

TOWNSHIP OF NUTLEY, NEW JERSEY

BOARD OF COMMISSIONERS

)
PUBLIC MEETING) TRANSCRIPT OF
) PROCEEDINGS:
)

January 6, 2015

7:35 p.m.

BEFORE:

Commissioner Steven L. Rogers

Commissioner Mauro Tucci

Commissioner Joseph Scarpelli

Mayor Alphonse Petracco

Job No. NJ1994355

Transcribed by: Nicole Yawn

P R O C E E D I N G S

(Pledge of Allegiance)

MAYOR PETRACCO: Thank you.

Madam Clerk?

MADAM CLERK: Yes, Mayor. Board of commissioners public meeting Tuesday, January 6th, 2015. The time is now 7:35.

Pursuant to the requirements of the Open Public Meeting Law, Chapter 231, notice of this meeting was published in the December 11th, 2014 issues of the Nutley Sun, the Star Ledger, and the Herald News. A copy of this notice has been posted on the Nutley town hall bulletin board, and a copy is on file in the municipal clerk's office.

Commissioner Rogers?

COMMISSIONER ROGERS: Here.

MADAM CLERK: Commissioner Tucci?

Commissioner Tucci?

COMMISSIONER TUCCI: Here.

MADAM CLERK: Commissioner Evans is absent/excused.

Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Here.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Here.

1 MADAM CLERK: All present, Mayor, except for
2 Commissioner Evans, absent/excused.

3 MAYOR PETRACCO: Thank you.

4 Before we get started, could we just have a moment
5 of silence for the men and women who are serving here and
6 abroad?

7 (Moment of Silence)

8 MAYOR PETRACCO: Thank you.

9 Could we move on to minutes?

10 MADAM CLERK: Yes, Mayor. We have board of
11 commissioners meetings minutes for November 25th, 2014. I
12 need a motion.

13 UNIDENTIFIED SPEAKER: Move it.

14 MADAM CLERK: Second?

15 MAYOR PETRACCO: Second.

16 MADAM CLERK: Commissioner Rogers?

17 COMMISSIONER ROGERS: Aye.

18 MADAM CLERK: Commissioner Tucci?

19 COMMISSIONER TUCCI: Aye.

20 MADAM CLERK: Commissioner Scarpelli?

21 COMMISSIONER SCARPELLI: Aye.

22 MADAM CLERK: Mayor Petracco?

23 MAYOR PETRACCO: Aye.

24 MADAM CLERK: We also have minutes for
25 December 2nd, 2014.

1 UNIDENTIFIED SPEAKER: Move it.

2 MAYOR PETRACCO: Second.

3 MADAM CLERK: Commissioner Rogers?

4 COMMISSIONER ROGERS: Aye.

5 MADAM CLERK: Commissioner Tucci?

6 COMMISSIONER TUCCI: Aye.

7 MADAM CLERK: Commissioner Scarpelli?

8 COMMISSIONER SCARPELLI: Aye.

9 MADAM CLERK: Mayor Petracco?

10 MAYOR PETRACCO: Aye.

11 Okay. Let's move on to the bills.

12 MADAM CLERK: Yes, Mayor. Revenue and Finance,
13 \$2,298,425.31; Public Safety, \$390,326.50; Public Works,
14 \$302,147.75; Parks and Public Property, \$1,290,201.91.
15 Total payroll is \$785,532.45, for a grand total of
16 \$5,066,633.92.

17 UNIDENTIFIED SPEAKER: Move the bills.

18 UNIDENTIFIED SPEAKER: Second.

19 MADAM CLERK: Commissioner Rogers?

20 COMMISSIONER ROGERS: Aye.

21 MADAM CLERK: Commissioner Tucci?

22 COMMISSIONER TUCCI: Aye.

23 MADAM CLERK: Commissioner Scarpelli?

24 COMMISSIONER SCARPELLI: Aye.

25 MADAM CLERK: Mayor Petracco?

1 MAYOR PETRACCO: Aye.

2 Okay. We have no communications or correspondence
3 tonight. So we are going to move on to our proclamation.

4 I'm hoping that everyone here this evening is from
5 the band and there's not all these people here for public
6 comment this evening.

7 (Laughter)

8 MAYOR PETRACCO: So, before I read the
9 proclamation, it's really an honor and privilege to sit up
10 here on behalf of the board of commissioners and welcome all
11 of you here. What the Nutley Band has done is really put
12 Nutley on the map, and I know we're all so, so proud. So I
13 will read the proclamation.

14 WHEREAS, the Nutley High School Marching Band,
15 under the direction of James Raleigh (ph), coordinator of
16 fine and performing arts; John Maello, band director;
17 Vincent Vicchiariello, assistant band director; Josh Dewalt
18 (ph), percussion instructor, color guard instructor; Orielle
19 Card (ph); Michael Capollo (ph), Drew Writer (ph); and

20 WHEREAS, 65 members of the band traveled to
21 Jacksonville, Florida to compete against 10 other bands in
22 the battle of the bands field show competition on
23 December 31st, 2014 and the parade of the bands on
24 January 1st, 2015; and

25 WHEREAS, the band received first place -- that's

1 first place overall in both competitions with distinctions
2 for percussion, drum major, marching, general affect, color
3 guard, and music; and

4 WHEREAS, the band received a grand prize of
5 \$10,000 as well as the opportunity to perform solo with
6 their field show chronicles at the Gator Bowl halftime show;

7 NOW, THEREFORE, BE IT RESOLVED by the board of
8 commissioners of the township of Nutley, county of Essex,
9 state of New Jersey that, through hard work, dedication, and
10 perseverance, the Nutley High School Marching Band has been
11 rewarded with recognition for their efforts and have also
12 succeeded in making the township of Nutley extremely proud
13 to call them their own.

14 So, with that, I know we don't need a vote.

15 Commissioners?

16 UNIDENTIFIED SPEAKER: Thank you, Mayor.

17 Congratulations. As a former band parent, I know
18 the sacrifices and hard work that you've done over the year,
19 the practice on the football field while it's dark, the
20 coming home late from competitions. And I just say that
21 you're a credit to yourself, to your families, to your town,
22 to your school, and we're very proud of you.
23 Congratulations again.

24 MAYOR PETRACCO: Thank you.

25 Commissioner Rogers?

1 COMMISSIONER ROGERS: Well, welcome home, and, you
2 know, you're one of the reasons, if not the greatest reason
3 why Nutley, New Jersey is one of America's greatest places
4 to live or work and, so importantly, to go to school.
5 Welcome home, and God bless you. Thank you. Thank you.

6 MAYOR PETRACCO: Thank you, Commissioner.
7 Commissioner Tucci?

8 COMMISSIONER TUCCI: Yes. I just want to echo
9 everyone else's remarks. Congratulations to you. It's
10 about time that the rest of the country is learning what
11 we've known for a long time, that our professionals here in
12 Nutley and our students are second to none.

13 Our band has been outstanding for years. The
14 consistency is there. The continuity is there. You guys
15 make us so proud. Just please, keep up the good work. And
16 thank you for everything that you do.

17 MAYOR PETRACCO: Thank you, Commissioner.

18 I would just like to add, too. I know I spoke to
19 Maria when this was all going on, and I hope the police
20 escort worked out well for you guys when you got home after
21 midnight. You guys kept me up that night very late, but you
22 guys earned it, and you deserve it.

23 And, if you guys hear any rumors, I did start
24 saying that last week that we were the best band in the
25 country, that we came in first in the country. And I know

1 we competed against a lot of different bands. So, if
2 anybody says, you know, you guys are the best band in the
3 country, please just go along with it, because that was
4 something that I said.

5 (Laughter)

6 MAYOR PETRACCO: So thank you. I also would be
7 remiss if I didn't thank the staff at the school and all the
8 volunteers, kids, children, adults. Please, give them a
9 really round of applause because I know them personally, a
10 lot of them.

11 And believe me, behind the scenes, they live it,
12 breathe it 24 hours a day. And that's part of the reason
13 why you guys got as far as you did. So let's hear it for
14 everybody that worked.

15 (Applause)

16 MAYOR PETRACCO: Okay. Before we take pictures, I
17 would just like to introduce our board of ed. president,
18 Mr. Charlie Kucinski, for coming tonight. I know I've had a
19 bunch of phone calls from Charlie throughout this whole
20 process. He supports you, and he deserves a round of
21 applause as well.

22 Thank you for coming, Charlie.

23 (Applause)

24 MAYOR PETRACCO: Okay. Now, I am instructed to
25 invite Mr. Maiello and Mr. Vicchiariello to read the names,

1 please.

2 UNIDENTIFIED SPEAKER: That's Vicchiariello.

3 MAYOR PETRACCO: Vicchiariello, excuse me.

4 (Laughter)

5 UNIDENTIFIED SPEAKER: I see he's stressing in the
6 first aisle there.

7 (Laughter)

8 (Applause)

9 MR. MAIELLO: Before Mr. Vicchiariello reads all
10 the names, I just want to say thank you for this wonderful
11 event and the honor of being in front of you. You know,
12 Nutley is a special place. The things that we do can only
13 happen because we have our students, our staff, our
14 administration, our school, our town all on the same page.

15 You know? And everybody plays a role, and
16 everybody plays that role to a T. There are towns that are
17 richer than us. I would even say there are towns that are
18 more talented than us that don't achieve what we achieve.

19 You know? And it's because everybody knows the
20 value of hard work, and everybody knows the value of
21 pitching in and doing their part. And, because of that, we
22 get to do great things.

23 And you guys are a major role of that. So thank
24 you very much.

25 Can you guys please give them a round of applause?

1 (Applause)

2 MR. MAIELLO: And, as I said at the board of ed.
3 meeting, you know, we have a great dedicated staff. We're
4 going to be here for a long time doing great things with our
5 groups. And I would like to thank you again for all the
6 recognition and all the help.

7 So, without any further ado, Mr. Vicchiariello
8 with the names of our students.

9 MAYOR PETRACCO: Thank you so much.

10 MR. VICCHIARIELLO: It gives me great honor to
11 read this name, because I am an alumni of Nutley High. I
12 know Dr. Joe from those times, because I was in the band
13 with his son. And, to be back here now as a staff member, I
14 couldn't be more proud of the students and the staff that I
15 work with every day.

16 So, without further ado, the students who are part
17 of our award-winning group. Alexander Avernovic (ph),
18 Michael Alvarez (ph), Steven Baine (ph), Michael Beresky
19 (ph).

20 If you're here, please stand. Anthony Borda (ph),
21 Thomas Burrow (ph), Nicholas Sella (ph), Emily Chavez (ph),
22 Amy Seminisi (ph), Rachel Alesandro Cordasco (ph), Nicholas
23 Cortez (ph), Anthony Costa (ph), Sam Coulsen (ph), Marlene
24 Kugliari (ph), Ryan Dieterly (ph), Alec Duffy (ph), Vincent
25 Alopre (ph), Alissa Escalante (ph), Ryan Escalante (ph),

1 Sierra Fidel (ph), Rianna Feldman (ph), Frank Ferrara (ph),
2 Sara Frobose (ph), Ian Frobose (ph), Zachary Gonzalez (ph),
3 Nicholas Harabedian (ph), Jacob Jong (ph), Andrew Kozlecki
4 (ph), Abigail Cosner (ph), Joshua Kuzek (ph), Gregory Kukin
5 (ph), Sabrina Lopez, Joshua Mesuchi (ph), Michelle Molello
6 (ph), David Merrick (ph), Ashley Murphy (ph), Josh Nurona
7 (ph), Brandon O'Brian (ph), John O'Brian (ph), Ziv Paragos
8 (ph), Dominic Pomponio (ph), Oscar Portello (ph), Sophia
9 Promugulus (ph), Darren Ramirez (ph), Cassandra Rubitok
10 (ph), Dana Rubitok (ph), Maggie Redstone (ph), Rob Romuska
11 (ph), Jacob Rivera (ph), Marquis Robbins (ph), Emily
12 Roberts, Sunook Roy (ph), Siam Roy (ph), Catherine Rubins
13 (ph), Sabastian Ruiz (ph), Nicholas Rusinello (ph), Nicholas
14 Solernatano (ph), Anthony Salambini (ph), Olivia Schiffer
15 (ph), Charles Corsone (ph), Zachary Shebeck (ph), Dana Testa
16 (ph), Larissa Thiel (ph), Alexander Vaporez (ph), Zachary
17 Vaporez (ph), David Villa (ph), Rio Villa Nueva (ph), Vivian
18 Vu (ph), Daya Walu (ph), Maxwell Wechter (ph), Avril Wong
19 (ph), Jordan Woods (ph), Ada Zang (ph).

20 (Applause)

21 MAYOR PETRACCO: That is unbelievable and
22 fantastic. We would like to take a picture, and I just
23 wouldn't feel right if we just picked a couple kids to come
24 up here.

25 So I think this evening what we should do -- and I

1 am known to do some things that are a little unorthodox, the
2 people that are here that know me. So I think that we
3 should leave the kids in the back of the room, and maybe the
4 commissioners we could get in that aisle and we could take a
5 wide-angle shot of them, if that's okay. Let's give it a
6 whirl.

7 (Applause)

8 (Pause)

9 MAYOR PETRACCO: Guys, excuse me, everyone. We're
10 going to give you guys a minute. If you'd like to stay for
11 the rest of the meeting, you are all welcome.

12 (Laughter)

13 MAYOR PETRACCO: I can tell you it won't be as fun
14 as this, but we're going to get started with our meeting.
15 So we'll just give you guys another minute. If you are
16 going to leave now, --

17 (Pause)

18 MAYOR PETRACCO: Bye, guys.

19 (Pause)

20 MAYOR PETRACCO: Okay. Everyone is out from the
21 band. Again, I'd just like to thank the band. That was
22 awesome.

23 We will get our paperwork in order.

24 (Pause)

25 MAYOR PETRACCO: Okay. Madam Clerk, we did our

1 bill list, and we have no reports. We have ordinance
2 introductions. I have an ordinance introduction number
3 3302, an ordinance to amend Chapter 532 of the Code of the
4 Township of Nutley entitled rent control, Section 532-14,
5 when effective, termination of provisions.

6 MADAM CLERK: Need a motion.

7 UNIDENTIFIED SPEAKER: Move it.

8 UNIDENTIFIED SPEAKER: Second.

9 MADAM CLERK: Commissioner Rogers?

10 COMMISSIONER ROGERS: Aye.

11 MADAM CLERK: Commissioner Tucci?

12 COMMISSIONER TUCCI: Aye.

13 MADAM CLERK: Commissioner Scarpelli?

14 COMMISSIONER SCARPELLI: Aye.

15 MADAM CLERK: Mayor Petracco?

16 MAYOR PETRACCO: Aye.

17 But I just have to read one more thing. I move
18 that the ordinance be passed to a second reading and
19 advertised in the Nutley Sun, together with the notice
20 required by law, that further consideration of said
21 ordinance for final passage by the board of commissioners to
22 be held at its second reading on -- do we have that date?

23 MADAM CLERK: January 20th.

24 MAYOR PETRACCO: January 20th, 2015. And, being
25 we already voted on it, I think we're okay.

1 We'll move on to resolutions.

2 Commissioner Tucci?

3 COMMISSIONER TUCCI: Thank you, Mayor. BE IT
4 RESOLVED by the board of commissioners of the township of
5 Nutley, county of Essex, New Jersey that, in accordance with
6 the provisions of R.S. 40A:4-59, the following transfer(s)
7 of 2014 appropriation reserves be and the same are hereby
8 authorized and approved.

9 To the Department of Parks and Public Property
10 from other insurance, \$15,000 to Fuel Oil in the same
11 amount.

12 I move the resolution.

13 MAYOR PETRACCO: Second.

14 MADAM CLERK: Commissioner Rogers?

15 COMMISSIONER ROGERS: Aye.

16 MADAM CLERK: Commissioner Tucci?

17 COMMISSIONER TUCCI: Aye.

18 MADAM CLERK: Commissioner Scarpelli?

19 COMMISSIONER SCARPELLI: Aye.

20 MADAM CLERK: Mayor Petracco?

21 MAYOR PETRACCO: Aye.

22 Commissioner Tucci, would you read
23 Commissioner Evans'?

24 COMMISSIONER TUCCI: Yes, Mayor. WHEREAS, the
25 following current fund budget appropriation balances remain

1 unexpended, the Economic Development Project, Other Expenses
2 Line in the amount of \$210,000; and

3 WHEREAS, it is necessary to formally cancel said
4 balances so that the unexpended balances may be credited to
5 surplus;

6 Excuse me. NOW, THEREFORE, BE IT RESOLVED by the
7 board of commissioners of the township of Nutley, county of
8 Essex, state of New Jersey that the above listed unexpended
9 balances of the current fund be canceled and effective
10 December 31st, 2014.

11 I move the resolution.

12 MAYOR PETRACCO: Second.

13 MADAM CLERK: Commissioner Rogers?

14 COMMISSIONER ROGERS: Aye.

15 MADAM CLERK: Commissioner Tucci?

16 COMMISSIONER TUCCI: Aye.

17 MADAM CLERK: Commissioner Scarpelli?

18 COMMISSIONER SCARPELLI: Aye.

19 MADAM CLERK: Mayor Petracco?

20 MAYOR PETRACCO: Aye.

21 Commissioner Scarpelli?

22 COMMISSIONER SCARPELLI: WHEREAS, the township of
23 Nutley, through the Department of Public Works, has a need
24 to acquire services of an engineering consultant as a non-
25 fair and open contract pursuant to the provisions of

N.J.S.A. 19:44 A-20.4 or 20.5, as appropriate; and

WHEREAS, the engineering coordinator has determined and certified in writing that the value of the aggregate services provided by the vendor for the term of this contract will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is for 12 months, from January 1st, 2015 through December 31st, 2015; and

WHEREAS, Pennoni Associates, Inc. has submitted a proposal dated December 15th, 2014 indicating they will provide engineering services according to a fee schedule attached; and

WHEREAS, Pennoni Associates, Inc. has completed and submitted a business entity disclosure certification which certifies that said corporation has not made any reportable contributions to a political or candidate committee in the township of Nutley in the previous one year, and that the contract will prohibit Pennoni Associates from making any reportable contributions through the term of the contract; and

WHEREAS, the contract is not to exceed \$165,000 for general engineering services and whereas funds are available from account 5-01-404-200 and have been certified by the chief financial officer, said certification being attached to this resolution;

1 NOW, THEREFORE, BE IT RESOLVED that the board of
2 commissioners of the township of Nutley enter into a
3 contract with Pennoni Associates, Inc. as described herein;
4 and

5 BE IT FURTHER RESOLVED that the business
6 disclosure entity certification and the determination of
7 value be placed on file with this resolution.

8 BE IT FURTHER RESOLVED that a notice of this
9 action shall be printed once in the Nutley Sun in accordance
10 with the Local Public Contracts Law.

11 MADAM CLERK: Commissioner Rogers?

12 COMMISSIONER ROGERS: Aye.

13 MADAM CLERK: Commissioner Tucci?

14 COMMISSIONER TUCCI: Aye.

15 MADAM CLERK: Commissioner Scarpelli?

16 COMMISSIONER SCARPELLI: Aye.

17 MADAM CLERK: Mayor Petracco?

18 MAYOR PETRACCO: Aye.

19 COMMISSIONER SCARPELLI: Thank you, Mayor.

20 MAYOR PETRACCO: Thank you.

21 Commissioner Rogers, you have nothing tonight?

22 COMMISSIONER ROGERS: I have nothing, Mayor.

23 MAYOR PETRACCO: Give me one second.

24 (Pause)

25 MAYOR PETRACCO: Okay. WHEREAS, N.J.S.A. A:9-41

1 requires that an emergency management council be formed to
2 coordinate all disaster control activities on behalf of the
3 township of Nutley, county of Essex, state of New Jersey;

4 NOW, THEREFORE, BE IT RESOLVED by the board of
5 commissioners, township of Nutley, county of Essex, New
6 Jersey that the following be appointed as emergency
7 management council/local emergency planning
8 council/environmental commission on behalf of the township
9 of Nutley, January 1st, 2015 through December 31st, 2017.

10 The appointments are Thomas Nicolette, emergency
11 management coordinate; Paul Cafone, deputy coordinator fire
12 and rescue; David Hollywood, deputy coordinator emergency
13 public information communications; John Redstone, deputy
14 coordinator evaluation coordinator; David Hamilton,
15 hazardous materials coordinator; William Vonroth,
16 radiological protection; Jason Kirk, alert and warning
17 coordinator; Savatore Ferraro, damage assessment
18 coordinator; David Berry, code enforcement assessment team
19 member; Phillip Nicolette, emergency operations center
20 coordinator; Michael Rossi, emergency medical coordinator;
21 Thomas Strumolo, law enforcement coordinator; Thomas
22 Restaino, public health coordinator; Michael Luzzi, public
23 works coordinator; Harry Kirk, resource management
24 coordinator; Ann Marie Nicolette, shelter, reception and
25 care coordinator; Felicia Gardner, social services

1 coordinator.

2 I move the resolution.

3 COMMISSIONER TUCCI: Second.

4 MADAM CLERK: Commissioner Rogers?

5 COMMISSIONER ROGERS: Aye.

6 MADAM CLERK: Commissioner Tucci?

7 COMMISSIONER TUCCI: Aye.

8 MADAM CLERK: Commissioner Scarpelli?

9 MR. SCARPELLI: Aye.

10 MADAM CLERK: Mayor Petracco?

11 MAYOR PETRACCO: Aye.

12 BE IT RESOLVED by the board of commissioners of
13 the township of Nutley, county of Essex, state of New Jersey
14 that Alphonse Petracco and Kathy Rempusheski be appointed as
15 representatives of the community development block grant
16 committee expiring December 31st, 2015.

17 I move the resolution.

18 COMMISSIONER TUCCI: Second.

19 MADAM CLERK: Commissioner Rogers?

20 COMMISSIONER ROGERS: Aye.

21 MADAM CLERK: Commissioner Tucci?

22 COMMISSIONER TUCCI: Aye.

23 MADAM CLERK: Commissioner Scarpelli?

24 MR. SCARPELLI: Aye.

25 MADAM CLERK: Mayor Petracco?

1 MAYOR PETRACCO: Aye.

2 WHEREAS, an application has been filed for a
3 place-to-place transfer of plenary retail consumption
4 license number 0716-33-001-006 issued to Pins and Pints,
5 LLC, T/A CORK'S for premises located at 94 Bloomfield
6 Avenue, Nutley, New Jersey;

7 WHEREAS, the submitted application form is
8 complete in all respects, the transfer fees have been paid,
9 and the license, currently a pocket license, has been
10 properly renewed for the current license term;

11 NOW, THEREFORE, BE IT RESOLVED that the township
12 of Nutley Board of Commissioners does hereby approve,
13 effective January 7th, 2015 the place-to-place transfer of
14 the aforesaid plenary retail consumption licensed premises
15 from pocket license to Pins and Pints, LLC, T/A as CORK'S,
16 94 Bloomfield Avenue, Nutley, New Jersey and does hereby
17 direct the municipal clerk to endorse the license
18 certification as follows: "This license, subject to all of
19 its terms and conditions, is hereby transferred to the
20 premises located at 94 Bloomfield Avenue, Nutley, New
21 Jersey.

22 I move the resolution.

23 COMMISSIONER TUCCI: Second.

24 MADAM CLERK: Commissioner Rogers?

25 COMMISSIONER ROGERS: (No audible response.)

1 MADAM CLERK: Commissioner Tucci?

2 COMMISSIONER TUCCI: Aye.

3 MADAM CLERK: Commissioner Scarpelli?

4 MR. SCARPELLI: Aye.

5 MADAM CLERK: Mayor Petracco?

6 MAYOR PETRACCO: Aye.

7 Thank you. That concludes our business portion of
8 the meeting.

9 Is there anyone here tonight that would like to
10 address the board of commissioners?

11 Seeing no one, --

12 UNIDENTIFIED SPEAKER: Mayor, if I might, before
13 we adjourn?

14 MAYOR PETRACCO: Yes.

15 UNIDENTIFIED SPEAKER: Just one announcement. I
16 understand there was some concern that the broadcasting of
17 these meetings was not publicized well enough.

18 I just want everyone to know that we put it up on
19 the Nutley website, the Nutley township website. It's in
20 the scroll portion. It'll show from Thursday through
21 Monday, and they will begin -- the broadcasting will begin
22 at 8:30.

23 Thank you, Mayor.

24 MAYOR PETRACCO: Thank you.

25 And I have one more announcement. Thank you for

1 reminding me about announcements.

2 The last couple of days, our Nutley Police
3 Department has gone through an accreditation policy. It's
4 all about our procedures and policies. I met with the
5 inspectors yesterday morning, and I'm very, very proud to
6 compliment the Nutley Police Department and everyone in
7 public safety.

8 The inspectors told me, here in Nutley, we are
9 very, very much ahead of the curve, as far as technologies,
10 our policies, our procedures of what we're doing. So it's
11 refreshing to know that our police department is doing a
12 fine job and we are really ahead of the curve, state-wide.

13 On that note, we are officially adjourned.

14 UNIDENTIFIED SPEAKER: Move to adjourn.

15 UNIDENTIFIED SPEAKER: Second.

16 MADAM CLERK: Commissioner Rogers?

17 COMMISSIONER ROGERS: Aye.

18 MADAM CLERK: Commissioner Tucci?

19 COMMISSIONER TUCCI: Aye.

20 MADAM CLERK: Commissioner Scarpelli?

21 MR. SCARPELLI: Aye.

22 MADAM CLERK: Mayor Petracco?

23 MAYOR PETRACCO: Aye.

24 Thank you for coming.

25 MADAM CLERK: And the time is now 8:09.

1 (Whereupon, these proceedings were concluded at 9:14
2 AM)

3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Ordinance No. 3302

Introduced by Mayor Petracco

Introduced on January 6, 2015

Public Hearing January 20, 2015

Ordinance No. 3302

“AN ORDINANCE TO AMEND CHAPTER 532 OF THE CODE OF THE TOWNSHIP OF NUTLEY, ENTITLED RENT CONTROL, SECTION 532-14: WHEN EFFECTIVE: TERMINATION OF PROVISIONS.”

Section 532-14 of the Code of the Township of Nutley is hereby amended to reflect a termination date of December 31, 2020.

1. REPEALER. All ordinances or parts of ordinance which are inconsistent herewith are hereby repealed to the extent of such inconsistency.
2. EFFECTIVE DATE. This ordinance shall take effect immediately upon the expiration of twenty (20) after passage and publication as required by law, and shall be retroactive to January 1, 2014.

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* January 6, 2015

Seconded by: Commissioner Steven Rogers *No.* 1-15

WHEREAS, the Township of Nutley through the Department of Public Works has a need to acquire the services of an engineering consultant as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44 A-20.4 or 20.5, as appropriate; and

WHEREAS, the engineering coordinator has determined and certified in writing that the value of the aggregate services provided by the vendor for the term of this contract will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is for twelve (12) months, from January 1, 2015 through December 31, 2015; and

WHEREAS, Pennoni Associates, Inc. has submitted a proposal dated December 15, 2014 indicating they will provide engineering services according to a fee schedule attached; and

WHEREAS, Pennoni Associates, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that said corporation has not made any reportable contributions to a political or candidate committee in the Township of Nutley in the previous one year, and that the contract will prohibit Pennoni Associates from making any reportable contributions through the term of the contract; and

WHEREAS, the contract is not to exceed \$165,000.00 for general engineering services and whereas funds are available from account 5-01-404-200 and have been certified by the chief financial officer, said certification being attached to this resolution,

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley enter into a contract with Pennoni Associates, Inc. as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the Nutley Sun in accordance with the Local Public Contracts Law.


Eleni Pettas

...

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held January 6, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</i>
<i>Yes</i>	X	X		X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: _____ Commissioner Alphonse Petracco *Date:* _____ January 6, 2015

Seconded by: _____ Commissioner Mauro G. Tucci *No.* _____ 2-15

WHEREAS, N.J.S.A. A: 9-41 requires that an Emergency Management Council be formed to coordinate all disaster control activities on behalf of the Township of Nutley, County of Essex, State of New Jersey;

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners, Township of Nutley, County of Essex, New Jersey that the following be appointed as Emergency Management Council/Local Emergency Planning Council/Environmental Commission on behalf of the Township of Nutley, January 1, 2015 – December 31, 2017

Thomas Nicolette	Emergency Management Coordinator
Paul Cafone	Deputy Coordinator/Fire and Rescue
David Hollywood	Deputy Coordinator/Emergency Public Information/Communications
John Redstone	Deputy Coordinator/Evacuation Coordinator
David Hamilton	Hazardous Materials Coordinator
William Vonroth	Radiological Protection
Jason Kirk	Alert and Warning Coordinator
Salvatore Ferraro	Damage Assessment Coordinator
David Berry	Code Enforcement/Assessment Team Member
Phillip Nicolette	Emergency Operations Center Coordinator
Michael Rossi	Emergency Medical Coordinator
Thomas Strumolo	Law Enforcement Coordinator
Thomas Restaino	Public Health Coordinator
Michael Luzzi	Public Works Coordinator
Harry Kirk	Resource Management Coordinator
Ann Marie Nicolette	Shelter, Reception and Care Coordinator
Felicia Gardner	Social Services Coordinator

. . .

I, 
Eleni Pettas

_____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held _____ January 6, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</i>
<i>Yes</i>	X	X		X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

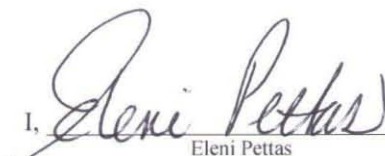
BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Alphonse Petracco *Date:* January 6, 2015
Seconded by: Commissioner Mauro G. Tucci *No.* 3-15

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that Alphonse Petracco and Kathy Rempusheski be appointed as representatives of the Community Development Block Grant Committee expiring December 31, 2015.

. . .

I, , Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held January 6, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</i>
<i>Yes</i>	X	X		X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Alphonse Petracco *Date:* January 6, 2015
Seconded by: Commissioner Mauro G. Tucci *No.* 4-15

WHEREAS, an application has been filed for a Place-to-Place Transfer of Plenary Retail Consumption License Number 0716-33-001-006, issued to Pins And Pints LLC., T/A CORK'S for premises located at 94 Bloomfield Avenue, Nutley, New Jersey 07110;

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license, currently a pocket license, has been properly renewed for the current license term;

NOW, THEREFORE BE IT RESOLVED that the Township of Nutley Board of Commisiners does hereby approve, effective January 7, 2015, the Place-to-Place Transfer of the aforesaid Plenary Retail Consumption licensed premises, from "Pocket License" to Pins and Pints LLC., T/A as Cork's, 94 Bloomfield Avenue, Nutley New Jersey 07110, and does hereby direct the Municipal Clerk to endorse the license certificate as follows: "This license, subject to all of its terms and conditions, is hereby transferred to premises located at 94 Bloomfield Avenue, Nutley, New Jersey 07110."

I,  _____,

. . .

the _____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that

Eleni Pettas

foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held

January 6, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</i>
<i>Yes</i>	X	X		X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* January 6, 2015
Seconded by: Mayor Alphonse Petracco *No.* 5-15

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that in accordance with the provision of R.S. 40A: 4-59, the following transfer(s) of **2014 Appropriation Reserves** be and the same are hereby authorized and approved:

DEPARTMENT OF PARKS & PUBLIC PROPERTY

<u>FROM:</u>		<u>TO:</u>	
Other Insurance		Fuel Oil	
4-01-522-200	\$15,000.00	4-01-528-200	\$15,000.00
Total	\$15,000.00	Total	\$ 15,000.00

I, 
Eleni Pettas

. . .

_____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held January 6, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</i>
<i>Yes</i>	X	X		X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci read for Commission Thomas J. Evans *Date:* January 6, 2015
Seconded by: Mayor Alphonse Petracco *No.* 6-15

WHEREAS, the following Current Fund budget appropriation balances remain unexpended:

Economic Development Project

Other Expenses \$210,000.00

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be credited to Surplus;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that the above listed unexpended balances of the Current Fund be canceled, and effective December 31, 2014.

. . .

I, 
Eleni Pettas

, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held January 6, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</i>
<i>Yes</i>	X	X		X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		