Council President Louis Fontana called the meeting to order at 7:31 p.m. with the following members present: Mercedes Gonzalez, Darlene Post and Joseph Sisco. Also present were Mayor Michael DeFrancisci, Township Attorney Joseph Trapanese, Township Engineer Dennis Lindsay, Municipal Clerk William Wilk, Township Administrator Henry Underhill and Township Grant Writer Joanne Bergin.

Absent: Councilmember John Vantuno

Township Employees present: Fire Chief Jack Sweezy and Deputy Municipal Clerk Cynthia Meyer

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 4, 2011; 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 Post, seconded by Councilmember Sisco, that the Minutes of the meeting of July 11, 2011, be approved.

Poll:
Ayes: Gonzalez, Post, Sisco, and President Fontana
Nays: None

The Council President declared the motion passed.

REMARKS FROM CHAIR

Council President FONTANA referred to the last meeting, in which the Council entered Executive Session early in the meeting, and apologized, noting that they made the wrong call. He pointed out that Council members Gonzalez and Sisco saw this mistake and voted the right way. He also informed that Councilmember VANTUNO and himself recently met with the new Superintendent of Schools and the President; they met to make plans for a future meeting with the Board of Education and the entire Council. He would like this to take place at a future Workshop Meeting in November. He informed that this past Saturday was the kick off of the 300th Anniversary celebration for Little Falls. He explained that they unveiled the Township’s poster, which he commended, noting that the background of the picture is an old map. He also commended Clifford Swisher, who gave a nice speech about the history of the town. He is looking forward to the events that are coming up. He encouraged everyone to come out for these events this weekend.

COUNCIL MEMBER REPORTS

Councilmember SISCO apologized to John Veteri, explaining that he had been away on a retreat over the weekend and couldn’t make it to the events for the 300th celebration. He informed that he would be working next weekend, but he will be able to attend the events later on.

Councilmember GONZALEZ announced that the Little Falls Seniors would be having their annual Harvest Moon Dinner Dance on 10/21/11 at 7:30 p.m. at the Civic Center. She pointed out that all of the Council members would be helping out at the event. Making reference to Ordinance No. 1135, the Emergency Medical Service ordinance, she asked that the Council retract themselves from voting at this time, so they can study this matter further.

Councilmember POST reiterated President Fontana’s comments regarding the Executive Session at the previous meeting. She apologized to everyone, noting that their intention was not to disrespect anyone. She informed that the 9/11 Ceremony has been rescheduled for 10/9/11 at 1:00 p.m. at Tank Park; she asked everyone to be there at 12:30 p.m. She pointed out that she attended the 300th Anniversary celebration events this past Saturday, and informed that the Township Website lists all of the upcoming events. She informed that she recently met with the Little Falls ABC. They will have a grand opening of the Morris Canal on 10/16/11 as part of the 300th Anniversary Celebration events. She met with Councilmember Vantuno with the Passaic Valley Board of Education in regards to the Best Practices; they are very open to joining the Council at a Workshop meeting. She announced that the Passaic Valley Unico will be establishing an emergency relief fund, where ten percent of all proceeds from their fundraising will go into a fund for future disaster assistance.

MAYOR’S REPORT

Mayor DeFrancisci thanked John Veteri and the 300th Anniversary Committee for all of the work they put into the celebration events. He also encouraged everyone to come out and support the 9/11 ceremony on 10/9/11.

ATTORNEY’S REPORT

Mr. Trapanese had nothing to report.

PUBLIC PORTION

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

Poll:
Ayes: Gonzalez, Post, Sisco, and President Fontana
Nays: None

The Council President declared the motion passed.
Meeting of September 26, 2011

Louis Fernandez, 54 Harrison Street, questioned the time period for residents to put garbage out at the curb that was created by the flooding. In reference to the medical services ordinance, he asked how much more money this would cost the Township. He also questioned if it was new for the Fire Department.

Al Attianese, 27 Dewey Avenue, asked for the status of Mr. Brindisi’s report; he asked if it is available to the public yet. Referring to the resolution on this evening’s agenda to award a contract for a Township radio system, he questioned if this was related to the services that are currently under investigation by Mr. Brindisi. He also pointed out that Mr. Underhill had previously promised to give a report at a meeting regarding saving the town money. He asked when this would take place. Mr. Attianese explained that there would be an issue up for referendum this November regarding Blue Acres, which would be an additional cost to the taxpayers. He informed that it would be an additional $40 per household, and the land designated could only be used for recreational purposes. He further voiced his understanding of this subject, noting that the State would jointly purchase land with the Township for this. He voiced his understanding that the town is asking residents to pay taxes in order to purchase this land. Then they will have to continue to maintain the land and they can never make it into a ratable. Therefore, there is no return to the taxpayers. He suggested that they use a parcel of Rose Street for this purpose instead.

Raymond Kostrowski, Donato Drive, asked for an update on the construction of the Justice Complex.

Robert Mc Gough, 45 Louis Street, voiced his concern with regard to a fence that sits alongside his house and the park. He explained that it had all been under water and mangled with debris due to the recent flooding. He suggested that they get FEMA to pay for a new fence, noting that it has been there for many years and is in bad shape.

John Ambrosio, 230 Long Hill Road, requested the Mayor to send a letter and resolution to the head of Congress and the State Senate to separate the FEMA funding from any other possibility. He understands that they cannot hold back the water, but said something must be done about the flooding in town. He also pointed out that there is a new house currently being built along the river, adding that it is nonsensical to give permits to build in that area. He suggested that all homes in the flood zone be bought out and knocked down, so they can build mid-rise apartments on the river, with parking above the flood zone. They can give people the option to buy into this. This is not a temporary problem; it has to be addressed in a different way. Mayor DeFrancisci agreed to send a letter about this.

Rob Mendoza, 19 Harrison Street, informed that this is the first time he has been affected by a flood. He explained that there are woods behind his house and he lives along a paved road that belongs to the town. He explained that the water came through their home from a drain which is about 150 feet from the property that goes under Route 46. He voiced his understanding that the Township was responsible for maintaining this drain.

Raymond Klepar, 8 Douglas Drive, explained he was here to discuss Ordinance No. 1135 pertaining to a paid ambulance service. He explained that he requested supporting documentation on this, which he found to be very insufficient supporting the need for the ordinance. He asked the Council to ask the proper questions, so they will know everything on the subject before enacting an ordinance like this. He asked the Township Attorney to clarify the rule of law regarding the Administrator’s policy prohibiting volunteers from speaking with members of the Council regarding Fire Department operations and issues. He asked if this is illegal and questioned whether there would be penalties imposed upon the volunteers. He also asked if it was a violation of a law, due to the new government structure in town. He pointed out that Councilmember Sisco is also a member of the Fire Department, and asked if there was a conflict of interest involved with him voting on the ordinance. He also mentioned that Councilmember Post has a son who is a member of the Fire Department. He inquired as to recruitment efforts made by the town in order to get more volunteers. He pointed out that the fire companies don’t have a problem with response times and suggested making other improvements in the Ambulance Corps instead of going paid. He gave several examples of improvements that could be made to avoid having a paid service in town. He also suggested keeping the Fire Department and the Ambulance Corps separate, which may increase the amount of volunteers they get. He informed that he had more questions about the Ordinance, but said he would bring them up later in the evening, during the public hearing.

Arlene Krell, 23 Clove Road, referred to Ordinance No. 1135 and asked how much this would cost the Township and/or whether it would be covered by insurance. She also said something must be done about flooding in town.

Brian Reynolds, 7 Notch Road, referred to Ordinance No. 1135 and pointed out that it states that these employees may be eligible for pension funds. He said this would mean out-of-pocket expenses for the Township. He asked what would happen if the salaries exceed the income by the Township. Referring to flooding, he said a tunnel seems like the best idea to remedy the problem, noting that this should be more of a mass effort, rather than individual. He also pointed out that there is a resolution on this evening’s agenda for a radio system. He asked if this would replace the current system. He also pointed out that they recently approved new phones for the Police Department. He asked how many communication systems the town has. He also informed that the Township’s email service is down again. He asked if they could form a committee with some knowledgeable people in order to get the system up and running.

Arnold Korotkin, Long Hill Road, referred to the Governor’s Best Practices list and reminded that Mr. Underhill had indicated at a previous Council meeting, that the Township was not in compliance with five items on the list. He was pleased to hear that the Township will be meeting with the School Board at an upcoming Workshop meeting regarding best practices. Referring to the construction of the Justice Complex, he pointed out that Mr. Underhill promised an update on this. Regarding payment from MSU for fire calls, he was curious as to renegotiating this fee. He noted that this was supposed to be renegotiated annually and questioned if it has. He explained that Chief Sweezy said they would try to get additional funds.

Loide Mendoza, 19 Harrison Street, said she lost a lot of things in her home which they cannot get back. During the aftermath of the cleanup, the stress and cleanup landed her husband in the hospital with an infection. Because of her husband’s medical condition, he is very susceptible to illness. She feels very strongly that drains should be maintained and cleared, so as to avoid the avoidable.

No one further having come forward to be heard, it was moved by Councilmember Gonzalez, seconded by Councilmember Sisco, that the meeting be and it was closed to the public.
Meeting of September 26, 2011

Poll:
Ayes: Gonzalez, Post, Sisco and President Fontana
Nays: None

The Council President declared the motion passed.

Mayor DeFrancisci informed that there is no time limit for residents to put debris at the curb from flooding. He advised them to put it out with the regular garbage for pick up.

Council President FONTANA said the Fire Department presently has a volunteer service; they have had slow response times, which is a problem. They also have an ambulance volunteer service.

Mr. Trapanese advised that Mr. Brindisi’s report cannot be released until the investigation is concluded, noting that the matter is currently in the hands of the Passaic County Prosecutor’s Office. He assured that he would release it when it becomes available without a further request.

Mr. Underhill explained that the radio system was not 100% installed and in order to have it installed properly and completely now, they want an expert to guide them through the process. The company they are considering has been in business for a long time and has a good track record; the consultant will pick up where the project was left off.

Council President FONTANA informed that the Open Space tax would also be to help maintain the properties designated as open space and for parks as well. He also pointed out that the town has a very limited space for fields for the kids to play on.

He thinks this would be a great program in town. Mayor DeFrancisci asked that Mrs. Bergin provide and explanation of matching funds.

Joanne Bergin informed that the State would contribute half of the money for grants if the town has an Open Space Trust Fund. She explained that matches are required with grants and noted that it is difficult to budget for that kind of thing since you don’t know how much you will need for matches. Mrs. Bergin informed that they will develop an Open Space Master Plan. Mayor DeFrancisci pointed out that you must have matching funds as part of a grant application or you won’t be considered. Council President FONTANA pointed out that they will be able to see what they are getting with this money. He still thinks they can put ratables on the Rose Street property. Mayor DeFrancisci informed that they got an updated map from the DEP in order to see what is wetlands and what is buildable. However, because of the reconfigured DEP maps, it has restricted the amount of land they can use.

Mr. Underhill referred to the Justice Complex and informed that the contractor is way behind schedule and has dropped off in productivity. The bonding company has been called in and has decided to install another company as a management tool of the other job. There is supposed to be an increased amount of workload within the next week. He also pointed out that there are penalties imposed for not completing the project in time, which is $1,000 a day per calendar day that the work is not completed. He assured that every bill that has been paid to the contractor at this point is for work that has been completed.

Mr. Ambrosio asked if anyone knows how to negotiate this matter with the construction company. Mayor DeFrancisci assured that this is being addressed. He invited Mr. Ambrosio to come in and speak to the Construction Manager.

President FONTANA said they will look into the issue with the fence; Mayor DeFrancisci said he would speak with Mr. Simone about this.

Councilmember GONZALEZ informed that the Flood Committee is meeting in Cedar Grove with the Army Corps of Engineers on 10/13/11 regarding the Peckman River. Joanne Bergin said this meeting was moved to November and Councilmember GONZALEZ said she was never notified.

Mayor DeFrancisci agreed with the comments relating to FEMA funding. He pointed out that the Township has been able to acquire over $10 million from FEMA for the elevation of homes in the flood zone. This is something that will help us right away. He informed that he has arranged for a flood summit to take place with the surrounding towns. There will be no press or politics involved; it will be a meeting to discuss and form a plan to bring to Washington for further action in order to get the flood victims out of harm’s way. He said he would be happy to sit with Mr. Ambrosio to listen to his ideas.

Referring to the storm drains on Harrison Street, Mr. Lindsay said he will speak to Mr. Simone about this, as he is not sure if there was blockage or if it was due to the amount of water. He will also find out who is responsible for maintenance of the drains.

Councilmember Gonzalez explained that there are not enough people during the day to respond, which is why it is not working. He clarified that the paid service would not be a 24-hour service, but a 12-hour service, seven days a week.

Mr. Klepar explained that his first question regarding clarification of the administration policy was for the Township Attorney. Mayor DeFrancisci disagreed that volunteers are not allowed to speak with Council members. Mr. Klepar voiced his understanding that Council members cannot speak to employees of the Township regarding Township matters without first going to the Mayor’s office. Councilmember GONZALEZ agreed, noting that she must first get the Mayor’s permission. Mr. Klepar asked if this applies to members of the Fire Department or Ambulance Corps. Mr. Trapanese explained that he would look into this. He also asked that Mr. Klepar put all of his questions in written form and forward them to his office to allow them to review them and give a comprehensive answer.

Councilmember GONZALEZ asked Mr. Klepar to send his questions to Mr. Trapanese and to each Councilmember by email. She would like to see Mr. Trapanese’s responses.

Council President FONTANA addressed some of Mr. Klepar’s suggestions and agreed with some of his points, but explained that if someone is in distress, they need someone to get to them in a timely manner. At this time, Councilmember POINTED out that her son is no longer a member of the Fire Department.

Councilmember GONZALEZ agreed with President Fontana’s points, but said there are other options. She suggested getting another company, such as Chilton, to come in and handle the calls during the day until they can test it out and review the ordinance further.

Mayor DeFrancisci pointed out that this subject has been around for two years, and Mr. Klepar is only taking an interest now. Mr. Klepar explained that he believes they should be looking into other options before enacting this kind of an ordinance. He
Meeting of September 26, 2011

asked what has been tried and has failed that brought them to this point. Mayor DeFrancisci said he spoke to Eagle Rescue Squad, and pointed out that there is no one here this evening in opposition to the ordinance; the members understand that this is necessary. He explained that this isn’t about volunteer service, but it is about being able to provide an ambulance to someone with a need. He addressed some of the issues Mr. Klepar raised. He explained that the money these employees will be paid is from insurance, which they will get from a third party billing service. He asked how the Township is supposed to recruit volunteers if the rescue squad can’t. He also said that spending money is sometimes necessary, but he believed this would be offset by the insurance companies. He explained that this is a solid program for the Township, which is supported by the Eagle Rescue Squad. Mr. Klepar pointed out that there are a lot of residents in town who are more than happy to volunteer to help others.

Mayor DeFrancisci assured that the town is not trying to make money off of this; they are simply looking out for the safety and welfare of the residents. Mr. Underhill explained that there is more than one reason why this is not working right now. He pointed out that EMT’s in the State of New Jersey have very extensive training/re-training requirements, which requires many extra hours. He said many towns have gone to paid service or are considering it, because of the same problems. Mr. Klepar said there are many other towns that still have a volunteer service and reiterated some ways to improve volunteerism in town. Councilmember GONZALEZ agreed that they need a quick response time in town, but pointed out that these are very hard times and there are too many other issues in town which are costing the town money and must be addressed. She reiterated that they should try out another service that won’t cost anything until this is resolved.

Mr. Burke expressed how important the paid service is and commended the Police Department in town, noting that they usually arrive on a scene before anyone else.

Brian Reynolds pointed out that there have been discussions of this paid service, but said it was never mentioned that the paid members would be Township employees. He is against this; it is more money to be paid by the taxpayers. He asked who would be held responsible for their salaries in the case that the insurance companies didn’t pay.

Chief Sweezy said he would address all issues and questions during the public hearing for Ordinance No. 1135. In response to Mr. Reynolds, Chief Sweezy informed that there won’t be pension for per-diem personnel. He explained that this service is not funded by the Township, but through the insurance company. Mr. Reynolds disagreed and Chief Sweezy said it is funded by the Township and then reimbursed by the insurance companies.

John Ambrosio suggested reaching out to MSU, noting that they have full-time service. Mayor DeFrancisci said they already did this. Mr. Ambrosio voiced his frustration that the college should be giving something back to the Township. He agreed that they should try another service for a year to see how it works out, and investigate this matter further in the meantime.

John Ambrosio suggested reaching out to MSU, noting that they have full-time service. Mayor DeFrancisci said they already did this. Mr. Ambrosio voiced his frustration that the college should be giving something back to the Township. He agreed that they should try another service for a year to see how it works out, and investigate this matter further in the meantime.

In response to Council President Fontana, Chief Sweezy explained that Medicare does pay a percentage of the cost of the trip to the hospital. He said an additional bill will not be sent to the resident for the remainder. The portion that is paid by the insurance company is what is accepted by the town.

Arlene Krell said they have to try to get more volunteers and avoid a paid service, noting that older people won’t be able to afford this service.

Mr. Underhill said the other contract listed for award on this evening’s agenda is for a phone audit; he reminded that they spoke about this at several Work Sessions. This is a step toward selecting the right system; they have not selected it yet. The company looks for savings that can be made by reviewing the phone bills. If there is a savings, the company gets a percentage of that savings in order to be paid. If not, then there is no charge.

Mr. Underhill also informed that they are currently looking into improving the web page and the email notification system.

Mayor DeFrancisci said the Township currently receives $160.00 for every run the Fire Department makes to MSU. At this point, they have not entered into any negotiations regarding increasing the fee.

Council President FONTANA said they will look into the drain situation and find out more information.

In response to Mr. Reynolds, Chief Sweezy said the third party billing company handles everything. Mr. Underhill said these employees will be budgeted like any other budgeted item; they budget it over the year and they anticipate what they will bring in via billing throughout the year.

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.

APPLICATIONS

Raffle - - Little Falls Alliance for a Better Community, On-Premise 50/50, 10/2/11, 2:00 p.m. – 5:00 p.m.

- - Little Falls Alliance for a Better Community, On-Premise 50/50, 10/16/11, 1:00 p.m. – 4:00 p.m.

RESOLUTIONS

Dennis G. Lindsay, PE

RESOLUTION [A] 11-09-26 - #1

BE IT RESOLVED by the Township Council of the Township of Little Falls, that 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:

$875.00

payable to: Dennis G. Lindsay, PE

representing payment for engineering services rendered in connection with Walgreens Pharmacy – Block 202, Lot 1, et al – Site Plan with Variances; 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.

*****
Refund of 2010 Property Taxes

WHEREAS, there is a State Tax Court Judgment on Block 121 Lot 5, known as V & B Moschetta, Kolczynski, Zygmunt/LR of 29 Wilmore Road, Little Falls, NJ 07424 for the Year 2010 reducing the assessed value by $60,900.00;

**YEAR 2010**

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WHEREAS, the Tax Collector shall authorize our Treasurer to refund the total amount of $1,255.76 for the Year 2010 payable to: V Moschetta et al and/or The Irwin Law Firm, P.A. as attorneys for V Moschetta et al; The Irwin Law Firm, P.A., 80 Main Street, Suite 410, West Orange, NJ 07052; and

WHEREAS, the refund check shall be mailed out before October 26, 2011 (60) days from the entry date of the Judgment dated August 26, 2011 as per the Stipulation of Settlement;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 26th day of September 2011 that the above parties be refunded the total amount of $1,255.76 for the overpayment of taxes due to a State Tax Court Judgment on Block 121 Lot 5.

Refund of 2009 Property Taxes

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 26th day of September 2011 that the above parties be refunded the total amount of $332.48 for the overpayment of taxes due to a State Tax Court Judgment on Block 121 Lot 5.

Refund of 2011 Property Taxes

WHEREAS, there is a State Tax Court Judgment on Block 189 Lot 4, known as Ronald Freeman, III of 117 Browertown Road, Little Falls, NJ 07424 for the Year 2011 reducing the assessed value by $17,700.00;

**YEAR 2011**

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WHEREAS, the Tax Collector shall authorize our Treasurer to refund the total amount of $364.97 for the Year 2010 payable to: Ronald Freeman, III, 409-415 Main Street, Little Falls, NJ 07424 for the Year 2010 reducing the assessed value by $17,700.00;

WHEREAS, the refund check shall be mailed out before October 26, 2011 (60) days from the entry date of the Judgment dated August 26, 2011 as per the Stipulation of Settlement;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 26th day of September 2011 that the above parties be refunded the total amount of $364.97 for the overpayment of taxes due to a State Tax Court Judgment on Block 189 Lot 4.

Refund of 2009 Property Taxes

WHEREAS, there is a State Tax Court Judgment on Block 241 Lot 1, known as Michael & Leona Hrehovcik of 17 Glen Rock Road, Little Falls, NJ 07424 for the Year 2009 reducing the assessed value by $5,758.37

WHEREAS, the Tax Collector shall authorize our Treasurer to refund the total amount of $5,758.37 for the Year 2011 payable to: Michael & Leona Hrehovcik of 17 Glen Rock Road, Little Falls, NJ 07424 for the Year 2010 reducing the assessed value by $14,280.22.

WHEREAS, the refund check shall be mailed out before October 26, 2011 (60) days from the entry date of the Judgment dated August 26, 2011 as per the Stipulation of Settlement;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 26th day of September 2011 that the above parties be refunded the total amount of $5,758.37 for the overpayment of taxes due to a State Tax Court Judgment on Block 77 Lot 3.

Refund of 2009 Property Taxes

WHEREAS, there is a State Tax Court Judgment on Block 241 Lot 1, known as Michael & Leona Hrehovcik of 17 Glen Rock Road, Little Falls, NJ 07424 for the Year 2009 reducing the assessed value by $57,200.00;

**YEAR 2009**

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WHEREAS, the Tax Collector authorizes the CMFO/Treasurer to refund the total amount of $332.48 for the Year 2009 payable to the Estate of Michael Hrehovcik and McKirdy & Riskin, P.A., as attorneys for Michael Hrehovcik, et al. Mail to: McKirdy & Riskin, P.A., 136 South Street, P.O. Box 2379, Morristown, NJ 07962-2379;

NOW, THEREFORE BE IT RESOLVED by the Township Council of Little Falls on this 26th day of September 2011 that the above taxpayers and attorney be refunded the total amount of $332.48 for the overpayment of taxes due to a State Tax Court Judgment on Block 241 Lot 1.

Refund of 2010 Property Taxes

WHEREAS, there is a State Tax Court Judgment on Block 241 Lot 1, known as Michael & Leona Hrehovcik of 17 Glen Rock Road, Little Falls, NJ 07424 for the Year 2010 reducing the assessed value by $57,200.00;

**YEAR 2010**

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WHEREAS, the Tax Collector authorizes the CMFO/Treasurer to refund the total amount of $1,179.46 for the Year 2010 payable to the Estate of Michael Hrehovcik and McKirdy & Riskin, P.A., as attorneys for Michael Hrehovcik, et al. Mail to: McKirdy & Riskin, P.A., 136 South Street, P.O. Box 2379, Morristown, NJ 07962-2379.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of Little Falls on this 26th day of September 2011 that the above taxpayers and attorney be refunded the total amount of $1,179.46 for the overpayment of taxes due to a State Tax Court Judgment on Block 241 Lot 1.

2012 Little Falls Municipal Alliance Grant Application

RESOLUTION [G] 11-09-26 - #7

WHEREAS, the Township Council of the Township of Little Falls, County of Passaic, State of New Jersey, recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and

WHEREAS, the Township Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Township Council has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Passaic;

NOW, THEREFORE, BE IT RESOLVED, that the Township of Little Falls, County of Passaic, State of New Jersey, hereby recognizes the following:

1. The Township Council does hereby authorize and ratify submission of an application for the Little Falls Municipal Alliance Grant for Calendar Year 2012 in the amount of $25,163.00.

2. The Township Council acknowledges the terms and conditions for administering the Municipal Alliance Grant, including the administrative compliance and audit requirements.

BE IT FURTHER RESOLVED, that the Township Council does hereby authorize and ratify the Mayor, Clerk and CMFO signing the appropriate documentation.

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

Poll: Ayes: Gonzalez, Post, Sisco and President Fontana
Nays: None

The Council President declared the motion passed.

REGULAR AGENDA

The following items were individually considered.

NEW BUSINESS

Ordinance No. 1135 – Council President FONTANA said they would table this ordinance this evening, so they have the opportunity to look into it further.

Ordinance No. 1136 – It was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the public hearing on Ordinance No. 1136, “AN ORDINANCE AMENDING THE REGULATIONS AND FEES OF THE LITTLE FALLS FIRE BUREAU BY REMOVAL EXISTING SECTION 82-8 AND REPLACING IT WITH NEW LANGUAGE; AND BY AMENDING CHAPTER 71 FEES BY REPLACING SECTION 82-8A WITH NEW LANGUAGE AND BY REMOVING ARTICLE II THEREUNERDER”, be and it was opened.

Poll: Ayes: Gonzalez, Post, Sisco and President Fontana
Nays: None

The Council President declared the motion passed.

No one having come forward to be heard, it was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the public hearing on Ordinance No. 1136 be and it was closed.

Poll: Ayes: Gonzalez, Post, Sisco and President Fontana
Nays: None

The Council President declared the motion passed.

It was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the Ordinance No. 1136 be and it was adopted.

Poll: Ayes: Gonzalez, Post, Sisco and President Fontana
Nays: None

The Council President declared the motion passed.

Ordinance No. 1137 – It was moved by Councilmember Sisco, seconded by Councilmember Post, that the public hearing on Ordinance No. 1137, “AN ORDINANCE AMENDING THE CHAPTER 71 “FEES” BY REVISING CERTAIN FEES IN THE UNIFORM CONSTRUCTION CODE SECTION”, be and it was opened.

Poll: Ayes: Gonzalez, Post, Sisco and President Fontana
Nays: None

The Council President declared the motion passed.

No one having come forward to be heard, it was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the public hearing on Ordinance No. 1137 be and it was closed.

Poll: Ayes: Gonzalez, Post, Sisco and President Fontana
Nays: None

The Council President declared the motion passed.
Meeting of September 26, 2011

It was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the Ordinance No. 1137 be and it was adopted.

Poll: Ayes: Gonzalez, Post, Sisco and President Fontana
Nays: None
The Council President declared the motion passed.

Ordinance No. 1138 – It was moved by Councilmember Gonzalez, seconded by Councilmember Post, that the public hearing on Ordinance No. 1138, “BOND ORDINANCE AMENDING BOND ORDINANCE NUMBERED 1019 OF THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY, FINALLY ADOPTED JUly 9, 2007 IN ORDER TO AMEND THE APPROPRIATION AMOUNT AND THE AMOUNT ALLOCATED TO COSTS OF THE PURPOSE OR IMPROVEMENT UNDER N.J.S.A. 40A:2-20”, be and it was opened.

Poll: Ayes: Gonzalez, Post, Sisco and President Fontana
Nays: None
The Council President declared the motion passed.

No one having come forward to be heard, it was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the public hearing on Ordinance No. 1138, be and it was closed.

Poll: Ayes: Gonzalez, Post, Sisco and President Fontana
Nays: None
The Council President declared the motion passed.

It was moved by Councilmember Gonzalez, seconded by Councilmember Post, that the Ordinance No. 1138 be and it was adopted.

Poll: Ayes: Gonzalez, Post, Sisco and President Fontana
Nays: None
The Council President declared the motion passed.

Awarding Contract to Piercon Solutions for Consultation Services – It was moved by Councilmember Post, seconded by Councilmember Gonzalez, that the Council approve the following:

RESOLUTION [H] 11-09-26 - #8
AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR CONSULTING SERVICES FOR THE COMPLETION OF PUBLIC SAFETY RADIO SYSTEM

WHEREAS, the Township of Little Falls has a need to acquire consulting 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 Clerk and/or Qualified Purchasing Agent has determined and certified, in writing, that the value of the proposed services will exceed $17,500.00 and/or a Determination of Value has been filed in certification form by Piercon Solutions, LLC; and

WHEREAS, the term of this contract is from September 27, 2011 and will remain in effect until services are completed or terminated; and

WHEREAS, Piercon Solutions, LLC has submitted a proposal indicating that it will provide consulting services for the sums as set forth in the Determination of Value and which sum will exceed the Statutory amount of $17,500.00 on an annual basis; and

WHEREAS, Piercon Solutions, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that Piercon Solutions, LLC 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 Piercon Solutions, LLC 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 not to exceed $20,000.00 to be taken from Bond Ordinance No. 1019/1138;

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

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

*****

Poll: Ayes: Gonzalez, Post, Sisco and President Fontana
Nays: None
The Council President declared the motion passed.

Awarding Contract to Architectural Design Associates for Professional Design Services – Elevation of Homes – It was moved by Councilmember Post, seconded by Councilmember Gonzalez, that the Council approve the following:

RESOLUTION [J] 11-09-26 - #9
AUTHORIZING THE AWARD OF A FAIR AND OPEN CONTRACT FOR TELEPHONE CONSULTING SERVICES

WHEREAS, the Township of Little Falls is actively engaged in the implementation of the FEMA Repetitive Flood Claim flood mitigation application to elevate properties.

WHEREAS, the Township wishes to retain the services of a licensed, professional architect to design the home elevations.

WHEREAS, the Township has advertised a request for proposals from licensed, professional architects and has reviewed all submissions i

WHEREAS, the term of this contract is from September 26, 2011 and will remain in effect until services are completed or terminated; and

Additionally, the Township Engineer and FEMA Program Administrator have interviewed qualified candidates and have made a recommendation to retain the services of Richard S. Jacobs AIA.

WHEREAS, the architect will be retained for the period of September 2011 through the end of the project period at a cost not to exceed $43,772.00.

WHEREAS, the award is subject to the Availability of Funds and certification of same in Ordinance No. 1095;

NOW, THEREFORE, BE IT RESOLVED that the Township retains the services of Richard S. Jacobs AIA.

*****

Poll: Ayes: Gonzalez, Post, Sisco and President Fontana
Nays: None
The Council President declared the motion passed.

Awarding Contract to D&M Enterprise Group for Telephone Consulting Services – It was moved by Councilmember Gonzalez, seconded by Councilmember Sisco, that the Council approve the following:

RESOLUTION [J] 11-09-26 - #10
AUTHORIZING THE AWARD OF A FAIR AND OPEN CONTRACT FOR TELEPHONE CONSULTING SERVICES

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

7
WHEREAS, the Township Clerk and/or Qualified Purchasing Agent has determined and certified, in writing, that the value of the proposed services will exceed $17,500.00 and/or a Determination of Value has been filed in certification form by D&M Enterprises; and

WHEREAS, the term of this contract is one year, from September 27, 2011 through December 31, 2011; and

WHEREAS, D&M Enterprises has submitted a proposal indicating that it will provide telephone consulting services for the sums as set forth in the Determination of Value and which sum will exceed the Statutory amount of $17,500.00 on an annual basis; and

WHEREAS, D&M Enterprises has completed and submitted a Business Entity Disclosure Certification which certifies that D&M Enterprises 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 D&M Enterprises from making any such reportable contributions throughout the full term of the contract;

WHEREAS, the Treasurer has certified as to the availability of funds for the aforesaid contract for which shall be made from savings realized;

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Little Falls authorizes the Mayor to enter into a contract with D&M Enterprises as described herein; and

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

*****

Poll:  
Ayes: Gonzalez, Post, Sisco and President Fontana  
Nays: None

The Council President declared the motion passed.

Authorizing OEM to Accept Emergency Management Performance Grant  – It was moved by Councilmember Sisco, seconded by Councilmember Post, that the Council approve the following:  

RESOLUTION AUTHORIZING THE LITTLE FALLS OFFICE OF EMERGENCY MANAGEMENT TO ACCEPT A FEDERAL FISCAL YEAR 2011 SUBGRANT AWARD IN THE AMOUNT OF $5,000.00 FROM THE DEPARTMENT OF HOMELAND SECURITY, EMERGENCY MANAGEMENT PERFORMANCE GRANT PROGRAM

WHEREAS, the Little Falls Office of Emergency Management has applied for and been awarded State Homeland Security Grant Program Subgrant CFDA 970.042, Award #2011-P10-1605, from the NJ State Police, Office of Emergency Management, incorporating all conditions and representations contained or made in application and notice of award #2011-EP-EO-0847; and

WHEREAS, the Subgrant, consisting of a total amount of $10,000.00, including $5,000.00 Federal Award and $5,000.00 Local Matching Funds, which the Little Falls Office of Emergency Management adequately satisfies through the 2011 Little Falls approved budget for Division salaries and wages, and fringe benefits; and

WHEREAS, it would be in the best interest of the Township of Little Falls and the State of New Jersey to participate in this initiative and enhance Little Falls’ ability to prevent, protect against, respond to and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Township of Little Falls hereby accepts this Award and that the Mayor, the Township Council, the Chief Fiscal Officer and the Municipal Emergency Management Coordinator are hereby authorized to sign certain documents relative to their positions in order to effectuate with the NJ State Police, Office of Emergency Management, funding from the FFY2011 Homeland Security, Emergency Management Performance Grant Program. 

*****

Poll:  
Ayes: Gonzalez, Post, Sisco and President Fontana  
Nays: None

The Council President declared the motion passed.

DISCUSSION OF WAIVING TEMPORARY BUSINESS LICENSE FEES FOR FOOD VENDORS OPERATING AT 300TH ANNIVERSARY PARADE

Mr. Wilk explained that there are food vendors coming in for permits and it has been suggested that they still be required to have a permit, but that there be no fee associated with same. There was an affirmative consensus from the Council to approve this.

PUBLIC PORTION

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

Poll:  
Ayes: Gonzalez, Post, Sisco and President Fontana  
Nays: None

The Council President declared the motion passed.

Louis Fernandez, 54 Harrison Street, asked what happened to Ordinance No. 1135. Councilmember GONZALEZ pointed out that they are holding this ordinance at this time.

Raymond Klepar, 8 Douglas Drive, referred to Ordinance No. 1135 and asked for clarification regarding Section Ten, Emergency Medical Service Composition. Section Ten states that the active roster of the EMS shall comprise of 16 EMTs, necessary to maintain the operations of the Emergency Medical Services. The 17th employee would be the overseer for the coordinator. He also pointed out that Section 9-H talks about the Public Employees’ Retirement System. He wished to clarify this information for the record. He further noted that this ordinance itself has a lot of issues that should be threshed out thoroughly, so they can avoid passing an ordinance, only to pay additional legal fees to go back and fix it. He asked the Council members to think it through all the way and understand it before passing into law. He suggested they get the history behind the subject before moving forward. He informed that he will be sharing other thoughts and ideas with the Governing Body via email.

John Ambrosio, 230 Long Hill Road, said a question came up about vacant land for recreation. He referred to Knox Field and said there is a big hole on the left hand side, going into the apartments; this belongs to the town. He asked them to look into this.

John Herman, 122 Ridge Avenue, said he was a member of the Fire Department, noting that he is big on safety. He asked for clarification from Mr. Trapanese. He explained that volunteers fall under the Samaritan Act, and questioned if this would be the same for someone going from volunteer to paid. He said he is not against the ordinance; he is just curious.

Brian Reynolds, 7 Notch Road, questioned the various communication systems in town, asking if the Fire Department had the same system as the Police Department. He asked how many systems the town has. Mr. Underhill said it is all one system, but there are different components; they are not on the same bandwidth. However, the different departments do share some
Meeting of September 26, 2011

locations and equipment. Mr. Reynolds pointed out that they already bonded money for 9-1-1 equipment in August of this year.

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, Post, Sisco and President Fontana

Nays: None

The Council President declared the motion passed.

Mr. Trapanese said he would look into the Samaritan Act for clarification.

Council President FONTANA explained to Mr. Reynolds that the 9-1-1 radio system is different than Reverse 9-1-1 system.

PAYMENT OF BILLS

It was moved by Councilmember Post, seconded by Councilmember Sisco, 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 subject to the appropriate and available appropriation in the line item.

*****

Poll: Ayes: Gonzalez, Post, Sisco and President Fontana

Nays: None

The Council President declared the motion passed.

Shred-It General Admin. 54.20
Cablevision Systems Corp A & E 74.90
Integrated Document Tech. 7.50
Mum’s the Word 135.00
North Jersey Media Group 156.50
North Jersey Media Group 109.72
Poland Springs 17.66
Letch, Vinci & Higgins, LLP Treasurer 600.00
Chilton Occupational Health Tax Collector 115.00
Clarion Office Supply 80.32
Nicholas S. Brindisi, Esq. Legal 1935.00
Action Interpreting LLC Municipal Court 243.00
Action Interpreting LLC 727.00
Action Interpreting LLC 243.00
Gann Law Books 111.00
Municipal Record Service 655.00
Riddick Associates, PC Engineer 87.50
Riddick Associates, PC 525.00
Riddick Associates, PC 306.25
Riddick Associates, PC 306.25
Riddick Associates, PC 481.25
Riddick Associates, PC 357.50
Riddick Associates, PC 43.75
Riddick Associates, PC 87.50
Riddick Associates, PC 175.00
Riddick Associates, PC 3281.25
Riddick Associates, PC 568.75
Riddick Associates, PC 490.75
Little Falls Trophy Planning Board 7.50
Delta Dental Plan of NJ Group Health Insurance 2966.41
Delta Dental Plan of NJ 2587.59
NJ state Health Benefits 69,453.95
Salvatore Calafiore 118.29
Ally Aid to Volunteer Fire 534.69
Dan Strathaus 150.00
Dan Strathaus 150.00
Joe Casillo 150.00
Jonathan Cespedes 150.00
Zachary Shank 150.00
Zachary Shank 150.00
Trailerama 40.00
Cain & Sons Fire Equipment, Inc. Police 179.00
G02GUIDES LLC 53.95
Mobile Mini Inc. 262.00
Rockwood Corporation Police 88.50
Rockwood Corporation 32.22
Royal Communication, Inc. Shred-It 54.20
Clarion Office Supply 224.72
Integrated Document Tech. 103.93
De Lage landen 264.00
Clarion Office Supply 57.99
Konica Minolta Premier Finance Construction Code Official 203.99
Thomas M. Atry 80.00
Clarion Office Supply 198.68
Jerry Tolomeo 45.00
American Wear Industrial Uniform DPW 313.00
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Meeting of September 26, 2011

Advanced Video Surveillance 105.00
Aquarius Supply 12.31
Arrow Elevator, Inc. 140.00
DAK Electric Company, Inc. 90.00
Derricks Sheet metal Works, Inc. 150.00
Fairfield Garden Center Inc. 482.86
Millennium Mechanical, LLC 1,133.70
Millennium Mechanical, LLC 474.68
Naturalawn of America 134.00
Naturalawn of America 680.00
Naturalawn of America 680.00
Ocean Clean Inc. 1,445.00
Salomone Brothers, Inc. 398.50
Systems 1 Alarm Services 240.00
The Terre Co. of NJ 124.48
Totally Secure, Inc. 191.26
Wayne Wholesale Fertilizer 155.00
Wayne Wholesale Fertilizer 75.00
Wayne Wholesale Fertilizer 55.00
Prime Pest Control 100.00
Spot – A – Way Inc. 105.00
Spot – A – Way Inc. 105.00
Little Falls Bd. of Education 1,029,650.00
Passaic Valley Regional HS 504,426.84
Passaic Valley Regional HS 31,024.00
Clarion Office Supply 97.97
General Parts Group, Inc. 73.99
General Parts Group, Inc. 140.99
Little Falls Shop-Rite, Inc. 1,429.48
Mom’s Kitchen 375.44
Pasqua's’s Pizzeria 50.00
Eastern Surplus & Equip. 110.00
Athenia Mason Supply 98.00
Grainger 15.75
Home Depot 1,274.10
Stone Industries, Inc. 187.44
Stone Industries, Inc. 796.62
Van Orden 568.49
Deborah Geesler 416.66
Joyce A. Cupoli 100.00
PA Contractors, Inc. 26,223.82
Clarion Office Supply 27.99
Get-a-Can, Inc. 5,390.00
Get-a-Can, Inc. 5,390.00
Lucille Clifford 27.55
Riddick Associates, PC 656.25
Joyce A. Cupoli 300.00
Nicole Greren 112.50

FINANCE COMMITTEE

Darlene Post Louis Fontana Joseph Sisco

At this time, Mr. Wilk referred to Ordinance No. 1135 and questioned whether they need to clarify when this matter will be discussed again. Mr. Trapanese said it will be brought up at a future meeting after the Council discusses it further. He advised that there should be a resolution that the matter is being tabled.

It was moved by Councilmember Sisco, seconded by Councilmember Gonzalez, that the meeting be and it was adjourned at 9:47 p.m.

________________________________________
William E. Wilk
Municipal Clerk

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Cynthia Meyer
Deputy Municipal Clerk