

TOWNSHIP COUNCIL MEETING AGENDA

MONDAY, JULY 24, 2017

7:00 P.M.

SALUTE TO THE FLAG

STATEMENT OF PUBLIC NOTICE - TAKE NOTICE THAT ADEQUATE NOTICE OF THIS MEETING HAS BEEN 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 3, 2017. A COPY OF THE NOTICE WAS MAILED TO THE NORTH JERSEY HERALD & 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.

ROLL CALL

MINUTES

**APPROVAL OF MINUTES FROM THE WORKSHOP MEETING OF JULY 10, 2017
AND THE REGULAR MEETING OF JUNE 26, 2017**

REMARKS FROM THE CHAIR

DISCUSSION OF TAX PAYMENT METHODS

Council Ad-Hoc Committees:

Domestic Violence Prevention Committee

Community Representatives (3) Alan Bernhardt, Gina Clough, Stephanie Cedeno

COUNCIL MEMBER REPORTS

MAYOR'S REPORT

ATTORNEY'S REPORT

PUBLIC COMMENT - AGENDA ITEMS ONLY

ANYONE WISHING TO ADDRESS THE TOWNSHIP COUNCIL MAY DO SO THROUGH THE COUNCIL PRESIDENT. PLEASE GIVE YOUR NAME AND ADDRESS FOR THE RECORD. COMMENTS ARE TO BE LIMITED TO THREE MINUTES, HOWEVER, IF APPROPRIATE, YOU MAY BE GRANTED ADDITIONAL TIME IN THE SOLE DISCRETION OF THE COUNCIL PRESIDENT.

CONSENT AGENDA

ALL ITEMS ON THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE AND WILL BE ENACTED WITH A SINGLE MOTION. FOR ANY ITEMS UNDER REQUISITIONS THE TREASURER HAS SUPPLIED A CERTIFICATION OF THE AVAILABILITY OF FUNDS.

REPORTS

MUNICIPAL CLERK'S REPORT FOR THE MONTH OF JUNE 2017

MUNICIPAL CLERK'S DOG/CAT LICENSE REPORT FOR THE MONTH OF JUNE 2017

TAX COLLECTOR'S REPORT FOR THE MONTH OF JUNE 2017

CONSTRUCTION REPORT FOR THE MONTH OF JUNE 2017

RECREATION CENTER REPORT FOR THE MONTH OF JUNE 2017

CIVIC CENTER REPORT FOR THE MONTH OF JUNE 2017

CORRESPONDENCE

REQUEST FROM EAGLE RESCUE SQUAD FIRE COMPANY NO. 1 FOR PERMISSION TO HOLD ITS ANNUAL BOOT DRIVE ON SATURDAY, OCTOBER 14, 2017 AND SUNDAY, OCTOBER 15, 2017 FROM 9:00 A.M. UNTIL 6:00 P.M. AT THE INTERSECTION OF MAIN STREET AND UNION AVENUE, WITH RAIN DATES OF SATURDAY, OCTOBER 21, 2017 AND SUNDAY, OCTOBER 22, 2017.

REQUEST FROM LITTLE FALLS FOOTBALL PARENTS' ASSOCIATION FOR PERMISSION TO HOLD A CAN SHAKE ON SATURDAY, AUGUST 12, 2017 AND SUNDAY, AUGUST 13, 2017 FROM 9:00 A.M. UNTIL 4:00 P.M. AT THE INTERSECTIONS OF MAIN STREET AND STEVENS AVENUE AND LONGHILL ROAD AND NOTCH ROAD.

RESOLUTIONS

RESOLUTION AUTHORIZING THE TREASURER TO ISSUE VARIOUS CHECKS TOTALING \$25,605.09 FOR TAX OVERPAYMENTS IN THE YEARS 2011 AND 2012 DUE TO STATE TAX COURT JUDGMENTS ON SEVERAL PROPERTIES [A]

RESOLUTION AUTHORIZING THE TREASURER TO ISSUE VARIOUS CHECKS TOTALING \$11,285.87 FOR TAX OVERPAYMENTS IN THE YEAR 2017 ON SEVERAL PROPERTIES [B]

RESOLUTION AUTHORIZING THE TREASURER TO ISSUE VARIOUS CHECKS TOTALING \$1,243.73 FOR TAX OVERPAYMENTS IN THE YEAR 2016 ON SEVERAL PROPERTIES [C]

PAYMENT OF BILLS [D]

NEW BUSINESS

PUBLIC HEARING AND ADOPTION OF ORDINANCE #1297, AN ORDINANCE ENTITLED, "ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS, COUNTY OF PASSAIC, STATE OF NEW JERSEY, FURTHER AMENDING THE TOWNSHIP OF LITTLE FALLS CODE CHAPTER 7, ARTICLE I, SECTION 7-15, 'TRAFFIC, ON-STREET REGULATIONS, ROUTES FOR TRUCKS OVER THIRTEEN TONS".

PUBLIC COMMENT - GENERAL MATTERS

ANYONE WISHING TO ADDRESS THE TOWNSHIP COUNCIL MAY DO SO THROUGH THE COUNCIL PRESIDENT. PLEASE GIVE YOUR NAME AND ADDRESS FOR THE RECORD. COMMENTS ARE TO BE LIMITED TO THREE MINUTES, HOWEVER, IF APPROPRIATE, YOU MAY BE GRANTED ADDITIONAL TIME IN THE SOLE DISCRETION OF THE COUNCIL PRESIDENT.

ADJOURN

RESOLUTION (A) 17-07-24# 1

WHEREAS, the following properties in the Township of Little Falls, New Jersey have overpaid real estate taxes in the Years 2011 and 2012 due to State Tax Court Judgments; and

WHEREAS, the Tax Collector is requesting that the Township Council direct the Treasurer to refund said amounts overpaid listed below;

WHEREAS, these refunds shall be granted on or before August 30, 2017 (60 days from the date of entry of the Tax Court Judgment June 30, 2017) waiving interest;

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Little Falls, County of Passaic, State of New Jersey that the following listed tax refunds be made by the Treasurer:

<u>Tax Year & Qtr.</u>	<u>Block Lot</u>	<u>Taxpayer/ Location</u>	<u>Payee</u>	<u>Reason</u>	<u>Amount</u>
2011/4	168/64	Jersey Investments, LLC 163 E Main St	Strasser & Associates, PC 7 E. Ridgewood Avenue Paramus, NJ 07652	SBJ	\$11,501.49
2012/4	168/64	Jersey Investments, LLC 163 E Main St	Strasser & Associates, PC 7 E. Ridgewood Avenue Paramus, NJ 07652	SBJ	14,103.60
Total Refund =					\$25,605.09

RESOLUTION [B] 17-07-24 # 2

WHEREAS, the following properties in the Township of Little Falls, New Jersey have overpaid real estate taxes in 2017; and

WHEREAS, the Tax Collector is requesting that the Township Council direct the Treasurer to refund said amounts overpaid listed below;

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Little Falls, County of Passaic, State of New Jersey That the following listed tax refunds be made by the Township Treasurer:

<u>Tax Year & Qtr.</u>	<u>Block Lot/Q</u>	<u>Taxpayer/ Location</u>	<u>Payee</u>	<u>Reason</u>	<u>Amount</u>
2017/1	27/18	Sahatjian, John & Nicole 10 Haines Place	John & Nicole Sahatjian 10 Haines Place Little Falls, NJ 07424	AA OP	\$ 852.03
2017/1	88.02/1 C004	Sheer, Lawrence 240 Main St, Unit 4	Lawrence Sheer 240 Main St., Unit 4 Little Falls, NJ 07424	OP	3,171.00
2017/1	88.05/1 C207	Westerinen to Vento 300 Main St, Unit 207	Ridgeview Title & Settlements 1501 Hamburg Tpk Suite 420B Wayne, NJ 07470	OP	1,933.00
2017/2	94/14	Chandler to Apolito 58 Walnut St	Title on Demand of NJ, Inc. 54 Woodport Rd Sparta, NJ 07871	HR OP	641.84
2017/2	171/9	Nardino to Pocius 9 Villa Road	Evident Title Agency, Inc 878 Pompton Av Suite A2 Cedar Grove, NJ 07009-1266	HR OP	1,050.00

<u>Tax Year & Qtr.</u>	<u>Block Lot/Q</u>	<u>Taxpayer/ Location</u>	<u>Payee</u>	<u>Reason</u>	<u>Amount</u>
2017/1	220/23	Arena, Philip T & Kara L 54 Ryle Avenue	Corelogic Real Estate Tax Service Attn: Tax Refunds 3001 Hackberry Road Irving, TX 75063	OP	1,819.00
2017/2	220/23	Arena, Philip T & Kara L	Corelogic Real Estate Tax Service Attn: Tax Refunds 3001 Hackberry Road Irving, TX 75063	OP	1,819.00
Total Refunds					\$11,285.87

APPROVED: _____

cc: Finance Dept.
Tax Collector
Dept.

RESOLUTION [C] 17-07-24 # 3

WHEREAS, the following properties in the Township of Little Falls, New Jersey have overpaid real estate taxes in 2016; and

WHEREAS, the Tax Collector is requesting that the Township Council direct the Treasurer to refund said amounts overpaid listed below;

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Little Falls, County of Passaic, State of New Jersey That the following listed tax refunds be made by the Township Treasurer:

<u>Tax Year & Qtr.</u>	<u>Block Lot/Q</u>	<u>Taxpayer/ Location</u>	<u>Payee</u>	<u>Reason</u>	<u>Amount</u>
2016/4	68/14	Brian Liscio to Twsp of Little Falls 8 Zeliff Ave	Abraxas Abstract Inc 366 Passaic Avenue Nutley, NJ 07110	OP	\$ 447.00
2016/4	85/9	Martin Rucando to Bank of America, et als 28 Riverview Circle	Corelogic Real Estate Tax Service Attn: Tax Refunds 3001 Hackberry Road Irving, TX 75063	OP	796.73
Total Refunds					\$1,243.73

APPROVED: _____

cc: Finance Dept.
Tax Collector
Dept.

ORDINANCE NO. 1297

ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS, COUNTY OF PASSAIC, STATE OF NEW JERSEY, FURTHER AMENDING THE TOWNSHIP OF LITTLE FALLS CODE CHAPTER 7, ARTICLE I, SECTION 7-15, "TRAFFIC, ON-STREET REGULATIONS, ROUTES FOR TRUCKS OVER THIRTEEN TONS"

WHEREAS, pursuant to *N.J.S.A. 40:67-16.1*, the Township of Little Falls (the "Township") is authorized to adopt a system of truck routes throughout the Township concerning trucks having a total combined gross weight of vehicle plus load, in excess of **thirteen (13) tons**, from Township streets; and

WHEREAS, pursuant to *N.J.S.A. 46:67-16.2*, no trucks shall be prevented from making deliveries of merchandise or other property along streets from which trucks in excess of **thirteen (13) tons** are excluded from Township streets; and

WHEREAS, due to concerns regarding the health and safety of motorists and pedestrians in the Township, the municipal council of the Township (the "Municipal Council") seeks to amend the municipal roadways upon which trucks having a total combined gross weight of vehicle plus load in excess of **thirteen (13) tons** can travel; and

WHEREAS, in furtherance of the proposed amendment to the Township Code of General Ordinances (the "Code") concerning roadways upon which trucks having a total combined gross weight of vehicle plus load in excess of **thirteen (13) tons** can travel, the Township ~~caused to be reviewed by~~ **will submit the proposed ordinance for approval to** the Passaic County Traffic Engineer (the ~~"County Traffic Engineer"~~) ~~the proposed revision to the Township Code and~~ **in order to** receive the County Traffic Engineer's approval ~~of same~~; and

WHEREAS, the Township ~~also caused~~ **will subsequently submit the following** proposed ordinance ~~to be sent for approval to the New Jersey Department of Transportation and received approval of same with regard to conformity with State law;~~ and

WHEREAS, the Municipal Council has determined to amend Chapter 7, Article I, Section 7-15 of the Township Code to read as follows;

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

1. The aforesaid recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby amends Chapter 7, Article I, Section 7-15 of the Township Code to read as follows:

§7-15 Routes for trucks over **thirteen (13) tons**

A. A system of truck routes in the Township of Little Falls is hereby established pursuant to the provisions of *N.J.S.A. 40:67-16.1*.

B. All trucks registered at a gross vehicle weight in excess of Thirteen tons (26,000 pounds) shall be excluded from all streets in the Township except from those streets designated hereinbelow, which form a part of the system of truck routes upon which trucks are permitted to travel and operate:

Name of Street	Location
Cedar Grove Road	Francisco Avenue to the Essex County line
Clove Road	Entire length
East Main Street	Entire length
Lindsley Road	Main Street to the Essex County Line
Lindsley Road	Essex County Line to Cedar Grove Road
Long Hill Road	Browertown Road to Ridge Road
Long Hill Road (a.k.a. Upper Mountain Avenue)	Clove Road to Essex County Line

Name of Street	Location
Main Street	Entire length
Maple Street	Entire length
McBride Avenue	Entire length
Notch Road	Entire length
Paterson Avenue	Entire length
Ridge Road	Entire length
Stevens Avenue	Entire length
Union Avenue (Boulevard)	Main Street to the Wayne Township Line
Fairfield Road	From Main Street to the Essex County Line

State Roads:

Route 23	Entire Length
Route 46	Entire Length

C. Signage for truck routes shall be provided by the Township in accordance with N.J.S.A. 40:67-16.4

D. Any violation of this section shall be punishable by a fine of \$125 per offense. No appearance in Municipal Court shall be required for the payment of this fine.

... [NOTE to Codifier. Existing text not appearing herein has been deleted solely for brevity. NO CHANGE] ...

3. 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.

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

5. 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.

PASSED: _____

ATTEST:

APPROVE:

Cynthia Kraus, Municipal Clerk

James Belford Damiano, Mayor