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TOWNSHIP OF NUTLEY, NEW JERSEY

BOARD OF COMMISSIONERS

)
PUBLIC MEETING) TRANSCRIPT OF
) PROCEEDINGS:
)

January 20, 2015

7:45 p.m.

BEFORE:

- Commissioner Mauro Tucci
- Commissioner Thomas J. Evans
- Commissioner Joseph Scarpelli
- Mayor Alphonse Petracco

Job No. NJ2004220

Transcribed by: Nicole Yawn

1 P R O C E E D I N G S

2 (Pledge of Allegiance)

3 MAYOR PETRACCO: Madam Clerk?

4 MADAM CLERK: Yes, Mayor. Board of commissioners
5 public meeting Tuesday, January 20th, 2015. The time is now
6 8:45.

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

14 Commissioner Rogers is absent/excused this
15 evening.

16 Commissioner Tucci?

17 COMMISSION TUCCI: Here.

18 MADAM CLERK: Commissioner Evans?

19 COMMISSIONER EVANS: Here.

20 MADAM CLERK: Commissioner Scarpelli?

21 COMMISSIONER SCARPELLI: Here.

22 MADAM CLERK: Mayor Petracco?

23 MAYOR PETRACCO: Here.

24 I see we have minutes tonight.

25 MADAM CLERK: Yes, Mayor, we have minutes for

1 December 16th, 2014 and for December 31st, 2014.

2 Can I have a motion, please?

3 COMMISSIONER TUCCI: Move it.

4 COMMISSIONER EVANS: Second.

5 MADAM CLERK: Commissioner Rogers is
6 absent/excused this evening.

7 Commissioner Tucci?

8 COMMISSIONER TUCCI: Aye.

9 MADAM CLERK: Commissioner Evans?

10 COMMISSIONER EVANS: Aye.

11 MADAM CLERK: Commissioner Scarpelli?

12 COMMISSIONER SCARPELLI: Aye.

13 MADAM CLERK: Mayor Petracco?

14 MAYOR PETRACCO: Aye.

15 COMMISSIONER TUCCI: Excuse me. Just for the
16 record, in the minutes, they identify the mover of the last
17 -- the minutes from the last meeting as unidentified
18 speaker. That unidentified speaker is me. So we've just
19 identified that speaker.

20 MADAM CLERK: Thank you, Commissioner.

21 MAYOR PETRACCO: Okay. I see we have
22 communications and correspondence.

23 MADAM CLERK: Yes, Mayor, we have an event
24 application submitted by the Nutley Irish Association for
25 their 32nd Annual St. Patrick's Day Parade. The event is

1 scheduled for Saturday, March 7th, 2015.

2 Can I have a motion, please?

3 COMMISSIONER TUCCI: Move it.

4 COMMISSIONER EVANS: Second.

5 MADAM CLERK: Commissioner Tucci?

6 COMMISSIONER TUCCI: Aye.

7 MADAM CLERK: Commissioner Evans?

8 COMMISSIONER EVANS: Aye.

9 MADAM CLERK: Commissioner Scarpelli?

10 COMMISSIONER SCARPELLI: Aye.

11 MADAM CLERK: Mayor Petracco?

12 MAYOR PETRACCO: Aye.

13 We also have an application to hold a Sunday
14 raffle for the Nutley Junior Raider Booster Club for
15 February 8th, 2015.

16 Can I have a motion?

17 COMMISSIONER TUCCI: Move it.

18 COMMISSIONER EVANS: Second.

19 MADAM CLERK: Commissioner Tucci?

20 COMMISSIONER TUCCI: Aye.

21 MADAM CLERK: Commissioner Evans?

22 COMMISSIONER EVANS: Aye.

23 MADAM CLERK: Commissioner Scarpelli?

24 COMMISSIONER SCARPELLI: Aye.

25 MADAM CLERK: Mayor Petracco?

1 MAYOR PETRACCO: Aye.

2 And we might as well move -- before we do the
3 proclamations, let's do the reports.

4 Commissioner Tucci?

5 COMMISSIONER TUCCI: I Have a shade tree report
6 for the month of December 2014.

7 MAYOR PETRACCO: Thank you.

8 Commissioner Scarpelli?

9 COMMISSIONER SCARPELLI: I have various reports,
10 Mayor.

11 MAYOR PETRACCO: Thank you.

12 Let's move on to the bill list.

13 MADAM CLERK: Yes, Mayor. Public Affairs,
14 \$203,497.57; Revenue and Finance, \$2,399,666.79; Public
15 Safety, \$134,940.29; Public Works, \$294,851.61; Total
16 Payroll is \$749,573.52, for a grand total of \$3,867,329.84.

17 MAYOR PETRACCO: We need a motion.

18 COMMISSIONER EVANS: Yep, I move it.

19 COMMISSIONER TUCCI: Second.

20 MADAM CLERK: Commissioner Tucci?

21 COMMISSIONER TUCCI: Aye.

22 MADAM CLERK: Commissioner Evans?

23 COMMISSIONER EVANS: Aye.

24 MADAM CLERK: Commissioner Scarpelli?

25 COMMISSIONER SCARPELLI: Aye.

1 MADAM CLERK: Mayor Petracco?

2 MAYOR PETRACCO: Aye.

3 Okay. Thank you. Now, we will move on to the
4 proclamations that we have here.

5 The first proclamation that I'm going to read is
6 honoring Mr. Ralph Pastore, who I see is here tonight.

7 Thank you for coming.

8 Mr. Pastore serves on our zoning board for many
9 years.

10 WHEREAS, Ralph Pastore, who resides on Columbia
11 Avenue in a home that he built in 1961; and

12 WHEREAS, Ralph and his wife, Ruth Anne, have three
13 children, Bob, Rick, and Michelle; and

14 WHEREAS, Ralph worked for 40 years at Damon G.
15 Douglas as vice president of the construction and then moved
16 to railroad construction in charge of the construction and
17 sales; and

18 WHEREAS, Ralph retired in 2008 but continued to
19 help the company expand, to include a building division; and

20 WHEREAS, Ralph has always been active in various
21 organizations, including president of the Building
22 Contractors of New Jersey, as co-chairman of the Carpenter's
23 Fund, and as a member of the Drug Awareness Initiative for
24 the construction industry;

25 WHEREAS, in 1999, then Mayor Pete Scarpelli,

1 recognizing Ralph's keen knowledge in the field of
2 construction and building, appointed him as a member to the
3 Nutley Zoning Board; and

4 WHEREAS, Ralph's experience and expertise was
5 regarded and appreciated in many decisions and options made
6 during the tenure on the board; and

7 NOW, THEREFORE, BE IT RESOLVED by the board of
8 Commissioners, township of Nutley, county of Essex, state of
9 New Jersey that Ralph Pastore be recognized with
10 appreciation for his dedication and commitment as an
11 invaluable member of the Nutley Zoning Board.

12 We don't need a vote for the proclamation, but I'd
13 just like to give Mr. Pastore a round of applause for all
14 his years of service.

15 (Applause)

16 MR. PASTORE: Mr. Mayor, I would like to thank you
17 and the board of commissioners for this honor. It has been
18 a pleasure and an honor to serve on the board of adjustment.

19 I would also like to thank Paul Scudato,
20 Diane McGovern, and the rest of the board for their
21 dedication and for their friendship. Thank you.

22 MAYOR PETRACCO: Thank you, Mr. Pastore.

23 (Applause)

24 MAYOR PETRACCO: Can we have the picture, Sam?

25 Yeah, Mr. Pastore, could we --

1 (Pause)

2 (Applause)

3 (Pause)

4 MAYOR PETRACCO: Very nice.

5 Okay. Now, we have another special guest for
6 another proclamation, and I'll read this one.

7 WHEREAS, Willem Wu eben was born on July 12th,
8 2005 to Michael and Leslie Wuebben; and

9 WHEREAS, during the first year of life, Willem was
10 diagnosed with a rare condition called Moebius Syndrome; and

11 WHEREAS, Moebius Syndrome is characterized by
12 facial paralysis and other neurological issues, including
13 visual impairment, sensory integration, dysfunction, sleep
14 disorders, and weak muscle tones; and

15 WHEREAS, Willem took his first steps at 27 months
16 of age, persevered through years of physical, occupational,
17 and speech therapies; and

18 WHEREAS, Willem, after three years of special
19 education, was mainstreamed into the third grade class at
20 Lincoln School and this year continues to thrive as an A
21 student in the fourth grade; and

22 WHEREAS, even at his young age, Willem has
23 demonstrated the need to share his experience and to remind
24 everyone that we are all the same inside; and

25 NOW, THEREFORE, BE IT RESOLVED by the board of

1 commissioners, the township of Nutley, county of Essex,
2 state of New Jersey that, in honor of our young friend,
3 Willem Wuebben, January 24th is proclaimed as Moebius Syndrome
4 Awareness Day to show the world that, through determination,
5 hard work, and perseverance, anything and everything is
6 achievable.

7 Again, we don't need a vote for this. I
8 understand Willem would like to speak.

9 (Applause)

10 MR. M. WU EBBEN: Let me just say that, for Moebius
11 Awareness Day, we'll be handing out pencils to Willem's
12 class and his brother and sister's class, and Willem wrote a
13 poem today to speak about that.

14 MR. W. WU EBBEN: Use these pencils (indiscernible)
15 tonight. I cannot smile, but if you're my friend for a
16 while, you'll see I smile with my heart.

17 (Applause)

18 (Pause)

19 MAYOR PETRACCO: Are you going to speak? Okay.

20 (Pause)

21 MAYOR PETRACCO: Let's hear it for Willem.

22 MR. M. WU EBBEN: Yeah, and I just want to give
23 everyone an understanding of Moebius Syndrome and how
24 special Willem is. And so, Moebius Syndrome is an extremely
25 rare condition. And, in fact, when Willem was born, most of

1 the people that we've had experiences with had never heard
2 of it, and a lot of people didn't really know, sort of, how
3 to treat it, how to deal with it. But Willem persevered.
4 And I'd say I'm more proud of Willem than anything because
5 his greatest attribute is his compassion.

6 Now, Willem, no matter what he's feeling, he's
7 always thinking about others, and he's always thinking
8 about, you know, he always has concern for his brother and
9 his sister and his mother and me. And he's always willing
10 to give back. And that's why I wanted him to be recognized
11 by this town, because I think he's something for us to be
12 proud of. So thank you very much.

13 MAYOR PETRACCO: Thank you.

14 (Applause)

15 MAYOR PETRACCO: Just a comment. And then, if
16 commissioners want to joint in.

17 I just want your family and the brother and sister
18 and the mom sitting over there -- if there's anything that
19 the board of commissioners could ever do, I know these
20 gentlemen to my left and my right well. Alls you have to do
21 is ask, and we'll be willing to help you guys in any which
22 way you can.

23 And I have to say just seeing the accomplishments
24 that he's made over the years is really fantastic. To be an
25 A student at Lincoln School is not the easiest for any child

1 to do, and, through hard work, I'm sure he has a great
2 foundation at home. So congratulations to all of you.

3 Commissioner Scarpelli?

4 COMMISSIONER SCARPELLI: Thank you, Mayor.

.5 I'd like to say congratulations and I'm also a
6 former Lincoln School student, so very proud of you and very
7 proud that you're from Lincoln School.

8 COMMISSIONER EVANS: The mom, dad, thank you for
9 being here tonight. I think it takes courage to do this.

10 And, Willem, you're my new hero.

11 COMMISSIONER TUCCI: Well, Willem, I didn't go t
12 Lincoln School, but I'm proud of you nonetheless. All
13 right? To be an A student anywhere, especially at Lincoln,
14 is a great achievement.

15 And I want to thank you and your parents for
16 making us aware of this so that, when people do come and
17 speak to us about this, that now, we can begin to understand
18 just what's involved and how we can go about helping folks
19 that have this syndrome. But thank you very much for being
20 here this evening.

21 MAYOR PETRACCO: Let's take our photo.

22 (Applause)

23 (Pause)

24 (Applause)

25 (Pause)

1 MAYOR PETRACCO: Willem, there's only one other
2 thing, too. Your dad gave me this poem. Some day, when you
3 get married, you could stop by my house, and I will have
4 this. I promise you that. That's very nice.

5 Okay. Okay. I guess we will move on to ordinance
6 introductions.

7 Commissioner Scarpelli, you'll read
8 Commissioner Rogers'?

9 COMMISSIONER SCARPELLI: Yeah. Thank you, Mayor.
10 This is ordinance number 3303 for Commissioner Rogers, an
11 ordinance to amend an ordinance to fix the salaries of
12 certain officers and employees of the township of Nutley,
13 county of Essex, state of New Jersey, effective January 1st,
14 2015.

15 BE IT ORDAINED by the board of commissioners of
16 the township of Nutley in the county of Essex the following
17 to amend the title of registered environmental health
18 specialist public health part-time.

19 I move this ordinance be passed to a second
20 reading and advertised in the Nutley Sun, together with the
21 notice required by law and that further consideration of
22 said ordinance for final passage by the board of
23 commissioners be held at the second reading on January 20th,
24 2015.

25 That can't be. When's the public hearing?

1 MADAM CLERK: February 3rd.

2 COMMISSIONER SCARPELLI: February 3rd?

3 February 3rd, 2015.

4 MADAM CLERK: We need a motion.

5 COMMISSIONER EVANS: Second.

6 MADAM CLERK: Who seconds?

7 MAYOR PETRACCO: Commissioner Evans seconded it.

8 MADAM CLERK: Commissioner Tucci?

9 COMMISSIONER TUCCI: Aye.

10 MADAM CLERK: Commissioner Evans?

11 COMMISSIONER EVANS: Aye.

12 MADAM CLERK: Commissioner Scarpelli?

13 COMMISSIONER SCARPELLI: Aye.

14 MADAM CLERK: Mayor Petracco?

15 MAYOR PETRACCO: Aye.

16 Thank you, Commissioner.

17 I have an ordinance public hearing tonight, I
18 believe. This ordinance is for the rent leveling board.
19 It's ordinance number 3302, an ordinance to amend Chapter
20 532 of the Code of the Township of Nutley entitled Rent
21 Control Section 532-14, When Effective: Termination of
22 Provisions.

23 I need a motion to open up the public hearing.

24 COMMISSIONER TUCCI: Move it.

25 COMMISSIONER EVANS: Second.

1 MADAM CLERK: Commissioner Tucci?

2 COMMISSIONER TUCCI: Aye.

3 MADAM CLERK: Commissioner Evans?

4 COMMISSIONER EVANS: Aye.

5 MADAM CLERK: Commissioner Scarpelli?

6 COMMISSIONER SCARPELLI: Aye.

7 MADAM CLERK: Mayor Petracco?

8 MAYOR PETRACCO: Aye.

9 Is there anyone here this evening that would like
10 to comment on ordinance number 3302?

11 Seeing no one, I need a motion to close the public
12 portion of the meeting.

13 COMMISSIONER TUCCI: Move it.

14 COMMISSIONER EVANS: Second.

15 MADAM CLERK: Commissioner Tucci?

16 COMMISSIONER TUCCI: Aye.

17 MADAM CLERK: Commissioner Evans?

18 COMMISSIONER EVANS: Aye.

19 MADAM CLERK: Commissioner Scarpelli?

20 COMMISSIONER SCARPELLI: Aye.

21 MADAM CLERK: Mayor Petracco?

22 MAYOR PETRACCO: Aye.

23 And we need to move the ordinance.

24 COMMISSIONER TUCCI: Move it.

25 COMMISSIONER EVANS: Second.

1 MADAM CLERK: Commissioner Tucci?

2 COMMISSIONER TUCCI: Aye.

3 MADAM CLERK: Commissioner Evans?

4 COMMISSIONER EVANS: Aye.

5 MADAM CLERK: Commissioner Scarpelli?

6 COMMISSIONER SCARPELLI: Aye.

7 MADAM CLERK: Mayor Petracco?

8 MAYOR PETRACCO: Aye.

9 Thank you.

10 Commissioner Tucci, with your resolutions.

11 COMMISSIONER TUCCI: Yes, thank you, Mayor.

12 WHEREAS, the township of Nutley has a need to
13 acquire specialized professional services as a fair and open
14 contract pursuant to the provision of N.J.S.A. 19:44 A-20.5;
15 and

16 WHEREAS, the Department of Parks and Public
17 property has a need to acquire specialized professional
18 services for a qualified academy for training youth soccer
19 programs; and

20 WHEREAS, the municipal clerk is hereby authorized
21 and directed to advertise for a request for qualifications
22 for a qualified academy for training youth soccer programs;
23 and

24 NOW, THEREFORE, BE IT RESOLVED that the request
25 for qualifications or RFQ shall be due on Wednesday,

1 February 11th, 2015 at 3:00 p.m. addressed to the municipal
2 clerk, Nutley Township Hall, One Kennedy Drive, Nutley, New
3 Jersey.

4 I move the resolution,

5 COMMISSIONER EVANS: Second.

6 MADAM CLERK: Commissioner Tucci?

7 COMMISSIONER TUCCI: Aye.

8 MADAM CLERK: Commissioner Evans?

9 COMMISSIONER EVANS: Aye.

10 MADAM CLERK: Commissioner Scarpelli?

11 COMMISSIONER SCARPELLI: Aye.

12 MADAM CLERK: Mayor Petracco?

13 MAYOR PETRACCO: Aye.

14 COMMISSIONER TUCCI: WHEREAS, the Department of
15 Parks and Public Property has a need to acquire specialized
16 professional services for accident and safety review and
17 consulting; and

18 WHEREAS, the municipal clerk is hereby authorized
19 and directed to advertise for a request for qualifications
20 for accident and safety review and consulting; and

21 NOW, THEREFORE, BE IT RESOLVED that sealed
22 requests for qualifications will be opened and read on
23 Wednesday, February 11th, 2015 at 3:00 p.m. in the 3rd floor
24 commission chambers, township hall, One Kennedy Drive,
25 Nutley, New Jersey.

1 I move the resolution.

2 COMMISSIONER EVANS: Second.

3 MADAM CLERK: Commissioner Tucci?

4 COMMISSIONER TUCCI: Aye.

5 MADAM CLERK: Commissioner Evans?

6 COMMISSIONER EVANS: Aye.

7 MADAM CLERK: Commissioner Scarpelli?

8 COMMISSIONER SCARPELLI: Aye.

9 MADAM CLERK: Mayor Petracco?

10 MAYOR PETRACCO: Aye.

11 COMMISSIONER TUCCI: WHEREAS, the Department of
12 Parks and Public Property has a need to acquire specialized
13 professional services for a consultant and risk manager; and

14 WHEREAS, the municipal clerk is hereby authorized
15 and directed to advertise for an RFQ for consultant risk
16 manager;

17 NOW, THEREFORE, BE IT RESOLVED that the RFQ shall
18 be due on Wednesday, February 11th, 2015 at 3:00 p.m.
19 addressed to municipal clerk, Nutley Township Hall, One
20 Kennedy Drive, Nutley, New Jersey.

21 I move the resolution.

22 COMMISSIONER EVANS: Second.

23 MADAM CLERK: Commissioner Tucci?

24 COMMISSIONER TUCCI: Aye.

25 MADAM CLERK: Commissioner Evans?

1 COMMISSIONER EVANS: Aye.

2 MADAM CLERK: Commissioner Scarpelli?

3 COMMISSIONER SCARPELLI: Aye.

4 MADAM CLERK: Mayor Petracco?

5 MAYOR PETRACCO: Aye.

6 COMMISSIONER TUCCI: That's all I have, Mayor.

7 Thank you.

8 Commissioner Evans?

9 COMMISSIONER EVANS: Yes, thank you. I have
10 several. I'll try to move through them as efficiently as
11 possible.

12 WHEREAS, the township of Nutley, pursuant to
13 N.J.S.A. 40A:11-11 may, by resolution and without
14 advertising for bids, purchase any goods or services under
15 an approved county cooperative purchasing program; and

16 WHEREAS, the township of Nutley has a need on a
17 timely basis to purchase goods or services utilizing the
18 following cooperative purchasing programs;

19 Essex County

20 Somerset County

21 Morris County

22 Union County

23 Cranford

24 Middlesex County

25 WHEREAS, the town of Nutley intends to enter into

1 contracts with the attached referenced contract vendors
2 through this resolution and properly executed contracts
3 shall be subject to all of the conditions applicable to the
4 current contracts;

5 NOW, THEREFORE, BE IT RESOLVED that the township
6 of Nutley authorizes the purchasing agent to purchase
7 certain goods and services from those approved co-op
8 vendors, pursuant to all conditions of the individual county
9 contracts; and

10 BE IT FURTHER RESOLVED that the governing body of
11 the township of Nutley, pursuant to N.J.A.C. 5:30-5.5(b),
12 the certification of available funds shall either certify
13 the full maximum amount against the budget at the time the
14 contract is awarded, or no contract shall be chargeable or
15 certified until such time as the goods or services are
16 ordered or otherwise called for prior to placing the order
17 and certification of availability of funds is made by the
18 chief financial officer; and

19 BE IT FURTHER RESOLVED that the duration of the
20 contract between the township of Nutley and the referenced
21 cooperative purchasing vendors shall be January 1, 2014 to
22 December 31st, 2014.

23 BE IT FURTHER RESOLVED that the equipment -- I
24 think the last provision of this is in error and should be
25 removed. I don't think we need another further resolved.

1 So so move.

2 COMMISSIONER TUCCI: Second.

3 MADAM CLERK: Commissioner Evans?

4 COMMISSIONER EVANS: Aye.

5 MADAM CLERK: Commissioner Tucci?

6 COMMISSIONER TUCCI: Aye.

7 Commissioner Rogers? Sorry, he's absent/excused.

8 Mayor Petracco?

9 MAYOR PETRACCO: Aye.

10 MADAM CLERK: Commissioner Scarpelli?

11 COMMISSIONER SCARPELLI: Aye.

12 MAYOR PETRACCO: Did I aye? I don't know if I
13 aye'd, but I do aye.

14 COMMISSIONER EVANS: Yes.

15 Okay. WHEREAS, the township of Nutley has a need
16 to acquire the services of a registered municipal accountant
17 to conduct the annual audit of the township books' accounts
18 and financial transactions within five months after the
19 close of its fiscal year as a non-fair and open contract
20 pursuant to the provisions of N.J.S.A. 19:44 A-20.4 or 20.5,
21 as appropriate; and

22 WHEREAS, the chief financial officer has
23 determined and certified in writing that the value of the
24 aggregate services provided by the vendor for the one year
25 will exceed \$17,500; and

1 WHEREAS, the anticipated term of the contract is
2 12 months from January 1, 2015 through December 31st, 2015;

3 WHEREAS, Nisivoccia & Company, LLP certified
4 public accountants and consultants, 200 Valley Road, Suite
5 300, Mount Arlington, New Jersey has submitted a fee
6 schedule for providing such services, the total of which is
7 not to exceed \$149,230; and

8 WHEREAS, Nisivoccia & Company certified public
9 accountants and consultants has completed and submitted a
10 business entity disclosure certification which certifies
11 that they have not made any reportable contributions to a
12 political or candidate committee in the township of Nutley
13 in the previous one year and that the contract will prohibit
14 them from making any reportable contributions through the
15 term of the contract; and

16 WHEREAS, funds are available in account 5-01-222-
17 205 in the amount of \$87,326 and account 5-05-706-205 in the
18 amount of \$61,904 and have been certified by the chief
19 financial officer, said certification being attached to this
20 resolution;

21 NOW, THEREFORE, BE IT RESOLVED by the board of
22 commissioners of the township authorizes the mayor to enter
23 into a contract with Nisivoccia & Company, LLP certified
24 public accountants and consultants; and

25 BE IT FURTHER RESOLVED that the business entity

1 disclosure certification and the determination of value be
2 placed on file with this resolution.

3 So move.

4 COMMISSIONER TUCCI: Second.

5 MADAM CLERK: Commissioner Tucci?

6 COMMISSIONER TUCCI: Aye.

7 MADAM CLERK: Commissioner Evans?

8 COMMISSIONER EVANS: Aye.

9 MADAM CLERK: Commissioner Scarpelli?

10 COMMISSIONER SCARPELLI: Aye.

11 MADAM CLERK: Mayor Petracco?

12 MAYOR PETRACCO: Aye.

13 COMMISSIONER EVANS: WHEREAS, the township of
14 Nutley has a need to acquire the services of an attorney as
15 municipal tax counsel to provide legal counsel services
16 concerning municipal tax appeals in the township of Nutley
17 as a non-fair and open contract, pursuant to the provisions
18 of N.J.S.A. 19:44 A-20.4 or 20.5, as appropriate; and

19 WHEREAS, the tax assessor has determined and
20 certified in writing that the value of the aggregate
21 services provided by the vendor for the year will exceed
22 \$17,500; and

23 WHEREAS, the law firm of Piro, Zinna, Cifelli,
24 Paris & Genitempo, 360 Passaic Avenue, Nutley, New Jersey
25 has submitted a fee schedule for providing such services,

1 the total of which is not to exceed \$40,000; and

2 WHEREAS, the anticipated term of this contract is
3 for 12 months from January 1, 2015 through December 31st,
4 2015; and

5 WHEREAS, the law firm of Piro, Zinna, Cifelli,
6 Paris & Genitempo has completed and submitted the business
7 entity disclosure certification, which certifies that they
8 have not made any reportable contributions to a political or
9 a candidate committee in the township of Nutley in the
10 previous one year and that the contract will prohibit them
11 from making any reportable contributions through the term of
12 the contract; and

13 WHEREAS, funds are available in account 5-01-204-
14 200 and have been certified by the chief financial officer,
15 said certification being attached to this resolution;

16 NOW, THEREFORE, BE IT RESOLVED by the board of
17 commissioners of the township of Nutley that we authorize
18 the mayor to enter into a contract with the law firm of
19 Piro, Zinna, Cifelli, Paris & Genitempo; and

20 BE IT FURTHER RESOLVED that the business entity
21 disclosure certification and determination of value be
22 placed on file with this resolution.

23 So move.

24 COMMISSIONER TUCCI: Second.

25 MADAM CLERK: Commissioner Tucci?

1 COMMISSIONER TUCCI: Aye.

2 MADAM CLERK: Commissioner Evans?

3 COMMISSIONER EVANS: Aye.

4 MADAM CLERK: Commissioner Scarpelli?

5 COMMISSIONER SCARPELLI: Aye.

6 MADAM CLERK: Mayor Petracco?

7 MAYOR PETRACCO: Aye.

8 COMMISSIONER EVANS: WHEREAS, the township of
9 Nutley and the law firm of Piro, Zinna, Cifelli, Paris &
10 Genitempo, 360 Passaic Avenue, Nutley has entered into a
11 contract to provide legal counsel services concerning
12 municipal tax appeals; and

13 WHEREAS, the director of the Department of Revenue
14 and Finance has recommended the following change order from
15 said contract -- this relates to 2014 -- change order number
16 2, legal counsel services in the amount of \$4,000;

17 WHEREAS, funds are available in account 5-01-204-
18 200 and have been certified by the chief financial officer
19 and said certification is attached to this resolution;

20 NOW, THEREFORE, BE IT RESOLVED by the board of
21 commissioners of the township of Nutley, county of Essex,
22 state of New Jersey they are hereby authorized to enter into
23 a sign change order with Piro, Zinna, Cifelli, Paris &
24 Genitempo for the township of Nutley.

25 So move.

1 COMMISSIONER TUCCI: Second.

2 MADAM CLERK: Commissioner Tucci?

3 COMMISSIONER TUCCI: Aye.

4 MADAM CLERK: Commissioner Evans?

5 COMMISSIONER EVANS: Aye.

6 MADAM CLERK: Commissioner Scarpelli?

7 COMMISSIONER SCARPELLI: Aye.

8 MADAM CLERK: Mayor Petracco?

9 MAYOR PETRACCO: Aye.

10 COMMISSIONER EVANS: BE IT RESOLVED by the board
11 of commissioners of the township of Nutley in the county of
12 Essex, state of New Jersey the treasurer be and she is
13 hereby authorized to refund overpayments of tax charges for
14 block 8304, lot 10 for \$2,189.94; block 4001-7, lot 7,
15 \$2921.09; block 5106, lot 4, \$72.86, for a total of
16 \$5,183.89.

17 So move.

18 COMMISSIONER TUCCI: Second.

19 MADAM CLERK: Commissioner Tucci?

20 COMMISSIONER TUCCI: Aye.

21 MADAM CLERK: Commissioner Evans?

22 COMMISSIONER EVANS: Aye.

23 MADAM CLERK: Commissioner Scarpelli?

24 COMMISSIONER SCARPELLI: Aye.

25 MADAM CLERK: Mayor Petracco?

1 MAYOR PETRACCO: Aye.

2 COMMISSIONER EVANS: WHEREAS, R.S. 40A:5-17 allows
3 the cancellation of property tax credits or delinquent
4 amounts in the amount that is less than \$10; and

5 WHEREAS, the governing body may authorize the tax
6 collector to process without further action on their part
7 any cancellation of property tax credits or delinquencies of
8 less than \$10;

9 NOW, THEREFORE, BE IT RESOLVED by the board of
10 commissioners of the township of Nutley, county of Essex,
11 New Jersey hereby authorizes the tax collector to cancel
12 said amounts as deemed necessary.

13 So move.

14 COMMISSIONER TUCCI: Second.

15 MADAM CLERK: Commissioner Tucci?

16 COMMISSIONER TUCCI: Aye.

17 MADAM CLERK: Commissioner Evans?

18 COMMISSIONER EVANS: Aye.

19 MADAM CLERK: Commissioner Scarpelli?

20 COMMISSIONER SCARPELLI: Aye.

21 MADAM CLERK: Mayor Petracco?

22 MAYOR PETRACCO: Aye.

23 COMMISSIONER EVANS: BE IT RESOLVED by the board
24 of commissioners of the township of Nutley, county of Essex,
25 state of New Jersey that the treasurer be and she is hereby

1 authorized to refund overpayments of water charges in the
2 amount of \$80.96 for block 5003, lot 11.

3 So move.

4 COMMISSIONER TUCCI: Second.

5 MADAM CLERK: Commissioner Tucci?

6 COMMISSIONER TUCCI: Aye.

7 MADAM CLERK: Commissioner Evans?

8 COMMISSIONER EVANS: Aye.

9 MADAM CLERK: Commissioner Scarpelli?

10 COMMISSIONER SCARPELLI: Aye.

11 MADAM CLERK: Mayor Petracco?

12 MAYOR PETRACCO: Aye.

13 COMMISSIONER EVANS: WHEREAS, the township of
14 Nutley, pursuant to N.J.S.A. 40A:11-12A and N.J.A.C. 5:34-
15 7.29(c), may by resolution and without advertising for bids,
16 purchase any goods and services under the state of New
17 Jersey cooperative purchasing program for any state
18 contracts entered into on behalf of the state by the
19 Division of Purchase and Property in the Department of the
20 Treasury; and

21 WHEREAS, the township of Nutley has the need on a
22 timely basis to purchase goods and services utilizing state
23 contracts; and

24 WHEREAS, the township of Nutley intends to enter
25 into contracts with Candoris Technologies as authorized

1 under the Dell NJ WSCA Contract B27160/State Contract 70256
2 and also Samuels, Inc./Buy Wise Auto 73719/85992 contracts
3 through this resolution and properly executed contracts
4 shall be subject to all conditions applicable to the current
5 state contracts;

6 NOW, THEREFORE, BE IT RESOLVED that the township
7 of Nutley authorizes the purchasing agent to purchase goods
8 and services from this approved New Jersey state contract
9 vendor, pursuant to all the conditions of the state
10 contract; and

11 BE IT FURTHER RESOLVED that the governing body of
12 the township of Nutley, pursuant to N.J.A.C. 5:30-5.5(b) the
13 certification of available funds, shall either certify the
14 full maximum amount against the budget at the time the
15 contract is awarded, or no contract shall be chargeable or
16 certified until such time as the goods or services are
17 ordered or otherwise called for prior to placing the order
18 and certification of availability of funds is made by the
19 chief financial officer; and

20 BE IT FURTHER RESOLVED that the duration of the
21 contract between the township of Nutley and Candoris
22 Technologies and Samuel/Buy Wise Auto shall be from
23 January 1, 2015 to December 31st, 2015.

24 So move.

25 COMMISSIONER TUCCI: Second.

1 MADAM CLERK: Commissioner Tucci?

2 COMMISSIONER TUCCI: Aye.

3 MADAM CLERK: Commissioner Evans?

4 COMMISSIONER EVANS: Aye.

5 MADAM CLERK: Commissioner Scarpelli?

6 COMMISSIONER SCARPELLI: Aye.

7 MADAM CLERK: Mayor Petracco?

8 MAYOR PETRACCO: Aye.

9 COMMISSIONER EVANS: WHEREAS, the tax collector
10 for this municipality has previously issued tax sale
11 certificates to U.S. Bank Custodian for TLCF2012A, LLC, for
12 the following block and lots;

13 Block 4201, lot 10, certificate number 201442 in
14 the amount of \$471.55.

15 WHEREAS, the purchaser of the aforesaid tax sale
16 certificate has indicated to the tax collector that they
17 have lost or otherwise misplaced the original tax sale
18 certificates and have duly filed for the appropriate
19 affidavit of loss with the tax collector; and

20 NOW, THEREFORE, BE IT RESOLVED that the tax
21 collector of the municipality be and is hereby authorized
22 upon receipt of the appropriately executed notarized loss
23 affidavit and the payment of a fee of \$100 per certificate,
24 to issue appropriate duplicate tax sale certificate to the
25 purchaser covering the certificate lost as previously

1 described in accordance with the requirements of Chapter 99
2 of Public Laws of 1997.

3 BE IT FURTHER RESOLVED that a copy of this
4 resolution and the loss affidavit be attached to the
5 duplicate certificate to be issued to said purchaser and
6 that said duplicate certificate shall be stamped or
7 otherwise have imprinted upon it the word duplicate, as
8 required by law.

9 So move.

10 COMMISSIONER TUCCI: Second.

11 MADAM CLERK: Commissioner Tucci?

12 COMMISSIONER TUCCI: Aye.

13 MADAM CLERK: Commissioner Evans?

14 COMMISSIONER EVANS: Aye.

15 MADAM CLERK: Commissioner Scarpelli?

16 COMMISSIONER SCARPELLI: Aye.

17 MADAM CLERK: Mayor Petracco?

18 MAYOR PETRACCO: Aye.

19 COMMISSIONER EVANS: BE IT RESOLVED by the board
20 of commissioners of the township of Nutley, county of Essex,
21 state of New Jersey that there is hereby established in the
22 Department of Revenue and Finance a petty cash account in
23 the amount of \$650, said funds to be in the custody of the
24 cashier. All petty cash vouchers are to be approved by the
25 department designee and authorized by the purchasing agent

1 or her designee.

2 So move.

3 COMMISSIONER TUCCI: Second.

4 MADAM CLERK: Commissioner Tucci?

5 COMMISSIONER TUCCI: Aye.

6 MADAM CLERK: Commissioner Evans?

7 COMMISSIONER EVANS: Aye.

8 MADAM CLERK: Commissioner Scarpelli?

9 COMMISSIONER SCARPELLI: Aye.

10 MADAM CLERK: Mayor Petracco?

11 MAYOR PETRACCO: Aye.

12 COMMISSIONER EVANS: BE IT RESOLVED by the board
13 of commissioners of the township of Nutley in the county of
14 Essex, state of New Jersey the treasurer be and she is
15 hereby authorized to refund overpayment of property taxes
16 for block 9000, lot 46, \$4,474.59 for 2013 fourth quarter;
17 block 9046, for \$4,737.48 for 2014, fourth quarter; block
18 4500, lot 3, \$592.59 2014, fourth quarter; block 8300, lot
19 4, \$1,283.67 2014, fourth quarter, for a total amount of
20 \$11,088.33 for said years due to successful tax court
21 judgments.

22 So move.

23 COMMISSIONER TUCCI: Second.

24 MADAM CLERK: Commissioner Tucci?

25 COMMISSIONER TUCCI: Aye.

1 MADAM CLERK: Commissioner Evans?

2 COMMISSIONER EVANS: Aye.

3 MADAM CLERK: Commissioner Scarpelli?

4 COMMISSIONER SCARPELLI: Aye.

5 MADAM CLERK: Mayor Petracco?

6 MAYOR PETRACCO: Aye.

7 COMMISSIONER EVANS: WHEREAS, R.S. 54:4-67 permits
8 the governing body of each municipality to fix the rate of
9 interest to be charged for non-payment of taxes or
10 assessments subject to any abatement or discount for the
11 late payment of the taxes provided by law; and

12 WHEREAS, R.W. 54:4-67 has been amended to permit
13 the fixing of said interest rate of 8 percent per annum on
14 the first \$1,500 of the delinquency and 18 percent per annum
15 on any amount in excess of \$1,500 -- these are the minimums
16 that are allowed by state statute. This is not driven by
17 the municipality, but by state law.

18 NOW, THEREFORE, BE IT RESOLVED that the board of
19 commissioners of the township of Nutley, county of Essex,
20 New Jersey resolve as follows:

21 1. The tax collector is hereby authorized and
22 directed to charge 8 percent per annum on taxes becoming
23 delinquent after the due date subject to any abatement or
24 discount for the late payment of taxes provided by law.

25 2. Effective January 1, 2015, quarterly tax

1 payments made by cash, check, or money order shall have a
2 10-day grace period.

3 3. Any payments not made in accordance with
4 Section 2 of this resolution shall be charged interest from
5 the due date, as set forth in Section 1 of this resolution.

6 So move.

7 COMMISSIONER TUCCI: Second.

8 MADAM CLERK: Commissioner Tucci?

9 COMMISSIONER TUCCI: Aye.

10 MADAM CLERK: Commissioner Evans?

11 COMMISSIONER EVANS: Aye.

12 MADAM CLERK: Commissioner Scarpelli?

13 COMMISSIONER SCARPELLI: Aye.

14 MADAM CLERK: Mayor Petracco?

15 MAYOR PETRACCO: Aye.

16 COMMISSIONER EVANS: BE IT RESOLVED by the board
17 of commissioners of the township of Nutley, county of Essex,
18 New Jersey that, in accordance with the provisions of R.S.
19 40A:4-59, the following transfers of the 2000 (sic)
20 appropriation reserves be and the same are hereby authorized
21 and approved.

22 From tax collector's salary and wage, \$4,000 to
23 tax assessor O/E.

24 So move.

25 COMMISSIONER TUCCI: Second.

1 MADAM CLERK: Commissioner Tucci?

2 COMMISSIONER TUCCI: Aye.

3 MADAM CLERK: Commissioner Evans?

4 COMMISSIONER EVANS: Aye.

5 MADAM CLERK: Commissioner Scarpelli?

6 COMMISSIONER SCARPELLI: Aye.

7 MADAM CLERK: Mayor Petracco?

8 MAYOR PETRACCO: Aye.

9 COMMISSIONER EVANS: I have two remaining
10 resolutions. Both of these resolutions establish -- are
11 temporary budgets, since we're in the budget development
12 phase. These resolutions will authorize the government to
13 operate until the new budget is adopted, according to the
14 state timetable.

15 WHEREAS, New Jersey Statutes 40A:4-19 provides
16 that, where debt service is to be paid in 2015 prior to the
17 time of the final adoption of the 2015 budget, temporary
18 appropriations shall be made for the amount of such debt
19 service in the manner and time therein provided;

20 WHEREAS, the date of this resolution is subsequent
21 to December 20th, 2014; and

22 WHEREAS, debt service will become due during the
23 first 6 months of 2015;

24 NOW, THEREFORE, BE IT RESOLVED by the board of
25 commissioners of the township of Nutley that the following

1 temporary appropriations be made:

2 Current Fund, interest and bonds, 74,000; Current
3 Fund, N.J.E.I.T. Trust Interest, 7,000, for a total debt
4 service in the current fund of \$81,000.

5 Water Operating Budget, N.J.E.I.T. Interest,
6 \$9,200 and N.J.E.I.T. Fund Principal, \$26,000, for a total
7 debt service in the water utility of \$35,200.

8 So move.

9 COMMISSIONER TUCCI: Second.

10 MADAM CLERK: Commissioner Tucci?

11 COMMISSIONER TUCCI: Aye.

12 MADAM CLERK: Commissioner Evans?

13 COMMISSIONER EVANS: Aye.

14 MADAM CLERK: Commissioner Scarpelli?

15 COMMISSIONER SCARPELLI: Aye.

16 MADAM CLERK: Mayor Petracco?

17 MAYOR PETRACCO: Aye.

18 COMMISSIONER EVANS: WHEREAS, 40A:4-19 Local
19 Budget Law provides that where any contracts, commitments,
20 or payments are to be made prior to the final adoption of
21 the 2015 budget, temporary appropriations be made for the
22 purposes and the amounts required in a manner and time
23 provided therein; and

24 WHEREAS, the date of this resolution is within the
25 first 30 days of 2015; and

1 WHEREAS, the total appropriations in the 2015
2 budget less appropriations made for capital improvement
3 fund, debt service, and public assistance are as follows:

4 Current Fund, \$45,484,784.15; Water Utility,
5 \$4,220,090.

6 WHEREAS, 26-and-1-quarter percent of the total
7 appropriation in 2015 budget, less appropriations for
8 capital improvement fund, debt service, and public
9 assistance in the said 2015 budget is as follows:

10 Current Fund, \$11,939,755.84; Water Utility,
11 \$1,107,773.63.

12 NOW, THEREFORE, BE IT RESOLVED by the board of
13 commissioners of the township of Nutley, in the county of
14 Essex, the following temporary appropriations are made and
15 that the certified copy of this resolution is submitted to
16 the chief financial officer for her record.

17 Attached is a by-line item summary of the
18 individual budgets by the individual accounts for each
19 department within the municipality.

20 So move.

21 COMMISSIONER TUCCI: Second.

22 MADAM CLERK: Commissioner Tucci?

23 COMMISSIONER TUCCI: Aye.

24 MADAM CLERK: Commissioner Evans?

25 COMMISSIONER EVANS: Aye.

1 MADAM CLERK: Commissioner Scarpelli?

2 COMMISSIONER SCARPELLI: Aye.

3 MADAM CLERK: Mayor Petracco?

4 MAYOR PETRACCO: Aye.

5 COMMISSIONER EVANS: Finally. Thank you, Mayor.

6 MAYOR PETRACCO: Thank you.

7 Commissioner Scarpelli?

8 COMMISSIONER SCARPELLI: No resolutions, Mayor.

9 MAYOR PETRACCO: Thank you.

10 WHEREAS, Christobal Chris Mazzini, 51 Passaic
11 Avenue, Nutley, New Jersey has applied for renewal of
12 constable license number 15; and

13 WHEREAS, the application has been reviewed by the
14 municipal clerk and police department;

15 NOW, THEREFORE, BE IT RESOLVED by the board of
16 commissioners, township of Nutley, county of Essex, state of
17 New Jersey that Christobal Chris Mazzini be reappointed as
18 constable number 15 for a 1-year term effective
19 January 20th, 2015.

20 I move the resolution.

21 COMMISSIONER TUCCI: Second.

22 MADAM CLERK: Commissioner Tucci?

23 COMMISSIONER TUCCI: Aye.

24 MADAM CLERK: Commissioner Evans?

25 COMMISSIONER EVANS: Aye.

1 MADAM CLERK: Commissioner Scarpelli?

2 COMMISSIONER SCARPELLI: Aye.

3 MADAM CLERK: Mayor Petracco?

4 MAYOR PETRACCO: Aye.

5 WHEREAS, raffle applications have been received
6 from the following organizations; and

7 PTO Nutley Lincoln School, license number 01-15,
8 on-premise 50/50 cash raffle, Friday, February 6th, 2015;
9 PTO Nutley Lincoln School, license number 02-15, on-premise
10 merchandise raffle, Friday, February 6th, 2015; Nutley
11 Junior Raider Booster Club for Nutley High School Softball
12 Team, license number 03-15 on-premise 50/50 cash raffle,
13 Sunday, February 8th, 2015; Nutley Junior Raider Booster
14 Club for Nutley High School Softball Team, license number
15 04-15 on-premise tricky tray, Sunday, February 8th, 2015;

16 WHEREAS, the applications have been reviewed and
17 approved by the municipal clerk and the police department;

18 NOW, THEREFORE, BE IT RESOLVED by the board of
19 commissioners of the township of Nutley, county of Essex,
20 state of New Jersey that the aforementioned licenses are
21 approved, and the municipal clerk is authorized to issue the
22 licenses.

23 I move the resolution.

24 COMMISSIONER TUCCI: Second.

25 MADAM CLERK: Commissioner Tucci?

1 COMMISSIONER TUCCI: Aye.

2 MADAM CLERK: Commissioner Evans?

3 COMMISSIONER EVANS: Aye.

4 MADAM CLERK: Commissioner Scarpelli?

5 COMMISSIONER SCARPELLI: Aye.

6 MADAM CLERK: Mayor Petracco?

7 MAYOR PETRACCO: Aye.

8 Thank you. That concludes our business portion of
9 the meeting. We'll now open it up to our public portion for
10 public comment.

11 Madam Clerk, will you please read our five-minute
12 rule?

13 MADAM CLERK: Yes, Mayor. All persons addressing
14 the board of commissioners regarding community concerns
15 should approach the microphone and provide their name and
16 address for the record. Unless further time is granted by
17 the board, each person shall limit their address to five
18 minutes. All remarks to the board and individual members
19 must be addressed to the mayor.

20 The mayor may defer citizens' comments to the
21 appropriate member of the board. Dialogue between citizens
22 and others addressing the board shall be allowed, unless the
23 mayor or presiding officer or the majority of the membership
24 of the board shall determine that the interests of decorum
25 and/or the expeditious conduct of municipal business are

1 being adversely affected by such dialogue.

2 MAYOR PETRACCO: Thank you, Madam Clerk.

3 Is there anyone here this evening that would like
4 to address the board of commissioners?

5 MS. QUIRK: Teri Quirk. Can you hear me? I
6 don't know if you can hear me. Teri Quirk, 45 Hampton
7 Place. I'm actually not speaking on behalf of my
8 organization tonight.

9 I will be done in five minutes, but I just wanted
10 to let you know that I had no intention to come here. Okay?
11 Usually, like I said, I usually hang out over at the board
12 of ed. meetings. But Saturday night something happened that
13 changed my mind, and I just wanted to share this experience
14 with you.

15 I was coming home, and because I hate waiting at
16 lights, I was coming down Kingsland Avenue, and I decided to
17 make a right onto Hillside and to come around this way,
18 which is right down by Eerie Place, which is next to the
19 trestle. And I was approaching Franklin Avenue right down
20 here, and I looked to my side, and there was an elderly
21 woman in the crosswalk.

22 She hadn't gone out into the crosswalk. She was
23 on the side street. And someone was coming down Franklin
24 Avenue. I stopped. They stopped. And a person coming from
25 underneath the trestle heading North stopped. He was in a

1 big, black pickup, and this was a sedan, from what I'm
2 seeing from where my vantage point.

3 And everybody stopped. So she steps into the
4 crosswalk, and she proceeds to walk across the street. And,
5 as she's approaching the big, black truck and she's passing
6 him, two cars come out of nowhere behind the big, black
7 truck and speed around her so quickly. I can't even begin
8 to tell you how terrified I was.

9 I thought she was going to die. I thought this
10 was going to be oh, my god, I'm going to watch this woman
11 get hit by a car.

12 Somehow, they sped around her. I couldn't even
13 get their license plate number. Because believe me, if I
14 got their license plate number, my next stop would be at the
15 police station, because I would be reporting them. Okay?

16 Because this was -- I don't know whether there was
17 a fire that they had to get to, but it was unbelievable how
18 quickly they moved around her. And they could have clipped
19 her if it wasn't for the fact that she just slowed down. It
20 was by the grace of God that she didn't die. Okay.

21 So I know that a few years ago I came to this
22 board, and I did talk about solar panels, and I did talk
23 about those flashing lights that are over in Lyndhurst. And
24 I talked about those things, and I gave you information. I
25 just think, in light of what's happened, it's really

1 dangerous out there.

2 I mean, you're driving down -- especially if it's
3 at night, you can barely see the stop signs. And it's just
4 a scary place out there. So I'm not saying that we have to
5 be like Lyndhurst, okay, with the --

6 MAYOR PETRACCO: Well, let me just interrupt you
7 for one second. I do remember you telling me that a couple
8 years ago. And finally, with cooperation with
9 Commissioner Scarpelli, too, we did, at the end of the year,
10 purchase some lights and things that are going to make some
11 of our crosswalks in town --

12 MS. QUIRK: Okay.

13 MAYOR PETRACCO: -- illuminate.

14 MS. QUIRK: Okay.

15 MAYOR PETRACCO: And, you know, more signage and
16 all that stuff. So, you know, after unfortunately what
17 happened on Centre Street, you know, we've been working on
18 this. And again, you know, I'm hoping when the weather
19 breaks, we'll be able to do some things together with DPW to
20 correct that problem. But we already have ordered the signs
21 --

22 MS. QUIRK: Excellent.

23 MAYOR PETRACCO: -- through public safety.
24 Although I have to just say this one statement to you and to
25 people here tonight in the audience. I have been preaching

1 because I do cross the streets in town, too, and I drive
2 around town. We live here, all that stuff.

3 Unfortunately, it just seems that my message
4 hasn't been getting out loud enough to teach people manners.
5 Because that's what it's about. And, like I've said when
6 the woman, you know, unfortunately got hit by the car, and
7 there was some people here from her senior home.

8 I tell my own wife and my own kids, you know,
9 everybody seems to do the speed limit on the highways. And,
10 with these newer cars, the sports cars, the BMWs, the high
11 performance cars, everybody goes, you know, 35 around town.

12 And, like I instruct my own family is that, God
13 forbid, if you hit someone, a child or a person or an adult
14 or a senior citizen, even though you may get a fine for it,
15 you may -- you know, whatever the repercussions of that.
16 You have to live with that the rest of your life.

17 So I beg everybody to please slow down. You know,
18 Nutley is a growing community, as we all know, and, you
19 know, there's more pedestrians. And the speeds that people
20 go in this town is ridiculous.

21 And unfortunately, we can't have a cop on every
22 corner, on every side street, at every crosswalk. And the
23 Nutley Police Department and myself -- we do -- you know, we
24 try our best to, you know, acquire that speed that people
25 slow down. And, in my office, it's the biggest complaint I

1 get from people.

2 Either there's not enough enforcement, or their
3 son or daughter or cousin or brother is the one receiving
4 the ticket. So, you know, in the future, I have instructed
5 the chief of police that we are going to enforce these speed
6 limits in town. Not that we're going to. We are doing it.

7 You know, we're putting more radar in these cars.
8 We ordered it. The equipment is expensive. But again, we
9 can't -- you know, we have to police ourselves to a certain
10 degree.

11 MS. QUIRK: Right.

12 MAYOR PETRACCO: And it's really appalling to sit
13 up here and hear your story of after a woman got hit by a
14 car that, you know, people in our town are not obeying the
15 rules and policing themselves. So we'll keep emphasizing
16 this message through public safety and the board of
17 commissioners. Like I said, you know, Joe and I are working
18 together to illuminate some of these crosswalks and do what
19 we can with some of these solar panel signs that you brought
20 to my attention a couple of years ago.

21 So I have to tell you I sit up here and listened
22 to your comment, and I'm embarrassed by it, because of --
23 you know, not for me to be redundant. But it's such a
24 problem.

25 And, you know, when the woman came here from the

1 senior home -- I used to drive up to Morristown a lot.
2 People slam on their brakes when there's a person on the
3 sidewalk, not even in the crosswalk. And I just don't know
4 why we can't get that message across to our residents or
5 people passing through our town.

6 You know, it was unfortunate because the week that
7 that woman did get hit by that car -- or van, it was -- we
8 had -- with the county, we had an effort to, you know,
9 enforce crosswalks. That was the week before. And we
10 issued almost 60 tickets in a day.

11 And unfortunately, the next day -- when the cops
12 aren't there, people get back to their old habits. And it
13 really is a shame. And, you know, I urge people. It could
14 be your son, daughter, brother, sister, mother, father,
15 grandparent that's going to step out in that sidewalk and,
16 God forbid, have a problem.

17 So your message is loud and clear. And, you know,
18 I appreciate you coming to exploit that message even more.

19 MS. QUIRK: Yeah. I just want to say. Like, I
20 don't think we should be afraid of, like, being vigilant. I
21 mean, I grew up in Lyndhurst, and I remember driving into --
22 and to this day -- driving into Rutherford.

23 Rutherford is very vigilant, and they will come
24 out of nowhere and hand you over a ticket. So, when you're
25 driving into Rutherford, your mind is, oh, God, I've got to

1 go right down to 25 miles an hour, because I'm going to
2 get a ticket. This guy's going to be right there.

3 So you know what? If you have to be more
4 vigilant, do it. And, if people are not happy, then just
5 say slow down. And they won't have to.

6 MAYOR PETRACCO: Thank you.

7 MS. QUIRK: But I do thank you.

8 MAYOR PETRACCO: Thank you.

9 Is there anyone else this evening that would like
10 to address the board of commissioners?

11 MR. ODRIA: Michael Odria, 133 High Street. I
12 heard -- I don't have all the full details. But, from what
13 I understand, there are going to be two medical schools
14 opening up in the Hoffman LaRoche property. And my question
15 is this. When will that open?

16 And kind of like what the Paramus Malls do for
17 Paramus -- those malls absorb a lot of the property taxes, a
18 lot of the property tax burdens for the homeowners of
19 Paramus. Will these new medical schools that are going to
20 be opening up at Hoffman LaRoche -- are they going to absorb
21 a lot of our property tax burdens? And, if they are, when
22 are they scheduled to open?

23 MAYOR PETRACCO: Well, they're scheduled,
24 according to the press release, in 2017 to have their first
25 class there. But I'll let Commissioner Evans answer your

1 tax question.

2 COMMISSIONER EVANS: It's actually one medical
3 school that is integrated with doctors, nurses, and medical
4 technicians as part of one single building on the premises.
5 The fact that it's a lease, not a purchase -- it is a
6 taxable transaction, and it will be taxed according to its
7 revenue stream, which is still an unknown since they
8 announced through a letter of intent their intention to do
9 this. The lease terms haven't been finalized yet.

10 MR. ODRIA: Okay. So it's going to be property
11 taxed?

12 COMMISSIONER EVANS: According to the revenue it
13 generates, not according to how much we think it should pay,
14 but according to the revenue it generates by state law.

15 MR. ODRIA: All right. According to the revenue?
16 Okay. That's what I wanted to know. All right. Thank you.

17 MAYOR PETRACCO: Thank you.

18 MR. ODRIA: By 2017? Thank you very much.

19 MAYOR PETRACCO: Is there anyone else this evening
20 that would like to address the board of commissioners?

21 MS. LANDRY: Penny Landry, 135 Lakeside Drive.
22 OPRA was submitted for a report for the planning board on
23 October 15th, 2014 meeting. The very, very brief minutes
24 say that a report was given by George Kimmral (ph) from
25 Urban Studio.

1 I OPRA'd the report, and the OPRA came back there
2 was no written report from Mr. Kimmral to the board. And
3 what I would like to know is, when we hire consultants to
4 give reports, how is it that we can find out what the
5 content of the reports might be.

6 I mean, our taxpaying dollars paid for a
7 consultant to consult with the planning board. The minutes
8 say a report was given by the consultant.

9 MAYOR PETRACCO: Maybe our counsel could answer
10 that question.

11 MR. GENITEMPO: Yes.

12 Ms. Landry, you know that as soon as the report is
13 -- if there's a written report and it's complete and final,
14 you will -- it will be a public document, and you will get
15 to see it. As far as I know, when I spoke to Mr. Hera (ph),
16 there was no written report. It was just verbal. Doesn't
17 mean there is not going to be one.

18 I believe there will be one. And obviously, we
19 have your OPRA request. If there is a document, we'll
20 produce it.

21 MS. LANDRY: Okay. Because that is not what the
22 OPRA request reply said. It says there was no written
23 report to the board.

24 MR. GENITEMPO: At this time.

25 MS. LANDRY: That isn't what it said.

1 MR. GENITEMPO: I don't care what it says.

2 MS. LANDRY: Okay.

3 MR. GENITEMPO: I'm telling you at this time.

4 MS. LANDRY: Oh, okay, all right. I just want to
5 say I'm just trying to find out when the report from this
6 consulting company will be available to the public.

7 MR. GENITEMPO: The report is generated (audio
8 gap).

9 MS. LANDRY: Okay. Thank you.

10 Do I sit down and get back up again for the next
11 one?

12 MAYOR PETRACCO: No, go ahead.

13 MS. LANDRY: Okay. Thank you.

14 In December 2014, the total overtime for water ops
15 was \$28,422.51. My question is, for that amount of
16 overtime, which is approximately that amount every month in
17 2014, would it be more fiscally responsible to hire
18 additional staff for water ops instead of paying almost
19 30,000 in overtime. That's question one.

20 And question two -- there seems to be some
21 conversation going on about overtime is to go and take water
22 out of people's flooded basements or stopped up toilets or
23 something like that. So my question is do we charge a
24 plumbing service fee to houses when we show up to do things
25 that I know I've paid a plumber to do and was not aware that

1 the town worked overtime providing that service.

2 MAYOR PETRACCO: Why don't we let

3 Commissioner Scarpelli answer that?

4 COMMISSIONER SCARPELLI: Well, first of all,

5 Ms. Landry, we budget about \$250,000 a year in overtime, and
6 you have to realize that water and sewer operations are a
7 24/7 operation. That any time there is a backup or a water
8 main break that's an emergency situation, the health
9 emergency -- sewer backup and an emergency situation where
10 we can't have people without water. So those are a 24/7
11 operation.

12 If we were to have shift work to keep people on,
13 you're talking at least six to seven extra people with
14 benefits. It'd be over that 250,000 that we budget.

15 MS. LANDRY: Okay.

16 COMMISSIONER SCARPELLI: Per year in overtime.

17 MS. LANDRY: What happened in December that made
18 it so high? Because, if you take 30 times 12, that's way
19 over --

20 COMMISSIONER SCARPELLI: I don't know what the
21 weeks were. But, in November, for instance, you have
22 Veteran's Day. You have Election Day. You have two days in
23 Thanksgiving where we have to cover. We have to be on call.

24 MS. LANDRY: Okay.

25 COMMISSIONER SCARPELLI: So that would be a reason

1 that the overtime would be more during that time period.

2 MS. LANDRY: So overtime would be after hours. So
3 you're saying --

4 COMMISSIONER SCARPELLI: Overtime would be over 40
5 hours per week.

6 MS. LANDRY: Okay. And you're saying --

7 COMMISSIONER SCARPELLI: Anybody that works over
8 40 hours per week is entitled to overtime.

9 MS. LANDRY: Okay. And so, you're saying that
10 30,000 a month in overtime is just --

11 COMMISSIONER SCARPELLI: No, I'm saying 250,000
12 per year, not 30,000 per month, 250,000 per year. That's
13 what we budget, and we're under that all the time.

14 MS. LANDRY: Okay. All right. So we don't
15 actually, like, go unstop toilets or --

16 COMMISSIONER SCARPELLI: We do --

17 MS. LANDRY: -- get water out of basements?

18 COMMISSIONER SCARPELLI: If there's a sewer backup
19 into someone's basement, we have to come out and see why
20 it's backing up. Is it the main, or is it the lateral?
21 Since we're out there anyway, as a service to our residents,
22 because of what they pay in taxes, we think it's a good
23 service to -- while we're out there, if it is the lateral,
24 we will go and unclog that lateral.

25 MS. LANDRY: Okay. So, if the sewage backs up --

1 COMMISSIONER SCARPELLI: They're not charged for
2 that.

3 MS. LANDRY: You're not charged for any cleanup of
4 any basements caused by an infrastructure --

5 COMMISSIONER SCARPELLI: That's a whole other --
6 that's a loaded question, and I won't --

7 MS. LANDRY: Okay. Okay. So we just pay
8 overtime? Okay. Thank you.

9 Could I have two minutes?

10 MAYOR PETRACCO: Sure.

11 MS. LANDRY: I have five other things, but I'll be
12 back. We were inspired at Nutley homeowners community when
13 we passed a resolution to put together a survey that I hope
14 all of you had had the opportunity to take. So we did our
15 own survey.

16 We are now 1,300 strong with over 8,000 readers,
17 and the question was posed, what would you like -- what
18 requests would you like to make to our BOC in 2015. So can
19 I hand you each a list, and then, I'll read it?

20 MAYOR PETRACCO: Sure. Just give it to the clerk,
21 and she'll hand them out.

22 (Pause)

23 MS. LANDRY: (Indiscernible) wasn't quite as
24 extensive, but I think they came up with a good list.
25 Respectfully, in 2015, we the citizens of the Nutley

1 homeowners community request that our Nutley Board of
2 Commissioners have joint meetings with the board of
3 education at least once a quarter, have one town hall
4 meeting per quarter for citizen input, provide reasonably
5 comprehensive meeting minutes for all boards.

6 MR. GENITEMPO: Ms. Landry, excuse me. I hate to
7 interrupt you, but the extensive list that you (audio gap)
8 five minutes have expired a couple minutes ago. (Audio gap)
9 with the five-minute rule. You provided this to us. I'm
10 sure we'll read it.

11 Perhaps we can have a discussion offline, but I've
12 actually kept track of the time from when the commissioner
13 (audio gap) five minutes. And that expired.

14 MS. LANDRY: Okay. Then, I'll sit down and get
15 back up and bring it up for another --

16 MAYOR PETRACCO: Is there anyone else that would
17 like to address the board of commissioners this evening?

18 MS. LANDRY: Yes.

19 UNIDENTIFIED SPEAKER: (Indiscernible.)

20 MS. LANDRY: Okay, I will.

21 MAYOR PETRACCO: Is there anyone else this evening
22 that would like to address the board of commissioners,
23 besides Ms. Landry?

24 Seeing no one, please.

25 MS. LANDRY: Thank you.

1 MR. GENITEMPO: I hate to harp on this, but I know
2 that you and I have had this discussion. And I don't mean
3 to repeat myself, but, you know, we keep having an issue
4 with the five-minute rule.

5 My opinion that it doesn't continue, despite the
6 fact that no one else wants to speak up. And I wanted to
7 credit you for the time that the commissioners were
8 speaking, because (audio gap) your time. And that time has
9 expired.

10 Now, obviously, we could be here all night. I
11 know you have a lot of list of things, but we --

12 MS. LANDRY: No, this is all. I'd just like to
13 read the rest of the --

14 MR. GENITEMPO: I'm just telling you, you know,
15 we'd like to try to enforce it if --

16 MS. LANDRY: Okay.

17 MR. GENITEMPO: (Indiscernible) okay with it,
18 okay, but I just wanted you to know that that's
19 (indiscernible).

20 MAYOR PETRACCO: Is this all you have?

21 MS. LANDRY: And also, I'd like to say that a
22 couple of weeks -- meetings ago, the board did promise to
23 start meetings at 7:30, and tonight, we started at 7:45. So
24 I would like to be allowed to read this list, and then, we
25 can call it even.

1 Would that be okay, Mayor?

2 MAYOR PETRACCO: Read on.

3 MS. LANDRY: Okay, thanks.

4 Revise -- oh, provide reasonably comprehensive
5 meeting minutes for all boards and make them available on
6 the Nutley website no less than 72 hours prior to the next
7 meeting, revise our master plan with input from new citizens
8 and no consultants and stick to it, provide an annual report
9 on our master plan, use one of our under-utilized town
10 buildings as the Nutley Youth Center, allow citizens to pay
11 their bills online on our Nutley website, have on-demand
12 broadcast of board of commissioners meetings on our Nutley
13 website, enact term limits for all appointed board members,
14 be transparent, listen to feedback and act quicker on what
15 you learn, use social media to inform and communicate with
16 Nutley citizens, do the right things when no one is looking,
17 make other towns wish they worked with the public as well as
18 we do, sponsor more free public events in our parks and
19 downtown -- concerts, wine tastings, et cetera, commit to
20 being even more responsible with our tax dollars by further
21 reducing municipal spending, stop hiring unnecessary
22 consultants, use the input of citizens more, reduce our
23 taxes by bringing more accountability and transparency to
24 municipal spending, clean up weeds and garbage in the Route
25 21 River Road area and maintain it, work with the board of

1 education to find a way to improve and provide playgrounds
2 at all Nutley public schools, stop rehiring township
3 employees who have retired with pensions and give others who
4 are qualified a chance and opportunity for township
5 employment, enforce speed limits by having more cops with
6 radar, et cetera, and raise speeding fines, expand the
7 visibility and reach of the Nutley Neighborhood Watch
8 Program, include Nutley High School students in the program,
9 obtain additional funding other than property taxes for
10 better paved streets and repaired potholes, work with Essex
11 County and the state to provide better transportation
12 options to NYC.

13 Thank you, Mayor and commissioners, for your
14 thoughtful consideration of the above requests. Thank you.

15 MAYOR PETRACCO: Thank you, Ms. Landry.

16 Is there anyone else --

17 COMMISSIONER EVANS: Mayor, I have a question.

18 Ms. Landry? Ms. Landry? Just a clarification. I
19 appreciate the list. It's very thoughtful.

20 Can you just sort of -- since it was a survey, you
21 said.

22 MS. LANDRY: Uh-huh.

23 COMMISSIONER EVANS: How many people responded to
24 the survey?

25 MS. LANDRY: Probably 50. It wasn't an actual

1 survey like yours was, like survey monthly.

2 COMMISSIONER EVANS: I know. I was just trying to
3 understand. You used the word survey. And, of the 50 who
4 responded, do you know how you would sort of --

5 MS. LANDRY: Some of them were duplicates.

6 COMMISSIONER EVANS: Yeah, I appreciate that. So
7 how many people responded to each one? Are these all
8 individual ones?

9 MS. LANDRY: No, no, it was one question.

10 COMMISSIONER EVANS: Or is it some scaling that
11 went with it to figure out how to weight these?

12 MS. LANDRY: Oh, it was just one question. It
13 wasn't an actual survey, sir. It was one question. What
14 would you like to request of our BOC in 2015?

15 COMMISSIONER EVANS: No, just I'm trying to
16 understand so I understand it.

17 MS. LANDRY: Okay.

18 COMMISSIONER EVANS: So I appreciate it was one
19 question, and it was not a survey. But these are basically
20 50 folks responded at some level and gave these individual
21 responses?

22 MS. LANDRY: Yes.

23 COMMISSIONER EVANS: Thank you.

24 MS. LANDRY: Okay.

25 COMMISSIONER EVANS: Appreciate that.

1 MS. LANDRY: You're welcome.

2 MAYOR PETRACCO: Is there anyone else this evening
3 that would like to address the board of commissioners?

4 Seeing no one, we are going to move to an
5 executive session.

6 COMMISSIONER TUCCI: Second.

7 MADAM CLERK: WHEREAS, the board of commissioners
8 of the township of Nutley in the county of Essex of the
9 state of New Jersey desires to proceed to closed executive
10 session;

11 NOW, THEREFORE, BE IT RESOLVED by the board of
12 commissioners of the township of Nutley that the township
13 commissioners shall now move into closed executive session
14 to discuss potential litigation;

15 BE IT FURTHER RESOLVED that the time when such
16 discussion may be disclosed to the public shall be when and
17 if such disclosure may be made without adversely affecting
18 the township of Nutley pending and/or anticipated legal
19 personnel contractual matters and other matters within the
20 exceptions provided for by statute.

21 Commissioner Tucci?

22 COMMISSIONER TUCCI: Aye.

23 MADAM CLERK: Commissioner Evans?

24 COMMISSIONER EVANS: Aye.

25 MADAM CLERK: Commissioner Scarpelli?

1 COMMISSIONER SCARPELLI: Aye.

2 MADAM CLERK: Mayor Petracco?

3 MAYOR PETRACCO: Aye.

4 Thank you for coming.

5 MADAM CLERK: And the time is now 8:47.

6 MR. GENITEMPO: The reason is for legal advice and
7 contractual negotiations. Contractual negotiations and
8 (audio gap).

9 MADAM CLERK: And that was for contractual
10 negotiation? Is that what you said?

11 MR. GENITEMPO: (Off-mike.)

12 MADAM CLERK: And legal advice.

13 (Whereupon, these proceedings were concluded at
14 8:45 PM)

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C E R T I F I C A T I O N Page 60

I, Nicole Yawn certify that the foregoing transcript is a true and accurate record of the proceedings.



Nicole Yawn

Date: February 1, 2015

AGENDA
BOARD OF COMMISSIONERS
PUBLIC MEETING / 7:00P.M.
TOWNSHIP OF NUTLEY
TUESDAY, JANUARY 20, 2015

PLEDGE OF ALLEGIANCE:

SUNSHINE NOTICE:

Pursuant to the requirements of the Open Public Meeting Law (Chapter 231, P.L.1975), notice of this meeting was published in the December 11, 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.

ROLL CALL:

Commissioner Rogers (Absent/Excused)
Commissioner Tucci
Commissioner Evans
Commissioner Scarpelli
Mayor Petracco

MINUTES:

December 16, 2014
December 31, 2014

COMMUNICATIONS/CORRESPONDENCE (2):

1. Event Application Submitted by Nutley Irish American Association/37th Annual St. Patrick's Day Parade/Event Scheduled for Saturday, March 7th, 2015
2. Application to hold a Sunday Raffle/Nutley Junior Raider Booster Club

PROCLAMATION (2):

1. Honoring Ralph Pastore in appreciation of his time on the Zoning Board
2. Declaring January 24th as Moebius Syndrome Awareness Day

REPORTS:

Commissioner Tucci/Shade Tree Report/Month of December 2014

Commissioner Scarpelli/Public Works Monthly Progress Report/October, November, December 2014

BILLS

ORDINANCE INTRODUCTIONS (1):

Commissioner Rogers/Ordinance No. 3303:

“AN ORDINANCE TO AMEND AN ORDINANCE TO FIX THE SALARIES OF CERTAIN OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF NUTLEY, COUNTY OF ESSEX, STATE OF NEW JERSEY, EFFECTIVE JANUARY 1, 2015.”

ORDINANCE PUBLIC HEARINGS (1):

Mayor Petracco/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.” (Introduced on January 6, 2015)

RESOLUTIONS (20):

Commissioner Rogers:

None.

Commissioner Tucci (3):

No. 16-15/Authorize Request for Qualifications for Professional Services/Fair and Open Contract for Qualified Academy for Training Youth Soccer Programs/Wednesday, February 11, 2015 at 3:00P.M., One Kennedy Drive, Nutley, New Jersey

No. 27-15/Authorize Request for Qualifications for Professional Services/Accident and Safety Review and Consulting/Wednesday, February 11, 2015 at 3:00 P.M./3rd Floor Commission Chambers, Nutley Township Hall, 1 Kennedy Drive, Nutley, New Jersey

No. 28-15/Authorize Request for Qualifications for Professional Services/Consultant and Risk Manager/Wednesday, February 11, 2015 at 3:00 P.M./ 3rd Floor Commission Chambers, Nutley Township Hall, 1 Kennedy Drive, Nutley, New Jersey

Commissioner Evans (15):

No. 8-15/Authorize Purchasing Agent to Purchase Goods or Services from Approved Co-Op Vendors

No. 9-15/Authorize Contract for Services of Registered Municipal Accountant/Nisivoccia & Company, LLP Certified Public Accountants and Consultants, 200 Valley Road, Suite 300, Mt. Arlington, New Jersey/Not to Exceed \$149,230.00

No. 10-15/Authorize Contract for Services of an Attorney as Municipal Tax Counsel/Piro, Zinna, Cifelli, Paris, & Genitempo, 360 Passaic Avenue, Nutley, New Jersey/Not to Exceed \$40,000.00

No. 11-15/Authorize Change Order #2 for Contract to Provide Legal Counsel Services Concerning “Municipal Tax Appeals”/Piro, Zinna, Cifell, Paris, & Genitempo, 360 Passaic Avenue, Nutley, New Jersey/Amount of \$4,000.00

No. 12-15/Refund Overpayments of Tax Charges/Various Block and Lots/Amount of \$5,183.89

No. 14-15/Authorize Cancellation of Property Tax Credits or Delinquencies of Less Than \$10.00

No. 15-15/Refund Overpayments of Water Charges/Block 5003 Lot 11, 117 Coeyman Avenue, Nutley, New Jersey/Amount of \$80.96

No. 17-15/Authorize Purchase of Certain Goods or Services from Approved New Jersey State Contract Vendor/Candoris Technologies

No. 20-15/Authorize Issue of Duplicate Tax Sale Certificate/Block 4201 Lot 10/Amount of \$471.55

No. 21-15/Establish Petty Cash Account for the Department of Revenue & Finance/Amount of \$650.00

No. 22-15/Authorize Refund Overpayment of Property Taxes/Various Block and Lots/Total Amount of \$11,088.33

No. 23-15/Fix Rate of Interest Charged for Non-Payment of Taxes/Rate of 8% Per Annum on First \$1,500.00 of Delinquency and 18% Per Annum on Amounts in Excess of \$1,500.00

No. 24-15/Authorize Transfer of 2014 Appropriation Reserves/Amount of \$4,000.00

No. 25-15/Authorize Temporary Appropriations/Amount of \$81,000.00 for Current Fund/Amount of \$35,200.00 for Water Operating

No. 26-15/Authorize Temporary Appropriations in 2015 Budget/Variou

Commissioner Scarpelli:

None.

Mayor Petracco (2):

No. 13-15/Re-Appoint Constable for One-Year Term/Constable No. 15, Christobal “Chris” Mazzini

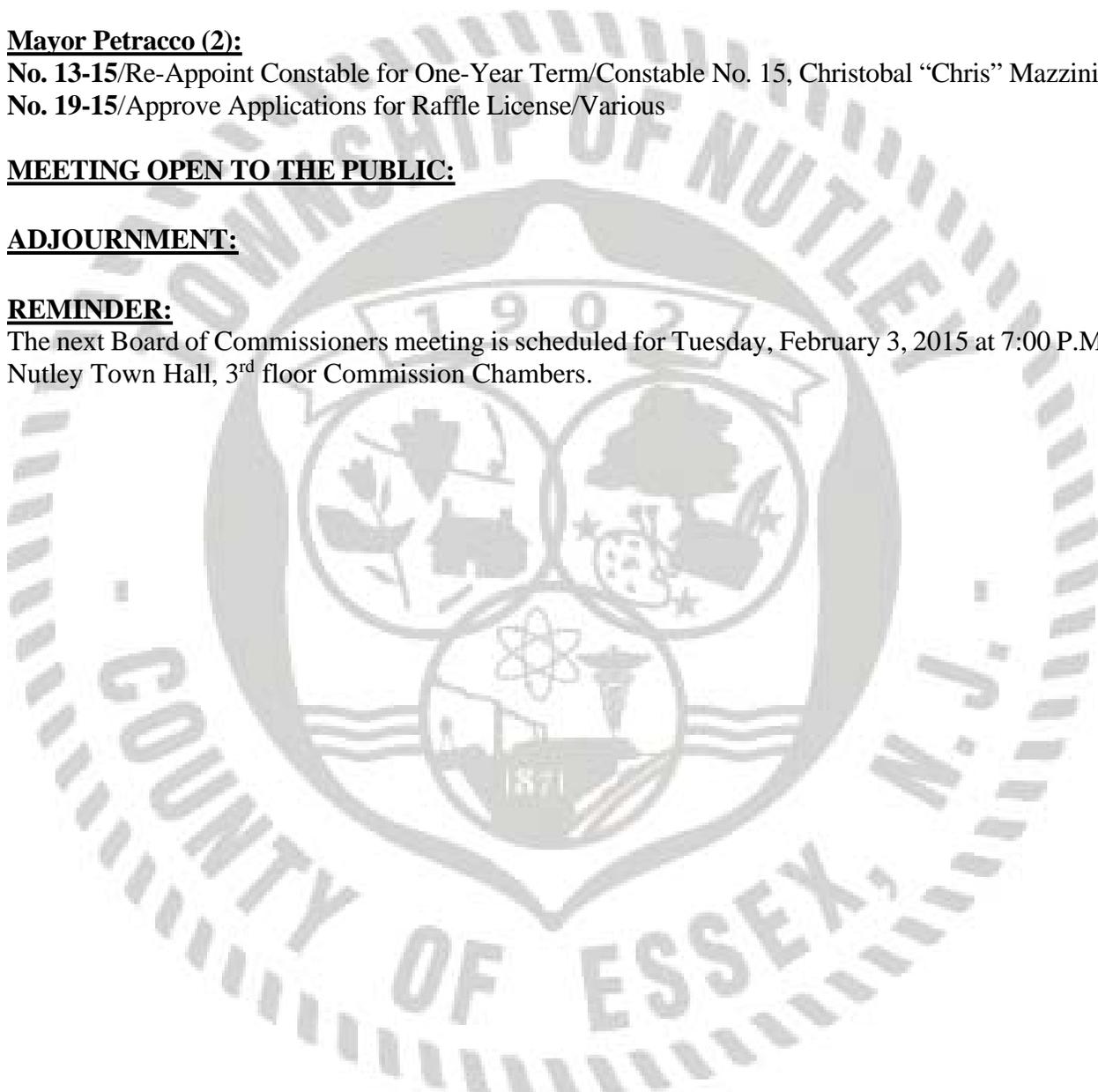
No. 19-15/Approve Applications for Raffle License/Variou

MEETING OPEN TO THE PUBLIC:

ADJOURNMENT:

REMINDER:

The next Board of Commissioners meeting is scheduled for Tuesday, February 3, 2015 at 7:00 P.M., Nutley Town Hall, 3rd floor Commission Chambers.



ORDINANCE #3303
INTRODUCED BY: COMMISSIONER STEVEN L. ROGERS
INTRODUCED ON: JANUARY 20, 2015
PUBLIC HEARING:

ORDINANCE NO. 3303

AN ORDINANCE TO AMEND AN ORDINANCE TO FIX THE SALARIES OF CERTAIN OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF NUTLEY, COUNTY OF ESSEX, STATE OF NEW JERSEY, EFFECTIVE JANUARY 1, 2015.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF NUTLEY, IN THE COUNTY OF ESSEX, NEW JERSEY, AS FOLLOWS:

SECTION 1

The salaries of certain officers and employees, either permanent or temporary, as the case may be, of the Township of Nutley, herein mentioned, shall be as follows:

NON-UNION EMPLOYEES

DEPARTMENT OF PUBLIC AFFAIRS

TITLE	BASE SALARY MINIMUM	BASE SALARY MAXIMUM
<u>HEALTH DEPARTMENT</u>		
Registered Environmental Health Specialist–Public Health – P/T	\$ 10,000.00	\$ 50,000.00

SECTION 2

The annual salaries of the employees of the Departments of Public Works, Water, Parks and Public Property, excepting office employees, shall be on the basis of forty (40) hours per week. When overtime is required, it shall be paid on a "time and one-half" basis. The provisions for overtime as stated in this paragraph shall not apply to the Public Works Superintendent, Municipal Engineer and Construction Code Official.

SECTION 3

Payment of vacation time in advance may be made upon request in writing to the Treasurer at least one month in advance of the pay period requested. Written request must be approved by the Department Head before submission to the Treasurer.

SECTION 4

All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed and this ordinance shall take effect twenty (20) days after final passage in accordance with the law.

SECTION 5

To the extent not set forth herein, all total salaries per annum will include longevity as set forth in Nutley Municipal Code Chapter 103.

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 Mauro G. Tucci *Date:* January 20, 2015
Seconded by: Commissioner Thomas J. Evans *No.* 16-15

WHEREAS, the Township of Nutley has a need to acquire specialized professional services as a fair and open contract pursuant to the provision of N.J.S.A. 19:44 A-20.5; and

WHEREAS, The Department of Parks and Public Property has a need to acquire specialized professional services for a Qualified Academy for Training Youth Soccer Programs; and

WHEREAS, The Municipal Clerk is hereby authorized and directed to advertise for a Request for Qualifications (RFQ) for a qualified academy for training youth soccer programs; and

NOW THEREFORE, BE IT RESOLVED, that the Request for Qualifications (RFQ) shall be due on Wednesday, February 11, 2015 at 3:00 p.m. addressed to Municipal Clerk, Nutley Township Hall, One Kennedy Drive, Nutley N.J. 07110.

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the
Eleni Pettas
foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held January 20, 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

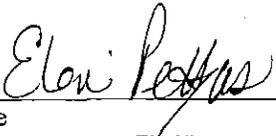
Introduced by: Commissioner Mauro G. Tucci *Date:* January 20, 2015
Seconded by: Commissioner Thomas J. Evans *No.* 27-15

WHEREAS, the Department of Parks & Public Property has a need to acquire specialized professional services for Accident and Safety Review and Consulting; and

WHEREAS, the Municipal Clerk is hereby authorized and directed to advertise for a Request for Qualifications (RFQ's) for Accident and Safety Review and Consulting; and

NOW THEREFORE, BE IT RESOLVED, that sealed Request for Qualifications will be open and read on Wednesday, February 11, 2015 at 3:00 P.M. in the 3rd Floor Commission Chambers, Township Hall, One Kennedy Drive, Nutley.

. . .

I, , Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the Eleni Pettas foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held January 20, 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 20, 2015
Seconded by: Commissioner Thomas J. Evans *No.* 28-15

WHEREAS, the Department of Parks & Public Property has a need to acquire specialized professional services for a Consultant and Risk Manager; and

WHEREAS, The Municipal Clerk is hereby authorized and directed to advertise for a Request for Qualifications (RFQ's) for Consultant and Risk Manager;

NOW THEREFORE, BE IT RESOLVED, that the Request for Qualifications (RFQ's) shall be due on Wednesday, February 11, 2015 at 3:00 P.M. addressed to Municipal Clerk, Nutley Township Hall, One Kennedy Drive, Nutley N.J. 07110.

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the Eleni Pettas foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held January 20, 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 Thomas J. Evans *Date:* January 20, 2015
Seconded by: Commissioner Mauro G. Tucci *No.* 8-15

WHEREAS, the Township of Nutley, pursuant to N.J.S.A. 40A:11-11 may by resolution and without advertising for bids, purchase any goods or services under an approved County Cooperative Purchasing Program; and

WHEREAS, the Township of Nutley has the need on a timely basis to purchase goods or services utilizing the following Cooperative Purchasing Program; and

ESSEX COUNTY
SOMERSET COUNTY
MORRIS COUNTY
UNION COUNTY
CRANFORD
MIDDLESEX COUNTY

WHEREAS, the Township of Nutley intends to enter into contracts with the attached Referenced Contract Vendors through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current contracts;

NOW, THEREFORE, BE IT RESOLVED, that the Township of Nutley authorizes the Purchasing Agent to purchase certain goods or services from those approved Co-op vendors , pursuant to all conditions of the individual County contracts; and

BE IT FURTHER RESOLVED, that the governing body of the Township of Nutley pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Finance Officer; and

BE IT FURTHER RESOLVED that the duration of the contracts between the Township of Nutley and the Referenced Union County Cooperative Purchasing Program Vendors shall be from January 1, 2015 to December 31, 2015.

I, Eleni Petras, 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 20, 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 Thomas J. Evans *Date:* January 20, 2015

Seconded by: Commissioner Mauro G. Tucci *No.* 9-15

WHEREAS, the Township of Nutley has a need to acquire the services of a Registered Municipal Accountant to conduct an annual audit of the Township of Nutley's books, accounts and financial transactions within five (5) months after the close of its fiscal year 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 Chief Financial Officer has determined and certified in writing that the value of the aggregate services provided by the vendor for the (1) year will exceed \$17,500; and

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

WHEREAS, Nisivoccia & Company LLP Certified Public Accountants and Consultants, 200 Valley Road, Suite 300, Mt. Arlington, NJ 07856 has submitted a fee schedule for providing such services, the total of which is not to exceed \$149,230.00; and

WHEREAS, Nisivoccia & Company LLP Certified Public Accountants and Consultants, has completed and submitted a Business Entity Disclosure Certification which certifies that they have 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 them from making any reportable contributions through the term of the contract; and

WHEREAS, funds are available from account 5-01-222-205 in the amount of \$87,326.00 & account 5-05-706-205 in the amount of \$61,904.00 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 authorizes the Mayor to enter into a contract with Nisivoccia & Company LLP Certified Public Accountants and Consultants; and

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

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the

Eleni Pettas

foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held January 20, 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 Thomas J. Evans *Date:* January 20, 2015
Seconded by: Commissioner Mauro G. Tucci *No.* 10-15

WHEREAS, the Township of Nutley has a need to acquire the services of an Attorney as Municipal Tax Counsel to provide legal counsel services concerning "Municipal Tax Appeals" in the Township of Nutley 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 Tax Assessor has determined and certified in writing that the value of the aggregate services provided by the vendor for the year will exceed \$17,500; and

WHEREAS, the Law Firm of Piro, Zinna, Cifelli, Paris & Genitempo, 360 Passaic Avenue, Nutley, New Jersey 07110 has submitted a fee schedule for providing such services, the total of which is not to exceed \$40,000.00; and

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

WHEREAS, the Law Firm of Piro, Zinna, Cifelli, Paris & Genitempo has completed and submitted a Business Entity Disclosure Certification which certifies that they have 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 them from making any reportable contributions through the term of the contract; and

WHEREAS, funds are available from account 5-01-204-200 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 authorizes the Mayor to enter into a contract with the Law Firm of Piro, Zinna, Cifelli, Paris & Genitempo; and

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

I, Eleni Petras, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the

Eleni Petras

foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held January 20, 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 Thomas J. Evans *Date:* January 20, 2015
Seconded by: Commissioner Mauro G. Tucci *No.* 11-15

WHEREAS, The Township of Nutley and the Law Firm of Piro, Zinna, Cifelli, Paris & Genitempo, 360 Passaic Avenue, Nutley New Jersey 07110, has entered into a contract to provide legal counsel services concerning "Municipal Tax Appeals"; and

WHEREAS, The Director of the Department of Revenue & Finance has recommended the following change order from said contract as necessary; and

CHANGE ORDER #2 Legal Counsel Services in the amount of \$4,000.00

WHEREAS, funds are available from Account 5-01-204-200, and have been certified by the Chief Financial Officer and said certification is attached to this resolution; and

NOW THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey are hereby authorized to enter into a sign Change Order #2 for Piro, Zinna, Cifelli, Paris & Genitempo, for the Township of Nutley

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the

Eleni Pettas

foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held January 20, 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 Thomas J. Evans *Date:* January 20, 2015
Seconded by: Commissioner Mauro G. Tucci *No.* 12-15

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey, that the Treasurer be and she is hereby authorized to refund overpayments of the tax charges in the amount of \$5,183.89 for the following accounts.

Block & Lot	Address	Amount
8304 - 10	16 Blum Lane	\$2,189.94
4001 - 7	11 Nairn Place	\$2,921.09
5106 - 4	14 Sunset Dr. West	\$72.86

. . .

I, Eleni Petras, 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 20, 2015

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Thomas J. Evans *Date:* January 20, 2015
Seconded by: Commissioner Mauro G. Tucci *No.* 14-15

WHEREAS, R.S. 40 A: 5-17 allows for the cancellation of property tax credits or delinquent amounts in the amount of less than \$10.00; and,

WHEREAS, the governing body may authorize the Tax Collector to process, without further action on their part, any cancellation of property tax credits or delinquencies of less than \$10.00;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners, of the Township of Nutley, County of Essex, State of New Jersey hereby authorize the Tax Collector to cancel said amounts as deemed necessary.

. . .

I, Eleni Pottas, 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 20, 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 Thomas J. Evans *Date:* January 20, 2015
Seconded by: Commissioner Mauro G. Tucci *No.* 15-15

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey, that the Treasurer be and she is hereby authorized to refund overpayments of the water charges in the amount of \$80.96 for the following accounts.

Block & Lot	Address	Amount
5003 - 11	117 Coeyman	\$80.96

. . .

I, Eleni Petras, 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 20, 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 Thomas J. Evans *Date:* January 20, 2015
Seconded by: Commissioner Mauro G. Tucci *No.* 17-15

WHEREAS, the Township of Nutley, pursuant to N.J.S.A. 40A:11-12A AND N.J.A.C. 5:34-7.29©, may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Township of Nutley has the need on a timely basis to purchase goods or services utilizing State Contracts; and

WHEREAS, the Township of Nutley intends to enter into contracts with CANDORIS TECHNOLOGIES as AUTHORIZED under the Dell NJ WSCA Contract B27160/State Contract #70256 and also SAMUELS INC./BUY WISE AUTO #73719/85992 through this resolution and properly executed contracts, which shall be subject to all conditions applicable to the current State contracts;

NOW, THEREFORE, BE IT RESOLVED, that the Township of Nutley authorizes the Purchasing Agent to purchase certain goods or services from this approved New Jersey State Contract Vendor pursuant to all conditions of the State Contract; and

BE IT FURTHER RESOLVED, that the governing body of the Township of Nutley, pursuant to N.J.A.C. 5:30-5.5 (b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Finance Officer; and

BE IT FURTHER RESOLVED that the duration of the contracts between the Township of Nutley and CANDORIS TECHNOLOGIES shall be from January 1, 2015 to December 31, 2015.

. . .

I, Eleni Petras, 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 20, 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 Thomas J. Evans *Date:* January 20, 2015
Seconded by: Commissioner Mauro G. Tucci *No.* 20-15

WHEREAS, the Tax Collector of this municipality has previously issued tax sale certificates to US BANK CUST FOR TLCF 2012A LLC, for the following block and lots:

WHEREAS, the purchaser of the aforesaid tax sale certificate has indicated to the Tax Collector that they have lost or otherwise misplaced the original tax sale certificates and have duly filed the appropriate Affidavit of Loss with the Tax Collector; and

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector of the municipality be and is hereby authorized, upon receipt of the appropriately executed and notarized Loss Affidavit and the payment of a fee of \$100.00 per certificate, to issue appropriate duplicate tax sale certificate to the said purchaser covering the certificate lost as previously described all in accordance with the requirements of Chapter 99 of Public Laws of 1997.

BE IT FURTHER RESOLVED, that a copy of this resolution and the Loss Affidavit be attached to the duplicate certificate to be issued to said purchaser and that said duplicate certificate shall be stamped or otherwise have imprinted upon it the word "Duplicate" as required by law.

Block & Lot	Certificate:	Amount
4201 - 10	# 201422	\$471.55

. . .

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 20, 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 Thomas J. Evans *Date:* January 20, 2015
Seconded by: Commissioner Mauro G. Tucci *No.* 21-15

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that there is hereby established in the Department of Revenue & Finance a **Petty Cash Account** in the amount of **six hundred dollars (\$650.00)**, said funds to be in the custody of the Cashier, all petty cash vouchers are to be approved by the department designee and authorized by the Purchasing Agent or by her designee.

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the
 Eleni Pettas
 foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held January 20, 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 Thomas J. Evans *Date:* January 20, 2015
Seconded by: Commissioner Mauro G. Tucci *No.* 22-15

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey, that the Treasurer be and she is hereby authorized to refund overpayment of the property taxes in the amount of \$11,088.33 for said years due to successful tax court judgments.

Block & Lot	Address	Amount
9000 - 46	213 - 221 Harrison St.	\$4,474.59 2013/4th
9000 - 46	213 - 221 Harrison St.	\$4,737.48 2014/4th
4500 - 3	364 Prospect St.	\$592.59 2014/4th
8300 - 4	49 San Antonio Ave.	\$1,283.67 2014/4th

. . .

I, Eleni Petras, 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 20, 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 Thomas J. Evans *Date:* January 20, 2015
Seconded by: Commissioner Mauro G. Tucci *No.* 23-15

WHEREAS, R.S. 54:4-67 permits the governing body of each municipality to fix the rate of interest to be charged for non-payment of taxes or assessments subject to any abatement or discount for the late payment of taxes provided by law; and

WHEREAS, R.S. 54:4-67 has been amended to permit the fixing of said rate of 8% per annum on the first \$1,500.00 of the delinquency and 18% per annum on any amount in excess of \$1,500.00;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners, of the Township of Nutley, County of Essex, New Jersey as follows:

1. The Tax Collector is hereby authorized and directed to charge **8%** per annum on taxes becoming delinquent after the due date, subject to any abatement or discount for the late payment of taxes provided by law.
2. Effective **January 1, 2015**, quarterly tax payments made by cash, check or money order shall have a **ten (10)** day grace period.
3. Any payments not made in accordance with Section 2 of this resolution shall be charged interest from the due date, as set forth in Section 1 of this resolution.

. . .

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 20, 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 Thomas J. Evans *Date:* January 20, 2015
Seconded by: Commissioner Mauro G. Tucci *No.* 24-15

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 REVENUE & FINANCE

<u>FROM:</u>		<u>TO:</u>	
Tax Collector S/W		Tax Assessor O/E	
4-01-206-100	\$ 4,000.00	4-01-204-200	\$ 4,000.00
Total	\$ 4,000.00	Total	\$ 4,000.00

. . .

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 20, 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 Thomas J. Evans *Date:* January 20, 2015
Seconded by: Commissioner Mauro G. Tucci *No.* 25-15

WHEREAS, New Jersey Statutes 40A: 4-19 provides that where debt service is to be paid in 2015 prior to the time of the final adoption of the **2015** Budget, temporary appropriations should be made for the amount of such debt service in the manner and time therein provided;

WHEREAS, the date of this resolution is subsequent to December 20, 2014, and

WHEREAS, debt service will become due during the first six months of **2015**;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, that the following temporary appropriations be made:

<u>CURRENT FUND</u>	
INTEREST ON BONDS	\$ 74,000.00
5-01-816-200	
N.J.E.I.T.-TRUST- INTEREST	7,000.00
5-01-819-253	
TOTAL DEBT SERVICE	<u>\$ 81,000.00</u>
 <u>WATER OPERATING</u>	
N.J.E.I.T.-INTEREST	\$ 9,200.00
5-05-718-253	
N.J.E.I.T.-FUND-PRINCIPAL	26,000.00
5-05-717-255	
TOTAL DEBT SERVICE	<u>\$ 35,200.00</u>

. . .

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 20, 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 Thomas J. Evans *Date:* January 20, 2015
Seconded by: Commissioner Mauro G. Tucci *No.* 26-15

WHEREAS, 40a: 4-19 Local Budget Law provides that where any contracts, commitments or payments are to be made prior to the final adoption of the **2015** Budget, temporary appropriations be made for the purposes and amounts required in the manner and time therein provided; and

WHEREAS, the date of this resolution is within the first thirty (30) days of **2015**; and

WHEREAS, the total appropriations in the 2015 Budget, less appropriations made for capital improvement fund, debt service, and public assistance are as follows:

Current Fund	\$ 45,484,784.15
Water Utility	\$ 4,220,090.00

WHEREAS, twenty-six and one-quarter percent of the total appropriations in the 2015 Budget less appropriations for capital improvement fund, debt service, and public assistance in the said 2015 Budget is as follows:

Current Fund	\$ 11,939,755.84
Water Utility	\$ 1,107,773.63

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, in the County of Essex, New Jersey, the following temporary appropriations be made and that a certified copy of this resolution transmitted to the Chief Financial Officer for her records:

8. GENERAL APPROPRIATIONS

(A) Operations-Within "CAPS"

MAYOR'S OFFICE	TEMPORARY APPROPRIATIONS
Mayor S/W	\$ 118.00
5-01-011-100	
Mayor's Office O/E	131.00
5-01-011-200	
MAYOR'S OFFICE	TEMPORARY APPROPRIATIONS
Township Attorney S/W	16,000.00
5-01-012-100	
Township Attorney O/E	26,329.00
5-01-012-200	
Municipal Land Use Law (NJS 40,550-1):	
Board of Adjustment S/W	7,000.00
5-01-014-100	
Board of Adjustment O/E	2,546.00
5-01-014-200	
Planning Board S/W	7,200.00
5-01-015-100	
Planning Board O/E	3,413.00
5-01-015-200	
Rent Leveling Board S/W	2,000.00
5-01-016-100	
Rent Leveling Board O/E	604.00
5-01-016-200	
Celebration of Public Events, Ann. Or Holiday	14,437.00
5-01-018-200	
Municipal Prosecutor S/W	26,400.00
5-01-013-100	
Municipal Prosecutor	262.00
5-01-013-200	
DEPARTMENT TOTAL	\$106,440.00

<u>DEPARTMENT OF PUBLIC AFFAIRS</u>	TEMPORARY APPROPRIATIONS
Director of Public Affairs S/W	591.00
5-01-102-100	
Director of Public Affairs O/E	263.00
5-01-102-200	
Nutley Public Health Reserve O/E	1,969.00
5-01-104-200	

Dept. of Health-Local Health Agency S/W	127,050.00
5-01-110-100	
Dept. of Health-Local Health Agency O/E	24,662.00
5-01-110-200	
Immunization Program O/E	2,625.00
5-01-114-200	
Military Veteran Affairs Bureau S/W	10,802.00
5-01-112-100	
Military Veteran Affairs Bureau O/E	1,969.00
5-01-112-200	
Assoc. For Ret. Children O/E	263.00
5-01-11-200	
Montclair Nursing Services S/W	3,675.00
5-01-117-100	
Montclair Nursing Services O/E	131.00
5-01-117-200	
Mental Health Program-Contractual O/E	2,625.00
5-01-118-200	
Services of Nutley Family Service Bureau	17,063.00
5-01-120-200	
Animal Regulation O/E	7,613.00
5-01-134-200	
Air Pollution Control-Contract	1,622.00
5-01-136-200	
Garbage & Trash Removal-Contract	633,883.00
5-01-138-200	
DEPARTMENT TOTAL	\$836,906.00

<u>DEPARTMENT OF REVENUE & FINANCE</u>	<u>TEMPORARY APPROPRIATIONS</u>
Director of Revenue & Finance S/W	\$ 591.00
5-01-202-100	
Director of Revenue & Finance O/E	263.00
5-01-202-200	
Assessment of Taxes S/W	60,375.00
5-01-204-100	
Assessment of Taxes O/E	30,450.00
5-01-204-200	
Collection of Taxes S/W	63,000.00
5-01-206-100	
Collection of Taxes O/E	9,161.00
5-01-206-200	
Treasurer's Office S/W	122,325.00

5-01-208-100	
Treasurer's Office O/E	12,206.00
5-01-208-200	
Township Clerk's Office S/W	36,882.00
5-01-210-100	
Township Clerk's Office O/E	11,156.00
5-01-210-200	
Information Services S/W	39,900.00
5-01-212-100	
Information Services O/E	16,538.00
5-01-212-200	
Municipal Election	15,750.00
5-01-231-200	
Expense, Stationary, & Printing	23,914.00
5-01-220-200	
Annual Audit O/E	22,491.00
5-01-222-200	
Printing & Legal Advertising O/E	3,412.00
5-01-224-200	
Econ Redevelopment Project	26.00
5-01-226-100	
Econ Redevelopment Project- Other Exp.	95,812.00
5-01-226-200	
N.J.E.I.T Administration Fee O/E	1,575.00
5-01-228-200	
Construction Code Official S/W	86,625.00
5-01-218-100	
Construction Code Official O/E	10,500.00
5-01-218-200	
Admin. Of Twp. Ordinances S/W	66,938.00
5-01-219-100	
Admin. Of Twp. Ordinances O/E	2,625.00
5-01-219-200	
Elevator Inspection Fees	9,450.00
5-01-217-200	
Grant Writer O/E	10,500.00
5-01-209-200	
DEPARTMENT TOTAL	\$ 752,465.00

DEPARTMENT OF PUBLIC SAFETY	TEMPORARY APPROPRIATIONS
Director of Public Safety S/W	\$ 591.00
5-01-302-100	

Director of Public Safety O/E	263.00
5-01-302-200	
Police S/W	2,166,702.00
5-01-308-100	
Police O/E	105,000.00
5-01-308-200	
Police Clothing Allowance	35,962.00
5-01-310-200	
Purchase of Police Vehicles	90,000.00
5-01-332-200	
First Aid Organization O/E	13,125.00
5-01-312-200	
First Aid Squad LOSAP	3,938.00
5-01-313-200	
Fire S/W	973,700.00
5-01-314-100	
Fire O/E	39,997.00
5-01-314-200	
Fire LOSAP	3,150.00
5-01-315-200	
Fire Clothing Allowance	15,750.00
5-01-316-200	
Haz Mat Stipend	2,363.00
5-01-317-200	
Office of Emergency Management S/W	15,395.00
5-01-318-100	
Office of Emergency Management O/E	2,678.00
5-01-318-200	
Historic Preservation Commission	26.00
5-01-319-200	
Uniform Fire Safety S/W	7,122.00
5-01-321-100	
Public Defender S/W	5,250.00
5-01-324-100	
Public Defender O/E	79.00
5-01-324-200	
Municipal Court S/W	83,391.00
5-01-325-100	
Municipal Court O/E	10,631.00
5-01-325-200	

E-Ticketing O/E	11,813.00
5-01-326-200	
DEPARTMENT TOTAL	\$ 3,586,926.00

DEPARTMENT OF PUBLIC WORKS	TEMPORARY APPROPRIATIONS
Director of Public Works S/W	\$591.00
5-01-402-100	
Director of Public Works O/E	263.00
5-01-402-200	
Engineering Services & Costs S/W	35,700.00
5-01-404-100	
Engineering Services & Costs O/E	48,838.00
5-01-404-200	
Traffic Maintenance S/W	28,350.00
5-01-406-100	
Traffic Maintenance O/E	5,118.00
5-01-406-200	
Road Repair & Maintenance S/W	179,290.00
5-01-408-100	
Road Repair & Maintenance O/E	97,960.00
5-01-408-200	
Snow Removal S/W	65,000.00
5-01-416-100	
Snow Removal O/E	65,500.00
5-01-416-200	
Sewer Systems S/W	13,650.00
5-01-420-100	
Sewer Systems O/E	9,476.00
5-01-420-200	
Parking Lot & Meter Maintenance S/W	38,063.00
5-01-426-100	
Parking Lot & Meter Maintenance O/E	8,058.00
5-01-426-200	
Weed & Leaf Removal S/W	3,937.00
5-01-418-100	
Weed & Leaf Removal O/E	131.00
5-01-419-200	
Leaf Removal- Landscapers	6,563.00
5-01-421-200	
Leaf Removal Tipping	16,538.00

5-01-422-200	
Emergency Hire	394.00
5-01-423-100	
Recycling Program S/W	183,750.00
5-01-424-100	
Recycling Program O/E	7,218.00
5-01-424-200	
Department Total	\$ 814,388.00

<u>DEPARTMENT OF PARKS & PUBLIC PROPERTY</u>	<u>TEMPORARY APPROPRIATIONS</u>
Director of Parks & Pub Prop S/W	\$ 591.00
5-01-502-100	
Director of Parks & Pub Prop O/E	263.00
5-01-502-200	
Parks & Playgrounds S/W	262,053.00
5-01-504-100	
Parks & Playgrounds O/E	36,211.00
5-01-504-200	
Recreation Committee of Nutley S/W	73,789.00
5-01-506-100	
Recreation Committee of Nutley O/E	5,696.00
5-01-506-200	
Public Buildings & Grounds S/W	128,362.00
5-01-508-100	
Public Buildings & Grounds O/E	18,506.00
5-01-508-200	
Telephone Services S/W	11,345.00
5-01-510-100	
Shade Tree Commission S/W	55,913.00
5-01-512-100	
Shade Tree Commission O/E	22,181.00
5-01-512-200	
Debris Removal	2,756.00
5-01-514-200	
Workers' Compensation Premium	211,585.00
5-01-516-200	
Other Insurance Premium	180,453.00
5-01-522-200	
Group Insurance Plans for Employees	1,566,593.00
5-01-526-200	
Sr. Citizens' Transportation S/W	34,125
5-01-517-100	

Sr. Citizens' Transportation /E	1,050.00
5-01-517-200	
Department Total	\$ 2,611,472.00

<u>UTILITIES</u>	<u>TEMPORARY APPROPRIATIONS</u>
Gasoline	\$ 94,631.00
5-01-342-200	
Fuel Oil	17,063.00
5-01-528-200	
Electricity	91,875.00
5-01-529-200	
Street Lighting O/E	83,737.00
5-01-414-200	
Telephone Services O/E	39,375.00
5-01-510-200	
Total Utilities	\$ 326,681.00
TOTAL OPERATIONS (Item 8(A)) WITHIN "CAPS"	\$ 9,035,278.00
B. Contingent	15,267.00
5-01-232-200	
TOTAL OPERATIONS INCLUDING CONTINGENT WITHIN "CAPS"	\$9,50,545.00

E. Deferred Charges and Statutory Expenditures-Municipal Within "CAPS"	<u>TEMPORARY APPROPRIATIONS</u>
(2) Statutory Expenditures, Contribution to:	
P.E.R.S.-ERIP	\$ 114,517.00
5-01-254-200	
P.E.R.S.	1,014,623.00
5-01-241-200	
P.F.R.S.	266,925.84
5-01-243-200	
P.F.R.S.-ERIP	103,210.00
5-01-245-200	
Social Security System (O.A.S.I.)	223,125.00
5-01-242-200	
Consol. Police & Fireman's Pension Fund	0.00
5-01-243-200	
Award of Damages to Disabled Policeman (N.J.S.A. 40:47-12.10-12.11)	1,591.00
5-01-246-200	

Total Deferred Charges & Statutory Expenditures Within "CAPS"	\$ 1,723,991.84
H-1 Total General Appropriations for Municipal Purposes Within "CAPS"	\$10,774,536.84

Operations Excluded From "CAPS"	TEMPORARY APPROPRIATIONS
Sanitation: Passaic Valley Sewer Commission O/E	748,000.00
5-01-252-200	
Maintenance of Free Public Library	410,000.00
5-01-019-200	
Municipal Alliance Program O/E	5,775.00
5-01-618-200	
Matching Funds-Municipal Alliance Program O/E	1,444.00
5-01-619-200	
TOTAL APPROPRIATIONS - EXCLUDED FROM "CAPS"	\$ 1,165,219.00
TOTAL GENERAL APPROPRIATIONS	\$ 11,939,755.84

APPROPRIATIONS FOR WATER UTILITY	TEMPORARY APPROPRIATIONS
Operating:	
Salaries & Wages	\$ 388,125.00
5-05-701-100 \$ 18,000.00	
5-05-702-100 370,125.00	
Other Expenses	57,224.00
5-05-701-200 5,512.00	
5-05-702-200 51,712.00	
North Jersey District Water Supply Comm.	303,000.00
5-05-703-200	
City of Newark N.J. Water Purchase	40,000.00
5-05-704-200	
Passaic Valley Water Commission	162,750.00
5-05-705-200	
Annual Audit	16,000.00
5-05-706-200	
Group Insurance Plans for Employees	86,625.00
5-05-707-200	
<u>Deferred Charges and Statutory Expenditures</u>	

Statutory Expenditures	
Contributed To:	
Social Security System (O.A.S.I.)	54,049.63
5-05-722-200	
Total Water Utilities Appropriations	\$ 1,107,773.63

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 20, 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 20, 2015
Seconded by: Commissioner Mauro G. Tucci *No.* 13-15

WHEREAS, Christobal “Chris” Mazzini, 51 Passaic Avenue, Nutley, New Jersey 07110, has applied for renewal of Constable License No. 15: and

WHEREAS, the application has been reviewed by the Municipal Clerk and Police Department.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that Christobal “Chris” Mazzini be re-appointed as Constable No. 15 for a one year term, effective January 20, 2015.

. . .

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 20, 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 20, 2015
 Seconded by: Commissioner Mauro G. Tucci No. 19-15

WHEREAS, raffle applications have been received from the following organizations; and

PTO Nutley Lincoln School	License No. 01-15 On-Premise 50/50 Cash Raffle	Friday, February 6, 2015
PTO Nutley Lincoln School	License No. 02-15 On-Premise Merchandise Raffle	Friday, February 6, 2015
Nutley Junior Raider Booster Club For: Nutley High School Softball Team	License No. 03-15 On-Premise 50/50 Cash Raffle	Sunday, February 8, 2015
Nutley Junior Raider Booster Club For: Nutley High School Softball Team	License No. 04-15 On-Premise Tricky Tray	Sunday, February 8, 2015

WHEREAS, the applications have been reviewed and approved by the Municipal Clerk and the Police Department,

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that the aforementioned licenses are approved and the Municipal Clerk is authorized to issue the licenses.

. . .

I, Eleri Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the
 Eleri Pettas
 foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held January 20, 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				