

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

Monday, November 28, 2016

Council President Louis Fontana called the meeting to order at 7:00 p.m. with the following members present: James Damiano (Mayor-Elect), Joseph Maceri, William Liess, Councilmember-Elect Maria Cordonnier, and Councilmember-Elect Anthony Sgobba. Also present were Mayor Darlene Conti, Township Attorney William Northgrave, Township Engineer Dennis Lindsay, Township Administrator Charles Cuccia, and Municipal Clerk Cynthia Kraus.

Absent: Councilmember Pamela Porter and DPW Superintendent Philip Simone

Township Employees present: Police Chief Steven Post and Deputy Registrar Marlene 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. 10:4-8 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

It was moved by Councilmember Liess, seconded by Councilmember Damiano, that the Minutes of the Regular meeting of October 17, 2016, and the Minutes of the Workshop meeting of October 17, 2016 be and they were approved.

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

The Council President declared the motion passed.

REMARKS FROM CHAIR

Council President FONTANA wished everyone a Happy Thanksgiving and invited everyone to attend the annual tree lighting at Wilmore Park, this Saturday December 3, 2016 at 7:00 p.m.

COUNCIL MEMBER REPORTS

Councilmember DAMIANO wished everyone a Happy Thanksgiving.

Councilmember LIESS discussed the strides of the Flood Board and anticipated collaboration of the Sewer Commission to remove trees from the Peckman River.

Councilmember MACERI announced Little Falls Recreation will sponsor the annual Senior Holiday Luncheon at the Civic Center on December 10, 2016 from 12 p.m. - 2:30 p.m.. While the event is free, attendants are requested to sign up by calling the Civic Center.

MAYOR'S REPORT

Mayor Conti wished everyone a Happy Thanksgiving. She announced the DPW sign has been changed and the building will be dedicated to long time employee and DPW Superintendent Philip Simone. The building will henceforth be known as the Phil Simone CPWM Public Works Facility. Mayor Conti also read a thank you letter received on behalf of the Fire Department in appreciation of their quick response to a resident emergency. The Mayor declared the Police Department received the Community Traffic Safety Award Merit on October 26, 2016. Additionally, for 2015, the Township was awarded the FEMA Acquisition Application Project; a project with a cost of \$11,651,155.28. Finally, she congratulated James Damiano on being elected as well as Anthony Sgobba and Maria Cordonnier.

ATTORNEY'S REPORT

Mr. Northgrave had nothing to report.

PRESENTATION BY FRANK COVELLI OF PIA FOR INSURANCE FUND PROPOSALS

As a follow-up to the October 17, 2016 meeting, Frank Covelli presented his findings upon examining coverage, benefits, and cost analysis of property and casualty programs in consideration by the Township. Specifically, the Statewide Joint Insurance Fund (JIF) and Suburban Essex JIF were reviewed in detail. Councilmember DAMIANO questioned whether multi-line and workman's compensation could be separated, and whether asbestos and lead mitigation would be covered under the pollution liability program. Mr. Covelli responded that the workman's comp. cannot be separated. Under the Suburban Essex E-JIF, an engineer can be provided to collaborate with the environmental engineer to coordinate possible exposures of which the Township should be made aware. However, both JIFs will not cover that liability. Mr. Covelli further answered Councilmember DAMIANO's query that the three year commitment is obligatory for financial stability reasons. Councilmember MACERI requested information on how incidents which occurred previously are handled. Mr. Covelli explained the concept of a claims

Meeting of November 28, 2016

made basis policy. Mr. Covelli further detailed the EJIF program and MEL institute within the Suburban Essex JIF. He solidified his recommendation that the Township obtain coverage through the Suburban Essex JIF, due additional considerations, financial strength, and representation at committee meetings through a fund commissioner. Mr. Covelli to prepare a resolution for the December 5, 2016 Meeting.

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, Liess, Damiano and Council President Fontana
 Nays: None

The Council President declared the motion passed.

Cathleen Zehnacker, 141 Browertown Road, expressed her discontent with a County project to construct a sidewalk on Browertown Road, citing resident input was not utilized in the decision making process.

Irene Radel, 103 Browertown Road, highlighted sidewalks would not only remove a tree which served as a barrier of protection, but would not solve the problem of speeding by the high school students. She implored the Council to consider the needs of the Browertown residents and the disruption associated with installation of sidewalks.

Mark Simolaris, 111 First Avenue, questioned why the dedication of the DPW was not publicized, whether a dedication plaque was purchased with taxpayer monies, and why DPW workers were stringing lights on the Christmas tree on overtime hours. He further posited whether Town Hall hours could be extended by one hour one day per week.

Tricia Toomey, Shade Tree Commission, reported on the Commission’s accomplishments during the last year, which included the planting of 31 trees and removal of ten hazardous trees. She further noted that Little Falls has an established status as a Tree City USA. She expressed her gratitude to the DPW for assisting in the Commission’s endeavors.

Virginia Rovere 15 Capalbo Avenue, stated her concern of increased traffic flow on Capalbo Avenue should sidewalks be instituted on Browertown. She requested police presence to quash the incidence of speeding and direct traffic.

Dorothy O’Haire, Turnberry Road, provided a Flood Board update. She announced Cedar Grove has joined the project and will place a flood gauge at the Ozone Avenue Bridge. She stated the Sewerage Commission is ready to take away downed trees, adding that the Township must contact the Brian Davenport of the River Restoration Group to make arrangements. Additionally, the Army Corps of Engineers met with the DEP to discuss their plans. At this time, the DEP is reviewing the plans to determine if environmental permits can be given. Finally, Mr. Lindsay is awaiting DOT reply regarding a permit for placement of a gauge on their bridge.

Rich McKeon, 149 Browertown Road, emphasized that speeding is the issue to be remedied on Browertown Road.

Demetrious Koukounas, 116 Browertown Road, stated his opposition to sidewalks on Browertown Road and the need to address safety issues. Mr. Koukounas informed those present a vehicle had hit a utility pole on his property that would be in the area of the proposed bike lane. He recommended using the allocated funds for the Morris Canal.

Carlos Suero, 117 Browertown Road, agreed with other Browertown resident comments that the root cause of safety concerns lies with speeding. He proposed alternative, safer routes for students walking and taking the bus.

Lisa, Stewart, 122 Browertown Road, concurred with previous comments that safety and speeding are issues requiring attention, and that safe options exist. She recommended more attention be paid to maintaining the canal.

Cathleen Zehnacker, 141 Browertown Road, proposed a path be made from the Shoprite property to the high school property utilizing the land near the athletic fields.

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

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

The Council President declared the motion passed.

Mayor Conti responded to Mr. Simolaris’s queries, confirming only a sign, not a plaque, was placed on the DPW building. The sign and dedication was not announced in order to surprise Mr. Simone and his family. Funding was minimal and came from one of the line items.

Mr. Cuccia responded to Mr. Simolaris’ request for extended hours at Town Hall citing having staff remain an extra hour may not be financially prudent. However, he maintained his commitment to make accommodations to meet those individuals who cannot meet during normal business hours by appointment. In Mr. Simone’s absence, Mr. Cuccia provided an explanation that the DPW workers were most likely meeting a deadline to prepare for the tree lighting in consideration of the week’s workload.

Meeting of November 28, 2016

Council President FONTANA thanked Ms. Toomey and Mrs. O’Haire for their updates. He recommended the Passaic Valley Sewer Commission be contacted to coordinate tree clean up. Mr. Cuccia to follow-up.

With regard to the concerns raised by Browertown Road residents, Council President Fontana expressed dismay that resident input was not gathered in an official capacity. Councilmember DAMIANO inserted that he received official notice of the project on the same date as residents. He attended the forum at the high school and noted a majority of attendees were opposed to the project. He acknowledged that it is a County issue, however, he offered to approach the County with Browertown Road residents to assert their points of contention. Mr. Cuccia recalled the high school students representing Student Advocates for Safety (SAFS) and their presentation. It was acknowledged that the road right of way and easements are in the County’s purview and thus the Council does not have the authority to approve. The County later informed the Township of plans and funding sources concurrent with resident notification. Mr. Lindsay explained that to his knowledge, the County does not have an obligation to obtain resident input, however, it is the practice of the Township to involve residents by presenting plans, for example. Council President FONTANA recommended the residents’ opposition be brought to the County’s attention, and that coordination occur with Councilmember Damiano regarding the County’s process going forward. Mr. Cuccia will follow-up with the County. Councilmember Damiano to collaborate with Browertown residents to voice concerns to the County.

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 October 2016

MUNICIPAL CLERKS REPORT
Month of October 2016

ABC LICENSES		
OTHER LICENSES		
Business Licenses	\$1,205.00	
Pre-paid Business Licenses		
Raffle Licenses	\$120.00	
		\$1,325.00
REGISTRAR OF VITAL STATISTICS		
Fees & Permits	\$672.00	
Marriage Licenses-LF	\$30.00	
Marriage Licenses-NJ	\$250.00	
		\$952.00
MRNA		
Street Maps		
Zoning Maps		
Zoning Ordinances		
Document Copies	\$12.50	
Garage Sales	\$40.00	
Misc. Fees & Refunds:		
TOTAL MRNA		\$52.50
TOTAL CURRENT ACCOUNT		<u>\$2,329.50</u>
TOTAL TO TREASURER		<u>\$2,329.50</u>

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

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

Dog Licenses issued October 1, 2016 thru October 31, 2016		
Nos. 351 to 356 = 6 Licenses		
Amount due Little Falls		\$40.80
Amount due State		\$16.20
Total Cash Received		\$57.00
Total to Treas.		<u>\$57.00</u>

APPLICATIONS

Raffle- Off-premise 50/50, Sons of the American Legion Post #108, 2/5/17, 9:30 a.m., 465 Main Street, Little Falls

Little Falls Fire Department Auxiliary Application- Dylan Hirschmanner, Starmond Avenue, Enterprise Fire Company #2

RESOLUTIONS

Refund of Overpayment 4th Quarter 2016 Property Taxes

RESOLUTION [A] 16-11-28 #1

WHEREAS, the property known as Block 240.02 Lot 7 C0100 assessed to Gerald P & Lynn Nagy of 122 Glen Rock Rd, Little Falls, NJ has an overpayment on the 4th quarter 2016 taxes in the amount of \$46.07; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$46.07 made payable to Gerald P & Lynn Nagy, 122 Glen Rock Rd, Little Falls, NJ 07424;

Meeting of November 28, 2016

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 28th day of November 2016 that Mr. & Mrs. Nagy be refunded the total amount of \$46.07 on the 2016 4th quarter taxes.

RESOLUTION [B] 16-11-28 #2

WHEREAS, the property known as Block 229 Lot 1.02 assessed to Andrew Stanton of 87 Van Ness Ave, Little Falls, NJ has an overpayment on the 1st quarter 2016 taxes in the amount of \$10.89, and on the 2nd quarter 2016 taxes in the amount of \$50.00; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$60.89 made payable to Andrew Stanton, 87 Van Ness Ave, Little Falls, NJ 07424;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 28th day of November 2016 that Mr. Stanton be refunded the total amount of \$60.89 on the 2016 1st and 2nd quarter taxes.

RESOLUTION [C] 16-11-28 #3

WHEREAS, the property known as Block 186 Lot 10.01 assessed to Ehi Realty, LLC of 955 Route 46 E, Little Falls, NJ has an overpayment on the 4th quarter 2016 taxes in the amount of \$22.73; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$22.73 made payable to Ehi Realty, LLC, 19179 Blanco Rd 105-816, San Antonio, TX 78258;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 28th day of November 2016 that Ehi Realty, LLC be refunded the total amount of \$22.73 on the 2016 4th quarter taxes.

RESOLUTION [D] 16-11-28 #4

WHEREAS, the property known as Block 112 Lot 21 assessed to KV Realty, LLC of 54 Main St, Little Falls, NJ has an overpayment on the 3rd and 4th quarters of 2016 taxes in the total amount of \$2,974.52 due to this account being "overbilled"; and

WHEREAS, the 3rd qtr. 2016 overbilled amount is \$1,488.00, and the 4th qtr. 2016 overbilled amount is \$1,486.52; and

WHEREAS, the building improvement assessed value was removed by our Tax Assessor's office as of January 1, 2016 which reflected the 3rd and 4th qtrs. of 2016 being billed for land only; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$2,974.52 made payable to KV Realty, LLC, 70 East Main Street, Little Falls, NJ 07424;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 28th day of November 2016 that KV Realty, LLC be refunded the total amount of \$2,974.52 on the 2016 3rd and 4th quarter taxes due to being overbilled.

RESOLUTION [E] 16-11-28 #5

WHEREAS, the property known as Block 112 Lot 20 assessed to KV Realty, LLC of 52 Main St, Little Falls, NJ has an overpayment on the 3rd and 4th quarters of 2016 taxes in the total amount of \$970.56 due to this account being "overbilled"; and

WHEREAS, the 3rd qtr. 2016 overbilled amount is \$485.00, and the 4th qtr. 2016 overbilled amount is \$485.56; and

WHEREAS, the building improvement assessed value was removed by our Tax Assessor's office as of January 1, 2016 which reflected the 3rd and 4th qtrs. of 2016 being billed for land only; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$970.56 made payable to KV Realty, LLC, 70 East Main Street, Little Falls, NJ 07424;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 28th day of November 2016 that KV Realty, LLC be refunded the total amount of \$970.56 on the 2016 3rd and 4th quarter taxes due to being overbilled.

RESOLUTION [F] 16-11-28 #6

WHEREAS, the property known as Block 112 Lot 18 assessed to KV Realty, LLC of 46 Main St, Little Falls, NJ has an overpayment on the 3rd and 4th quarters of 2016 taxes in the total amount of \$1,475.80 due to this account being "overbilled"; and

WHEREAS, the 3rd qtr. 2016 overbilled amount is \$738.00, and the 4th qtr. 2016 overbilled amount is \$737.80; and

WHEREAS, the building improvement assessed value was removed by our Tax Assessor's office as of January 1, 2016 which reflected the 3rd and 4th qtrs. of 2016 being billed for land only; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$1,475.80 made payable to KV Realty, LLC, 70 East Main Street, Little Falls, NJ 07424;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 28th day of November 2016 that KV Realty, LLC be refunded the total amount of \$1,475.80 on the 2016 3rd and 4th quarter taxes due to being overbilled.

RESOLUTION [G] 16-11-28 #7

WHEREAS, the property known as Block 185 Lot 5 assessed to Notch Road/Jackson Lane LLC of 634-636 Jackson Ln, Little Falls, NJ has an overpayment on the 4th quarter 2016 taxes in the amount of \$13.95; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the total amount of \$13.95 made payable to Notch Road/Jackson Lane LLC, 1000 Portside Drive, Edgewater, NJ 07020;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 28th day of November 2016 that Notch Road/Jackson Lane LLC be refunded the total amount of \$13.95 on the 2016 4th quarter taxes.

RESOLUTION [H] 16-11-28 #8

WHEREAS, the property known as Block 94 Lot 5 assessed to Stephen Holt of 47 Center Ave, Little Falls, NJ has an overpayment on the 3rd and 4th quarters of 2016 taxes in the total amount of \$4,569.92 due to this account being "overbilled"; and

WHEREAS, the 3rd qtr. 2016 overbilled amount is \$2,255.55, and the 4th qtr. 2016 overbilled amount is \$2,314.37; and

WHEREAS, the building improvement assessed value was removed by our Tax Assessor's office as of January 1, 2016 which reflected the 3rd and 4th qtrs. of 2016 being billed for land only; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$4,569.92 made payable to Stephen Holt, 47 Center Ave, Little Falls, NJ 07424;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 28th day of November 2016 that Stephen Holt be refunded the total amount of \$4,569.92 on the 2016 3rd and 4th quarter taxes due to being overbilled.

RESOLUTION [I] 16-11-28- #9

WHEREAS, the property known as Block 9 Lot 28 in the names of Frederick Mulharin and June Swank, 39 Pleasant Avenue, Little Falls, NJ 07424 has been granted by our Tax Assessor's office a 100% total exemption in property taxes due to a permanent veteran disability; and

WHEREAS, Mr. Mulharin's 100% permanent disability was effective August 10, 2016 by our Tax Assessor; and

WHEREAS, the taxpayer's total 2016 taxes are in the gross amount of \$7,512.25. They are required to pay the pro-rated taxes of 222 days @ \$4,568.76; and

WHEREAS, the taxpayers paid a total of the 2016 taxes in the amount of \$5,607.00 with a difference in the amount of \$1,038.24; and

WHEREAS, the Tax Collector authorizes the Treasurer to refund the amount of \$1,038.24 due to an overpayment of taxes. This refund check shall be made payable to Frederick Mulharin & June Swank, 39 Pleasant Avenue, Little Falls, NJ 07424; and

WHEREAS, the Council authorizes the Tax Collector to cancel the 2016 4th qtr. taxes in the amount of \$1,905.25 due to the above 100% permanent disability exemption;

Meeting of November 28, 2016

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Little Falls on the 28th day of November 2016 that the amount of \$1,038.24 be refunded to the taxpayers and the amount of \$1,905.25 be canceled due to Mr. Mulharin’s 100% veteran permanent disability exemption as per N.J.S.A. 54:4-3.32.

**RESOLUTION [J] 16-11-28 - #10
RESOLUTION OF THE MUNICIPALITY OF THE TOWNSHIP OF LITTLE FALLS, COUNTY OF PASSAIC,
STATE OF NEW JERSEY, AUTHORIZING THE INSTITUTION OF IN REM TAX FORECLOSURES**

WHEREAS, the Tax Collector of the Township of Little Falls has prepared an *in rem* tax foreclosure list and has certified the same to the governing body; and

WHEREAS, it is the desire of the governing body to institute *in rem* tax foreclosure proceedings against the properties which are set forth on Schedule “A” attached hereto; and

WHEREAS, it is not only in the best interest of the municipality to institute said proceedings, but also is a duty of the governing body; and

WHEREAS, the institution of said *in rem* proceeding will result in revenue to the Township of Little Falls either by a redemption of the subject properties or their foreclosure and resale by the Township of Little Falls; and

WHEREAS, the Township Attorney and the Tax Collector will be fulfilling all of the necessary documents for the *in rem* proceedings.

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

1. That the governing body does hereby authorize the institution of *in rem* tax foreclosure proceedings in regard to the properties set forth on Schedule “A” attached hereto.
2. That a certified copy of this resolution be forwarded to the Tax Collector and Township Attorney.

Shared Services Agreement

**RESOLUTION [K] 16-11-28 - #11
RESOLUTION APPROVING SHARED SERVICES AGREEMENT WITH THE
CITY OF PATERSON FOR EMERGENCY MEDICAL FIRE SERVICES**

WHEREAS, N.J.S.A. 40A:65-1 et seq., known as the “Uniform Shared Services and Consolidation Act”, was enacted to facilitate and improve the use of shared and consolidated services among municipalities and other local government entities, so that services may be provided efficiently and effectively; and

WHEREAS, the State of New Jersey permits municipalities to enter into Shared Services Agreements without reference to public contracting laws as a way to reduce costs of municipal government; and

WHEREAS, the City of Paterson is periodically in need of emergency medical and/or fire services for their respective residents, students, employees, faculty, invitees, guests, visitors, independent contractors and/or all other persons not specifically referred to yet upon; and

WHEREAS, the Township of Little Falls and the City of Paterson wish to enter into an Interlocal Services Agreement pursuant to which the Township would provide Emergency Medical Services and/or Fire Services to the City of Paterson, when requested; and

WHEREAS, based on the foregoing premises and the mutual promises and covenants contained herein, the parties agree as follows:

1. Services to be performed
 - a. The Township of Little Falls shall, upon request, provide emergency medical services or fire department assistance to the City of Paterson.
 - b. Patients services by Little Falls will be taken to the nearest suitable medical facility. However, whenever possible, patients will be given a choice of destination of medical centers located in Paterson or Wayne, New Jersey. Little Falls will also consider patients’ requests to be taken to medical facilities located in other municipalities.
2. Costs
 - a. Little Falls shall provide the series described in this agreement at no expense to the City of Paterson. Little Falls shall bill customers using its emergency medical services within the City of Paterson through customary billing procedures; and

WHEREAS, Little Falls Fire Chief Jack Sweezy, Jr. has forwarded the attached Agreement with a request that the Little Falls Township Council consider approving the attached Agreement; and

WHEREAS, the City of Paterson shall be required to provide liability insurance and indemnification in a form approved by the Little Falls Township Council, Little Falls Business Administrator, and Corporation Counsel of the Township of Little Falls; and

WHEREAS, the Township Council wishes to approve this application to enter into Shared Service Agreements;

NOW, THEREFORE, BE IT RESOLVED, that

1. The Mayor and Township Clerk are hereby authorized to enter into a Shared Services Agreement with the City of Paterson for the provision of Emergency Medical and Fire Services as set forth in the Agreement attached.
2. All documents must be approved as to form by the Law Department.
3. All financial matters in connection with this Agreement must be conducted by and/or approved by the Business Administrator of Little Falls.
4. These Emergency Services Agreements must be approved as to facts by the Chief of the Little Falls Fire Department.

STATEMENT OF PURPOSE

This Resolution is intended to authorize the execution of a Shared Services Agreement with the City of Paterson for the provision of Emergency Medical and Fire Services.

New CERT Members

**RESOLUTION [L] 16-11-28 - #12
RESOLUTION APPOINTING COMMUNITY EMERGENCY RESPONSE TEAM MEMBERS**

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

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

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

Mukund Shah, Sue Cardone, Arturo Zamora, Robert Dombrowski, Camille Masella, Ahmed Hassan, Colette Hassan and John Healy

2016 Budget Transfers

**RESOLUTION [M] 16-11-28 #13
TOWNSHIP OF LITTLE FALLS
PASSAIC COUNTY, NEW JERSEY**

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

Meeting of November 28, 2016

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Township of Little Falls, not less than 2/3 of the members thereof affirmatively concurring, that the Treasurer be and is authorized to make the attached transfers in the 2016 Budget Appropriations.

Special Item of Revenue and Appropriation – Body Armor Fund

**TOWNSHIP OF LITTLE FALLS
PASSAIC COUNTY NEW JERSEY
RESOLUTION [N] 16-11-28 - #14**

SPECIAL ITEMS OF REVENUE AND APPROPRIATION

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Little Falls in the County of Passaic, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2016 in the sum of \$2,665.36, which is now available from Miscellaneous Revenues – Section F – Special Items of General Revenue Anticipated with prior written consent of Director of Local Government Services - Public & Private Revenues Offset with Appropriations – 2016 Body Armor Fund in the amount of \$2,665.36;

BE IT FURTHER RESOLVED, that the like sum of \$2,665.36 is hereby appropriated under the caption:

General Appropriations

- (A) Operations – Excluded from “CAPS”
- Public & Private Programs Offset by Revenues
- 2016 Body Armor Fund \$2,665.36

Special Item of Revenue and Appropriation – Bullet Proof Vest

**RESOLUTION [O] 16-11-28 - #15
TOWNSHIP OF LITTLE FALLS
PASSAIC COUNTY NEW JERSEY
SPECIAL ITEMS OF REVENUE AND APPROPRIATION**

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Little Falls in the County of Passaic, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2016 in the sum of \$2,531.94, which is now available from Miscellaneous Revenues – Section F – Special Items of General Revenue Anticipated with prior written consent of Director of Local Government Services - Public & Private Revenues Offset with Appropriations – 2016 Bullet Proof Vest Fund in the amount of \$2,531.94;

BE IT FURTHER RESOLVED, that the like sum of \$2,531.94 is hereby appropriated under the caption:

General Appropriations

- (A) Operations – Excluded from “CAPS”
- Public & Private Programs Offset by Revenues
- 2016 Bullet Proof Vest Fund \$2,531.94

Settlement Agreement

**RESOLUTION [P] 16-11-28-16
RESOLUTION OF THE TOWNSHIP OF LITTLE FALLS, COUNTY OF PASSAIC, NEW JERSEY APPROVING A
SETTLEMENT AGREEMENT WITH A&A CONSTRUCTION MANAGEMENT AND CONSULTANTS, INC.**

WHEREAS, a contract claim is currently pending in Passaic County Superior Court, Law Division, Docket No. PAS-L-299-15, in a Complaint filed against the Township of Little Falls (the “Township”) by A&A Construction Management and Consultants, Inc.; and,

WHEREAS, the Parties desire to resolve and settle all disputes and claims in the matter and enter into a Settlement Agreement and Release in this regard as discussed by counsel.

NOW, THEREFORE BE IT RESOLVED by the Municipal Council of The Township Of Little Falls, Passaic County, New Jersey, as follows: the Council hereby approves and authorizes the execution of a Settlement Agreement and Release to resolve and settle the pending Complaint involving A&A Construction Management and Consultants, Inc. and the Township, on the terms and conditions as presented by counsel.

Section 1. The foregoing recitals are hereby incorporated by reference as if fully repeated herein.

Section 2. The Municipal Council hereby approves and authorizes the execution of a Settlement Agreement and Release to resolve and settle the pending Complaint involving A&A Construction Management and Consultants, Inc. and the Township, on the terms and conditions as presented by Counsel. A copy of this Resolution and the executed Settlement Agreement shall be maintained on file with the Township Clerk.

Section 3. This Resolution shall take effect immediately.

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

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

The Council President declared the motion passed.

REGULAR AGENDA

NEW BUSINESS

Councilmember DAMIANO questioned whether Ordinance No. 1266 could be heard as is, or should be modified from four tons to thirteen tons prior to public hearing. Mr. Northgrave advised, depending on the urgency to approve the ordinance, a motion can be made to amend the ordinance tonight with Council approval at the next meeting.

Meeting of November 28, 2016

Ordinance No. 1266- It was moved by Councilmember Damiano, seconded by Councilmember Liess, that the public hearing of Ordinance No. 1266, **“ORDINANCE OF THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, AMENDING THE TOWNSHIP OF LITTLE FALLS CODE CHAPTER 7, ARTICLE I, SECTION 7-15, ‘TRAFFIC, ON-STREET REGULATIONS, ROUTES FOR TRUCKS OVER FOUR TONS’”** be and it was opened.

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

The Council President declared the motion passed.

Rich Olivola, 232 Cedar Grove Road, thanked Councilmember Damiano for his assistance in moving forward with this ordinance. He requested the Council move to approve the ordinance tonight and initiate the process of updating signage.

Councilmember DAMIANO stated he was comfortable moving on the ordinance tonight as it is a proposed restriction being increased. Mr. Northgrave advised a motion be made amending the weight. A vote on that motion will then be taken. Once that motion is acted upon, the Council is free to act upon the ordinance as amended.

It was moved by Councilmember Damiano, seconded by Councilmember Liess, to amend the weight specification of Ordinance No. 1266 from four tons to thirteen tons.

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. 1266 be and it was closed.

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

The Council President declared the motion passed.

It was moved by Councilmember Damiano, seconded by Councilmember Maceri, that Ordinance No. 1266 be and it was adopted as amended.

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

The Council President declared the motion passed.

Ordinance No. 1269 - It was moved by Councilmember Damiano, seconded by Councilmember Liess, that the public hearing Ordinance No. 1269, **“AN ORDINANCE ESTABLISHING A NEW CHAPTER 109 ENTITLED, ‘LAND USE PROCEDURES’ OF THE CODE OF THE TOWNSHIP OF LITTLE FALLS, PASSAIC COUNTY, NEW JERSEY,”** be and it was opened.

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

The Council President declared the motion passed.

It was moved by Councilmember Damiano, seconded by Councilmember Liess, that the public hearing on Ordinance No. 1269 be and it was closed.

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

The Council President declared the motion passed.

It was moved by Councilmember Damiano, seconded by Councilmember Maceri, that Ordinance No. 1269 be and it was adopted.

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

The Council President declared the motion passed.

Ordinance No. 1270 - It was moved by Councilmember Damiano, seconded by Councilmember Maceri, that the public hearing Ordinance No. 1270, **“ORDINANCE TO AMEND AND IMPLEMENT VARIOUS ZONING DESIGNATIONS FOR LAND USE IN THE TOWNSHIP LAND USE ORDINANCE (CHAPTER 280) AND THE TOWNSHIP ZONING MAP TO CREATE TRANSIT ORIENTED DEVELOPMENT ZONES TV-MD, TV-CBD & TV-R2 ZONES AND THE STANDARDS ASSOCIATED WITH THEM IN THE TOWNSHIP OF LITTLE FALLS, NEW JERSEY,”** be and it was opened.

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

The Council President declared the motion passed.

No one having come forward to be heard, it was moved by Councilmember Damiano, seconded by Councilmember Maceri, that the public hearing on Ordinance No. 1270 be and it was closed.

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

Meeting of November 28, 2016

Nays: None

The Council President declared the motion passed.

It was moved by Councilmember Damiano, seconded by Councilmember Maceri, that Ordinance No. 1270 be and it was adopted.

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

The Council President declared the motion passed.

Ordinance No. 1271 - It was moved by Councilmember Damiano, seconded by Councilmember Maceri, that there be introduced and the meeting of December 19, 2016 set as the date for the public hearing of the following:

**BOND ORDINANCE NO. 1271
BOND ORDINANCE AMENDING BOND ORDINANCE NUMBERED 1267 OF THE TOWNSHIP
OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY, FINALLY ADOPTED
OCTOBER 17, 2016, IN ORDER TO AMEND THE USEFUL LIFE.**

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

Section One. Section 6(b) of Bond Ordinance numbered 1267 of the Township of Little Falls, in the County of Passaic, New Jersey (the "Township"), finally adopted October 17, 2016, is hereby amended to read as follows:

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

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

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

Councilmember Damiano questioned why blank spaces appeared near the section numbers on the ordinance. Mr. Northgrave explained this was a codification issue, which Mr. Cuccia confirmed. Once the ordinance is forwarded to General Code, the appropriate numbers will be inserted.

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

The Council President declared the motion passed.

Ordinance No. 1272 - It was moved by Councilmember Maceri, seconded by Councilmember Damiano, that there be introduced and the meeting of December 19, 2016 set as the date for the public hearing of the following:

**BOND ORDINANCE NO. 1272
BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO DUVA PARK IN AND BY THE
TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY,
APPROPRIATING \$700,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$475,000
BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**

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

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of Little Falls, in the County of Passaic, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$700,000, including a \$150,000 County Open Space Grant for the lighting project and a \$50,000 County Open Space Grant for improvements to batting cages (collectively, the "County Grants") and further including the amount of \$25,000 as the down payment. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment and the County Grants, negotiable bonds are hereby authorized to be issued in the principal amount of \$475,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is improvements to Duva Park, including, but not limited to, lighting and batting cages improvements and further including all work and materials necessary therefor and incidental thereto.

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

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

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

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

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

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

Meeting of November 28, 2016

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

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$475,000, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

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

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

Section 8. Any grant moneys received for the purpose described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement or, if other than the County Grants referred to in Section 1 hereof, to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

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

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

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

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

The Council President declared the motion passed.

Ordinance No. 1273 - It was moved by Councilmember Damiano, seconded by Councilmember Maceri, that there be introduced and the meeting of December 19, 2016 set as the date for the public hearing of the following:

ORDINANCE NO. 1273

ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, AMENDING THE TOWNSHIP CODE CHAPTER 3-7.8, FIRE DIVISION, SUBSECTION P, EMERGENCY SERVICES VOLUNTEER DEFINED CONTRIBUTION PROGRAM

§ 3-7.8 Fire Division

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 provides for the regulation of its Fire Division in the Township;

WHEREAS, the municipal council ("Municipal Council") of the Township has determined to amend Chapter 3-7.8 of the Code entitled Fire Division; and

WHEREAS, the Municipal Council has determined to amend said Chapter of the Code as follows:
P. Emergency Services Volunteer Defined Contribution Program

(4) The proposed maximum annual Township contribution for an active volunteer shall be \$1,350.00.

Consistency, Severability and Repealer

(A) If any provision or portion of a provision of this ordinance is held to be unconstitutional, preempted by Federal or State law, or otherwise invalid by any court of competent jurisdiction, the remaining provisions of the ordinance shall not be invalidated.

(B) All ordinances or parts of ordinances, which are inconsistent with any provisions of this ordinance, are hereby repealed as to the extent of such inconsistencies.

(C) No provision of this ordinance shall be construed to impair any common law or statutory cause of action, or legal remedy there from, of any person for injury or damage arising from any violation of this ordinance or from other law.

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 Chapter 3-7.8 of the Code entitled Fire Division of the Code of the Township of Little Falls.
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 3-7.8 of the Code entitled Fire Division of the Code shall remain unchanged and have full force and legal effect. All other ordinances 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, Liess, Damiano and Council President Fontana
 Nays: None

The Council President declared the motion passed.

Ordinance No. 1274 - It was moved by Councilmember Damiano, seconded by Councilmember Maceri, that there be introduced and the meeting of December 19, 2016 set as the date for the public hearing of the following:

ORDINANCE NO. 1274

ORDINANCE REAPPROPRIATING THE \$119,528 APPROPRIATED IN BOND ORDINANCE #956, FINALLY ADOPTED FEBRUARY 14, 2005, NOT NEEDED FOR THE ORIGINAL PURPOSE OF FUNDING THE TOWNSHIP'S REGIONAL CONTRIBUTION AGREEMENT FOR HOUSING UNITS IN ORDER TO PROVIDE INSTEAD FOR FUNDING AFFORDABLE HOUSING IMPROVEMENTS IN AND BY THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY.

Meeting of November 28, 2016

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

Section 1. Pursuant to N.J.S.A. 40A:2-39, it is hereby determined that \$118,750 of the proceeds of obligations, along with the \$778 down payment which has not been spent, originally made available pursuant Bond Ordinance #956 of the Township of Little Falls, in the County of Passaic, New Jersey (the "Township"), finally adopted February 14, 2005, is no longer necessary for the purpose of the funding of the Township's Regional Contribution Agreement as approved by the New Jersey Council on Affordable Housing in order to provide monies to the City of Paterson and the Borough of Cliffside Park for the funding of ten housing units (three in the City and seven in the Borough), including all related costs and expenditures incidental thereto, for which the obligations previously were authorized and for which the down payment was appropriated.

Section 2. The \$119,528 described in Section 1 and made available pursuant to N.J.S.A. 40A:2-39 is hereby reappropriated to provide for funding affordable housing improvements, including, but not limited to, new affordable housing construction, the acquisition of land for low and moderate income housing, extensions and/or improvements of roads and infrastructure to low and moderate income housing sites, assistance designed to render housing units more affordable to low and moderate income households, rehabilitation of housing for low and moderate income households, subsidy programs designed to help low and moderate income households, and administrative costs necessary to implement the Township's Affordable Housing Plan.

Section 3. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 4. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Ordinance No. 1275 - It was moved by Councilmember Damiano, seconded by Councilmember Maceri, that there be introduced and the meeting of December 19, 2016 set as the date for the public hearing of the following:

**ORDINANCE NO. 1275
ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, AMENDING THE TOWNSHIP CODE TO REGULATE THE PARKING RESTRICTIONS ON CERTAIN STREETS**

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 prohibits parking at certain times on certain specified streets in the Township for street sweeping purposes; and

WHEREAS, the municipal council ("Municipal Council") of the Township has determined to amend Chapter 7, Subchapter 7-12 of the Code, to prohibit parking on an additional designated street for such purpose ; and

WHEREAS, the Municipal Council has determined to amend Subchapter 7-12 of the Code to read as follows (additions are underlined):

Subchapter 7-12 Parking prohibited for street cleaning:

- A. "No person shall cause or permit to be parked any motor vehicle upon street between the specified hours and days described."

Name of Street	Sides	Hours and days	Location
<u>Amity Street</u>	<u>East</u>	<u>8AM until 12 Noon</u> <u>First Wednesday of each month</u>	<u>Main Street to Haines Place</u>

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 7-12 of the Code to read as follows:

Name of Street	Sides	Hours and days	Location
Amity Street	East	8AM until 12 Noon First Wednesday of each month	Main Street to Haines Place

3. It is the intent of the Municipal Council to incorporate the additions and/or supplements contained in this Ordinance into 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.

EXECUTIVE SESSION

It was moved by Councilmember Maceri, seconded by Councilmember Damiano, 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, THEREFORE, 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- no action taken.

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

Meeting of November 28, 2016

Nays: None

The Council President declared the motion passed.

The Council entered Executive Session at 8:48 p.m.

At 9:05 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 9:05 p.m.

Municipal Clerk
Cynthia Kraus