy ad valorem taxes upon all the taxable real property within the Township for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 14. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Township Clerk and is available for public inspection.

Section 15. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Poll: Ayes: Benitez, Cordonnier, Liess, Vancheri and Council President Sgobba
Nays: None

The Council President declared the motion passed.

Ordinance No. 1287-It was moved by Councilmember Vancheri, seconded by Councilmember Liess, that there be introduced and the meeting of May 8, 2017 set as the date for the public hearing of the following:

BOND ORDINANCE NO. 1287

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE 2017 ROAD IMPROVEMENT PROGRAM IN, BY AND FOR THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$300,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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

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Section 1. The Township of Little Falls, in the County of Passaic, New Jersey (the "Township"), is hereby authorized to undertake the 2017 Road Improvement Program at various locations, as set forth on a list prepared by the Township Engineer on file or to be placed on file with the Township Clerk, and hereby approved and incorporated herein by this reference thereto. Depending upon the contract price and other exigent circumstances, and upon approval by the Township Council, there may be additions to or deletions from the aforesaid list. It is hereby determined and stated that said roads being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Section 2. The sum of \$300,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of said Township, and (2) it is necessary to finance said purpose by the issuance of obligations of said Township pursuant to the Local Bond Law, and (3) the estimated cost of said purpose is \$300,000, and (4) \$15,000 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$285,000, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$25,000, which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. It is hereby determined and stated that moneys exceeding \$15,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for the Township, are now available to finance said purpose. The sum of \$15,000 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 5. To finance said purpose, bonds of the Township of an aggregate principal amount not exceeding \$285,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, bond anticipation notes of the Township of an aggregate principal amount not exceeding \$285,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance, shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of the Township and attested by the Township Clerk or Deputy Township Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance, and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of ten years computed from the date of said bonds.

Section 9. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Township Clerk of the Township, and that such statement so filed shows that the gross debt of the Township, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$285,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by the Local Bond Law.

Section 10. Any funds received from private parties, the County of Passaic, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of said purpose, shall be applied to the payment of the cost of said purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for said purpose shall be reduced accordingly.

Section 11. The Township intends to issue bonds or notes to finance the cost of the improvements described in Section 1 of this bond ordinance. If the Township incurs such costs prior to the issuance of such bonds or notes, the Township hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 12. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Township, and the Township shall levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 13. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Township Clerk and is available for public inspection.

Section 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Poll: Ayes: Benitez, Cordonnier, Liess, Vancheri and Council President Sgobba
Nays: None

The Council President declared the motion passed.

Ordinance No. 1288-It was moved by Councilmember Liess, seconded by Councilmember Cordonnier, that there be introduced and the meeting of May 8, 2017 set as the date for the public hearing of the following:

BOND ORDINANCE NO. 1288

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY IN, BY AND FOR THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$375,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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

Section 1. The Township of Little Falls, in the County of Passaic, State of New Jersey (the "Township") is hereby authorized to undertake various public improvements and to acquire new additional or replacement equipment and machinery in, by and for said Township, as more particularly described in Section 4 hereof. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the cost of making the improvements described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that the making of such improvements is not a current expense of said Township.

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Section 4. The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (3) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (4) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Acquisition of new additional or replacement equipment and machinery consisting of a wheel loader for the use of the Department of Public Works.	
Appropriation and Estimated Cost	\$185,000
Down Payment Appropriated	\$ 8,900
Bonds and Notes Authorized	\$176,100
Period of Usefulness	15 years
B. Undertaking of sanitary sewer improvements at various locations.	
Appropriation and Estimated Cost	\$105,000
Down Payment Appropriated	\$ 5,000
Bonds and Notes Authorized	\$100,000
Period of Usefulness	40 years
C. Undertaking of various improvements to municipal facilities. It is hereby determined and stated that the public facilities being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").	
Appropriation and Estimated Cost	\$ 60,000
Down Payment Appropriated	\$ 2,900
Bonds and Notes Authorized	\$ 57,100
Period of Usefulness	15 years
D. Undertaking of traffic light upgrades at the following intersections: (i) Main Street and Union Avenue and (ii) Francisco and Ridge Road.	
Appropriation and Estimated Cost	\$ 25,000
Down Payment Appropriated	\$ 3,200
Bonds and Notes Authorized	\$ 21,800
Period of Usefulness	10 years

Aggregate Appropriation and Estimated Cost	\$375,000
Aggregate Down Payment Appropriated	\$ 20,000
Aggregate Amount of Bonds and Notes Authorized	\$355,000

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$10,000 which is estimated to be necessary to finance the cost of such purposes, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 6. It is hereby determined and stated that moneys exceeding \$20,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Township, are now available to finance said purposes. The sum of \$20,000 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 7. To finance said purposes, bonds of said Township of an aggregate principal amount not exceeding \$355,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 8. To finance said purposes, bond anticipation notes of said Township of an aggregate principal amount not exceeding \$355,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 9. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Township and attested by the Township Clerk or Deputy Township Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 10. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amounts of bonds or notes authorized for said purposes, is a period of 21.73 years computed from the date of said bonds.

Section 11. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Township Clerk of said Township, and that such statement so filed shows that the gross debt of said Township, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$355,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 12. Any funds received from private parties, the County of Passaic, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purposes, shall be applied to the payment of the cost of such purposes, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.

Section 13. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Township Clerk and is available for public inspection.

Section 14. The Township intends to issue the bonds or notes to finance the cost of the improvements described in Sections 1 and 4 of this bond ordinance. If the Township incurs such costs prior to the issuance of the bonds or notes, the Township hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 15. 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 ordinance. Said obligations shall be direct, unlimited and general obligations of the Township, and the Township shall levy ad valorem taxes upon all the taxable real property within the Township for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 16. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Poll: Ayes: Benitez, Cordonnier, Liess, Vancheri and Council President Sgobba
Nays: None

The Council President declared the motion passed.

Meeting of April 3, 2017

Ordinance No. 1289-It was moved by Councilmember Vancheri, seconded by Councilmember Liess, that there be introduced and the meeting of May 8, 2017 set as the date for the public hearing of the following:

BOND ORDINANCE NO. 1289

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF A PUBLIC IMPROVEMENT AND THE ACQUISITION OF NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$465,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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

Section 1. The Township of Little Falls, in the County of Passaic, State of New Jersey (the "Township") is hereby authorized to undertake a public improvement and to acquire new automotive vehicles, including original apparatus and equipment, in, by and for said Township, as more particularly described in Section 4 hereof. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the cost of making the improvements described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that the making of such improvements is not a current expense of said Township.

Section 4. The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (3) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (4) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Acquisition and installation of a prefabricated storage building at the Department of Public Works Facility for the use of the Fire Department.

Appropriation and Estimated Cost	\$ 65,000
Down Payment Appropriated	\$ 3,100
Bonds and Notes Authorized	\$ 61,900
Period of Usefulness	15 years

B. Acquisition of new automotive vehicles, including original apparatus and equipment, consisting of two ambulances for the use of the Township of Little Falls Emergency Medical Service.

Appropriation and Estimated Cost	\$400,000
Down Payment Appropriated	\$ 19,900
Bonds and Notes Authorized	\$380,100
Period of Usefulness	5 years

Aggregate Appropriation and Estimated Cost	\$465,000
Aggregate Down Payment Appropriated	\$ 23,000
Aggregate Amount of Bonds and Notes Authorized	\$442,000

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$2,500 which is estimated to be necessary to finance the cost of such purposes, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Section 6. It is hereby determined and stated that moneys exceeding \$23,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Township, are now available to finance said purposes. The sum of \$23,000 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 7. To finance said purposes, bonds of said Township of an aggregate principal amount not exceeding \$442,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 8. To finance said purposes, bond anticipation notes of said Township of an aggregate principal amount not exceeding \$442,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 9. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Township and attested by the Township Clerk or Deputy Township Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 10. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amounts of bonds or notes authorized for said purposes, is a period of 6.40 years computed from the date of said bonds.

Section 11. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Township Clerk of said Township, and that such statement so filed shows that the gross debt of said Township, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$442,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 12. Any funds received from private parties, the County of Passaic, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purposes, shall be applied to the payment of the cost of such purposes, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.

Section 13. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Township Clerk and is available for public inspection.

Meeting of April 3, 2017

Section 14. The Township intends to issue the bonds or notes to finance the cost of the improvements described in Sections 1 and 4 of this bond ordinance. If the Township incurs such costs prior to the issuance of the bonds or notes, the Township hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 15. 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 ordinance. Said obligations shall be direct, unlimited and general obligations of the Township, and the Township shall levy ad valorem taxes upon all the taxable real property within the Township for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 16. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Poll: Ayes: Benitez, Cordonnier, Liess, Vancheri and Council President Sgobba
 Nays: None

The Council President declared the motion passed.

Ordinance No. 1290-It was moved by Councilmember Liess, seconded by Councilmember Vancheri, that there be introduced and the meeting of May 8, 2017 set as the date for the public hearing of the following:

BOND ORDINANCE NO. 1290

BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY IN, BY AND FOR THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$50,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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

Section 1. The Township of Little Falls, in the County of Passaic, State of New Jersey (the "Township") is hereby authorized to acquire new additional or replacement equipment and machinery in, by and for said Township, as more particularly described in Section 4 hereof. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the cost of making the improvements described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that the making of such improvements is not a current expense of said Township.

Section 4. The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (3) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (4) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Acquisition of new additional or replacement equipment and machinery consisting of a traffic counter machine for the use of the Police Department.

Appropriation and Estimated Cost	\$10,000
Down Payment Appropriated	\$ 500
Bonds and Notes Authorized	\$ 9,500
Period of Usefulness	15 years

B. Acquisition of new additional or replacement equipment and machinery consisting of tasers and related equipment for the use of the Police Department.

Appropriation and Estimated Cost	\$40,000
Down Payment Appropriated	\$ 2,000
Bonds and Notes Authorized	\$38,000
Period of Usefulness	5 years

Aggregate Appropriation and Estimated Cost	\$50,000
Aggregate Down Payment Appropriated	\$ 2,500
Aggregate Amount of Bonds and Notes Authorized	\$47,500

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$2,000 which is estimated to be necessary to finance the cost of such purposes, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Section 6. It is hereby determined and stated that moneys exceeding \$2,500, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Township, are now available to finance said purposes. The sum of \$2,500 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 7. To finance said purposes, bonds of said Township of an aggregate principal amount not exceeding \$47,500 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 8. To finance said purposes, bond anticipation notes of said Township of an aggregate principal amount not exceeding \$47,500 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 9. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Township and attested by the Township Clerk or Deputy Township Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 10. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amounts of bonds or notes authorized for said purposes, is a period of 7 years computed from the date of said bonds.

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Section 11. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Township Clerk of said Township, and that such statement so filed shows that the gross debt of said Township, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$47,500 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 12. Any funds received from private parties, the County of Passaic, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purposes, shall be applied to the payment of the cost of such purposes, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.

Section 13. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Township Clerk and is available for public inspection.

Section 14. The Township intends to issue the bonds or notes to finance the cost of the improvements described in Sections 1 and 4 of this bond ordinance. If the Township incurs such costs prior to the issuance of the bonds or notes, the Township hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 15. 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 ordinance. Said obligations shall be direct, unlimited and general obligations of the Township, and the Township shall levy ad valorem taxes upon all the taxable real property within the Township for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 16. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Poll: Ayes: Benitez, Cordonnier, Liess, Vancheri and Council President Sgobba
Nays: None

The Council President declared the motion passed.

Ordinance No. 1291-It was moved by Councilmember Cordonnier, seconded by Councilmember Liess, that there be introduced and the meeting of May 8, 2017 set as the date for the public hearing of the following:

ORDINANCE NO. 1291

AN AMENDING ORDINANCE OF THE LITTLE FALLS CODE IN THE TOWNSHIP OF LITTLE FALLS, PASSAIC COUNTY", AS AMENDED AND INCORPORATED UNDER RENT CONTROL IN CHAPTER 178 ELIMINATING THE SUNSET PROVISION OF THE CODE SECTION 178.

WHEREAS, Code section 178-10 Entitled Effective Date provided that the provisions of Code Section 178 would sunset four years from the date of the amending ordinance which was adopted on 8-12-2013 by ordinance 1177; and

WHEREAS, the Township Council has subsequently determined that the need for rental housing continues in the Township; and

WHEREAS, most recently, the Township's existing rent control ordinance codified in Chapter 178 was amended by Ordinance 1249 which modified the provisions of the code; and

WHEREAS, the Township Council has operated under the provisions of rent control since 1995 and there exists a sufficient body of evidence for the need for rent controls in order to secure and maintain a viable inventory of market and affordable rental units for our residents; and

WHEREAS, under the police powers granted to the Township Council, in order to protect and promulgate the health, safety and welfare of the residents of the Township, a rent control ordinance is determined to be necessary within the Township; and

WHEREAS, it is in the best interest of the Township that the present Township Code section 178 entitled Rent Control be maintained as part of the Township Code.

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

Section 178-10-Effective Date, be eliminated from the Code Section.

Legal Effect of Rent Control Ordinance.

All of the remaining provisions in the ordinance entitled "An Ordinance to Regulate, Control and Stabilize Rents and Create a Rent Leveling Board in the Township of Little Falls, Passaic County" as amended and incorporated under Rent Control in Chapter 178 of the Little Falls Code, shall remain unchanged and have full force and legal effect.

Severability.

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

Repealer and Merger.

All Township ordinances and parts or ordinances inconsistent with this ordinance are hereby repealed.

Section 7 - Effective Date.

This ordinance shall take effect upon its final passage by the Township Council, approval by the Mayor, and publication as required by law.

Poll: Ayes: Benitez, Cordonnier, Liess, Vancheri and Council President Sgobba
Nays: None

The Council President declared the motion passed.

Ordinance No. 1292-It was moved by Councilmember Liess, seconded by Councilmember Vancheri, that there be introduced and the meeting of May 8, 2017 set as the date for the public hearing of the following:

ORDINANCE NO. 1292

ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, AMENDING VARIOUS TOWNSHIP CODE CHAPTERS IN ORDER TO AMEND MUNICIPAL COURT VIOLATIONS

WHEREAS, the Township of Little Falls ("Township") is a public body corporate and politic of the State of New Jersey; and

WHEREAS, the Township's Code of General Ordinances ("Code") currently provide for penalties to be paid in various chapters of the code in the Township; and

WHEREAS, the municipal council ("Municipal Council") of the Township has determined to amend various Chapters of the Code as follows:

7-4 Penalties. Repealed

~~Unless another penalty is expressly provided by New Jersey Statute, every person convicted of a violation of a provision of this chapter or any supplement thereto shall be liable to a penalty of not more than \$50 or imprisonment for a term not exceeding 15 days or both.~~

7-8 Parking Prohibited During State of Emergency

Any unoccupied vehicle parked or standing in violation of this section shall be deemed a nuisance and a menace to the safe and proper regulation of traffic and any police officer may provide for the removal of such vehicle. The owner shall pay the reasonable costs of removal and storage which may result from such removal, before regaining possession of the vehicle. Any violation of this section shall be punishable by a fine of \$100 per offense. **No appearance in Municipal Court shall be required for the payment of this fine.**

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Temporary parking prohibition for snow plowing and removal.

C.

Any unoccupied vehicle parked or standing in violation shall be deemed a nuisance and a menace to the safe and proper regulation of traffic and any police officer may provide for the removal of such vehicle. The owner shall pay the reasonable costs of the removal and storage, which may result from such removal before regaining possession of the vehicle. Any violation of this section on any Township road shall be punishable by a fine of \$100 per offense. **No appearance in Municipal Court shall be required for the payment of this fine.**

7-10 Stopping or Standing Prohibited Certain Hours on Certain Streets

B. Any violation of this section shall be punishable by a fine of \$50 per offense. **No appearance in Municipal Court shall be required for the payment of this fine.**

7-11 Parking Time Limited on Certain Streets

B. In addition, any violation of this section shall be punishable by a fine of \$50 per offense. **No appearance in Municipal Court shall be required for the payment of this fine.**

7-12 Parking Prohibited for Street Cleaning

B. In addition, any violation of this section shall be punishable by a fine of \$75 per offense. **No appearance in Municipal Court shall be required for the payment of this fine.**

7-13 Parking Prohibited At All Times on Certain Streets

B. Any violation of this section shall be punishable by a fine of \$50 per offense. **No appearance in Municipal Court shall be required for the payment of this fine.**

7-14 Parking Prohibited During Certain Hours On Certain Streets

B. Any violation of this section shall be punishable by a fine of \$50 per offense. **No appearance in Municipal Court shall be required for the payment of this fine.**

7-15 Routes For Trucks Over Four Tons

G. This section shall be enforced by the Police Department of the Township of Little Falls as well as any other law enforcement agency or department. The penalty for a violation of any of the provisions of the within section shall be a fine of \$100 per offense. **No appearance in Municipal Court shall be required for the payment of this fine.**

7-16 Prohibited Parking Certain Hours For Vehicles Weighing In excess of Four Tons

C. Any violation of this section shall be punishable by a fine of \$50 per offense. **No appearance in Municipal Court shall be required for the payment of this fine.**

7-17 Vehicles Over Designated Weight Excluded From Certain Streets

B. Any violation of this section shall be punishable by a fine of \$100 per offense. **No appearance in Municipal Court shall be required for the payment of this fine.**

7-17.1 Vehicle Traffic Excluded From Certain Streets

B. Any person operating a motor vehicle in violation of Subsection A above shall be subject to a fine of \$50. **No appearance in Municipal Court shall be required for the payment of this fine.**

7-24 Loading Zone

B. Any violation of this section shall be punishable by a fine of \$50 per offense. **No appearance in Municipal Court shall be required for the payment of this fine.**

126-7 Litter thrown from vehicles.

A. No person while a driver or passenger in a vehicle shall throw or deposit litter upon any street or other public place within the Township or upon private property.

B. Any violation of this section shall result in:

{Added 5-20-2013 by Ord. No. 1176}

(1)

A penalty of \$50 for a first offense.

(2)

A penalty of \$100 for a second offense.

(3)

A mandatory Municipal Court appearance for any third or subsequent offense.

Any violation of this section shall be punishable by a fine of \$50 per offense. **No appearance in Municipal Court shall be required for the payment of this fine.**

7-40 Parking prohibitions on municipal and Board of Education property.

7-40.1

No parking. No parking is permitted on the municipal or Board of Education property listed below:

A. On all properties owned, operated and/or maintained by the Township of Little Falls, except for those areas specifically delineated in this Code.

B. Within 10 feet of all fire hydrants located at the Passaic Valley Regional High School.

7-40.2

Penalty. Any person violating this section shall be subject to a fine of \$50 per offense. **No appearance in Municipal Court shall be required for the payment of this fine.**

7-40.9 Municipal Building Parking Lot.

A. Property description. The provisions of this subsection shall apply to the property of the Township located at 225 Main Street, Little Falls, New Jersey. The parking area regulated hereby consists of the municipal parking lot behind the Township Municipal Building.

B. Parking regulations.

(1) All vehicles must be parked in designated parking areas only and between the lines provided.

(2) Between the hours of 7:00 a.m. and 5:00 p.m., the parking of vehicles in the municipal parking lot shall be restricted for use by those persons visiting or working at the Municipal Building.

(3) Only vehicles displaying a handicapped parking permit issued by the New Jersey Motor Vehicle Commission may be parked in handicapped stalls.

(4) During emergencies parking may be temporarily prohibited or otherwise further regulated upon a declaration of emergency by the Mayor.

(5) Parking may be temporarily prohibited for snowplowing and removal in accordance with the Township's generally applicable ordinance regarding same.

(6) Unauthorized vehicles parked in the municipal lot between the hours of 12:00 a.m. and 8:00 a.m. shall be subject to being towed.

(7) The Township may reserve parking spaces for various types of municipal vehicles and/or officials. Such reserved spaces shall be prominently identified. Only authorized vehicles may be parked in such reserved spaces; all other vehicles will be subject to ticketing and towing at owner's expense.

C. Any violation of this section shall be punishable by a fine of \$50 per offense. **No appearance in Municipal Court shall be required for the payment of this fine.**

C.

Meeting of April 3, 2017

Penalty. Any person who violates any provision of this subsection shall be liable to a fine in the Municipal Court in the amount of \$50 for the first offense and not to exceed \$75 for any second offense within six months. A third offense within six months shall be subject to a fine of up to \$250.

7-40.10 Civic Center and 35 Stevens Avenue Parking Lots.

A. Property description. The provisions of this subsection shall apply to the properties of the Township located at 19 Warren Street and 35 Stevens Avenue, Little Falls, New Jersey. The parking areas regulated hereby consist of the municipal parking lots servicing the Township Civic Center (19 Warren Street) and the former Township Municipal Building (35 Stevens Avenue).

B. Parking regulations.

- (1) All vehicles must be parked in designated parking areas only and between the lines provided.
- (2) Between the hours of 6:00 a.m. and 9:00 p.m., the parking of vehicles in the municipal parking lots shall be time-restricted such that no vehicle may be parked or remain standing for three or more consecutive hours.
- (3) Between the hours of 9:00 p.m. and 6:00 a.m., all vehicles parked in the municipal lots must display a parking permit hangtag issued by the Township. The fee for such permit shall be set by the Township at \$300 per year.
- (4) Only vehicles displaying a handicapped parking permit issued by the New Jersey Motor Vehicle Commission may be parked in handicapped stalls.
- (5) During emergencies parking may be temporarily prohibited or otherwise further regulated upon a declaration of emergency by the Mayor.
- (6) Parking may be temporarily prohibited for snowplowing and removal in accordance with the Township's generally applicable ordinance regarding same.
- (7) Unauthorized vehicles parked in the municipal lot overnight shall be subject to being towed.
- (8) The Township may reserve parking spaces for various types of municipal vehicles and/or officials. Such reserved spaces shall be prominently identified. Only authorized vehicles may be parked in such reserved spaces; all other vehicles will be subject to ticketing and towing at owner's expense.

C. Any violation of this section shall be punishable by a fine of \$50 per offense. **No appearance in Municipal Court shall be required for the payment of this fine.**

~~C.~~

~~Penalty. Any person who violates any provision of this subsection shall be liable to a fine in the Municipal Court in the amount of \$50 for the first offense and not to exceed \$75 for any second offense within six months. A third offense within six months shall be subject to a fine of up to \$250.~~

7-40.11 Morris Canal Parking Lot.

A. Property description. The provisions of this subsection shall apply to the property of the Township locally known as a portion of the old Morris Canal. The parking areas regulated hereby consist of the municipal parking lots bordering the Passaic River behind the buildings at the intersection of Main Street and Paterson Avenue.

B. Parking regulations.

- (1) All vehicles must be parked in designated parking areas only and between the lines provided.
- (2) Between the hours of 6:00 a.m. and 11:00 p.m., the parking of vehicles in the municipal parking lot shall be time-restricted such that no vehicle may be parked or remain standing for three or more consecutive hours.
- (3) Between the hours of 11:00 p.m. and 6:00 a.m., all vehicles parked in the municipal lots must display a parking permit hangtag issued by the Township. The fee for such permit shall be set by the Township at \$300 per year.
- (4) Only vehicles displaying a handicapped parking permit issued by the New Jersey Motor Vehicle Commission may be parked in handicapped stalls.
- (5) During emergencies parking may be temporarily prohibited or otherwise further regulated upon a declaration of emergency by the Mayor.
- (6) Parking may be temporarily prohibited for snowplowing and removal in accordance with the Township's generally applicable ordinance regarding same.
- (7) Unauthorized vehicles parked in the municipal lot overnight shall be subject to being towed.
- (8) The Township may reserve parking spaces for various types of municipal vehicles and/or officials. Such reserved spaces shall be prominently identified. Only authorized vehicles may be parked in such reserved spaces; all other vehicles will be subject to ticketing and towing at owner's expense.

C. Any violation of this section shall be punishable by a fine of \$50 per offense. **No appearance in Municipal Court shall be required for the payment of this fine.**

~~C.~~

~~Penalty. Any person who violates any provision of this subsection shall be liable to a fine in the Municipal Court in the amount of \$50 for the first offense and not to exceed \$75 for any second offense within six months. A third offense within six months shall be subject to a fine of up to \$250~~

- 3. A copy of this Ordinance shall be available for public inspection at the offices of the Township Clerk.
- 4. This Ordinance shall take effect upon its final passage by the Municipal Council, and approval by the Mayor and publication as required by law.

Poll: Ayes: Benitez, Cordonnier, Liess, Vancheri and Council President Sgobba
Nays: None

The Council President declared the motion passed.

ITEMS TO BE DISCUSSED:

ADMINISTRATOR:

- 1. TAX REFUND RESOLUTIONS – Mr. Cuccia explained the nature of the tax resolutions to be presented at the Regular Meeting.
- 2. LOSAP RESOLUTION(S) – Per the Council President’s request, Mr. Cuccia described the LOSAP program approved by the Township as a length of service award program for fire and EMS services. Individuals who meet the requirements receive payment similar to a 401K contribution into an account, which may be utilized as retirement fund.
- 3. PROPOSED TRAFFIC ORDINANCE – Mr. Cuccia stated the proposed traffic ordinance was a product of the Transportation Committee. Councilmember CORDONNIER announced the Transportation Committee evaluated all speed devices, in consideration of traffic, safety, and input from Chief Post. As a result, the Committee has recommended the entire Township adopt a 25 mph speed limit. Councilmember CORDONNIER indicated her inventory of signs revealed it would not be a hardship to make sign changes. She also consulted two superintendents of schools regarding reduction of the speed limit during the school hours. They believed the presence of flashing signs, not to indicate a specific speed, but to heighten awareness that the driver is approaching a school zone, would suffice.

DPW SUPERINTENDENT:

- 1. 2018 RECYCLING SCHEDULE REPORT – As the solid waste contract is up for renewal, Mr. Simone proposed the Township implement a recycling schedule that alternates each week to eliminate confusion with having a fifth Wednesday four times a year. Next year the schedule would be in succession such that one week newspaper/cardboard are collected, the next week coming is collected, repetitively. Mr. Simone expressed this would be an opportune time since the Township can anchor the new schedule with a new contract. He requested the Council’s input such that recommendations can be drafted into the contract.

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All Councilmembers found Mr. Simone's suggestion acceptable. Upon collaboration with Mr. Cuccia, Mr. Simone to incorporate new schedule upon drafting contract.

2. DISCUSSION OF RESOLUTION FOR NJDEP APPLICATION GREAT NOTCH FORCE MAIN – Mr. Simone recalled the Council had passed an ordinance in February to accept conveyance of a sanitary sewer utility easement from the Great Notch Village Association. The purpose was for replacement of the sanitary sewer force main in Great Notch. CREW Engineers is prepared to submit an application to Department of Environmental Protection (DEP). Therefore, Mr. Simone requested a resolution to authorize filing of a treatment works application with the State of NJ DEP for the Great Notch road sanitary force main. Mr. Simone explained that the resolution essentially agrees that CREW Engineers can file on behalf of the Township such that replacement can proceed. Council President SGOBBA indicated his consent and that counsel will review prior to presentation of a resolution at the next Regular Meeting.

MUNICIPAL CLERK:

1. LIQUOR LICENSE TRANSFER RESOLUTION – No report was provided due to the absence of the Municipal Clerk.

TOWNSHIP ENGINEER:

1. AUTUMN POINTE TWA APPLICATION – Mr. Lindsay reported the application was approved by the Planning Board for Autumn Pointe on Lindsley Road, which includes waste water connection to the municipal sewer system. Mr. Lindsay relayed the Planning Board has requested the Council's consent to their filing of a treatment works application. Mr. Lindsay explained there is a requirement for Council certification as the waste water system conveyance system operator to certify that the Township can accept the waste water. Mr. Lindsay further elaborated his discussion with Mr. Simone regarding technical issues that require correction. He requested the Council authorize the submission subject to the comments of Mr. Lindsay and Mr. Simone regarding the technical issues, and review by Council. The resolution is slated to be introduced at next Regular Meeting.

COUNCIL TOPICS FOR DISCUSSION

Councilmember VANCHERI announced the Wildlife Committee will convene with members of the Clifton Board of Health and Animal Control on Thursday. He reported he was also attempting to consult with one of the Freeholders to get clarity on County initiatives. Councilmember VANCHERI anticipated presentation of viable options to an upcoming Council meeting soon. He had no other Committee reports at this time.

Councilmember CORDONNIER reported, that as the school liaison, she attended the PV Education Association wine tasting and had a great time. She announced School #2 will host an art show for Art Month in the Municipal Building rotunda, with awards given out a future Council meeting. She identified this is an effort to bring Township and schools together, and to get more people involved in our government.

Councilmember LIESS reported the Senior Advisory Board is in the process of working on two programs. The first program involves MSU students providing entertainment, however, dates and specifics have yet to be confirmed. The second program focuses on health and aging as it relates to seniors, and will be presented by medical professionals next month.

Council President SGOBBA stated Councilmember Benitez will report on his Committees once he has received Committee assignments.

PUBLIC COMMENT – AGENDA ITEMS ONLY

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

Poll: Ayes: Cordonnier, Liess, Vancheri, and Council President Sgobba
Nays: None

The Council President declared the motion passed.

Louis Fernandez, Harrison Street, referred to Ordinance No. 1286 and requested the tax amount the Township would no longer have once those homes are acquired, and are no longer on the tax roll.

Mayor Damiano responded the potential amount of homes to be acquired is 59. The municipality has previously lost 89 properties to date. The Mayor underscored that although 59 properties had applied, it does not mean 59 properties will be raised, as there are stringent requirements for a property to qualify through the entire process. While he anticipated that some properties will not qualify for one reason or another, though he believed the majority would qualify. The Mayor provided a tax estimation of approximately \$350,000 in response to Mr. Fernandez. However, the Mayor explained 25% of the residents' tax payment is to the municipality, the remainder comprises the school and County tax. The county's portion, which is based on the Township's assessed value, would actually decrease, while the taxpayer would have to bear the burden of the local and school portion. The Mayor further emphasized why the process of identifying areas of redevelopment is important to recuperate some of funds lost as a result of acquisitions.

Mr. Fernandez referenced the Resolution including Block 89, and expressed his opinion that if the property is privately owned, it should be the responsibility of the landowner to determine if it can be redeveloped.

Mr. Fernandez also commented that the bond ordinances did not specify what items were to be purchased with the bonds. Additionally, Mr. Fernandez requested the total dollar amount the Township is refunding homeowners in regard to the tax refund resolutions.

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In response to Mr. Fernandez, Mr. Cuccia stated the budget, including the capital budget, was included in March Council discussions. It was detailed in the Mayor's presentation and during the budget introduction. Mr. Cuccia explained the capital budget is a budget of intent. It lists, specifically by Department, what capital requests were made for each Department. The ordinances presented tonight represent the formalization of the capital budget into the ability for the Township to borrow funds to make those improvements. The capital budget was advertised in the newspaper, on the website, and presented at Council. Mr. Cuccia then itemized each bond ordinance as follows: Bond Ordinance No. 1287 for \$300,000 pertains to the road improvement program. Roads will be designated by the Township Engineer and DPW Superintended to be resurfaced. Ordinance No. 1288 for \$375,000 represents DPW acquisitions including a bucket loader. Ordinance No. 1289 for \$465,000 is for the purchase of two new ambulances. Ordinance No. 1290 for \$50,000 pertains to the procurement of training materials for the Police Department, including tasers.

In response to Mr. Fernandez's request for the total amount of tax refunds, Mr. Cuccia indicated that it is to be presented at next meeting.

Arnold Korotkin, 181 Long Hill Road, in follow-up to the last discussion comment, stated that perhaps links to the ordinances could be added to the Agenda when posted online. Residents could reference them and prepare for public comment at Council. Mr. Korotkin further suggested that when Minutes are approved there should be similar links when the Minutes are posted on the Township website.

Council President SGOBBA thanked Mr. Korotkin for his comments.

Raymond Kostroski, 170 Donato Drive, requested clarification on recycling schedule for next year. Mr. Simone explained the proposed recycling schedule as an every other week schedule.

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

Poll: Ayes: Benitez, Cordonnier, Liess, Vancheri, and Council President Sgobba
 Nays: None

The Council President declared the motion passed.

There being no further business to come before the meeting, it was moved by Councilmember Liess, seconded by Councilmember Vancheri, that the meeting be and it was adjourned at 7:57 p.m.

Cynthia Kraus
Municipal Clerk