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
PROCEDINGS
(Pledge of Allegiance)

MAYOR PETRACCO: Madam Clerk?

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

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

Commissioner Rogers is absent/excused this evening.

Commissioner Tucci?

COMMISSION TUCCI: Here.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Here.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Here.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Here.

I see we have minutes tonight.

MADAM CLERK: Yes, Mayor, we have minutes for

Can I have a motion, please?

COMMISSIONER TUCCI: Move it.

COMMISSIONER EVANS: Second.

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

Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

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

MADAM CLERK: Thank you, Commissioner.

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

MADAM CLERK: Yes, Mayor, we have an event application submitted by the Nutley Irish Association for their 32nd Annual St. Patrick's Day Parade. The event is
scheduled for Saturday, March 7th, 2015.

Can I have a motion, please?

    COMMISSIONER TUCCI: Move it.

    COMMISSIONER EVANS: Second.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

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

Can I have a motion?

    COMMISSIONER TUCCI: Move it.

    COMMISSIONER EVANS: Second.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?
MAYOR PETRACCO: Aye.

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

Commissioner Tucci?

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

MAYOR PETRACCO: Thank you.

Commissioner Scarpelli?

COMMISSIONER SCARPELLI: I have various reports, Mayor.

MAYOR PETRACCO: Thank you.

Let's move on to the bill list.

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

MAYOR PETRACCO: We need a motion.

COMMISSIONER EVANS: Yep, I move it.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.
MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

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

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

Thank you for coming.

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

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

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

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

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

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

WHEREAS, in 1999, then Mayor Pete Scarpelli,
recognizing Ralph's keen knowledge in the field of construction and building, appointed him as a member to the Nutley Zoning Board; and

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

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

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

(Applause)

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

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

MAYOR PETRACCO: Thank you, Mr. Pastore.

(Applause)

MAYOR PETRACCO: Can we have the picture, Sam?

Yeah, Mr. Pastore, could we --
(Pause)

(Applause)

(Pause)

MAYOR PETRACCO: Very nice.

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

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

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the board of
commissioners, the township of Nutley, county of Essex, state of New Jersey that, in honor of our young friend, Willem Wuebben, January 24th is proclaimed as Moebius Syndrome Awareness Day to show the world that, through determination, hard work, and perseverance, anything and everything is achievable.

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

(Applause)

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

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

(Applause)

(Pause)

MAYOR PETRACCO: Are you going to speak? Okay.

(Pause)

MAYOR PETRACCO: Let's hear it for Willem.

MR. M. WU EBBEN: Yeah, and I just want to give everyone an understanding of Moebius Syndrome and how special Willem is. And so, Moebius Syndrome is an extremely rare condition. And, in fact, when Willem was born, most of
the people that we've had experiences with had never heard
of it, and a lot of people didn't really know, sort of, how
to treat it, how to deal with it. But Willem persevered.
And I'd say I'm more proud of Willem than anything because
his greatest attribute is his compassion.

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

MAYOR PETRACCO: Thank you.

(Applause)

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

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

And I have to say just seeing the accomplishments
that he's made over the years is really fantastic. To be an
A student at Lincoln School is not the easiest for any child
to do, and, through hard work, I'm sure he has a great foundation at home. So congratulations to all of you.

Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Thank you, Mayor.

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

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

And, Willem, you're my new hero.

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

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

MAYOR PETRACCO: Let's take our photo.

(Applause)

(Pause)

(Applause)

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

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

Commissioner Scarpelli, you'll read Commissioner Rogers'?

COMMISSIONER SCARPELLI: Yeah. Thank you, Mayor. This is ordinance number 3303 for Commissioner Rogers, 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 1st, 2015.

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

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

That can't be. When's the public hearing?
MADAM CLERK: February 3rd.

COMMISSIONER SCARPELLI: February 3rd?

February 3rd, 2015.

MADAM CLERK: We need a motion.

COMMISSIONER EVANS: Second.

MADAM CLERK: Who seconds?

MAYOR PETRACCO: Commissioner Evans seconded it.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

Thank you, Commissioner.

I have an ordinance public hearing tonight, I believe. This ordinance is for the rent leveling board. It's ordinance number 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.

I need a motion to open up the public hearing.

COMMISSIONER TUCCI: Move it.

COMMISSIONER EVANS: Second.
MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

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

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

COMMISSIONER TUCCI: Move it.

COMMISSIONER EVANS: Second.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

And we need to move the ordinance.

COMMISSIONER TUCCI: Move it.

COMMISSIONER EVANS: Second.
MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

Thank you.

Commissioner Tucci, with your resolutions.

COMMISSIONER TUCCI: Yes, thank you, Mayor.

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 for a qualified academy for training youth soccer programs; and

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

I move the resolution,

COMMISSIONER EVANS: Second.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER TUCCI: WHEREAS, the Department of Parks and 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 for accident and safety review and consulting; and

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

COMMISSIONER EVANS: Second.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER TUCCI: WHEREAS, the Department of Parks and 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 an RFQ for consultant risk manager;

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

I move the resolution.

COMMISSIONER EVANS: Second.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?
COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

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

Thank you.

Commissioner Evans?

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

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 a need on a timely basis to purchase goods or services utilizing the following cooperative purchasing programs;

Essex County
Somerset County
Morris County
Union County
Cranford
Middlesex County

WHEREAS, the town of Nutley intends to enter into
contracts with the attached referenced contract vendors
through this resolution and properly executed contracts
shall be subject to all of 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 and 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 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 certification of availability of funds is made by the
chief financial officer; and

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

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

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

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

Mayor Petracco?

MAYOR PETRACCO: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

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

COMMISSIONER EVANS: Yes.

Okay. WHEREAS, the township of Nutley has a need to acquire the services of a registered municipal accountant to conduct the annual audit of the township books' accounts and financial transactions within five 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 one year will exceed $17,500; and
WHEREAS, the anticipated term of the contract is 12 months from January 1, 2015 through December 31st, 2015;

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

WHEREAS, Nisivoccia & Company 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 in account 5-01-222-205 in the amount of $87,326 and account 5-05-706-205 in the amount of $61,904 and have been certified by the chief financial officer, said certification being attached to this resolution;

NOW, THEREFORE, BE IT RESOLVED by the board of commissioners of the township 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.

So move.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER EVANS: 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 has submitted a fee schedule for providing such services,
the total of which is not to exceed $40,000; and

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

WHEREAS, the law firm of Piro, Zinna, Cifelli, Paris & Genitempo has completed and submitted the business entity disclosure certification, which certifies that they have not made any reportable contributions to a political or a 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 in 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 by the board of commissioners of the township of Nutley that we authorize 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 determination of value be placed on file with this resolution.

So move.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Tucci?
COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

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

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

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

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

So move.
COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

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

So move.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?
MAYOR PETRACCO: Aye.

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

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

So move.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER EVANS: BE IT RESOLVED by the board of commissioners of the township of Nutley, county of Essex, state of New Jersey that the treasurer be and she is hereby
authorized to refund overpayments of water charges in the
amount of $80.96 for block 5003, lot 11.

So move.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER EVANS: WHEREAS, the township of
Nutley, pursuant to N.J.S.A. 40A:11-12A and N.J.A.C. 5:34-
7.29(c), may by resolution and without advertising for bids,
purchase any goods and 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 and 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 contracts
through this resolution and properly executed contracts
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 goods
and services from this approved New Jersey state contract
vendor, pursuant to all the 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 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 certification of availability of funds is made by the
chief financial officer; and

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

So move.

COMMISSIONER TUCCI:        Second.
MADAM CLERK: Commissioner Tucci?
COMMISSIONER Tucci: Aye.
MADAM CLERK: Commissioner Evans?
COMMISSIONER EVANS: Aye.
MADAM CLERK: Commissioner Scarpelli?
COMMISSIONER SCARPELLI: Aye.
MADAM CLERK: Mayor Petracco?
MAYOR PETRACCO: Aye.

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

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

   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 for 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 notarized loss affidavit and the payment of a fee of $100 per certificate, to issue appropriate duplicate tax sale certificate to the purchaser covering the certificate lost as previously
described 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.

So move.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER EVANS: BE IT RESOLVED by the board of commissioners of the township of Nutley, county of Essex, state of New Jersey that there is hereby established in the Department of Revenue and Finance a petty cash account in the amount of $650, 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 her designee.

So move.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

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

So move.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.
MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER EVANS: 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 the taxes provided by law; and

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

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

1. The tax collector is hereby authorized and directed to charge 8 percent 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 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.

So move.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

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

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

So move.

COMMISSIONER TUCCI: Second.
MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

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

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 shall 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 20th, 2014; and

WHEREAS, debt service will become due during the first 6 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:

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

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

So move.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER EVANS: 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 the amounts required in a manner and time provided therein; and

WHEREAS, the date of this resolution is within the first 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.

WHEREAS, 26-and-1-quarter percent of the total appropriation in 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, the following temporary appropriations are made and that the certified copy of this resolution is submitted to the chief financial officer for her record.

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

So move.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.
MADAM CLERK: Commissioner Scarpelli?
COMMISSIONER SCARPELLI: Aye.
MADAM CLERK: Mayor Petracco?
MAYOR PETRACCO: Aye.
COMMISSIONER EVANS: Finally. Thank you, Mayor.
MAYOR PETRACCO: Thank you.
Commissioner Scarpelli?
COMMISSIONER SCARPELLI: No resolutions, Mayor.
MAYOR PETRACCO: Thank you.
WHEREAS, Christobal Chris Mazzini, 51 Passaic Avenue, Nutley, New Jersey has applied for renewal of constable license number 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, township of Nutley, county of Essex, state of New Jersey that Christobal Chris Mazzini be reappointed as constable number 15 for a 1-year term effective January 20th, 2015.
I move the resolution.
COMMISSIONER TUCCI: Second.
MADAM CLERK: Commissioner Tucci?
COMMISSIONER TUCCI: Aye.
MADAM CLERK: Commissioner Evans?
COMMISSIONER EVANS: Aye.
MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

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

PTO Nutley Lincoln School, license number 01-15, on-premise 50/50 cash raffle, Friday, February 6th, 2015;

PTO Nutley Lincoln School, license number 02-15, on-premise merchandise raffle, Friday, February 6th, 2015; Nutley Junior Raider Booster Club for Nutley High School Softball Team, license number 03-15 on-premise 50/50 cash raffle, Sunday, February 8th, 2015; Nutley Junior Raider Booster Club for Nutley High School Softball Team, license number 04-15 on-premise tricky tray, Sunday, February 8th, 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 move the resolution.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Tucci?
COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

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

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

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

The mayor may defer citizens' comments to the appropriate member of the board. Dialogue between citizens and others addressing the board shall be allowed, unless the mayor or presiding officer or the majority of the membership of the board shall determine that the interests of decorum and/or the expeditious conduct of municipal business are
being adversely affected by such dialogue.

MAYOR PETRACCO: Thank you, Madam Clerk.

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

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

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

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

She hadn't gone out into the crosswalk. She was on the side street. And someone was coming down Franklin Avenue. I stopped. They stopped. And a person coming from underneath the trestle heading North stopped. He was in a
big, black pickup, and this was a sedan, from what I'm seeing from where my vantage point.

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

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

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

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

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

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

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

MS. QUIRK: Okay.

MAYOR PETRACCO: -- illuminate.

MS. QUIRK: Okay.

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

MS. QUIRK: Excellent.

MAYOR PETRACCO: -- through public safety.

Although I have to just say this one statement to you and to people here tonight in the audience. I have been preaching
because I do cross the streets in town, too, and I drive around town. We live here, all that stuff.

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

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

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

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

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

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

We ordered it. The equipment is expensive. But again, we can't -- you know, we have to police ourselves to a certain degree.

MS. QUIRK: Right.

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

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

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

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

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

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

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

Rutherford is very vigilant, and they will come out of nowhere and hand you over a ticket. So, when you're driving into Rutherford, your mind is, oh, God, I've got to
go right down to 25 miles an hour, because I'm going to
get a ticket. This guy's going to be right there.

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

MAYOR PETRACCO: Thank you.

MS. QUIRK: But I do thank you.

MAYOR PETRACCO: Thank you.

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

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

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

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

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

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

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

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

MAYOR PETRACCO: Thank you.

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

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

MS. LANDRY: Penny Landry, 135 Lakeside Drive.

OPRA was submitted for a report for the planning board on October 15th, 2014 meeting. The very, very brief minutes say that a report was given by George Kimmral (ph) from Urban Studio.
I OPRA'd the report, and the OPRA came back there was no written report from Mr. Kimmral to the board. And what I would like to know is, when we hire consultants to give reports, how is it that we can find out what the content of the reports might be.

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

MAYOR PETRACCO: Maybe our counsel could answer that question.

MR. GENITEMPO: Yes.

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

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

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

MR. GENITEMPO: At this time.

MS. LANDRY: That isn't what it said.
MR. GENITEMPO: I don't care what it says.

MS. LANDRY: Okay.

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

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

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

MS. LANDRY: Okay. Thank you.

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

MAYOR PETRACCO: No, go ahead.

MS. LANDRY: Okay. Thank you.

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

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

MAYOR PETRACCO: Why don't we let Commissioner Scarpelli answer that?

COMMISSIONER SCARPELLI: Well, first of all, Ms. Landry, we budget about $250,000 a year in overtime, and you have to realize that water and sewer operations are a 24/7 operation. That any time there is a backup or a water main break that's an emergency situation, the health emergency -- sewer backup and an emergency situation where we can't have people without water. So those are a 24/7 operation.

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

MS. LANDRY: Okay.

COMMISSIONER SCARPELLI: Per year in overtime.

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

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

MS. LANDRY: Okay.

COMMISSIONER SCARPELLI: So that would be a reason
that the overtime would be more during that time period.

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

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

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

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

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

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

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

   COMMISSIONER SCARPELLI: We do --

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

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

   MS. LANDRY: Okay. So, if the sewage backs up --
COMMISSIONER SCARPELLI: They're not charged for that.

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

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


Could I have two minutes?

MAYOR PETRACCO: Sure.

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

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

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

(Pause)

MS. LANDRY: (Indiscernible) wasn't quite as extensive, but I think they came up with a good list.

Respectfully, in 2015, we the citizens of the Nutley
homeowners community request that our Nutley Board of
Commissioners have joint meetings with the board of
education at least once a quarter, have one town hall
meeting per quarter for citizen input, provide reasonably
comprehensive meeting minutes for all boards.

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

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

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

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

MS. LANDRY: Yes.

UNIDENTIFIED SPEAKER: (Indiscernible.)

MS. LANDRY: Okay, I will.

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

Seeing no one, please.

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

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

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

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

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

MS. LANDRY: Okay.

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

MAYOR PETRACCO: Is this all you have?

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

MAYOR PETRACCO: Read on.

MS. LANDRY: Okay, thanks.

Revise -- oh, provide reasonably comprehensive meeting minutes for all boards and make them available on the Nutley website no less than 72 hours prior to the next meeting, revise our master plan with input from new citizens and no consultants and stick to it, provide an annual report on our master plan, use one of our under-utilized town buildings as the Nutley Youth Center, allow citizens to pay their bills online on our Nutley website, have on-demand broadcast of board of commissioners meetings on our Nutley website, enact term limits for all appointed board members, be transparent, listen to feedback and act quicker on what you learn, use social media to inform and communicate with Nutley citizens, do the right things when no one is looking, make other towns wish they worked with the public as well as we do, sponsor more free public events in our parks and downtown -- concerts, wine tastings, et cetera, commit to being even more responsible with our tax dollars by further reducing municipal spending, stop hiring unnecessary consultants, use the input of citizens more, reduce our taxes by bringing more accountability and transparency to municipal spending, clean up weeds and garbage in the Route 21 River Road area and maintain it, work with the board of
education to find a way to improve and provide playgrounds
at all Nutley public schools, stop rehiring township
employees who have retired with pensions and give others who
are qualified a chance and opportunity for township
employment, enforce speed limits by having more cops with
radar, et cetera, and raise speeding fines, expand the
visibility and reach of the Nutley Neighborhood Watch
Program, include Nutley High School students in the program,
obtain additional funding other than property taxes for
better paved streets and repaired potholes, work with Essex
County and the state to provide better transportation
options to NYC.

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

MAYOR PETRACCO: Thank you, Ms. Landry.

Is there anyone else --

COMMISSIONER EVANS: Mayor, I have a question.

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

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

MS. LANDRY: Uh-huh.

COMMISSIONER EVANS: How many people responded to
the survey?

MS. LANDRY: Probably 50. It wasn't an actual
survey like yours was, like survey monthly.

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

MS. LANDRY: Some of them were duplicates.

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

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

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

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

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

MS. LANDRY: Okay.

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

MS. LANDRY: Yes.

COMMISSIONER EVANS: Thank you.

MS. LANDRY: Okay.

COMMISSIONER EVANS: Appreciate that.
MS. LANDRY: You're welcome.

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

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

COMMISSIONER TUCCI: Second.

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

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

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

Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?
COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

Thank you for coming.

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

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

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

MR. GENITEMPO: (Off-mike.)

MADAM CLERK: And legal advice.

(Whereupon, these proceedings were concluded at 8:45 PM)
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):
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/Authorize Refund Overpayment of Property Taxes/Various Block and Lots/Total Amount of $80.96
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/Various

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/Various

MEETING OPEN TO THE PUBLIC:

ADJOURNMENT:

REMEMBER:
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 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

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<tr>
<th>TITLE</th>
<th>BASE SALARY MINIMUM</th>
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<tr>
<td>HEALTH DEPARTMENT</td>
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<tr>
<td>Registered Environmental Health Specialist--Public Health – P/T</td>
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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.
Resolution

Introduced by: Commissioner Mauro G. Tucci
Seconded by: Commissioner Thomas J. Evans
Date: January 20, 2015
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.

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

<table>
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<tr>
<th>Record of Vote</th>
<th>Commissioner Rogers</th>
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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.

Record of Vote

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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.
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.


d, 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.

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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, 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.
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, Eloni 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.

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

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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.

<table>
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<tr>
<th>Block &amp; Lot</th>
<th>Address</th>
<th>Amount</th>
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<tbody>
<tr>
<td>8304 - 10</td>
<td>16 Blum Lane</td>
<td>$2,189.94</td>
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<tr>
<td>4001 - 7</td>
<td>11 Nairn Place</td>
<td>$2,921.09</td>
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<tr>
<td>5106 - 4</td>
<td>14 Sunset Dr. West</td>
<td>$72.86</td>
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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.

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<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Absent/Excused</td>
<td>X</td>
<td></td>
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</tr>
</tbody>
</table>
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 P., 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.

<table>
<thead>
<tr>
<th>Record of Vote</th>
<th>Commissioner Rogers</th>
<th>Commissioner Tucci</th>
<th>Commissioner Evans</th>
<th>Commissioner Scarrelli</th>
<th>Mayor Petracco</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yes</td>
<td></td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
</tr>
<tr>
<td>No</td>
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<tr>
<td>Not Voting</td>
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<td></td>
<td></td>
</tr>
<tr>
<td>Absent/Excused</td>
<td>X</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
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.

<table>
<thead>
<tr>
<th>Block &amp; Lot</th>
<th>Address</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>5003 - 11</td>
<td>117 Coeyman</td>
<td>$80.96</td>
</tr>
</tbody>
</table>

I, Eleni Pezzis, 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.

<table>
<thead>
<tr>
<th>Record of Vote</th>
<th>Commissioner Rogers</th>
<th>Commissioner Tucci</th>
<th>Commissioner Evans</th>
<th>Commissioner Scarpelli</th>
<th>Mayor Petracco</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yes</td>
<td></td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
</tr>
<tr>
<td>No</td>
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</tr>
<tr>
<td>Not Voting</td>
<td></td>
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<td></td>
<td></td>
</tr>
<tr>
<td>Absent/Excused</td>
<td></td>
<td></td>
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<td></td>
<td></td>
</tr>
</tbody>
</table>
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 an 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.
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.

<table>
<thead>
<tr>
<th>Block &amp; Lot</th>
<th>Certificate:</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>4201 - 10</td>
<td># 201422</td>
<td>$471.55</td>
</tr>
</tbody>
</table>

I, ______________, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held January 20, 2015.
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, ______________, 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.

<table>
<thead>
<tr>
<th>Record of Vote</th>
<th>Commissioner Rogers</th>
<th>Commissioner Tucci</th>
<th>Commissioner Evans</th>
<th>Commissioner Scarpetti</th>
<th>Mayor Petracco</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yes</td>
<td></td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
</tr>
<tr>
<td>No</td>
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<tr>
<td>Not Voting</td>
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<td></td>
</tr>
<tr>
<td>Absent/Excused</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>X</td>
</tr>
</tbody>
</table>
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.

<table>
<thead>
<tr>
<th>Block &amp; Lot</th>
<th>Address</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>9000 - 46</td>
<td>213 - 221 Harrison St.</td>
<td>$4,474.59 2013/4th</td>
</tr>
<tr>
<td>9000 - 46</td>
<td>213 - 221 Harrison St.</td>
<td>$4,737.48 2014/4th</td>
</tr>
<tr>
<td>4500 - 3</td>
<td>364 Prospect St.</td>
<td>$592.59 2014/4th</td>
</tr>
<tr>
<td>8300 - 4</td>
<td>49 San Antonio Ave.</td>
<td>$1,283.67 2014/4th</td>
</tr>
</tbody>
</table>

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.
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.
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**

<table>
<thead>
<tr>
<th>FROM:</th>
<th>TO:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tax Collector S/W</td>
<td>Tax Assessor O/E</td>
</tr>
<tr>
<td>4-01-206-100</td>
<td>4-01-204-200</td>
</tr>
<tr>
<td>$ 4,000.00</td>
<td>$ 4,000.00</td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>Total</strong></td>
</tr>
<tr>
<td><strong>$ 4,000.00</strong></td>
<td><strong>$ 4,000.00</strong></td>
</tr>
</tbody>
</table>

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.
Resolution

Introduced by: Commissioner Thomas J. Evans

Seconded by: Commissioner Mauro G. Tucci

Date: January 20, 2015

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:

**CURRENT FUND**

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>INTEREST ON BONDS</td>
<td>$74,000.00</td>
</tr>
<tr>
<td>5-01-816-200</td>
<td></td>
</tr>
<tr>
<td>N.J.E.I.T.-TRUST- INTEREST</td>
<td>$7,000.00</td>
</tr>
<tr>
<td>5-01-819-253</td>
<td></td>
</tr>
</tbody>
</table>

**TOTAL DEBT SERVICE**

$81,000.00

**WATER OPERATING**

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>N.J.E.I.T.-INTEREST</td>
<td>$9,200.00</td>
</tr>
<tr>
<td>5-05-718-253</td>
<td></td>
</tr>
<tr>
<td>N.J.E.I.T.-FUND-PRINCIPAL</td>
<td>$26,000.00</td>
</tr>
<tr>
<td>5-05-717-255</td>
<td></td>
</tr>
</tbody>
</table>

**TOTAL DEBT SERVICE**

$35,200.00

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.
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:

<table>
<thead>
<tr>
<th>Fund</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Current Fund</td>
<td>$45,484,784.15</td>
</tr>
<tr>
<td>Water Utility</td>
<td>$4,220,090.00</td>
</tr>
</tbody>
</table>

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:

<table>
<thead>
<tr>
<th>Fund</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Current Fund</td>
<td>$11,939,755.84</td>
</tr>
<tr>
<td>Water Utility</td>
<td>$1,107,773.63</td>
</tr>
</tbody>
</table>

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”

<table>
<thead>
<tr>
<th>MAYOR’S OFFICE</th>
<th>TEMPORARY APPROPRIATIONS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mayor S/W</td>
<td>$ 118.00</td>
</tr>
<tr>
<td>5-01-011-100</td>
<td></td>
</tr>
<tr>
<td>Mayor’s Office O/E</td>
<td>131.00</td>
</tr>
<tr>
<td>5-01-011-200</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>MAYOR’S OFFICE</th>
<th>TEMPORARY APPROPRIATIONS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Township Attorney S/W</td>
<td>16,000.00</td>
</tr>
<tr>
<td>5-01-012-100</td>
<td></td>
</tr>
<tr>
<td>Township Attorney O/E</td>
<td>26,329.00</td>
</tr>
<tr>
<td>5-01-012-200</td>
<td></td>
</tr>
<tr>
<td>Municipal Land Use Law (NJSA 40,550-1):</td>
<td></td>
</tr>
<tr>
<td>Board of Adjustment S/W</td>
<td>7,000.00</td>
</tr>
<tr>
<td>5-01-014-100</td>
<td></td>
</tr>
<tr>
<td>Board of Adjustment O/E</td>
<td>2,546.00</td>
</tr>
<tr>
<td>5-01-014-200</td>
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</tr>
<tr>
<td>Planning Board S/W</td>
<td>7,200.00</td>
</tr>
<tr>
<td>5-01-015-100</td>
<td></td>
</tr>
<tr>
<td>Planning Board O/E</td>
<td>3,413.00</td>
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<tr>
<td>5-01-015-200</td>
<td></td>
</tr>
<tr>
<td>Rent Leveling Board S/W</td>
<td>2,000.00</td>
</tr>
<tr>
<td>5-01-016-100</td>
<td></td>
</tr>
<tr>
<td>Rent Leveling Board O/E</td>
<td>604.00</td>
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<tr>
<td>5-01-016-200</td>
<td></td>
</tr>
<tr>
<td>Celebration of Public Events, Ann. Or Holiday</td>
<td>14,437.00</td>
</tr>
<tr>
<td>5-01-018-200</td>
<td></td>
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<tr>
<td>Municipal Prosecutor S/W</td>
<td>26,400.00</td>
</tr>
<tr>
<td>5-01-013-100</td>
<td></td>
</tr>
<tr>
<td>Municipal Prosecutor</td>
<td>262.00</td>
</tr>
<tr>
<td>5-01-013-200</td>
<td></td>
</tr>
<tr>
<td><strong>DEPARTMENT TOTAL</strong></td>
<td><strong>$106,440.00</strong></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>DEPARTMENT OF PUBLIC AFFAIRS</th>
<th>TEMPORARY APPROPRIATIONS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Director of Public Affairs S/W</td>
<td>591.00</td>
</tr>
<tr>
<td>5-01-102-100</td>
<td></td>
</tr>
<tr>
<td>Director of Public Affairs O/E</td>
<td>263.00</td>
</tr>
<tr>
<td>5-01-102-200</td>
<td></td>
</tr>
<tr>
<td>Nutley Public Health Reserve O/E</td>
<td>1,969.00</td>
</tr>
<tr>
<td>5-01-104-200</td>
<td></td>
</tr>
<tr>
<td>Description</td>
<td>Amount</td>
</tr>
<tr>
<td>-----------------------------------------------------------------------------</td>
<td>----------</td>
</tr>
<tr>
<td>Dept. of Health-Local Health Agency S/W</td>
<td>127,050.00</td>
</tr>
<tr>
<td>Dept. of Health-Local Health Agency O/E</td>
<td>24,662.00</td>
</tr>
<tr>
<td>Immunization Program O/E</td>
<td>2,625.00</td>
</tr>
<tr>
<td>Military Veteran Affairs Bureau S/W</td>
<td>10,802.00</td>
</tr>
<tr>
<td>Military Veteran Affairs Bureau O/E</td>
<td>1,969.00</td>
</tr>
<tr>
<td>Assoc. For Ret. Children O/E</td>
<td>263.00</td>
</tr>
<tr>
<td>Montclair Nursing Services S/W</td>
<td>3,675.00</td>
</tr>
<tr>
<td>Montclair Nursing Services O/E</td>
<td>131.00</td>
</tr>
<tr>
<td>Mental Health Program-Contractual O/E</td>
<td>2,625.00</td>
</tr>
<tr>
<td>Services of Nutley Family Service Bureau</td>
<td>17,063.00</td>
</tr>
<tr>
<td>Animal Regulation O/E</td>
<td>7,613.00</td>
</tr>
<tr>
<td>Air Pollution Control-Contract</td>
<td>1,622.00</td>
</tr>
<tr>
<td>Garbage &amp; Trash Removal-Contract</td>
<td>633,883.00</td>
</tr>
<tr>
<td>DEPARTMENT TOTAL</td>
<td>$836,906.00</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>DEPARTMENT OF REVENUE &amp; FINANCE</th>
<th>TEMPORARY APPROPRIATIONS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Director of Revenue &amp; Finance S/W</td>
<td>$ 591.00</td>
</tr>
<tr>
<td>Director of Revenue &amp; Finance O/E</td>
<td>263.00</td>
</tr>
<tr>
<td>Assessment of Taxes S/W</td>
<td>60,375.00</td>
</tr>
<tr>
<td>Assessment of Taxes O/E</td>
<td>30,450.00</td>
</tr>
<tr>
<td>Collection of Taxes S/W</td>
<td>63,000.00</td>
</tr>
<tr>
<td>Collection of Taxes O/E</td>
<td>9,161.00</td>
</tr>
<tr>
<td>Treasurer’s Office S/W</td>
<td>122,325.00</td>
</tr>
<tr>
<td>Code</td>
<td>Description</td>
</tr>
<tr>
<td>------------</td>
<td>--------------------------------------------------</td>
</tr>
<tr>
<td>5-01-208-100</td>
<td>Treasurer's Office O/E</td>
</tr>
<tr>
<td>5-01-208-200</td>
<td>Township Clerk’s Office S/W</td>
</tr>
<tr>
<td>5-01-210-100</td>
<td>Township Clerk’s Office O/E</td>
</tr>
<tr>
<td>5-01-210-200</td>
<td>Information Services S/W</td>
</tr>
<tr>
<td>5-01-212-100</td>
<td>Information Services O/E</td>
</tr>
<tr>
<td>5-01-212-200</td>
<td>Municipal Election</td>
</tr>
<tr>
<td>5-01-231-200</td>
<td>Expense, Stationary, &amp; Printing</td>
</tr>
<tr>
<td>5-01-220-200</td>
<td>Annual Audit O/E</td>
</tr>
<tr>
<td>5-01-222-200</td>
<td>Printing &amp; Legal Advertising O/E</td>
</tr>
<tr>
<td>5-01-224-200</td>
<td>Econ Redevelopment Project</td>
</tr>
<tr>
<td>5-01-226-100</td>
<td>Econ Redevelopment Project- Other Exp.</td>
</tr>
<tr>
<td>5-01-222-200</td>
<td>N.J.E.I.T Administration Fee O/E</td>
</tr>
<tr>
<td>5-01-218-100</td>
<td>Construction Code Official S/W</td>
</tr>
<tr>
<td>5-01-218-200</td>
<td>Construction Code Official O/E</td>
</tr>
<tr>
<td>5-01-219-100</td>
<td>Admin. Of Twp. Ordinances S/W</td>
</tr>
<tr>
<td>5-01-219-200</td>
<td>Admin. Of Twp. Ordinances O/E</td>
</tr>
<tr>
<td>5-01-217-200</td>
<td>Elevator Inspection Fees</td>
</tr>
<tr>
<td>5-01-209-200</td>
<td>Grant Writer O/E</td>
</tr>
<tr>
<td></td>
<td><strong>DEPARTMENT TOTAL</strong></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>DEPARTMENT OF PUBLIC SAFETY</th>
<th>TEMPORARY APPROPRIATIONS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Director of Public Safety S/W</td>
<td>$ 591.00</td>
</tr>
<tr>
<td>5-01-302-100</td>
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<td>Description</td>
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<td>Director of Public Safety O/E</td>
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<td>Police S/W</td>
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<td>Police Clothing Allowance</td>
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<td>Purchase of Police Vehicles</td>
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<td>First Aid Squad LOSAP</td>
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<td>Fire S/W</td>
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<td>Fire Clothing Allowance</td>
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<td>Haz Mat Stipend</td>
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<td>Municipal Court S/W</td>
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<td>DEPARTMENT OF PUBLIC WORKS</td>
<td>TEMPORARY APPROPRIATIONS</td>
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<td>Director of Public Works S/W</td>
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<td>Snow Removal S/W</td>
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<td>Sewer Systems S/W</td>
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<td>Sewer Systems O/E</td>
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<td>Parking Lot &amp; Meter Maintenance S/W</td>
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<td>Parking Lot &amp; Meter Maintenance O/E</td>
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<td>Weed &amp; Leaf Removal S/W</td>
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<td>Weed &amp; Leaf Removal O/E</td>
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<td>Leaf Removal- Landscapers</td>
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<td>Leaf Removal Tipping</td>
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DEPARTMENT TOTAL $3,586,926.00
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<td>5-01-422-200</td>
<td>Emergency Hire</td>
<td>394.00</td>
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<td>5-01-423-100</td>
<td>Recycling Program S/W</td>
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<td>5-01-424-100</td>
<td>Recycling Program O/E</td>
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<td><strong>Department Total</strong></td>
<td><strong>$ 814,388.00</strong></td>
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### DEPARTMENT OF PARKS & PUBLIC PROPERTY

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<thead>
<tr>
<th>Description</th>
<th>Temporary Appropriations</th>
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<tr>
<td>Director of Parks &amp; Pub Prop S/W</td>
<td>$ 591.00</td>
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<td>5-01-502-100</td>
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<tr>
<td>Director of Parks &amp; Pub Prop O/E</td>
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<tr>
<td>5-01-502-200</td>
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<tr>
<td>Parks &amp; Playgrounds S/W</td>
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<td>Parks &amp; Playgrounds O/E</td>
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<td>5-01-504-200</td>
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<td>Recreation Committee of Nutley S/W</td>
<td>$ 73,789.00</td>
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<tr>
<td>Recreation Committee of Nutley O/E</td>
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<td>Public Buildings &amp; Grounds S/W</td>
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<td>Public Buildings &amp; Grounds O/E</td>
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<td>Telephone Services S/W</td>
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<td>5-01-510-100</td>
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<tr>
<td>Shade Tree Commission S/W</td>
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<td>Shade Tree Commission O/E</td>
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<td>Debris Removal</td>
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<td>Workers' Compensation Premium</td>
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<td>Other Insurance Premium</td>
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<td>Group Insurance Plans for Employees</td>
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<td>Sr. Citizens’ Transportation S/W</td>
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<td>Sr. Citizens’ Transportation /E</td>
<td>1,050.00</td>
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<td><strong>$ 2,611,472.00</strong></td>
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<tr>
<th>UTILITIES</th>
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<tr>
<td>Gasoline</td>
<td>$ 94,631.00</td>
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<td>Fuel Oil</td>
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<td>Electricity</td>
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<td>Street Lighting O/E</td>
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<td>Telephone Services O/E</td>
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<td><strong>Total Utilities</strong></td>
<td><strong>$ 326,681.00</strong></td>
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<th>TOTAL OPERATIONS (Item 8(A)) WITHIN “CAPS”</th>
<th><strong>$ 9,035,278.00</strong></th>
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<td>B. Contingent</td>
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<td>5-01-232-200</td>
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<td><strong>TOTAL OPERATIONS INCLUDING CONTINGENT WITHIN “CAPS”</strong></td>
<td><strong>$9,50,545.00</strong></td>
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<tr>
<th>E. Deferred Charges and Statutory Expenditures-Municipal Within “CAPS”</th>
<th>TEMPORARY APPROPRIATIONS</th>
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<tr>
<td>(2) Statutory Expenditures, Contribution to:</td>
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<tr>
<td>P.E.R.S.-ERIP</td>
<td>$ 114,517.00</td>
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<td>5-01-254-200</td>
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<td>P.E.R.S.</td>
<td>1,014,623.00</td>
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<td>5-01-241-200</td>
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<tr>
<td>P.F.R.S.</td>
<td>266,925.84</td>
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<td>5-01-243-200</td>
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<td>P.F.R.S.-ERIP</td>
<td>103,210.00</td>
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<td>Consol. Police &amp; Fireman’s Pension Fund</td>
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<td>Award of Damages to Disabled Policeman (N.J.S.A. 40:47-12.10-12.11)</td>
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<td>5-01-246-200</td>
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<td>Operations Excluded From “CAPS”</td>
<td>TEMPORARY APPROPRIATIONS</td>
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<tr>
<td>Sanitation: Passaic Valley Sewer Commission O/E</td>
<td>748,000.00</td>
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<td>5-01-252-200</td>
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<td>Maintenance of Free Public Library</td>
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<td>5-01-618-200</td>
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<td>Matching Funds-Municipal Alliance Program O/E</td>
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<td><strong>TOTAL APPROPRIATIONS - EXCLUDED FROM “CAPS”</strong></td>
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<td><strong>TOTAL GENERAL APPROPRIATIONS</strong></td>
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<th>APPROPRIATIONS FOR WATER UTILITY</th>
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<td>Operating:</td>
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<tr>
<td>Salaries &amp; Wages</td>
<td>$388,125.00</td>
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<td>5-05-701-100 $ 18,000.00</td>
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<td>5-05-702-100 370,125.00</td>
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<td>Other Expenses</td>
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<td>5-05-701-200 5,512.00</td>
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<td>5-05-702-200 51,712.00</td>
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<td>North Jersey District Water Supply Comm.</td>
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<td>5-05-703-200</td>
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<td>City of Newark N.J. Water Purchase</td>
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<td>Passaic Valley Water Commission</td>
<td>162,750.00</td>
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<td>5-05-705-200</td>
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<td>Annual Audit                                                                       16,000.00</td>
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<td>5-05-707-200</td>
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<td><strong>Deferred Charges and Statutory Expenditures</strong></td>
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<td>Statutory Expenditures</td>
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<td>Contributed To:</td>
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<td>Social Security System (O.A.S.I.)</td>
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<td><strong>Total Water Utilities Appropriations</strong></td>
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### Resolution #26-15

#### January 20, 2015

<table>
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<tr>
<th>Record of Vote</th>
<th>Commissioner Rogers</th>
<th>Commissioner Tucci</th>
<th>Commissioner Evans</th>
<th>Commissioner Scarpelli</th>
<th>Mayor Petracco</th>
</tr>
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<tbody>
<tr>
<td>Yes</td>
<td></td>
<td>X</td>
<td>X</td>
<td>X</td>
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<tr>
<td>No</td>
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<tr>
<td>Not Voting</td>
<td></td>
<td></td>
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<td></td>
</tr>
<tr>
<td>Absent/Excused</td>
<td></td>
<td></td>
<td></td>
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<td>X</td>
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</table>

I, Eleni Petracco, 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**.
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, __________________________, 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.

<table>
<thead>
<tr>
<th>Record of Vote</th>
<th>Commissioner Rogers</th>
<th>Commissioner Tucci</th>
<th>Commissioner Evans</th>
<th>Commissioner Scarpelli</th>
<th>Mayor Petracco</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yes</td>
<td></td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
</tr>
<tr>
<td>No</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Not Voting</td>
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<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Absent/Excused</td>
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</tr>
</tbody>
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---

Introducing: Mayor Alphonse Petracco

Seconding: Commissioner Mauro G. Tucci

No.: 13-15

Date: January 20, 2015

---

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

<table>
<thead>
<tr>
<th>Organization</th>
<th>License No.</th>
<th>Event Details</th>
<th>Date</th>
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</thead>
<tbody>
<tr>
<td>PTO Nutley Lincoln School</td>
<td>01-15</td>
<td>On-Premise 50/50 Cash Raffle</td>
<td>Friday, February 6, 2015</td>
</tr>
<tr>
<td>PTO Nutley Lincoln School</td>
<td>02-15</td>
<td>On-Premise Merchandise Raffle</td>
<td>Friday, February 6, 2015</td>
</tr>
<tr>
<td>Nutley Junior Raider Booster Club For: Nutley High School Softball Team</td>
<td>03-15</td>
<td>On-Premise 50/50 Cash Raffle</td>
<td>Sunday, February 8, 2015</td>
</tr>
<tr>
<td>Nutley Junior Raider Booster Club For: Nutley High School Softball Team</td>
<td>04-15</td>
<td>On-Premise Tricky Tray</td>
<td>Sunday, February 8, 2015</td>
</tr>
</tbody>
</table>

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, Eleon 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.

<table>
<thead>
<tr>
<th>Record of Vote</th>
<th>Commissioner Rogers</th>
<th>Commissioner Tucci</th>
<th>Commissioner Evans</th>
<th>Commissioner Scarpelli</th>
<th>Mayor Petracco</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yes</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td></td>
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<tr>
<td>No</td>
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<tr>
<td>Not Voting</td>
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<tr>
<td>Absent/Excused</td>
<td>X</td>
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</table>