

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

Monday, July 11, 2016

Council President Louis Fontana called the meeting to order at 8:20 p.m. with the following members present: James Damiano and Joseph Maceri. Also present were Mayor Darlene Conti, Township Attorney Leslie London, Township Engineer Dennis Lindsay, Township Planner Jeff Janota, Administrator Charles Cuccia, and Municipal Clerk Cynthia Kraus.

Absent: Councilmember Pamela Porter and Councilmember William Liess

Township Employees present: DPW Superintendent Phillip Simone, Deputy Registrar Marlene Simone, and Police Chief Steven Post.

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

STATEMENT OF PUBLIC NOTICE: Take notice that adequate notice of this meeting was provided in accordance with N.J.S.A. 10:4-8 and N.J.S.A. 10:4-10 as follows: A notice of the meeting was prominently posted on the bulletin board at the Municipal Building, located at 225 Main Street, Little Falls, N.J. on January 8, 2016; a copy of the notice was faxed to the North Jersey Herald and News and The Record on the same date; additionally, a copy of the notice was filed in the office of the Township Clerk on said date.

APPROVAL OF MINUTES

Councilmember DAMIANO requested the Minutes of the Workshop meeting of January 12, 2015 be moved separately. Councilmember MACERI requested advisement from Ms. London as to whether he would have to abstain from voting on the October 20, 2014 Minutes as he was not present. Ms. London stated that under the doctrine of necessity and the need to approve Minutes, Councilmember MACERI may vote on the Minutes, provided he read them.

It was moved by Councilmember Maceri, seconded by Councilmember Damiano, that the Minutes of the Regular meetings of October 20, 2014, November 24, 2014, and December 29, 2014 and the Minutes of the Workshop meetings of November 10, 2014, and December 8, 2014 be and they were approved.

Poll:	Ayes:	Maceri and Council President Fontana
	Nays:	None
	Abstain:	Damiano

The Council President declared the motion passed.

It was moved by Councilmember Damiano, seconded by Councilmember Maceri, that the Minutes of the Workshop meeting of January 12, 2015 be and they were approved:

Polls:	Ayes:	Maceri, Damiano, and Council President Fontana
	Nayes:	None

REMARKS FROM CHAIR

Council President FONTANA commented he was proud to be a part of the Library's 100th birthday celebration as it was a well-organized and well attended event. He declared that Little Falls is now part of the 9-11 Registry. He announced that over 250 children are signed up for the summer camp run by the Recreation Center and commended Mr. Pace on his efforts.

COUNCIL MEMBER REPORTS

Councilmember DAMIANO commended Ms. Shapiro and the ABC on their contribution to make the Farmer's Markets and Concerts in the Park a success.

Councilmember MACERI congratulated the third and fourth grade Little Falls softball champions as well as the other Little Falls team that made the championships. He commended Mr. Pace for providing a successful and well attended summer camp, and applauded Ms. Shapiro and the ABC for creating a welcoming atmosphere to bring everyone together during the summer.

MAYOR'S REPORT

Mayor Conti reflected on the recent incidents in Texas, and requested a moment of silence. She announced that in honor of Flag Day, a ceremony for the retirement of flags was held on June 14, 2016 with the assistance of the Boy Scouts and the Fire Department. She congratulated Brian Mistrette who was honored as EMT of the Year and John Conti who was honored as Firefighter of the Year by the Knights of Columbus.

ATTORNEY'S REPORT

Ms. London had nothing to report.

At this time, Councilmember MACERI congratulated Mr. Korotkin for being recognized as the only NJ Resident to be named Everyday Hero.

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PUBLIC COMMENT

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

Poll: Ayes: Maceri, Damiano, and Council President Fontana
 Nays: None

The Council President declared the motion passed.

Renea Shapiro, ABC, provided a history of permit fees with regard to the Farmer's Market and recounted discussion at a previous meeting as Council President Fontana was not present at that discussion. She notified the Council the State allows a waiver to be done at an Executive Session, and will take this into consideration when planning for next year. However, this year, vendors will be charged \$15 and the ABC will fund the remainder. Ms. Shapiro also requested a timeline for Transit Village. She requested clarification as to what constitutes a sidewalk in reference to specific area at Wilmore Park. She expressed her agreement with comments made by Ms. Cordonnier at a previous meeting regarding the necessity to submit paperwork for open space grants on a timely basis.

Louis Fernandez, Harrison Street, recalled a gas leak during the winter at the intersection of Harrison Street and Ryle Avenue. The leak was addressed, however, PSE&G has not come to repair the patch therefore, he requested follow-up. He also questioned whether the summer camp held by the Recreation Center was comprised of residents and non-residents.

Arnold Korotkin, 181 Long Hill Road, explained that the 9-11 Registry is affiliated with the 9-11 Museum and Memorial in Manhattan, and a directory of all memorials across the nation is being developed. He noted correspondence sent to Mr. Simone, Chief Sweezy, and Mr. Burke suggesting the memorial for Robert Cordice be included in the directory listing. He reiterated implementation of the Governor's Best Practices, their potential impact for non-compliance, and requested the Council's attention to the new amendment. He discussed the Township Minutes with specific application to the NJ Open Public Meetings Act and Governor's Best Practice Guidelines, and requested Minutes be transcribed from meetings convened more recently. Mr. Korotkin urged the Council to consider the adoption of resolutions in support of the position taken by the Passaic Valley High School Board with respect to the Passaic County Technical Institute (PCTI) STEM program expansion. He itemized several questions stemming from his review of an article in the Passaic Valley Today reporting construction of an ADA complaint ramp at the Inwood Park playground.

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

Poll: Ayes: Maceri, Damiano, and Council President Fontana
 Nays: None

The Council President declared the motion passed.

Mr. Cuccia addressed the issue of permits explaining the administration had revised the ordinances years ago and the Township is obliged to follow the ordinances set forth by the government. He referenced that Mr. Higgins had raised the issue in his previous audits that the permit fee collected was not in accordance with the ordinance. In response to Council President FONTANA's question of notification, Mr. Cuccia relayed this information to Ms. Shapiro last year.

Mr. Cuccia stated the remaining work that needs to be done regarding Transit Village pertains to planning. The Master Plan, zoning, COAH, and video marketing will be spearheaded by Mr. Janota. Mr. Janota provided a synopsis of the application, which will be completed and submitted by the end of October, 2016.

Mr. Lindsay responded to Ms. Shapiro's question regarding sidewalks, referencing code. It is an area in the right of way available for the pedestrians, exclusive of parkways. He translated that it does not necessarily have to be a cement surface and its purpose is for the movement of pedestrians in the right of way. Council President FONTANA concluded the area cited by Ms. Shapiro is available for pedestrian use.

Mr. Simone will contact PSE&G to determine when the patch near Harrison Street will be repaired.

Council President FONTANA expressed his belief that the summer campers attending the Recreation Center's camp are residents of Little Falls.

Council President FONTANA stated follow-up with Fire Department will occur regarding the suggestion put forth by Mr. Korotkin pertaining to the Robert Cordice memorial.

In response to Council President FONTANA, Mr. Cuccia responded that the Best Practice Program has provisions that State aid could be held back should insufficient questions be answered. Mr. Cuccia to research the amendment to determine if the percentages held back have changed. Historically, the Township has not had any State aid eliminated from the budget. Council President FONTANA stated his agreement with Mr. Korotkin to provide recent Minutes along with older Minutes. Mr. Cuccia stated his rationale for disagreement. In order to capture the nature of flow of the resolutions and progress of the meetings, the Minutes should be done in order of the meetings to promote optimum efficiency. Mr. Cuccia stated the Minutes are being completed in an efficacious manner, and anticipates approximately six months of Minutes are to be presented at the next Meeting for approval. Council President FONTANA agreed with Mr. Cuccia to proceed as indicated.

Council President FONTANA and Mr. Cuccia to obtain more information on the resolution pertaining to PCTI.

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Mr. Lindsay stated when interviewed for the newspaper article he specifically stated the ramp at the park entry at Inwood Park is not ADA complaint. He will however, develop a plan and obtain pricing for presentation to Council for consideration and direction.

CONSENT AGENDA

All items on the Consent Agenda were considered to be routine and were enacted with a single motion. Any items under REQUISITIONS carried a Treasurer’s certification as to sufficiency of funds.

REPORTS

Municipal Clerk’s Report – Month of June 2016

MUNICIPAL CLERKS REPORT
Month of June 2016

ABC LICENSES		\$26,730.00
OTHER LICENSES		
Business Licenses	\$1,520.00	
Pre-paid Business Licenses		
Raffle Licenses	\$20.00	
		\$1,540.00
REGISTRAR OF VITAL STATISTICS		
Fees & Permits	\$392.00	
Marriage Licenses-LF	\$24.00	
Marriage Licenses-NJ	\$200.00	
		\$616.00
MRNA		
Street Maps	\$	
Zoning Maps	\$	
Zoning Ordinances		
Document Copies	\$83.90	
Garage Sales	\$115.00	
Misc. Fees & Refunds:		
		\$198.90
TOTAL MRNA		\$198.90
TOTAL CURRENT ACCOUNT		\$29,084.90
TOTAL TO TREASURER		\$29,084.90

Municipal Clerks Dog/Cat License Report-Month of June 2016

MUNICIPAL CLERK’S DOG/CAT LICENSE REPORT
Month of June 2016

Dog Licenses issued 06/01/2016 thru 06/30/2016	
Nos. 235 to 300 = 66 Licenses	
Amount due Little Falls	\$448.80
Amount due State	112.20
Total Cash Received	\$561.00
Cat Licenses issued 06/01/2016 thru 06/30/2016	
Nos. 14 to 18	
Licenses Issued 5	
Total Cash Received	\$40.00
Total to Treas.	\$601.00

TAX COLLECTOR’S REPORT FOR THE MONTH OF JUNE 2016
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 June 2016

Categories 01-	June 1-30, 2016	2016 Year to Date
2016 Taxes	\$204,921.66	\$22,152,116.04
2015 Taxes	24,589.68	499,413.12
2014 Taxes	0.00	392.22
Interest	6,598.64	80,234.26
Duplicate Tax Bills	0.00	270.00
Tax Searches	0.00	10.00
Insufficient Check Charge	20.00	100.00
6% Penalty Fee	1,105.66	12,640.68
GRAND TOTALS	\$237,235.64	\$22,745,176.32

Delinquent 2015 Taxes \$189,113.14 (1st-4th Qtrs.) Subject to tax sale in 2016.
Delinquent 2016 Taxes 477,443.84(1st-2nd Qtrs.)
Total Delinquent Taxes \$666,556.98

2016 Refunds this month = -\$6,448.35
2016 Year to date refunds = -\$6,448.35
Breakdown of refunds for years 2013-2016 completed in 2016(see attached).

Prepared by: _____ Dated: July 6, 2016
Denise Whiteside, Tax Collector

cc: CMFO, Administrator, Clerk, Auditor, Township Attorney; forwarded to Charles Cuccia for Mayor and Council copies.

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REFUNDS IN THE YEAR 2016

Months	All/Any 2015	2014 STCJ	2015 STCJ	2016 STCJ	2016 CBJ	Regular 2016	2016 Veteran/Widow	2016 Senior/Disabled	Exempt 2016	2016 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	\$7,682.87	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$7,682.87
March	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
April	\$250.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$250.00
May	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
June	\$33,632.85	\$0.00	\$0.00	\$0.00	\$0.00	\$6,448.35	\$0.00	\$0.00	\$0.00	\$0.00	\$40,081.20
Totals	\$41,565.72	\$0.00	\$0.00	\$0.00	\$0.00	\$6,448.35	\$0.00	\$0.00	\$0.00	\$0.00	\$48,014.07

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 1 (Lien Monies), Lakeland Bank
Revenues for the Month of June 2016

	Deposit	Year-to-Date
January 2016	\$7,837.59	\$ 7,837.59
February 2016	\$ 0.00	\$ 7,837.59
March 2016	\$ 0.00	\$ 7,837.59
April 2016	\$17,102.85	\$24,940.44
May 2016	\$62,883.00	\$87,823.44
June 2016	\$ 0.00	\$87,823.44
Total Collected as of June 30, 2016		\$87,823.44

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 June 2016

	Liens with Premiums Redeemed/ (-)	Bal. /Dep. (+)
Balance Brought Forward (January 1, 2016)		\$270,300.00
January 2016	\$ 0.00	\$270,300.00
February 2016	\$ 0.00	\$270,300.00
March 2016	\$ 0.00	\$270,300.00
April 2016	\$-15,000.00	\$255,300.00
May 2016	\$-28,000.00	\$227,300.00
June 2016	\$ 0.00	\$227,300.00
Ending Balance as of June 30, 2016		\$227,300.00

APPLICATIONS

Little Falls Fire Department Auxiliary Application, Anthony Englehardt, Sindle Avenue, Little Falls Fire Department

Raffle- On-Premise 50/50, Little Falls School #1 PTA, 9/22/16, 6 p.m.-9 p.m.

RESOLUTIONS

Refund of Overpayment 4th Quarter 2015 Property Taxes

RESOLUTION [A] 16-07-11 #1

WHEREAS, the property known as Block 186 Lot 7 C231 currently assessed to CJ Property Solutions, LLC and previously assessed to Vincent De Costello of 23A Colonial Drive, Little Falls, NJ has an overpayment on the 4th quarter 2015 taxes in the amount of \$233.04; and

WHEREAS, Classic Business Solutions, LLC paid the 4th qtr. taxes in the amount of \$1,568.88 on October 6, 2015. The reconciled 4th qtr. billing on this property was in the amount of \$1,335.84; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$233.04 made payable to Classic Business Solutions, LLC, 267 Amboy Avenue, Suite 12, Metuchen, NJ 08840;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that Classic Business Solutions, LLC be refunded the total amount of \$233.04 due to an overpayment on the 2015 4th quarter taxes.

Refund of Overpayment 3rd Quarter 2015 Property Taxes

RESOLUTION [B] 16-07-11 #2

WHEREAS, the property known as Block 186 Lot 7 C065 currently assessed to Kristen Hariton and previously assessed to Smarsh of 6E Colonial Drive, Little Falls, NJ has an overpayment on the 3rd quarter 2015 taxes in the amount of \$105.27; and

WHEREAS, Classic Business Solutions, LLC paid the 3rd qtr. taxes in the amount of \$1,165.07 on June 22, 2015 before the estimated tax bill was established. The estimated 3rd qtr. billing on this property was in the amount of \$1,059.80; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$105.27 made payable to Classic Business Solutions, LLC, 267 Amboy Avenue, Suite 12, Metuchen, NJ 08840;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that Classic Business Solutions, LLC be refunded the total amount of \$105.27 due to an overpayment on the 2015 3rd quarter taxes.

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Refund of Overpayment 4th Quarter 2015 Property Taxes

RESOLUTION [C] 16-07-11 #3

WHEREAS, the property known as Block 186 Lot 7 C056 assessed to Christine Koch of 5F Colonial Drive, Little Falls, NJ has an overpayment on the 4th quarter 2015 taxes in the amount of \$861.84; and

WHEREAS, Rushmore Loan Management Services (Corelogic) paid the 4th qtr. taxes in the amount of \$2,052.45 on October 16, 2015; however, the 4th qtr. taxes billed were for \$1,190.61; and

WHEREAS, Corelogic is requesting these monies to be refunded back to them to put back into Ms. Koch's tax escrow account; and **WHEREAS**, the Tax Collector authorizes the Treasurer to refund the amount of \$861.84 made payable to Corelogic; Attn: Refund Dept., P.O. Box 961250; Fort Worth, TX 76161—"Contract #61766714/Rushmore Loan" needs to go on the refund check;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that Corelogic be refunded the total amount of \$861.84 due to an overpayment on the 2015 4th quarter taxes.

Refund of Overpayment 4th Quarter 2015 Property Taxes

RESOLUTION [D] 16-07-11 #4

WHEREAS, the property known as Block 102 Lot 9 currently assessed to Michael & Paula Gorney; previously assessed to Joseph Jaworski of 100 Stevens Avenue, Little Falls, NJ has an overpayment on the 4th quarter 2015 taxes in the amount of \$209.44; and

WHEREAS, the 4th quarter 2015 taxes were paid by Evident Title Agency Inc. on behalf of the Gorney's on January 4, 2016; and **WHEREAS**, a representative from Evident Title Agency Inc. has stated to the Tax Collector to refund the buyers directly (Gorney's); and

WHEREAS, the Gorney's presently have their taxes escrowed through a mortgage company; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$209.44 made payable to Michael & Paula Gorney, 100 Stevens Avenue, Little Falls, NJ 07424;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that the taxpayers be refunded the total amount of \$209.44 due to an overpayment on the 2015 4th quarter taxes.

Refund of Overpayment 1st Quarter 2016 Property Taxes

RESOLUTION [E] 16-07-11 #5

WHEREAS, the property known as Block 102 Lot 9 currently assessed to Michael & Paula Gorney; previously assessed to Joseph Jaworski of 100 Stevens Avenue, Little Falls, NJ has an overpayment on the 1st quarter 2016 taxes in the amount of \$2,041.00; and

WHEREAS, the 1st quarter 2016 taxes were paid by Evident Title Agency Inc. on behalf of the Gorney's on January 4, 2016 and by the Gorney's mortgage company (Lereta) on February 4, 2016; and

WHEREAS, a representative from Evident Title Agency Inc. has stated to the Tax Collector to refund the buyers directly (Gorney's); and

WHEREAS, the Gorney's presently have their taxes escrowed through a mortgage company; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$2,041.00 made payable to Michael & Paula Gorney, 100 Stevens Avenue, Little Falls, NJ 07424;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that the taxpayers be refunded the total amount of \$2,041.00 due to an overpayment on the 2016 1st quarter taxes.

Refund of Overpayment 2nd Quarter 2015 Property Taxes

RESOLUTION [F] 16-07-11 #6

WHEREAS, the property known as Block 120 Lot 13 assessed to Donald F & Julie Handel of 9 Second Avenue, Little Falls, NJ has an overpayment on the 2nd quarter 2015 taxes in the amount of \$50.15; and

WHEREAS, the taxpayers and their mortgage company (Corelogic) both made payments on this quarter which contained an Added Assessment in the amount of \$50.15; and

WHEREAS, the taxpayer's currently have their taxes escrowed by a mortgage company (Corelogic); therefore, the taxpayers should not have paid their 2nd qtr. 2015 added assessment tax bill; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$50.15 made payable to Donald F & Julie Handel, 9 Second Ave., Little Falls, NJ 07424;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that the Handel's be refunded the total amount of \$50.15 due to an overpayment on the 2015 2nd quarter taxes.

Refund of Overpayment 3rd Quarter 2015 Property Taxes

RESOLUTION [G] 16-07-11 #7

WHEREAS, the property known as Block 125 Lot 8 assessed to Christopher & Sonia Vancheri of 29 Hopson Avenue, Little Falls, NJ has an overpayment on the 3rd quarter 2015 taxes in the amount of \$346.79; and

WHEREAS, First American Mortgage Solutions paid the 3rd qtr. taxes in the amount of \$2,657.77 on July 1, 2015 before the estimated tax bill was established. The estimated 3rd qtr. billing on this property was in the amount of \$2,310.98; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$346.79 made payable to Christopher & Sonia Vancheri, 29 Hopson Ave, Little Falls, NJ 07424;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that the taxpayers be refunded the total amount of \$346.79 due to an overpayment on the 2015 3rd quarter taxes.

Refund of Overpayment 2nd Quarter 2015 Property Taxes

RESOLUTION [H] 16-07-11 #8

WHEREAS, the property known as Block 147 Lot 11 assessed to Michael & Lauren Farrelly of 110 Second Avenue, Little Falls, NJ has an overpayment on the 2nd quarter 2015 taxes in the amount of \$62.50; and

WHEREAS, Law Offices of Steven Varano paid the 2nd qtr. taxes in the amount of \$3,186.36 on March 21, 2015 instead of the 2nd qtr. billed amount of \$3,123.86 re Armstrong to Farrelly; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$62.50 made payable to Michael & Lauren Farrelly, 110 Second Avenue, Little Falls, NJ 07424;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that the taxpayers be refunded the total amount of \$62.50 due to an overpayment on the 2015 2nd quarter taxes.

Refund of Overpayment 3rd Quarter 2015 Property Taxes

RESOLUTION [I] 16-07-11 #9

WHEREAS, the property known as Block 165 Lot 20 currently assessed to Kathryn D. Ciallella; previously assessed to Jose Luis Picatoste of 12 Charles Street, Little Falls, NJ has an overpayment on the 3rd quarter 2015 taxes in the amount of \$166.27; and

WHEREAS, All Jersey Title, LLC, paid the 3rd qtr. taxes in the amount of \$2,200.00 on July 13, 2015. The estimated 3rd qtr. billing on this property was in the amount of \$2,033.73; and

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WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$166.27 made payable to Kathryn D. Ciallella, 12 Charles Street, Little Falls, NJ 07424;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that the taxpayer be refunded the total amount of \$166.27 due to an overpayment on the 2015 3rd quarter taxes.

Refund of Overpayment 4th Quarter 2015 Property Taxes

RESOLUTION [J] 16-07-11 #10

WHEREAS, the property known as Block 240 Lot 7 assessed to Anthony & Claudine Stefanelli of 595 Highland Avenue, Little Falls, NJ has an overpayment on the 4th quarter 2015 taxes in the amount of \$3,565.46; and

WHEREAS, the 4th quarter 2015 taxes were paid by Valley National Bank and PNC Mortgage (Corelogic) on behalf of Stefanelli's re-fi; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$3,565.46 made payable to Anthony & Claudine Stefanelli, 595 Highland Avenue, Upper Montclair, NJ 07043;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that the taxpayers be refunded the total amount of \$3,565.46 due to an overpayment on the 2015 4th quarter taxes.

Refund of Overpayment 3rd Quarter 2015 Property Taxes

RESOLUTION [K] 16-07-11 #11

WHEREAS, the property known as Block 99 Lot 28 assessed to Elizabeth Faccas & Michael Decoma of 104 Center Avenue, Little Falls, NJ has an overpayment on the 3rd quarter 2015 taxes in the amount of \$62.37; and

WHEREAS, Joseph P. Pasqualetto, Esq. paid the 3rd qtr. taxes in the amount of \$2,100.00 on June 29, 2015 before the estimated tax bill was established. The estimated 3rd qtr. billing on this property was in the amount of \$2,037.63; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$62.37 made payable to Elizabeth Faccas & Michael Decoma, 104 Center Ave, Little Falls, NJ 07424;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that the taxpayers be refunded the total amount of \$62.37 due to an overpayment on the 2015 3rd quarter taxes.

Refund of Overpayment 3rd and 4th Quarter 2015 Property Taxes

RESOLUTION [L] 16-07-11 #12

WHEREAS, the property known as Block 88.02 Lot 1 C314 assessed to Michael Verzaleno & George Sheridan of 240 Main St., Unit 314, Little Falls, NJ has an overpayment on the 3rd and 4th quarter 2015 taxes in the amount of \$3,854.34; and

WHEREAS, the taxpayers and their mortgage company (Corelogic) both made payments on these two quarters creating overpayments; and

WHEREAS, the 3rd qtr. 2015 was paid in the amount of \$1,906.42 on July 31, 2015 by the taxpayers, and \$1,906.42 was paid by Corelogic on August 11, 2015. The 4th qtr. 2015 was paid in the amount of \$1,947.92 on October 21, 2015 by the taxpayers, and \$1,947.92 was paid by Corelogic on November 3, 2015; and

WHEREAS, the taxpayer's currently have their taxes escrowed by a mortgage company (Corelogic); therefore, the taxpayers should not have paid these two quarters; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$3,854.34 made payable to Michael Verzaleno & George Sheridan, 240 Main St., Unit 314, Little Falls, NJ 07424;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that the taxpayers be refunded the total amount of \$3,854.34 due to an overpayment on the 2015 3rd and 4th quarter taxes.

Refund of Overpayment 3rd Quarter 2015 Property Taxes

RESOLUTION [M] 16-07-11 #13

WHEREAS, the property known as Block 96 Lot 12.02 assessed to Anthony & Virginia Sprague of 159 Center Avenue, Little Falls, NJ has an overpayment on the 3rd quarter 2015 taxes in the amount of \$4,274.42; and

WHEREAS, River Edge Title Agency and PNC Mortgage both paid the 3rd qtr. taxes in the amounts of \$4,274.42 and \$4,385.32 on behalf of the Sprague's; and

WHEREAS, a River Edge Title Agency representative has stated to the Tax Collector to refund the \$4,274.42 overpayment directly to the Sprague's; and

WHEREAS, the Sprague's currently have their taxes escrowed by a mortgage company; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$4,274.42 made payable to Anthony & Virginia Sprague, 159 Center Avenue, Little Falls, NJ 07424;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that the taxpayers be refunded the total amount of \$4,274.42 due to an overpayment on the 2015 3rd quarter taxes.

Refund of Overpayment 3rd Quarter 2015 Property Taxes

RESOLUTION [N] 16-07-11 #14

WHEREAS, the property known as Block 88.05 Lot 1 C415 assessed to Wendy Liu of 300 Main St., Unit 415, Little Falls, NJ has an overpayment on the 3rd quarter 2015 taxes in the amount of \$1,348.18; and

WHEREAS, First United Land Transfer, Inc. and Corelogic both paid the 3rd qtr. taxes in the amounts of \$1,348.18 and \$1,383.15 on behalf of Wendy Liu; and

WHEREAS, a First United Land Transfer, Inc. representative has stated to the Tax Collector to refund the \$1,348.18 overpayment directly to Ms. Liu; and

WHEREAS, Ms. Liu currently has her taxes escrowed by a mortgage company; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$1,348.18 made payable to Wendy Liu, 300 Main St., Unit 415, Little Falls, NJ 07424;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that the taxpayer be refunded the total amount of \$1,348.18 due to an overpayment on the 2015 3rd quarter taxes.

Refund of Overpayment 4th Quarter 2015 Property Taxes

RESOLUTION [O] 16-07-11 #15

WHEREAS, the property known as Block 40 Lot 68 assessed to Thomas Jr. & Patricia Carr of 89 Montclair Avenue, Little Falls, NJ has an overpayment on the 4th quarter 2015 taxes in the amount of \$25.98; and

WHEREAS, the 2nd qtr. of 2016 taxes are delinquent in the amount of \$2.63 which were due May 1, 2016; and

WHEREAS, the Tax Collector transferred \$2.63 from the 2015 4th qtr. credit of \$25.98 onto the 2nd qtr. 2016 satisfying this delinquency; and

WHEREAS, the Carr's are selling their home with an anticipated closing date of June 30, 2016; therefore, the 2015 remaining credit shall be refunded to the Carr's directly; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$23.35 made payable to Thomas Jr. & Patricia Carr, 1344 Dobys Bridge Rd, Fort Mill, SC 29715;

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NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that the taxpayers be refunded the total amount of \$23.35 due to an overpayment on the 2015 2nd quarter taxes.

Refund of Overpayment 3rd Quarter 2015 Property Taxes

RESOLUTION [P] 16-07-11 #16

WHEREAS, the property known as Block 82 Lot 37 assessed to Snezana Sjekloca of 145 Louis Street, Little Falls, NJ has an overpayment on the 3rd quarter 2015 taxes in the amount of \$70.75; and

WHEREAS, Max Title Agency, LLC paid the 3rd qtr. taxes in the amount of \$773.65 on June 22, 2015 before the estimated tax bill was established. The estimated 3rd qtr. billing on this property was in the amount of \$702.90; and

WHEREAS, a Max Title Agency, LLC representative has stated to the Tax Collector to refund the \$70.75 overpayment directly to Ms. Sjekloca; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$70.75 made payable to Snezana Sjekloca, 145 Louis Street, Little Falls, NJ 07424;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that the taxpayer be refunded the total amount of \$70.75 due to an overpayment on the 2015 3rd quarter taxes.

Refund of Overpayment 4th Quarter 2015 Property Taxes

RESOLUTION [Q] 16-07-11 #17

WHEREAS, the property known as Block 83 Lot 5 currently assessed to Mayela Alpizar; previously assessed to William Brennan of 4 Barber Street, Little Falls, NJ has an overpayment on the 4th quarter 2015 taxes in the amount of \$21.22; and

WHEREAS, Chancellor Title Agency, Inc. paid the 4th qtr. taxes in the amount of \$900.00 on January 21, 2016 (including interest) on behalf of Mayela Alpizar; however, overpaid on this account; and

WHEREAS, a Chancellor Title Agency, Inc. representative has stated to the Tax Collector to refund the \$21.22 overpayment directly to Ms. Alpizar; and

WHEREAS, Ms. Alpizar currently has her taxes escrowed by a mortgage company; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$21.22 made payable to Mayela Alpizar, 4 Barber Street, Little Falls, NJ 07424;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that the taxpayer be refunded the total amount of \$21.22 due to an overpayment on the 2015 4th quarter taxes.

Refund of Overpayment 4th Quarter 2015 Property Taxes

RESOLUTION [R] 16-07-11 #18

WHEREAS, the property known as Block 185 Lot 5 assessed to Notch Road/Jackson Ln LLC of 634-636 Jackson Ln, Little Falls, NJ has an overpayment on the 4th quarter 2015 taxes in the amount of \$58.99; and

WHEREAS, the taxpayer made a payment on September 17, 2015 paying for the full Year 2015 taxes; however, overpaid the same in the amount of \$58.99; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$58.99 made payable to Notch Road/Jackson Ln LLC, 1000 Portside Dr., Edgewater, NJ 07020;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that the taxpayer be refunded the total amount of \$58.99 due to an overpayment on the 2015 4th quarter taxes.

Refund of Overpayment 4th Quarter 2015 Property Taxes

RESOLUTION [S] 16-07-11 #19

WHEREAS, the property known as Block 170.01 Lot 47 currently assessed to Marek Brozyna & Marta & Piotr; previously assessed to Santana/Rossetti, Assoc. of 4 De Young Dr, Little Falls, NJ has an overpayment on the 4th quarter 2015 taxes in the amount of \$4,428.90; and

WHEREAS, the 4th quarter 2015 taxes were paid by Olde School Title Services, LLC for Brozyna and by PHH Mortgage (Corelogic) for Santana/Rossetti; and

WHEREAS, the Tax Collector attempted to telephone Olde School Title Services, LLC for them to review the HUD statement to see who gets the refund; however, Tax Collector did not receive any response back; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$4,428.90 made payable to Olde School Title Services, LLC, 247 Franklin Avenue, Nutley, NJ 07110;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that Olde School Title Services, LLC be refunded the total amount of \$4,428.90 due to an overpayment on the 2015 4th quarter taxes for their disbursing accordingly.

Refund of Overpayment 3rd Quarter 2015 Property Taxes

RESOLUTION [T] 16-07-11 #20

WHEREAS, the property known as Block 235 Lot 25 assessed to Robert Herckenrath and Eden Wexler of 69 Ridge Rd., Little Falls, NJ has an overpayment on the 3rd quarter 2015 taxes in the amount of \$72.63; and

WHEREAS, Foundation Title LLC – Old Tappan paid the 3rd qtr. taxes in the amount of \$2,500.00 on June 22, 2015 before the estimated tax bill was established. The estimated 3rd qtr. billing on this property was in the amount of \$2,427.37; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$72.63 made payable to Robert Herckenrath & Eden Wexler, 69 Ridge Rd., Little Falls, NJ 07424;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that the taxpayers be refunded the total amount of \$72.63 due to an overpayment on the 2015 3rd quarter taxes.

Refund of Overpayment 1st and 2nd Quarter 2015 Property Taxes

RESOLUTION [U] 16-07-11 #21

WHEREAS, the property known as Block 237 Lot 7 assessed to Montclair State University, at 31 Clove Road, Little Falls, NJ has an overpayment on the 1st and 2nd quarter 2015 taxes in the amount of \$4,328.58; and

WHEREAS, our Tax Assessor made this property exempt as of January 1, 2015; however, Montclair State University paid the 1st qtr. 2015 taxes in the amount of \$2,164.29 along with the 2nd qtr. 2015 taxes in the amount of \$2,164.29; and

WHEREAS, Montclair State University closed on this property at the end of the year in 2014; the sellers were Frank and Mary Totter; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$4,328.58 made payable to Montclair State University, Attn: Russell Juzdan, 855 Valley Rd., Suite 111, Clifton, NJ 07013;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that Montclair State University be refunded the total amount of \$4,328.58 due to an overpayment on the 2015 1st and 2nd quarter taxes.

Refund of Overpayment 4th Quarter 2015 Property Taxes

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RESOLUTION [V] 16-07-11 #22

WHEREAS, the property known as Block 60 Lot 4 currently assessed to Bruce & Paula Hanna; previously assessed to Alan Mix, US Bank National Assoc. and 38 Grove Street LLC of 38 Grove St, Little Falls, NJ has an overpayment on the 4th quarter 2015 taxes in the amount of \$2,358.08; and

WHEREAS, the 4th quarter 2015 taxes were paid by American Home Title Agency, Inc. (for US Bank National Assoc. & 38 Grove Street LLC) and Corelogic for Nationstar Mortgage LLC (for Alan Mix); and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$2,358.08 made payable to American Home Title Agency, Inc, 2 Eves Dr., Suite 105, Marlton, NJ 08053;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that American Home Title Agency, Inc. be refunded the total amount of \$2,358.08 due to an overpayment on the 2015 4th quarter taxes.

Refund of Overpayment 2nd Quarter 2015 Property Taxes

RESOLUTION [W] 16-07-11 #23

WHEREAS, the property known as Block 73 Lot 16 assessed to Fiona Baker of 32 Parkway, Little Falls, NJ has an overpayment on the 2nd quarter 2015 taxes in the amount of \$1,393.71; and

WHEREAS, the 2nd quarter 2015 taxes were paid by Nationstar Mortgage LLC and Title Source on behalf of Baker's re-fi; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$1,393.71 made payable to Fiona Baker, 32 Parkway, Little Falls, NJ 07424;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that the taxpayer be refunded the total amount of \$1,393.71 due to an overpayment on the 2015 2nd quarter taxes.

Refund of Overpayment 4th Quarter 2015 Property Taxes

RESOLUTION [X] 16-07-11 #24

WHEREAS, the property known as Block 81 Lot 6 previously assessed to Carlos Espailat and currently assessed to the Township of Little Falls, 50 Zeliff Avenue, Little Falls, NJ has an overpayment on the 4th quarter 2015 taxes in the amount of \$426.20; and

WHEREAS, Mr. Espailat paid this pro-rated amount of taxes at his FEMA buyout closing and his mortgage company paid the full amount of the 4th quarter 2015 in the amount of \$1,234.50; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$426.20 made payable to Carlos Espailat, 2101 Broadleaf Blvd., Manchester, CT 06042;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that the taxpayer be refunded the total amount of \$426.20 due to an overpayment on the 2015 4th quarter taxes.

Refund of Overpayment 4th Quarter 2015 Property Taxes

RESOLUTION [Y] 16-07-11 #25

WHEREAS, the property known as Block 28 Lot 1 assessed to Renee Rozogonyi of 16 Park Place, Little Falls, NJ has an overpayment on the 4th quarter 2015 taxes in the amount of \$2,151.41; and

WHEREAS, the 4th quarter 2015 taxes were paid by Corelogic and I Abstract & Title Agency, LLC on behalf of Rozogonyi's re-fi; and

WHEREAS, the title company has confirmed to the Tax Collector to mail this overpayment/refund directly to the taxpayer; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$2,151.41 made payable to Renee Rozogonyi, 16 Park Place, Little Falls, NJ 07424;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that the taxpayer be refunded the total amount of \$2,151.41 due to an overpayment on the 2015 4th quarter taxes.

Refund of Overpayment 3rd Quarter 2015 Property Taxes

RESOLUTION [Z] 16-07-11 #26

WHEREAS, the property known as Block 67 Lot 21 previously assessed to Norman Bachkhaz of 29 Zeliff Avenue, Little Falls, NJ and currently assessed to Township of Little Falls has an overpayment on the 3rd quarter 2015 taxes in the amount of \$369.15 due to a 2012 State of NJ Homestead Benefit Credit; and

WHEREAS, this property closed on November 6, 2014 re a FEMA buyout closing; and

WHEREAS, Mr. Bachkhaz filed for his 2012 Homestead Benefit credit in 2013 before the closing and is entitled to this overpayment; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$369.15 made payable to Norman Bachkhaz a/ka/ Nour Bachkhaz, P.O. Box 8062, Haledon, NJ 07538;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that Mr. Bachkhaz be refunded the total amount of \$369.15 due to a Homestead Benefit credit overpayment on the 2015 3rd quarter taxes.

Refund of Overpayment 3rd Quarter 2015 Property Taxes

RESOLUTION [AA] 16-07-11 #27

WHEREAS, the property known as Block 69 Lot 42 previously assessed to Simone Jecki of 59 William Street, Little Falls, NJ and currently assessed to Township of Little Falls has an overpayment on the 3rd quarter 2015 taxes in the amount of \$531.14 due to a 2012 State of NJ Homestead Benefit Credit; and

WHEREAS, this property closed on February 26, 2014 re a FEMA buyout closing; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$531.14 made payable to Simone Jecki, 61 Maple Avenue, Woodland Park, NJ 07424;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that Simone Jecki be refunded the total amount of \$531.14 due to a Homestead Benefit credit overpayment on the 2015 3rd quarter taxes.

Refund of Overpayment 3rd Quarter 2015 Property Taxes Homestead Benefit Credit

RESOLUTION [BB] 16-07-11 #28

WHEREAS, the property known as Block 237 Lot 7 currently assessed to Montclair State University and previously assessed to Frank & Mary Totter of 31 Clove Road, Little Falls, NJ has an overpayment on the 3rd quarter 2015 taxes in the amount of \$575.94 due to a 2012 State of NJ Homestead Benefit Credit; and

WHEREAS, our Tax Assessor made this property exempt as of January 1, 2015; however, the Trotter's applied for and were granted their 2012 State of NJ Homestead Benefit credit which was applied to the 2nd quarter 2015 taxes; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$575.94 made payable to Frank & Mary Totter, 5637 Breezy Porch Drive, Sylvania, OH 43560;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 11th day of July 2016 that the taxpayers be refunded the total amount of \$575.94 due to a Homestead Benefit credit overpayment on the 2015 3rd quarter taxes.

Refund of Overpayment 3rd Quarter 2015 Property Taxes Homestead Benefit Credit

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RESOLUTION [CC] 16-07-11 #29

WHEREAS, the property known as Block 184.03 Lot 13 assessed to Giovanna Ward & Christina Barone of 8 Hemlock Road, Little Falls, NJ has an overpayment on the 3rd quarter 2015 taxes in the amount of \$497.12 due to a 2012 State of NJ Homestead Benefit Credit; and **WHEREAS**, the taxpayer’s taxes are escrowed, and the mortgage company did not reduce the 2nd and/or 3rd quarter taxes by this credit; therefore, creating an overpayment; and **WHEREAS**, the Tax Collector authorizes the Treasurer to refund the amount of \$497.12 made payable to Giovanna Ward & Christina Barone, 8 Hemlock Road, Little Falls, NJ 07424; **NOW, THEREFORE BE IT RESOLVED** by the Township Council of Little Falls on this 11th day of July 2016 that the taxpayers be refunded the total amount of \$497.12 due to a Homestead Benefit credit overpayment on the 2015 3rd quarter taxes.

Refund of Overpayment 3rd Quarter 2015 Property Taxes Homestead Benefit Credit

RESOLUTION [DD] 16-07-11 #30

WHEREAS, the property known as Block 240 Lot 3 assessed to Richard Goldberg & Bradley Horner of 612 Long Hill Road, has an overpayment on the 3rd quarter 2015 taxes in the amount of \$460.92 due to a 2012 State of NJ Homestead Benefit Credit; and **WHEREAS**, the Tax Collector authorizes the Treasurer to refund the amount of \$460.92 made payable to Richard Goldberg & Bradley Horner, 612 Upper Mountain Avenue, Upper Montclair, NJ 07043; **NOW, THEREFORE BE IT RESOLVED** by the Township Council of Little Falls on this 11th day of July 2016 that the taxpayers be refunded the total amount of \$460.92 due to a Homestead Benefit credit overpayment on the 2015 3rd quarter taxes.

Plenary Retail Consumption Licenses

**TOWNSHIP OF LITTLE FALLS
PASSAIC COUNTY NEW JERSEY
RESOLUTION [EE] 16-07-11 - #31**

BE IT RESOLVED by the Little Falls Township Council as follows:
WHEREAS, applications for renewal of **PLENARY RETAIL CONSUMPTION, PLENARY RETAIL DISTRIBUTION and CLUB LICENSES** have been filed as follows:

<u>License No.</u>	<u>License and/or t/a name</u>	<u>Fee</u>
1605-33-006-003	Yellow Leaf, LLC t/a Bromley’s 117 Newark Pompton Turnpike	\$2,200.00
1605-31-017-001	Henry Buikema Post 121, Inc. America Legion 55 Van Ness Avenue	\$165.00
1605-33-004-001	First Russian Nat’l Home of Singac t/a New Russian Hall 4-6 Woodhull Avenue	\$2,200.00

and **WHEREAS**, it appears that all of the said applications are in satisfactory form; that the applicants have complied with all necessary requirements; that all applications are for renewals by the same persons for the same stands; and that no objections, in writing or otherwise, have been made or filed to any of said applications; and **WHEREAS**, the Township Council is familiar with all of the aforementioned applicants and the places for which they apply and sees no objection to any; **NOW, THEREFORE, BE IT RESOLVED** that the above-listed applications be and the same are hereby granted; and **BE IT FURTHER RESOLVED** that licenses be issued accordingly, to become effective on July 1, 2016 and expire on June 30, 2017.

Support Adoption of Senate Bill S2254 and Assembly Bill A3821

**RESOLUTION [FF] 16-07-11 - #32
RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS, COUNTY OF PASSAIC, STATE OF NEW JERSEY IN SUPPORT OF ADOPTION OF SENATE BILL S2254 AND ASSEMBLY BILL A3821**

WHEREAS, pursuant to the March 10, 2015 New Jersey Supreme Court Order which transferred oversight of the Fair Housing Act (FHA) to the courts, many municipalities (including Little Falls) filed declaratory judgment actions to voluntarily comply with their present and prospective affordable housing requirements as established in the FHA; and **WHEREAS**, the FHA and existing case law are clear that “present and prospective fair share of the housing need in a given region ... shall be computed for a 10-year period.” (See N.J.S.A. 52:27D-307(c)); and **WHEREAS**, in October 2015, the Middlesex County Superior Court issued a decision that included a distinct “gap period” obligation, retroactively imposing an additional municipal obligation over an additional 16 year period, separate and apart from the normal 10 year present and prospective need set forth in the FHA. Recently, the Ocean County Superior Court did the same. The Ocean County decision is currently on appeal; and **WHEREAS**, this “gap period” issue arises out of COAH’s inability to promulgate Third Round regulations from 1999 to the present, or make any final determination as to state and regional housing need. Despite this, the courts are not holding COAH accountable but rather are imposing additional obligations on municipalities. These retroactive obligations will have a significant and unfunded impact on municipalities, straining their already overburdened resources; and **WHEREAS**, aside from other inequities and issues imposed by a so-called “gap” obligation, the households counted in the “gap period” may well be double counted when the present need is calculated. The prospect of double counting compounds this dilemma and will likely result in forcing municipalities and their property taxpayers to subsidize development or subject them to court orders allowing enormous numbers of new housing units as a result of “builder’s remedy” lawsuits. Such a result will radically and irrevocably transform the character and quality of life for all New Jersey residents; and **WHEREAS**, hundreds of New Jersey’s municipalities have expended significant financial and other administrative resources in their attempts to voluntarily comply with their constitutional obligation for affordable housing as established by the Supreme Court and the FHA. As a direct result of the State’s failure to advance viable regulations or enact overdue legislative reform, this will only continue to spiral out of control; and

WHEREAS, Senate Bill S2254 and Assembly Bill A3821 are important legislative remedies designed to clarify existing law and preclude these significant, unfair impacts. Swift and decisive adoption of both is a critical step toward a more rational statewide housing policy, including reasonable and achievable obligations for municipalities.

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

1. The Mayor and Township Council hereby support the adoption of Senate Bill S2254 and Assembly Bill A3821 which clarify that a municipality’s present and prospective fair share of the housing need in a given region shall be computed for a 10-year period, and shall not include a retrospective obligation arising from any so called “gap period.”
2. The Mayor and Township Council urge the members of the New Jersey Senate, General Assembly and the Governor, to swift and decisively adopt both as a critical step toward a more rational statewide housing policy, including reasonable and achievable

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- obligations for municipalities.
- 3. A certified copy of this Resolution shall be sent to Hon. Chris Christie, Governor; Hon. Steve Sweeney, President, NJ Senate; Hon. Vincent Prieto, Speaker, NJ General Assembly; Senate and General Assembly representatives and the New Jersey State League of Municipalities.

Morris County Co-Op Pricing Council Membership Renewal

**RESOLUTION [GG] 16-07-11 - #33
 AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE MORRIS COUNTY
 COOPERATIVE PRICING COUNCIL TO RENEW MEMBERSHIP THEREIN FOR THE
 PERIOD OF OCTOBER 1, 2016 THROUGH SEPTEMBER 30, 2021**

WHEREAS, the Morris County Cooperative Pricing Council (“MCCPC”) was created in 1974 to conduct a voluntary cooperative pricing system with municipalities, boards of educations, and other public bodies located in the County of Morris and adjoining counties; and

WHEREAS, the purpose of the MCCPC is to provide substantial savings on various goods and services to its members through the cooperative public bidding process; and

WHEREAS, the Township of Little Falls desires to enter into an Agreement with the MCCPC, which is administered by Randolph Township as Lead Agency, to **renew** its membership in the MCCPC for the period of October 1, 2016 through September 30, 2021.

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

1. The Township Council of the Township of Little Falls hereby authorize the execution of an Agreement with the Morris County Cooperative Pricing Council by the Township of Randolph as Lead Agency dated October 1, 2016, pursuant to N.J.S.A. 40A:11-11(5). Said Agreement is for **renewal** of membership in the MCCPC for a five (5) year period from October 1, 2016, through September 30, 2021.
2. The Township of Little Falls Municipal Clerk is hereby directed to submit a copy of this adopted Resolution, along with an executed Agreement, to Randolph Township as Lead Agency of the MCCPC.
3. This Resolution shall take effect immediately upon final passage according to law.
4. All appropriate Township of Little Falls officials are authorized and directed to perform all required acts to affect the purpose of this Resolution.

Contract Award for Demolitions on Zeliff Avenue

**RESOLUTION [HH] 16-07-11 - #34
 ACCEPTING BID AND AWARDING CONTRACT FOR
 DEMOLITION OF 37, 47, 44 & 50 ZELIFF AVENUE**

WHEREAS, pursuant to advertising duly made, bids were received by the Township of Little Falls on June 24, 2016 for the demolition of 37, 47, 44 & 50 Zeliff Avenue, and the bids were opened and read publicly as follows:

Caravella Demolition, Inc.
East Hanover, NJ
Bid: \$59,966.00

Yannuzzi Group, Inc.
Kinnelon, NJ
Bid: \$76,750.00

Elite Demolition
Sparta, NJ
Bid: \$39,700.00

NJ General Contractors & Builders
Belleville, NJ
Bid: \$127,341.00

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 2016 budget; and

WHEREAS, the award is also subject to the submission of the following documents by Elite Demolition:

MBE/WBE Contract Solicitation and Commitment Statement

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

- 1) That the bid of

Elite Demolition
 120 Spring Brook Terrace
 Sparta, NJ 07871

in the amount of

\$39,700.00

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 Award for William Street Drainage Improvements

**RESOLUTION [II] 16-07-11 - #35
 ACCEPTING BID AND AWARDING CONTRACT FOR
 WILLIAM STREET DRAINAGE IMPROVEMENTS**

WHEREAS, pursuant to advertising duly made, bids were received by the Township of Little Falls on July 6, 2016 for William Street Drainage Improvements, and the bids were opened and read publicly as follows:

CMS, LLC
Pine Brook, NJ
Bid: \$186,090.00

Hutton Construction
Cedar Grove, NJ
Bid: \$181,818.00

Matina & Son, Inc.
Hackensack, NJ
Bid: \$174,900.00

Reivax Contracting
Newark, NJ
Bid: \$148,450.00

Yannuzzi Group

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Kinnelon, NJ
Bid: \$312,724.40

and, **WHEREAS**, the 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 2016 budget; and

WHEREAS, the award is also subject to the submission of the following documents by Reivax Contracting:

- Prevailing Wage Affidavit
- BRC for subcontractor (Custom Fabs)

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

- 1) That the bid of

Reivax Contracting
356 Thomas Street
Newark, NJ 07114

in the amount of

\$148,450.00

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.

Body and Car Camera Purchase

RESOLUTION [JJ] 16-07-11 - #36
RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS,
COUNTY OF PASSAIC, STATE OF NEW JERSEY, AUTHORIZING THE PURCHASE OF A 2016 BODY AND CAR CAMERA
SYSTEM FOR THE LITTLE FALLS POLICE DEPARTMENT

WHEREAS, the Township of Little Falls, pursuant to N.J.S.A. 52:34-6.2 (b) 3, may by resolution, and without advertising for bids, purchase any goods or services through the use of nationally recognized and accepted cooperative purchasing agreement that has been developed utilizing a competitive bidding process by another contracting unit within the State of New Jersey or within any other state; and

WHEREAS, the qualified purchasing agent and the department head have determined that utilizing a national cooperative contract program will meet the Township's needs for the required camera system and that it is more cost effective for the Township to purchase said fire apparatus through the National Cooperative Contract Program; and

WHEREAS, the statutorily required compliance contract forms will be utilized for this purchase, including a Business Entity Disclosure Certification which certifies that the company has not made any reportable contributions to a political or candidate committee in the Township of Little Falls or its elected officials in the previous year; and

WHEREAS, as required by law, the contract with the company will prohibit the company from making any such reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has determined that funds are available in the appropriate Capital Ordinance for this purpose.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Township of Little Falls ("Township") as follows:

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Governing Body hereby authorized the Qualified Purchasing Agent to utilize the National Cooperative contract program to purchase from HUB Systems, LLC, using the Government Services Administration (GSA) program, under its Contract CS-35F-0259U for the procurement of a Body and Car Camera System with related accessories and appurtenances.
3. The total purchase price of the Body and Car Camera System with related accessories and appurtenances shall not exceed \$120,000.00.
4. The Business Disclosure Entity Certification and Determination of Value shall be maintained on file with this resolution.
5. A copy of this resolution and said contact shall be available for public inspection at the office of the Township Clerk.
6. This resolution shall take effect immediately.

BE IT FURTHER RESOLVED that the Clerk of the Township be and is hereby authorized to certify the within resolution and that the provision thereof are in conformity with the provisions of the law.

Temporary Street Closure

RESOLUTION [KK] 16-07-11 - #37
RESOLUTION APPROVING TEMPORARY STREET CLOSURE

WHEREAS, a request was made by the resident of 110 Woodcliffe Avenue, for permission to close the street starting from the corner of Riker Avenue and Woodcliffe Avenue to the corner of Garrabrant Avenue and Woodcliffe Avenue on August 13, 2016;

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Little Falls hereby approves the above-noted street closure on August 13, 2016, subject to the submission of a Certificate of Insurance by the homeowner holding the Township harmless;

BE IT FURTHER RESOLVED, that the Township Council directs the Police Department, Fire Department and/or DPW to properly close the street with barricades.

Employee Manual Changes

RESOLUTION [LL] 16-07-11 - #38
RESOLUTION APPROVING EMPLOYEE MANUAL CHANGES

WHEREAS, it is necessary for the Township to adopt policies and procedures supporting the basic operations of the Township; and

WHEREAS, said policies and procedures have been approved by the Council in past; and

WHEREAS, there are several administrative changes to be made to the existing policy manual;

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Little Falls hereby adopts the changes as presented by the Township Administrator for the Little Falls Employee Manual.

Lead Agency of Cooperative Purchase Program

RESOLUTION [MM] 16-07-11 - #39
LEAD AGENCY RESOLUTION FOR THE ESTABLISHMENT OF A COOPERATIVE PURCHASE PROGRAM

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes two or more contracting units to establish a Cooperative Purchase Program and to enter into a Cooperative Purchasing Agreement for its administration; and

WHEREAS, the Township of Little Falls, County of Passaic, State of New Jersey is desirous of establishing this Cooperative Purchasing Program and entering into a Cooperative Purchasing Agreement with the Borough of Woodland Park;

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WHEREAS, the Township of Little Falls has agreed to serve as the Lead Agency for this Cooperative Purchasing Program; and **WHEREAS**, on July 11, 2016 the governing body of the Township of Little Falls, County of Passaic, State of New Jersey duly considered the establishment of the Cooperative Purchasing Program for the Peckman River Flood Warning System-installed and monitored in accordance with the direction of the Flood Board and the agreement with the County of Passaic to fund the acquisition and the first years maintenance.

NOW, THEREFORE BE IT RESOLVED as follows:

THE PECKMAN RIVER FLOOD WARNING SYSTEM COOPERATIVE PURCHASING PROGRAM IS HEREBY ESTABLISHED

The Township of Little Falls Township Council hereby authorizes the creation of this Cooperative Purchasing Program to be known as The Little Falls/Woodland Park, Peckman River Flood Warning System Cooperative Purchasing Program with the Township of Little Falls serving as the Lead Agency.

COOPERATIVE PURCHASING AGREEMENT

The Mayor is hereby authorized to enter into separate Cooperative Purchasing Agreement with the participating contracting units and said Agreement shall be deemed a single Agreement.

COPY OF RESOLUTION TO DIVISION OF LOCAL GOVERNMENT SERVICES

A single certified copy of this resolution shall be forwarded to the Division of Local Government Services as part of the application for the registration of this Cooperative Pricing System.

EFFECTIVE DATE

This resolution shall take effect immediately upon passage.

CORRESPONDENCE

REQUEST FROM KNIGHTS OF COLUMBUS FOR PERMISSION TO CONDUCT A CAN SHAKE ON SATURDAY, APRIL 29, 2017 AND SUNDAY, APRIL 30, 2017 AT THE INTERSECTIONS OF ROUTE 23 AND MAIN STREET AND MAIN STREET AND STEVENS AVENUE BETWEEN THE HOURS OF 8:00 A.M. AND 6:00 P.M.

REQUEST FROM THE LITTLE FALLS FOOTBALL PARENTS’ ASSOCIATION FOR PERMISSION TO CONDUCT A CAN SHAKE ON SATURDAY, AUGUST 13, 2016 AND SUNDAY, AUGUST 14, 2016 AT THE INTERSECTIONS OF MAIN STREET AND STEVENS AVENUE AND LONG HILL ROAD BETWEEN THE HOURS OF 9:00 A.M. AND 5:00 P.M.

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

Poll: Ayes: Maceri, Damiano, and Council President Fontana
Nays: None

The Council President declared the motion passed.

REGULAR AGENDA

NEW BUSINESS

Ordinance No. 1257 - It was moved by Councilmember Damiano, seconded by Councilmember Maceri, that the public hearing Ordinance No. 1257, “**ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, APPROVING MUNICIPAL SERVICES AGREEMENT WITH THE MILL AT LITTLE FALLS CONDOMINIUM ASSOCIATION, INC.,**” be and it was opened.

Poll: Ayes: Maceri, 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 Maceri, that the public hearing on Ordinance No. 1257 be and it was closed.

Poll: Ayes: Maceri, Damiano, and Council President Fontana
Nays: None

The Council President declared the motion passed.

It was moved by Councilmember Maceri, seconded by Councilmember Damiano, that Ordinance No. 1257 be and it was adopted.

Poll: Ayes: Maceri, Damiano, and Council President Fontana
Nays: None

The Council President declared the motion passed.

Ordinance No. 1258 - It was moved by Councilmember Damiano, seconded by Councilmember Maceri, that the public hearing of Ordinance No. 1258, “**AN ORDINANCE REPEALING AND AMENDING THE TOWNSHIP CODE OF THE TOWNSHIP OF LITTLE FALLS BY AMENDING CHAPTER 3, ENTITLED ‘ADMINISTRATION OF GOVERNMENT,’ SECTION 7-7, POLICE DIVISION, SUBSECTION N, PROBATIONARY PERIOD,**” be and it was opened.

Poll: Ayes: Maceri, 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 Maceri, that the public hearing on Ordinance No. 1258 be and it was closed.

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- Fourth Ave Prospect Street dead end
(No parking on easterly side)
- Brookhill Place Viewmont Terrace Township line
(No parking on easterly side)
- Viewmont Terrace Lindsley Road Brookhill Place
(No parking on westerly side of street to bend in roadway,
Then on the southerly side up to Brookhill Place)
- Woods Road Ironwood Way Mountain Top Terrace
(No parking southerly side)

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby amends Subchapter 7-13 of the Code to read as follows:

Name of Street	Location	
	<u>From</u>	<u>To</u>
Fourth Ave	Prospect Street	dead end (No parking on easterly side)
Brookhill Place	Viewmont Terrace	Township line (No parking on easterly side)
Viewmont Terrace	Lindsley Road	Brookhill Place (No parking on westerly side of street to bend In roadway, then on the southerly side up to Brookhill Place)
Woods Road	Ironwood Way	Mountain Top Terrace (No parking southerly side)

3. It is the intent of the Municipal Council to incorporate the additions and/or supplements contained in this Ordinance in to the Code. All of the remaining provisions in Chapter 7 of the Code shall remain unchanged and have full force and legal effect. All other resolutions and ordinances governing parking on Township streets enacted and inconsistent herewith are hereby modified pursuant to the terms of this Ordinance.

4. 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.

5. A copy of this Ordinance shall be available for public inspection at the offices of the Township Clerk.

6. This Ordinance shall take effect after twenty (20) days of its final passage by the Municipal Council, upon approval by the Mayor and publication as required by law.

Poll: Ayes: Maceri, Damiano, and Council President Fontana
 Nays: None

The Council President declared the motion passed.

Ordinance No. 1262-It was moved by Councilmember Damiano, seconded by Councilmember Maceri, that there be introduced and the meeting of August 8, 2016 set as the date and time for the public hearing on the following:
ORDINANCE 1262

Poll: Ayes: Maceri, Damiano, and Council President Fontana
 Nays: None

The Council President declared the motion passed.

PAYMENT OF BILLS

It was moved by Councilmember Maceri, seconded by Councilmember Damiano, that the Council approve the following:

RESOLUTION [BL]

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

Poll: Ayes: Maceri, Damiano, and Council President Fontana
 Nays: None

The Council President declared the motion passed.

EXECUTIVE SESSION

It was moved by Councilmember Damiano, seconded by Councilmember Maceri, that the Council approve the following:

RESOLUTION [EX]

WHEREAS, N.J.S.A. 10:4-12 allows for a Public Body to go into executive session during a Public Meeting; and **WHEREAS**, the Governing Body of the Township of Little Falls has deemed it necessary to go into executive session to discuss certain matters which are exempted for the Public; and

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

NOW, THEREOFRE, BE IT RESOLVED that the Township Council of the Township of Little Falls will go into executive session for the following reason(s) – contract negotiation, pending litigation and attorney-client privilege- no action taken.

Poll: Ayes: Maceri, Damiano, and Council President Fontana
 Nays: None

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The Council President declared the motion passed.

The Council entered Executive Session at 8:56 p.m.

At 9:17 p.m. the Council returned and it was moved by Councilmember Damiano, seconded by Councilmember Maceri, that the meeting return to Open Session.

There being no further business to come before the meeting, it was moved by Councilmember Maceri, seconded by Councilmember Damiano, that the meeting be and it was adjourned at 9:18 p.m.

Municipal Clerk
Cynthia Kraus