

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

Monday, October 22, 2012

Council President Louis Fontana called the meeting to order at 7:31 p.m. with the following members present: Mercedes Gonzalez, Pamela Porter, Joseph Sisco and John Vantuno. Also present were Mayor Darlene Post, Township Attorney William Northgrave, Township Engineer Dennis Lindsay, Township Administrator Joanne Bergin, Township Auditor Gary Higgins and Municipal Bond Counsel Associate Matthew Jessup.

Absent: Municipal Clerk William Wilk

Township Employees present: DPW Superintendent Phillip Simone and Deputy Municipal Clerk Cynthia Kraus

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 5, 2012; 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.

SPECIAL PROCLAMATION FOR FORMER MAYOR PETER BAYDA

At this time, Mayor Post read a proclamation in memory of former Mayor Peter Bayda.

Mayor Post announced that she was not feeling well and would be leaving the meeting at this time.

PRESENTATION BY AUDITOR REGARDING APPLICATION TO LOCAL FINANCE BOARD

Township Auditor, Gary Higgins said he is here to discuss several items on tonight's agenda regarding tax appeals and tax credits. On 4/23/12 the Township adopted the 2012 Budget and also adopted an emergency appropriation for tax appeals, which was instituted to pay back tax appeals for prior years. They knew there were pending appeals, but they didn't know which ones would be settled and when. They knew there wasn't sufficient money anywhere else to pay these. Therefore, Trenton instructs the town to pass an emergency, pay the appeals throughout the year and bundle these after a certain period of time and pay them over several years. As of now, there is a total of \$288,000 in tax appeals settled for prior years; not all of these have been paid, since the emergency appropriation was only for \$200,000. The remaining appeals will be bundled, which will be covered in an ordinance for payment over a couple of years.

He pointed out that Little Falls also incurred debt from flooding which also affected the assessed values of many homes. To date, for 2012 alone, there have been credits or cancellations of \$615,227.00. In the budget every year, there is an account called *Reserve for Uncollected Taxes*, which is similar to a bad debt reserve. This is supposed to cover tax payers who have not paid their taxes as of yearend, plus any person's taxes that were cancelled in the current year. Over the past five years, the average outstanding tax balance at yearend was \$383,000, and the cancelled taxes were approximately \$105,000. In a typical year, the amount in the reserve account would be more than sufficient to cover both the unpaid taxes at yearend and the cancelled taxes as a result of judgments. He explained that he is in attendance this evening to discuss a plan that Trenton has instituted for municipalities who are getting so many appeals in a year; we are here to present how the plan will work out for the remainder of the year in order to ensure the fiscal stability of the town.

Township Bond Counsel Associate, Matthew Jessup, explained that the Township is currently facing two types of tax appeal liabilities. The current appeal refunds are a shortfall because that was anticipated revenue that now has to be paid back.

He further explained that the Local Finance Board created a program for municipalities to request to finance the amounts they have to pay up front and the amount of lost revenue over a longer time period. The Township is required to go before the Local Finance Board to seek this approval; they are currently requesting to raise \$790,000,

which is made up of three quarters of the credit amount, anything remaining from past refunds and the cost of issuance related to doing note deals over three years. This program is preferable and is considered a credit positive and strong management practice. One of the conditions to the approval is to implement an assessment, which has already been approved. He pointed out that this evening's agenda includes a resolution making application to the Local Finance Board, as well as a refunding bond ordinance.

In response to Council President FONTANA, Mrs. Kraus said she wasn't sure of the rules regarding opening the meeting to the public for questioning at this time, as it is not a public hearing. Mr. Northgrave advised that this decision would be at the Council President's discretion, and discussion should be relating to this topic only, noting that there are two professionals in attendance to be able to answer any questions.

In response to Councilmember VANTUNO, Mr. Jessup informed that the \$288,000, which represents judgments in connection with 2009-2011 appeals, is included in this. He clarified that this is to seek the Local Finance Board's permission. After authorization is given, the Township will go out and issue notes similar to the procedure used to issue notes for capital projects.

At this time, Council President FONTANA announced that the meeting would be open for public comment and questioning on this topic only.

Donald Radcliffe, 239 Long Hill Road, pointed out that only 24% of the money from taxes comes to the town; the rest goes to the County and the schools. Therefore, he questioned whether any of this money would be refunded from the County or the school. Mr. Higgins explained that the schools receive their money in total, so they won't return any money. They County will give the Township an adjustment through the levy for the following year.

Al Attianese, 27 Dewey Avenue, said there have been appeals since the revaluation in 2008. The years 2009, 2010 and 2011 were specifically mentioned, where they saw a large number of appeals. He pointed out that it would have been more fiscally responsible for the Township not to consider these taxes as revenue for these years. Mr. Higgins informed that they do perform an analysis on an annual basis. When the 2012 Budget was done, the reserve was increased by \$80,000; this is an unusual year. After further discussion, Mr. Higgins explained that this is why they approved the emergency appropriation in the beginning of the year.

Dorothy O'Haire, Turnberry Road, said she has been attending meetings for a long time, and she pointed out that there was a surplus over the past few years. She pointed out that the whole world is in financial trouble. Referring to the Township's downgrade by Moody's, she asked if the rate to borrow this money would now be increased. Mr. Jessup informed that these notes that the Township would issue would not be rated. He also reiterated that the rating agencies view this as a credit positive fiscally strong management tool. The interest rates on short term debt in NJ at this time are very low regardless of the rating the municipality has. Mrs. O'Haire said she would like to know what happened to the surplus for the past couple of years.

APPROVAL OF MINUTES

It was moved by Councilmember Vantuno, seconded by Councilmember Gonzalez, that the Minutes of the Workshop meeting of September 17, 2012 be approved.

Poll: Ayes: Gonzalez, Porter, Sisco, Vantuno and President Fontana
 Nays: None

The Council President declared the motion passed.

REMARKS FROM CHAIR

Council President FONTANA said there was recently a Transportation meeting in town, as well as a County Transportation Committee meeting. Next, they will have a meeting with the State Department of Transportation and go over any issues with them. He also said the Recreation Department will have its annual Halloween bash this Saturday, October 22, 2012, from 10:00 a.m. until 12:00 p.m. at the Recreation Center. He also informed that the Passaic Valley High School Education Foundation is having a Beefsteak Dinner on Thursday, 11/15/12 at 7:00 p.m. at The Brownstone.

COUNCIL MEMBER REPORTS

Councilmember GONZALEZ informed that the Domestic Violence Committee held its annual Vigil at Town Hall this past Tuesday in recognition of Passaic County victims. This year the focus was on children who are victims of domestic violence. She asked that a box be placed in Town Hall for Halloween costume donations for these children. On behalf of the Township, she thanked all of the committee members who worked so hard to bring awareness to the town. The Passaic Valley Regional Flood Board met on Tuesday, 10/9/12 and agreed that misleading information is going around regarding the Beattie's Dam. The Committee feels that they are making progress. At the next meeting, on 11/8/12 at 7:00 p.m. at the Municipal Building, they would like to hold an informal meeting to all town officials and residents affected by the floods to discuss this matter and a possible solution. She also informed that the Senior Citizen Advisory Board will be hosting its Harvest Moon Dinner Dance this Friday, 10/26/12 at 7:00 p.m. She informed that those interested must sign up with Lucille Clifford.

Councilmember SISCO thanked Ms. Shapiro and the Little Falls ABC for a terrific job done on the Morris Canal. He also thanked MSU, it's students and the volunteers who also helped to clean up that area. Everyone did a great job.

Councilmember PORTER informed that she attended the Domestic Violence Vigil last week, which was a very touching event. She also attended the Morris Canal Day, noting that Ms. Shapiro and the ABC did a beautiful job as well. She explained that she chaperoned a Municipal Alliance dance last Friday night for the fifth and sixth graders; there was a big turnout. The kids learned about drugs and alcohol at the end of the dance, and they were given prizes for answering questions correctly. The kids were asked to bring canned foods with them instead of paying to attend the dance. She is looking forward to attending the Harvest Moon Dinner Dance. She informed that the New York Giants came to School #1 last Tuesday. She explained that a grant was obtained for the school, and the Giants donated over \$30,000, which went toward a state of the art fitness center in the school for the kids. The Giants came in and challenged the kids to exercise for 60 minutes every day.

Referring to an article in the Passaic Valley Today newspaper on 10/4/12, she informed that Councilmember Gonzalez had thanked the firefighters for their service to the town from the Council, which she didn't have a problem with. However, she informed that she doesn't agree with everything else in the article and she wanted to make that clear to the public.

Councilmember VANTUNO informed that he also attended the Domestic Violence Vigil. Referring to the recent debate that was held for candidates running for office in town, he commended all candidates on a job well done. He also informed that there was recently a Board of Education meeting, which concentrated on shared services. They came up with some concepts and he will work with Mrs. Bergin on this.

MAYOR'S REPORT

In the absence of Mayor Post, Mrs. Bergin read the Mayor's report. She thanked Ms. Shapiro and the ABC for hosting the Morris Canal Family Day; it was a beautiful day. The ABC does a wonderful job for the community. This past Tuesday, she had the pleasure of joining Councilmember Porter at School #1; she reported on the exercise room that was donated and all of the activities provided for the kids. She thanked Councilmember Porter and the NY Giants for their outstanding contributions to the students. She also attended the Domestic Violence Committee Vigil, which was well attended. In attendance were two survivors of domestic violence who told their stories. She encouraged all to report anything suspicious. When she became the Mayor, she had reported that she was having discussions with the Woodland Park Mayor about settling the Lackawanna property suit without going through litigation. She informed that one of the four parties involved was not agreeable to the terms of the settlement; therefore, creating a litigation hearing. She recently received a decision on the hearing that Little Falls is not guilty of spot zoning the Lackawanna property. However, the Judge ruled that the ordinance did not specify a minimum number of low income units, and recommended that the Township amend this ordinance. After such amendment, this will be presented to the Planning Board for approval. She also informed that she and Mrs. Kraus attended a recent League of Municipalities seminar on ethics and conflicts. She found the seminar to be very informative. Part of the discussion included proposed changes to OPRA and OPMA. She recommended that the Council consider a resolution requiring elected officials to attend ethics training.

ATTORNEY'S REPORT

Mr. Northgrave had nothing to report.

ADMINISTRATOR'S REPORT

Meeting of October 22, 2012

Mrs. Bergin reported as follows:

Comments regarding Toms River reassessment comparison

As per our recent council meeting, I spoke with the Tax Assessor in Toms River. We are not comparing apples to apples when discussing our Municipal Wide Reassessment with theirs.

Toms River has a full-time tax assessor and 8 support staff. They will be doing a bulk of this work in-house. We have one part-time tax assessor.

Little Falls needs to hire a company to complete the reassessment with staff time and support from our part-time assessor. Toms River is completing all of the work on their own with the exception of a sales ratio analysis of 23,000 line items and that is all that will be completed for the \$100,000 they bonded for the Re-assessment. Also, Toms River was able to draft the RFP for that in-house and then directly contract. We have to RFP for a company to write the RFP and then RFP to hire a company to do the reassessment.

The process has been underway in Toms River since 2010 – when a new assessor was hired. He and his staff have been analyzing the market and doing studies in house for two years anticipating the need for a reassessment.

The \$100,000 they bonded did not include any commercial properties – those 1,800 line items will be done in the form of a separate RFP, contract and bond.

Lastly, Toms River has \$1.3 billion in ratables under appeal (2,700 properties) and late last week introduced a bond at an amount “not to exceed \$7 million” to bridge the gap in the amount of lost ratables as a result of the appeals.

Impact to taxpayers spreadsheet

	\$6,976.00	2012 TAXES FOR SAMPLE HOME #1 (303,300 ASSESSMENT)
+	\$6,875.00	2012 TAXES FOR SAMPLE HOME #2 (298,900 ASSESSMENT)
=	\$13,851.00	TOTAL 2012 TAXES FOR BOTH HOMES
/	2	TOTAL TO BE DIVIDED BY
=	\$6,925.50	AVERAGE 2012 TAXES
Assume 100% of the current tax bill – county, local school, regional school and township		
X	50	POSSIBLE NUMBER OF HOMES TO BE ACQUIRED
=	\$346,275.00	POTENTIAL TOTAL LOSS OF TAX REVENUE
-	\$15,000	COST TO PREPARE, RESPOND TO FLOOD (per event)
=	\$331,275.00	
/	3,990	TOTAL TAXABLE LINE ITEMS
=	\$83.00	AVERAGE IMPACT TO REMAINING TAXPAYERS

ABOUT \$7.00 PER MONTH

The Library and the local open space would just receive less money.

Appraiser Contract

The Township has received word that the New Jersey Office of Emergency Management will provide funding to assist in acquiring properties in the SRL FY 10 (Round 1) program. NJOEM receives funding from FEMA to administer mitigation grants and NJOEM has opted to earmark those funds to Little Falls, as the agency and its representatives support acquisition in this area. NJOEM staff have been on the ground, in our town, in these neighborhoods and in these homes and have supported our funding requests to acquire. This allocation of funds is based on their strong support of acquisition in this flood-prone area.

11 of the 34 properties have opted for elevation and the design is underway. 4 of the remaining 24 property owners have current appraisals. This contract authorizes the remaining 19.

Mr. Schaffner informed that he submitted the Best Practices Worksheet to the State on 9/27/12, which he prepared with Mrs. Bergin. He explained that there is still room for improvement, noting that these areas will be addressed in the near future. He was pleased to announce that the Township is receiving all of its State Aid this year, based on this worksheet. On 10/18/12, he attended a meeting sponsored by Passaic County regarding shared services. The town already has shared services contracts with Clifton and Parsippany. There were two speakers from the Department of Community Affairs at the meeting and they were able to discuss ideas and concerns. The County intends to have future meetings and encourage cooperation and to share knowledge on the subject.

He also informed that he will be conducting budget meetings with Mrs. Bergin this week for all departments.

PUBLIC PORTION

Meeting of October 22, 2012

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

Poll: Ayes: Gonzalez, Porter, Sisco, Vantuno and President Fontana
 Nays: None

The Council President declared the motion passed.

Arnold Korotkin, Long Hill Road, informed that under a bill working its way through the State Legislature, New Jersey's private colleges and universities would get the same land-use privileges as state colleges. If passed, this legislation would allow private colleges to skip local land-use boards and build whatever they want, which may strain the relationship between campus officials and local residents. He pointed out that this is a scenario experienced here in Little Falls with respect to Montclair State University. He further noted that the NJ League of Municipalities opposes this legislation, as it undermines and usurps local decision making and severely diminishes the role of our taxpayers; it is the League's position that this legislation is bad public policy. He urged the Council to join the NJ League of Municipalities in "opposing" this legislation, and to provide the League with examples of the negative impact similar legislation has had on Little Falls.

Mr. Korotkin also suggested that the Township consider re-joining the Tri-Town Committee, especially in like of the newly elected Montclair Town Council, noting that Little Falls should work with the League of Municipalities to introduce legislation that may compensate township's for the loss of property taxes, etc when a public university exists within their borders.

Louis Fernandez, 54 Harrison Street, informed that he reads the letters from residents in the Passaic Valley Today Newspaper every Thursday. He also said that elected officials need to stop pointed fingers at everyone else. Referring to the Police Department, he explained that the newspaper stated that the Police were in danger in the old building, which is why the town had to spend money for a new one. He also read that the Council had been hostile toward MSU, and asked for clarification of this.

Ray Klepar, 8 Douglas Drive, reminded that there was a previous conversation about an Eagle Scout who was supposed to paint the tank at the park. He wanted to know the status of this. He also noted that there are a lot of recyclables inside of the tank, and asked if it was possible for these to be removed.

Mark Simolaris, 111 First Avenue, asked why the 9/11 memorial fountain is not working; it hasn't been working for over a month.

Al Attianese, 27 Dewey Avenue, referred to the Negotiation Committee, and said there had been mention of pay increases during the forum that all candidates participated in recently. He hoped that the committee would take a good look at increases in the confines of the current contracts.

An unidentified gentleman, referred to the reassessment and asked how much money this will save the town after spending \$275,000. He also voiced his opinions that the police officers in town are making too much money. He was happy to hear that the fitness center at School #1 was donation, adding that the new Police Station was not a donation.

Pat Pelonero, 8 Hopson Avenue, flood insurance was just increased and she was told by insurance company that FEMA has remapped the area. She was never told about this and the town has no idea about this either. She wants to know how this changed.

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

Poll: Ayes: Gonzalez, Porter, Sisco, Vantuno and President Fontana
 Nays: None

The Council President declared the motion passed.

Council President FONTANA explained to Mr. Korotkin that the town is working toward 100 percent compliance with the Governor's checklist.

Council President FONTANA agreed with Mr. Fernandez about accepting responsibility.

Councilmember VANTUNO said he finds Councilmember Sisco's comments about the budget vote insulting. He also referred to Mr. Fernandez's comments and said he is not familiar with the Council being hostile toward MSU.

Mr. Simone said he will reach out to the Eagle Scout to see if he still planned to paint the tank, noting that there is a deadline of April 2013 for this. He also said there is no way of getting into the tank to remove the recyclables.

Mr. Simone provided explanation regarding the 9/11 memorial fountain, who said this has been down for about two weeks, because of problems with the pump due to vandalism; the pump is operational.

Mrs. Bergin said they need to complete a municipal wide assessment to help offset the lost revenue; the only way to do this is to have a more accurate assessment. She explained that they are in the process of preparing the RFP for this.

Mrs. Bergin said Ms. Pelonero could reach out to her at any time in the future if she would like to discuss this matter in more detail. She informed that the Federal Government changed the transportation bill that had included subsidies to properties that were in a flood area. There are 150 properties in Little Falls which are designated to be in the flood area; many of these were grandfathered and will receive a subsidy in the form of a reduced amount of their flood insurance. They announced recently that these subsidies are being grandfathered out; there was public discussion and notice. Mrs. Bergin said she could get a contact person for Ms. Pelonero at FEMA to discuss this further. She also informed that she is working with Mr. Macones to improve the CRS which will be a reduction in flood insurance; there are things they can do to offset the impact.

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 September 2012

MUNICIPAL CLERKS REPORT Month of September 2012

ABC LICENSES		
OTHER LICENSES		
Business Licenses	\$760.00	
Pre-paid Business Licenses		
Raffle Licenses	1,890.00	
		\$2,650.00
REGISTRAR OF VITAL STATISTICS		
Fees & Permits	\$448.00	
Marriage Licenses-LF	18.00	
Marriage Licenses-NJ	150.00	
		\$616.00
MRNA		
Street Maps	\$12.00	
Zoning Maps	3.00	
Zoning Ordinances		
Document Copies	12.05	
Garage Sales	95.00	
Misc. Fees & Refunds:		
TOTAL MRNA		<u>\$122.05</u>
TOTAL CURRENT ACCOUNT		<u>\$3,388.05</u>
TOTAL TO TREASURER		<u>\$3,388.05</u>

Municipal Clerk's Dog/Cat License Report – Month of September 2012

MUNICIPAL CLERK'S DOG/CAT LICENSE REPORT

Meeting of October 22, 2012

Month of September 2012

Dog Licenses issued 09/01/2012 thru 09/30/2012
 Nos. 436 to 444 = 9 Licenses
 Amount due Little Falls
 Amount due State
 Total Cash Received

\$61.20
 25.80
 \$87.00

Cat Licenses issued 09/01/2012 thru 09/30/2012
 Nos. 080 to 082
 Licenses Issued 3
 Total Cash Received

\$24.00

Total to Treas.

\$111.00

Tax Collector's Report – Month of September 2012 **MONTHLY REPORT**

Municipality of Township of Little Falls
 Office of the Tax Collector
 Revenues Collector for the Month of September 2012

Categories	September 1-28, 2012	2012 Year to Date
2012 Taxes	\$212,510.38	\$30,847,381.76
2011 Taxes	0.00	527,108.58
2010 Taxes	0.00	799.70
Prepaid 2013 Taxes	3,927.25	3,927.25
Interest	4,693.60	74,253.05
Township Tax Title Lien	0.00	29,966.71
Township Tax Title Lien Int.	0.00	8,256.46
Township Tax Title Lien 6% PE	0.00	1,617.57
Cost of Tax Sale	0.00	4,154.07
Outside Tax Liens	11,159.63	404,302.97
Duplicate Tax Bills	0.00	175.00
Tax Searches	0.00	10.00
Insufficient Check Charge	0.00	140.00
6% Penalty Fee	0.00	9,536.80
Misc. Line Item Fee	0.00	50.00
Premium Outside Lien	0.00	135,200.00
Tax Sale Additional Fee	0.00	2,100.00
Municipal Copy Fee	0.00	0.00
GRAND TOTALS	\$232,290.86	\$32,048,979.92

Delinquent 2012 Taxes \$517,377.45 (1st -3rd Qtrs.) 162 line items.
 Delinquent 2011 Taxes 1,236.85 (1 Bankruptcy/1 Senior Dis.).
Total Delinquent Taxes \$518,614.30

Comparison same time last year:

Delinquent 2011 Taxes \$514,286.06 (1st-3rd Qtrs.) 162 line items.

2012 Refunds this month = -\$4,273.59

2012 Year to date refunds = -\$31,345.32

Breakdown of refunds for years 2009-2012 completed in 2012(see attached).

2012 Insufficient check charge backs (year to date) = **-\$24,464.85.**

APPLICATIONS

Blue Light Permit – Devin McGowan, Kingwood Drive, Little Falls Fire Department

Raffle – Little Falls Woman's Club, Tricky Tray, December 8, 2012

RESOLUTIONS

Meeting of October 22, 2012

NJ State Dept. of Health – Dog License Fees

RESOLUTION [A] 12-10-22 - #1

BE IT RESOLVED by the Township Council of the Township of Little Falls, the Treasurer having certified to the availability of funds, that the Mayor, Clerk and Treasurer be and they are hereby authorized and directed to issue a check in the amount of:

\$25.80

payable to:

NJ State Dept. of Health

representing payment of State dog license fee, license Nos. 436 to 444 for the month of September 2012.

NJ State Treasurer – 3rd Quarter Marriage License Fees

RESOLUTION [B] 12-10-22 - #2

BE IT RESOLVED by the Township Council of the Township of Little Falls, the Treasurer having certified to the availability of funds, that the Mayor, Clerk and Treasurer be and they are hereby authorized and directed to issue a check in the amount of:

\$675.00

payable to:

Treasurer, State of NJ

representing 3rd Quarter 2012 Marriage License/Civil Union Fees.

Little Falls Public Library – 4th Quarter 2012 Funds

RESOLUTION [C] 12-10-22 - #3

BE IT RESOLVED by the Township Council of the Township of Little Falls, the Treasurer having certified to the availability of funds therefor that the Mayor, Clerk and Treasurer be and they are hereby authorized and directed to issue a check in the amount of:

\$158,895.50

payable to:

Little Falls Public Library

representing payment of 4th quarter 2012 funds.

Riddick Associates, P.C.U

RESOLUTION [D] 12-10-22 - #4

BE IT RESOLVED by the Township Council of the Township of Little Falls, the Treasurer having certified to the availability of funds, that the Mayor, Clerk and Treasurer be and they are hereby authorized and directed to issue a check in the amount of:

\$1,080.00

payable to:

Riddick Associates, P.C.

representing payment for engineering services rendered in connection with Theta Holding Company – Montclair State University and Overlook Office Complex; and

BE IT FURTHER RESOLVED that the within payment be made from the escrow account on deposit with the Township for expenses incurred in connection with the within development project.

Welfare

RESOLUTION [E] 12-10-22 - #5

BE IT RESOLVED by the Township Council of the Township of Little Falls, the Treasurer having timely certified to the availability of funds therefor, that the action of the Mayor, Clerk and Treasurer in issuing checks in the amount of:

\$420.00 (\$210.00 each)

payable to:

Welfare Clients #55 & 61

representing payment of Self-Care for the month of September 2012 be and the same is hereby authorized and ratified.

Murphy McKeon, P.C.

RESOLUTION [F] 12-10-22 - #6

BE IT RESOLVED by the Township Council of the Township of Little Falls, the Treasurer having certified to the availability of funds, that the Mayor, Clerk and Treasurer be and they are hereby authorized and directed to issue a check in the amount of:

\$75.00

payable to:

Murphy McKeon P.C.

representing payment for legal services rendered in connection with Falls Automotive – review of the plans and material for the amended application; and

Meeting of October 22, 2012

BE IT FURTHER RESOLVED that the within payment be made from the escrow account on deposit with the Township for expenses incurred in connection with the within development project.

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

Poll: Ayes: Gonzalez, Porter, Sisco, Vantuno and President Fontana
Nays: None

The Council President declared the motion passed.

REGULAR AGENDA

The following items were individually considered.

CORRESPONDENCE

LETTER FROM SINGAC FIRE COMPANY REQUESTING PERMISSION TO CONDUCT ITS ANNUAL COIN TOSS AT THE INTERSECTION OF MAIN STREET/ROUTE 23 ON FRIDAY, NOVEMBER 23 AND SATURDAY, NOVEMBER 24, 2012 WITH A RAIN DATE OF FRIDAY, NOVEMBER 30 AND SATURDAY, DECEMBER 1, 2012

There was an affirmative consensus from the Council to approve this.

NEW BUSINESS

DISCUSSION OF PROPOSED REGULATIONS FOR CIRCULAR DRIVEWAYS – Mr. Lindsay informed that an application was made for a circular driveway. Upon reviewing the Township Code, he couldn't find any regulations about this. He spoke to the Planning Board about this, who set up a subcommittee to look into this. While reviewing the code, they also found that the language in the code pertaining to driveways is very poor. Therefore, the subcommittee presented this to the Planning Board, who made some modifications and asked that it be presented to the Council for consideration of these changes. Mr. Lindsay said he has prepared a memo on this, which will be distributed and can be discussed if need be. They can then prepare the necessary changes.

Municipal Aid Application re Third Avenue Roadway Improvements Project – It was moved by Councilmember Gonzalez, seconded by Councilmember Vantuno, that the Council approve the following:

RESOLUTION [G] 07-09-12 - # 7
SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE
NEW JERSEY DEPARTMENT OF TRANSPORTATION
FOR THE IMPROVEMENTS TO THIRD AVENUE

Resolution: Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the Roadway Improvements Project on Third Avenue.

NOW, THEREFORE, BE IT RESOLVED that the Council of the Township of Little Falls formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor of the Township of Little Falls, the Clerk and Engineer are hereby authorized to sign and submit an electronic Transportation Enhancement Grant Application identified as MA-2013-Little Falls Township-00647 to the New Jersey Department of Transportation on behalf of the Township of Little Falls.

BE IT FURTHER RESOLVED that Mayor Darlene Post, and the Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Little Falls and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement and Township Engineer is authorized to submit all documents.

Mr. Lindsay explained this resolution, adding that he spoke with Mr. Simone about this.

Poll: Ayes: Gonzalez, Porter, Sisco, Vantuno and President Fontana
Nays: None

The Council President declared the motion passed.

Execution of NJDEP Treatment Works Approval Permit – It was moved by Councilmember Vantuno, seconded by Councilmember Gonzalez, that the Council approve the following:

RESOLUTION [H] 12-10-22 - #8

Meeting of October 22, 2012

Resolution Authorizing Execution of a New Jersey Department of Environmental Protection Treatment Works Approval permit application for Montclair State University
Be it resolved by the Council of the Township of Little Falls, in the County of Passaic, that Mayor Darlene J. Post be and is hereby authorized to execute a Treatment Works Approval Permit Application for the new on-campus Combined Heating and Cooling Plant for Montclair State University.

Mr. Simone provided an explanation of this resolution.

Poll: Ayes: Gonzalez, Porter, Sisco, Vantuno and President Fontana
 Nays: None

The Council President declared the motion passed.

Awarding Contract for Demolition of House located at 30 Riverview Circle – It was moved by Councilmember Sisco, seconded by Councilmember Porter, that the Council approve the following:

RESOLUTION [I] 12-10-22 - #9
AUTHORIZING THE AWARD OF A FAIR AND OPEN CONTRACT FOR
DEMOLITION OF A HOUSE

WHEREAS, on October 17, 2012, the Township of Little Falls received bids/proposals for the demolition of a house at 30 Riverview Circle that had been purchased by the State of New Jersey Blue Acres Program as follows:

Salomone Brothers, Inc.

Proposal: \$7,390.00

WHEREAS, the Township requested the bids/proposals and will oversee the demolition of this house; and

WHEREAS, the State of New Jersey is paying to have the house removed and the property returned back to nature; and

WHEREAS, the DPW Superintendent has reviewed the bids for technical sufficiency and recommends that a contract be awarded to Solomone Brothers, Inc.; and

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

1) That the bid of

Salomone Brothers, Inc.

17 Demarest Drive

Wayne, NJ 07470-6701

in the amount of

\$7,390.00

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 purchase of the within designated services subject to the successful contractor's filing the required New Jersey Employee Information Report (Form AA302) or providing a Certificate of Employee Information to the Township.

Mr. Simone explained this resolution.

Poll: Ayes: Gonzalez, Porter, Sisco, Vantuno and President Fontana
 Nays: None

The Council President declared the motion passed.

Awarding Contract for Installation of Emergency Generator at the Island Avenue Pump Station – It was moved by Councilmember Porter, seconded by Councilmember Sisco, that the Council approve the following:

RESOLUTION [J] 12-10-22 - #10
AUTHORIZING THE AWARD OF A FAIR AND OPEN CONTRACT FOR
THE INSTALLATION OF AN EMERGENCY GENERATOR & ASSOCIATED
WORK AT THE ISLAND AVENUE PUMP STATION

WHEREAS, on October 18, 2012, the Township of Little Falls received bids for the purchase and installation of an emergency generator and associated work at the Island Avenue Pump Station as follows:

Crown Electric
Bid: \$6,800

DebGer Electric
No Bid

Salomone Brothers, Inc.
Bid: \$34,875.00

WHEREAS, the apparent low bidder, Crown Electric's bid is non-compliant and has therefore been rejected; and

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WHEREAS, the Treasurer has provided a Certification of the Availability of Funds (a copy of which is appended to the original of the with Resolution) pursuant to Rule 5:30-1.10 of the Local Finance Board, and the appropriation to be charged for this expenditure is Bond Ordinance No. 1048; and

WHEREAS, the DPW Superintendent has reviewed the bids for technical sufficiency and recommends that a contract be awarded to Salomone Brothers, Inc., pending further legal review; and

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

1) That the bid of

Salomone Brothers, Inc.
17 Demarest Drive
Wayne, NJ 07474

in the amount of

\$34,875.00

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 purchase of the within designated services subject to the successful contractor's filing the required New Jersey Employee Information Report (Form AA302) or providing a Certificate of Employee Information to the Township.

Mr. Simone provided an explanation of this resolution and recommended that the Council award this contract.

Poll: Ayes: Gonzalez, Porter, Sisco, Vantuno and President Fontana

Nays: None

The Council President declared the motion passed.

Awarding Contract for the Appraisal of 19 Properties Eligible for Acquisition to Carano Appraisal Company – It was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the Council approve the following:

RESOLUTION [K] 12-10-22 - #11 AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR APPRAISAL SERVICES

WHEREAS, the Township of Little Falls has a need to acquire appraisal services as a non-fair and open professional services contract, pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Township's FEMA Program Administrator has recommended the services of Carano Appraisal Company, P.O. Box 207, Verona, NJ 07044;

WHEREAS, these services will be retained from October 2012 through the end of the project period at a cost of \$400.00 per property, at a cost not to exceed \$7,600.00; and

WHEREAS, this resolution shall be subject to Carano Appraisal Company completing and submitting a Business Entity Disclosure Certification which certifies that Carano Appraisal Company has not made any reportable contributions to any political or candidate committee in the Township of Little Falls in the previous one (1) year, and that the contract will prohibit Carano Appraisal Company from making any such reportable contributions throughout the full term of the contract; and

WHEREAS, the Treasurer has certified as to the availability of funds for the aforesaid contract in an amount not to exceed \$7,600.00, to be charged from Ordinance 1095;

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Little Falls authorizes the Mayor to enter into a contract with Carano Appraisal Company as described herein; and

BE IT FURTHER RESOLVED that the Business Entity Disclosure Certification be placed on file with this Resolution; and

BE IT FURTHER RESOLVED that the Township Clerk cause a Notice of Award to be published once in the Township's official newspaper.

Mrs. Bergin provided an explanation of this resolution in detail.

Ordinance No. 1164 – It was moved by Councilmember Sisco, seconded by Councilmember Porter, that the public hearing on Ordinance No. 1164, **“AN ORDINANCE AUTHORIZING AN APPROPRIATION IN THE SUM OF \$17,000 FOR THE MASTER PLAN RE-EXAMINATION OF THE TOWNSHIP OF LITTLE FALLS, COUNTY OF PASSAIC, AND FOR THE ISSUANCE OF SPECIAL NOTES IN THE SUM OF \$17,000 TO PROVIDE FOR THE PAYMENT OF SAID PROGRAM IN COMPLIANCE WITH N.J.S.A. 40A:4-53 AND 40A:4-55”**, be and it was opened.

Poll: Ayes: Gonzalez, Porter, Sisco, Vantuno and President Fontana

Nays: None

The Council President declared the motion passed.

Dorothy O'Haire, Turnberry Road, asked who will be performing the Master Plan revaluation. She also informed that there are pieces of property on Long Island that have been they have built on. She was curious as to the bankrupt properties next to the gas station. She asked if this was part of the Transit Village they are working on, noting that it doesn't make sense to build right next to it.

Mark Simolaris, 111 First Avenue, asked who makes the final decision on the award of contracts. Council President FOTNANA reminded that this public portion is pertaining to the ordinance only.

No one further having come forward to be heard, it was moved by Councilmember Sisco, seconded by Councilmember Vantuno, that the public hearing on Ordinance No. 1164 be and it was closed.

Poll: Ayes: Gonzalez, Porter, Sisco, Vantuno and President Fontana
 Nays: None

The Council President declared the motion passed.

Mrs. Bergin said the Township Planner will be completing the master plan reexamination. They are very intimately linked and this is due to be completed.

It was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the Ordinance No. 1164 be and it was adopted.

Poll: Ayes: Gonzalez, Porter, Sisco, Vantuno and President Fontana
 Nays: None

The Council President declared the motion passed.

Special Emergency Resolution for Re-Payment of Funds from Ord. No. 1164 – It was moved by Councilmember Vantuno, seconded by Councilmember Porter, that the Council approve the following:

SPECIAL EMERGENCY RESOLUTION PROVIDING FOR THE RE-PAYMENT OF FUNDS FROM ORDINANCE #1164 TO BE PAID OVER A FIVE-YEAR PERIOD [L]#12

Mrs. Bergin provided an explanation of this resolution.

Poll: Ayes: Gonzalez, Porter, Sisco, Vantuno and President Fontana
 Nays: None

The Council President declared the motion passed.

Authorizing Insertion of Special Item of Revenue in 2012 Municipal Budget – It was moved by Councilmember Porter, seconded by Councilmember Gonzalez, that the Council approve the following:

RESOLUTION [M] 12-10-22 - #13

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 2012 in the sum of \$4,400.00, 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 – 2012 Drive Sober or Get Pulled Over Crackdown Grant in the amount of \$4,400.00;

BE IT FURTHER RESOLVED, that the like sum of \$4,400.00 is hereby appropriated under the caption:

General Appropriations

(A) Operations – Excluded from "CAPS"

Public & Private Programs Offset by Revenues

Drive Sober or Get Pulled Over Crackdown Grant \$4,400.00

Poll: Ayes: Gonzalez, Porter, Sisco, Vantuno and President Fontana
 Nays: None

The Council President declared the motion passed.

Ordinance No. 1165 – It was moved by Councilmember Gonzalez, seconded by Councilmember Sisco, that there be introduced and the meeting of November 26, 2012 set as the date and time for the public hearing on the following:

Ordinance No. 1165

An Ordinance Amending Chapter 7 of the Township Code

Chapter 7 of the Township Code of the Township of Little Falls is hereby amended as follows:

1.

A. Vehicular traffic, except for Township authorized vehicles performing official functions, is prohibited on Glen Rock Road, from the intersection of Overlook Road along a southwesterly direction to a point intersecting the northeast boundary line of Block 240.02.

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

2. §7-11 is amended to add the following parking limitation:

Between the hours of 9:00 am and 9:00 pm (prevailing time) parking on both sides of Glen Rock Road, from the intersection of Oak Crescent Road to the intersection of Long Hill Road, is limited to 2 hours.

Mr. Northgrave provided an explanation of this ordinance.

Poll: Ayes: Gonzalez, Porter, Sisco, Vantuno and President Fontana
 Nays: None

The Council President declared the motion passed.

Application to Local Finance Board - It was moved by Councilmember Gonzalez, seconded by Councilmember Vantuno, that the Council approve the following:

RESOLUTION [N] 12-10-22 - #14

RESOLUTION OF THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY IN CONNECTION WITH THE APPROVAL BY THE LOCAL FINANCE BOARD, IN THE DIVISION OF LOCAL GOVERNMENT SERVICES, DEPARTMENT OF COMMUNITY AFFAIRS OF THE TOWNSHIP'S APPLICATION PURSUANT TO N.J.S.A. 40A:2-51

WHEREAS, as of October 17, 2012, the Township of Little Falls, in the County of Passaic, New Jersey (the "Township"), fully adjudicated tax appeals in the amount of \$903,874.15, including \$615,227.00 in 2012 tax appeals that will be applied to the successful tax payers in the form of a credit on the 2012 Fourth Quarter tax bill (the "Tax Appeal Credits") and \$288,647.15 will be paid by the Township to the successful tax payers as a refund for overpayments (the "Tax Appeal Refunds"); and

WHEREAS, October 22, 2012, the Township adopted a "Resolution of the Township of Little Falls Making Application to the Local Finance Board Pursuant to N.J.S.A. 40A:2-51", with the understanding that the Local Finance Board (the "Local Finance Board"), in the Division of Local Government Services (the "Division"), Department of Community Affairs, would only consider three-fourths of the Tax Appeal Credits as eligible for possible long-term financing pursuant to N.J.S.A. 40A:2-51; and

WHEREAS, on October 17, 2012, the Township made application to the Local Finance Board pursuant to N.J.S.A. 40A:2-51, in connection with the adoption by the Township of a refunding bond ordinance authorizing \$790,000 in tax appeal refunding bonds and notes to finance three-fourths of the Tax Appeal Credits, all of the Tax Appeal Refunds and other costs in connection therewith; and

WHEREAS, on November 7, 2012, the Local Finance Board approved the Township's application, subject to the following conditions: (1) the Township acknowledge that the Local Finance Board will not consider any additional applications in 2012 or thereafter for the financing of current year tax appeals; (2) the Township acknowledge that all Township hiring for new positions, positions not filled as of November 7, 2012 and positions vacated subsequent to November 7, 2012 will be subject to prior review and approval of the Director of the Division, commencing as of November 7, 2012 and ending December 31, 2013 and; and (3) the Township must undertake a revaluation or reassessment of Township real property;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY, as follows:

Section 1. The recitals to this resolution are incorporated herein by this reference made hereby.

Section 2. The Township hereby acknowledges that the approval by the Local Finance Board of the long-term financing of the Tax Appeal Credits is a one-time approval and that the Local Finance Board will not consider any additional applications in 2012 or thereafter for the financing of then current year tax appeals that result in a credit against future taxes owed by the successful tax payer.

Section 3. The Township hereby acknowledges and consents to the prior review and approval by the Director of the Division of all Township hiring for new positions, positions not filled as of November 7, 2012 and positions vacated subsequent to November 7, 2012, and further acknowledges and consents to such review and approval commencing as of November 7, 2012, and ending on December 31, 2013.

Section 4. The Township hereby states that it has previously commenced a reassessment of real property throughout the Township that such reassessment is expected to be completed in January 2013 and that such reassessment will be effective for the 2013 tax year.

Section 5. This resolution shall take effect immediately.

Poll: Ayes: Gonzalez, Porter, Sisco, Vantuno and President Fontana
 Nays: None

The Council President declared the motion passed.

Resolution No. 1166 – It was moved by Councilmember Vantuno, seconded by Councilmember Sisco, that there be introduced and the meeting of November 26, 2012 set as the date and time for the public hearing on the following:

BOND ORDINANCE NO. 1166

REFUNDING BOND ORDINANCE PROVIDING FOR PAYMENT OF AMOUNTS OWING TO OTHERS FOR TAXES LEVIED IN AND BY THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING \$790,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$790,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING 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:

The Township of Little Falls, in the County of Passaic, New Jersey (the "Township") is hereby authorized to pay an aggregate amount not exceeding \$750,067.40 for amounts owed by the Township to the owners of various properties for taxes levied in the Township (plus certain costs associated therewith), as more particularly described on the List of Settled Appeals and available for inspection in the office of the Township Clerk, which list is hereby incorporated by reference as if set forth at length herein. Such amount shall be paid to taxpayers in the form of a refund, or used by the Township to reimburse tax appeal amounts applied as credits to taxpayers' future taxes payable, as applicable.

An aggregate amount not exceeding \$39,932.60 for items of expense listed in and permitted under N.J.S.A. 40A:2-51(b) has been included in the aggregate principal amount of refunding bonds authorized herein.

In order to finance the cost of the project described in Section 1 hereof, negotiable refunding bonds are hereby authorized to be issued in the principal amount of \$790,000 pursuant to the Local Bond Law. In anticipation of the issuance of the refunding bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law. All refunding bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer, provided that no note shall mature later than one year from its date. The 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 notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations.

All notes issued hereunder may be renewed from time to time, but all such notes including renewals shall mature and be paid no later than the fifth anniversary of the date of the original notes; provided, however, that no notes shall be renewed beyond the first or any succeeding anniversary date of the original notes unless an amount of such notes, at least equal to the first legally payable installment of the bonds in anticipation of which the notes are issued, determined in accordance with the maturity schedule for the bonds approved by the Local Finance Board, is paid and retired on or before such anniversary date; and provided, further, that the period during which the bond anticipation notes and any renewals thereof and any permanent bonds are outstanding, shall not exceed the period set for the maturity of the bonds by the Local Finance Board.

The chief financial officer is hereby authorized to sell part or all of the 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 notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser. 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 6. 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 \$790,000, but that the net debt of the Township determined as provided in the Local Bond Law is not increased by this bond ordinance. The obligations authorized herein will be within all debt limitations prescribed by that Law. Section 7. 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 8. The purpose described in Section 1 herein was previously authorized by and an emergency appropriation previously created by resolution H 12-04-23-#8, of the Township adopted on April 23, 2012, authorizing \$200,000 for such purpose. This bond ordinance shall provide for such emergency appropriation and such emergency appropriation need not be included in next year's budget.

Section 9. A certified copy of this refunding bond ordinance as adopted on first reading has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption, together with a complete statement in the form prescribed by the Director and signed by the chief financial officer of the Township as to the indebtedness to be financed by the issuance of the refunding bonds authorized herein. Section 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the consent of the Local Finance Board has been endorsed upon a certified copy of this ordinance as finally adopted.

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Poll: Ayes: Gonzalez, Porter, Sisco, Vantuno and President Fontana
Nays: None

The Council President declared the motion passed.

PUBLIC PORTION

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

Poll: Ayes: Gonzalez, Porter, Sisco, Vantuno and President Fontana
Nays: None

The Council President declared the motion passed.

Renea Shapiro, thanked everyone for their commendation regarding to the ABC for the Morris Canal efforts. She thanked everyone for their help. She asked for the date of the next Council meeting.

Louis Fernandez, 54 Harrison Street, assured that he does not have any personal vendetta against Councilmember Sisco. He also questioned why the police are in danger in the old building. He voiced his opinion that resolutions should be passed based upon facts, not compassion.

Dorothy O'Haire, Turnberry Road, questioned whether there is any problem with the Regional Flood Board advertising a scheduled meeting. She explained that they will discuss the 1989 Beattie's Dam report at this meeting. No objections were made to her request to advertise.

Arnold Korotkin, Long Hill Road, referred to MSU, and informed that NJ already has a law where public colleges can bypass the planning process. He thinks it's time to be proactive regarding the law that applies to public universities and the Township. He again asked if the Township could participate in the Tri-town MSU Board.

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

Poll: Ayes: Gonzalez, Porter, Sisco, Vantuno and President Fontana
Nays: None

The Council President declared the motion passed.

Council President FONTANA thanked Mr. Simone for all of his help with the Morris Canal.

Council President FONTANA also thanked MSU for their help with the Morris Canal.

President FONTANA was in agreement with Mr. Korotkin's comments about being more proactive with MSU. Mrs. Bergin explained that she and Mr. Northgrave have been working on speaking with the owners of the Overlook building since they came to the town. They have been provided with insight into the lease they are looking to sign with MSU. They know the Township has concerns about getting this done quickly.

President FONTANA was not aware of the danger the police are in in the old building. Councilmember SISCO pointed out that when criminals are processed currently, they are handcuffed to a bench, which is unsafe. Councilmember VANTUNO also pointed out that there is asbestos in the building. Councilmember SISCO agreed that the Township should reestablish the Tri-town Board on MSU to be more proactive.

Council President FONTANA explained that there was no business being attended to during the meetings of the Tri-town MSU Board, adding that this is why the Township decided to no longer be a part of same.

PAYMENT OF BILLS

It was moved by Councilmember Porter, seconded by Councilmember Vantuno, that the Council approve the following:

RESOLUTION [BL]

Meeting of October 22, 2012

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: Gonzalez, Porter, Sisco, Vantuno and President Fontana

Nays: None

The Council President declared the motion passed.

There being no further business to come before the meeting, it was moved by Councilmember Sisco, seconded by Councilmember Vantuno, that the meeting be and it was adjourned at 9:33 p.m.

William E. Wilk
Municipal Clerk

Cynthia Kraus
Deputy Municipal Clerk