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TOWNSHIP OF NUTLEY, NEW JERSEY

BOARD OF COMMISSIONERS

)
PUBLIC MEETING) TRANSCRIPT OF
) PROCEEDINGS:
)

April 21, 2015

7:54 p.m.

BEFORE:

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

Job No. NJ2058269

Transcribed by: Nicole Yawn

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

2 MADAM CLERK: Yes, Mayor. Board of commissioners
3 public meeting Tuesday, April 21st, 2015. The time is now
4 7:54.

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

12 Commissioner Rogers?

13 COMMISSIONER ROGERS: Here.

14 MADAM CLERK: Commissioner Tucci?

15 COMMISSION TUCCI: Here.

16 MADAM CLERK: Commissioner Evans?

17 COMMISSIONER EVANS: Here.

18 MADAM CLERK: Commissioner Scarpelli?

19 COMMISSIONER SCARPELLI: Here.

20 MADAM CLERK: Mayor Petracco?

21 MAYOR PETRACCO: Here.

22 MADAM CLERK: All present, Mayor.

23 MAYOR PETRACCO: Thank you. Before we jump to
24 minutes and communications, we are going to take something
25 out of order tonight. And first, let me apologize for being

1 so late by coming out. But we want to do the proclamation
2 for Mr. Chalk.

3 And we're very sorry to keep you waiting.

4 Tonight, we have a very special guest.

5 Mr. Chalk and his family is here. It's not too often we get
6 the privilege -- and this proclamation is on behalf of all
7 the commissioners here -- that we have somebody that reaches
8 100 years old in our community. So we want to congratulate
9 him.

10 The proclamation reads, WHEREAS, Terrence Chalk
11 was born April 4th, 1915 in Birkenhead, England; and

12 WHEREAS, Terrence grew up in Bermuda and became
13 the editor of the Mid Ocean News, one of Bermuda's finest
14 newspapers; and

15 WHEREAS, while on a trip to the United States,
16 Terrence met his wife then brought her back to Bermuda,
17 continued to work at the newspaper; and

18 WHEREAS, Terrence desired to move on to larger
19 news venues. So he moved his family from Bermuda to New
20 Jersey; and

21 WHEREAS, in 1947, the Chalks settled in Nutley,
22 buying a house on Carteret Place, where they raised
23 their five children; and

24 WHEREAS, Terrence secured a job with the United
25 Press International where he worked for 37 years until

1 retiring; and

2 WHEREAS, after retirement, Terrence joined in
3 Nutley Little Theater and performed in 15 shows, including
4 Barefoot in the Park, which was directed by his daughter,
5 Vicky.

6 AND NOW, THEREFORE, BE IT RESOLVED by the board of
7 commissioners, township of Nutley, county of Essex, state of
8 New Jersey that Terrence Chalk, who turned 100 years old on
9 April 4th, 2015, be congratulated and recognized for
10 reaching this momentous milestone with dignity and pride.

11 From all of us, Happy Birthday, Mr. Chalk.

12 (Applause)

13 (Pause)

14 MR. CHALK: People ask me how I did this, and I
15 didn't do anything. I just sat there and let it happen.

16 (Laughter)

17 (Applause)

18 MR. CHALK: And I did all the things you're not
19 supposed to do, like having bacon for breakfast. Thank you
20 all. I think it is probably the most notable thing I ever
21 did in my life.

22 MAYOR PETRACCO: We're very happy for you. Happy
23 Birthday again. Congratulations.

24 (Applause)

25 MAYOR PETRACCO: Thank you guys for coming again.

1 And Happy, Happy, Healthy Birthday. Yeah.

2 (Pause)

3 MAYOR PETRACCO: Okay. Madam Clerk, should we
4 continue with our agenda this evening?

5 MADAM CLERK: Yes, Mayor.

6 MAYOR PETRACCO: Minutes?

7 MADAM CLERK: Yes, we have board of commissioner
8 minutes for March 3rd, 2015 and March 17th, 2015. I need a
9 motion.

10 MAYOR PETRACCO: Moved.

11 COMMISSIONER SCARPELLI: Second.

12 MADAM CLERK: Commissioner Rogers?

13 COMMISSIONER ROGERS: Aye.

14 MADAM CLERK: Commissioner Tucci?

15 COMMISSIONER TUCCI: Aye.

16 MADAM CLERK: Commissioner Evans?

17 COMMISSIONER EVANS: I abstain from -- I approve
18 March 3rd. I abstain from March 17th.

19 MADAM CLERK: Commissioner Scarpelli?

20 COMMISSIONER SCARPELLI: Aye.

21 MADAM CLERK: Mayor Petracco?

22 MAYOR PETRACCO: Aye.

23 I see we have communications and correspondence.

24 MADAM CLERK: Yes, Mayor. We have -- the Nutley
25 Rotary has submitted an event application to host a

1 motorcycle run on Sunday, October 4th, 2015. I need a
2 motion.

3 MAYOR PETRACCO: Move it.

4 Need a second.

5 COMMISSIONER SCARPELLI: Second.

6 MADAM CLERK: Commissioner Rogers?

7 COMMISSIONER ROGERS: Aye.

8 MADAM CLERK: Commissioner Tucci?

9 COMMISSIONER TUCCI: Aye.

10 MADAM CLERK: Commissioner Evans?

11 COMMISSIONER EVANS: Aye.

12 MADAM CLERK: Commissioner Scarpelli?

13 COMMISSIONER SCARPELLI: Aye.

14 MADAM CLERK: Mayor Petracco?

15 MAYOR PETRACCO: Aye.

16 MADAM CLERK: The Nutley/Belleville Columbus Day
17 Parade Committee has submitted an event application for
18 Columbus Day celebration to be held on October 11th, 2015
19 from 11:00 a.m. to 4:00 p.m. I need a motion.

20 MAYOR PETRACCO: Move it.

21 COMMISSIONER SCARPELLI: Second.

22 MADAM CLERK: Commissioner Rogers?

23 COMMISSIONER ROGERS: Aye.

24 MADAM CLERK: Commissioner Tucci?

25 COMMISSIONER TUCCI: Aye.

1 MADAM CLERK: Commissioner Evans?

2 COMMISSIONER EVANS: Aye.

3 MADAM CLERK: Commissioner Scarpelli?

4 COMMISSIONER SCARPELLI: Aye.

5 MADAM CLERK: Mayor Petracco?

6 MAYOR PETRACCO: Aye.

7 MADAM CLERK: And the Nutley Booster Club has
8 submitted an event application to host a Father's Day street
9 fair on Sunday, June 21st, 2015 between 10:00 a.m. and 5:00
10 p.m. I need a motion.

11 MAYOR PETRACCO: Move it.

12 COMMISSIONER EVANS: Second.

13 MADAM CLERK: Commissioner Rogers?

14 COMMISSIONER ROGERS: Aye.

15 MADAM CLERK: Commissioner Tucci?

16 COMMISSIONER TUCCI: Aye.

17 MADAM CLERK: Commissioner Evans?

18 COMMISSIONER EVANS: Aye.

19 MADAM CLERK: Commissioner Scarpelli?

20 COMMISSIONER SCARPELLI: Aye.

21 MADAM CLERK: Mayor Petracco?

22 MAYOR PETRACCO: Aye.

23 MADAM CLERK: And that's it for communications
24 today.

25 MAYOR PETRACCO: Thank you.

1 And we did our proclamation. Again,
2 congratulations to Mr. Chalk.

3 We will -- I see we have an ordinance public
4 hearing.

5 Commissioner Evans?

6 COMMISSIONER EVANS: Yes, tonight our public
7 hearing in regard to ordinance 3304, which, once again,
8 establishes the state statute referred to as a cap bank.
9 This is a paper memorandum, in effect, bank account, like an
10 insurance policy that in the event something in the future
11 that was extraordinary happened that causes us to have a
12 need to rise above the two percent cap, we would have the
13 ability to actually do that. By having the cap, we actually
14 stay within the requirements of the state statute.

15 Historically, though, we have not had a need to do
16 that. We've always had our focus on affordability.
17 However, so this is just more of a just in case.

18 MADAM CLERK: Open the public hearing?

19 MAYOR PETRACCO: Oh, excuse me.

20 Is there anyone this evening that would like to
21 comment on ordinance number 3304?

22 COMMISSIONER EVANS: Seeing no one, move to close
23 the public hearing.

24 COMMISSIONER TUCCI: Second.

25 MADAM CLERK: Commissioner Rogers?

1 COMMISSIONER ROGERS: Aye.

2 MADAM CLERK: Commissioner Tucci?

3 COMMISSIONER TUCCI: Aye.

4 MADAM CLERK: Commissioner Evans?

5 COMMISSIONER EVANS: Aye.

6 MADAM CLERK: Commissioner Scarpelli?

7 COMMISSIONER SCARPELLI: Aye.

8 MADAM CLERK: Mayor Petracco?

9 MAYOR PETRACCO: Aye.

10 COMMISSIONER EVANS: Move the ordinance.

11 COMMISSIONER TUCCI: Second.

12 MADAM CLERK: Commissioner Rogers?

13 COMMISSIONER ROGERS: Aye.

14 MADAM CLERK: Commissioner Tucci?

15 COMMISSIONER TUCCI: Aye.

16 MADAM CLERK: Commissioner Evans?

17 COMMISSIONER EVANS: Aye.

18 MADAM CLERK: Commissioner Scarpelli?

19 COMMISSIONER SCARPELLI: Aye.

20 MADAM CLERK: Mayor Petracco?

21 MAYOR PETRACCO: Aye.

22 Okay. Did we do the bills?

23 No, I don't think we did, actually.

24 COMMISSIONER TUCCI: We'll go back and do them.

25 COMMISSIONER EVANS: Okay. We're going to do the

1 budget before the bills?

2 MAYOR PETRACCO: Yeah, we need to -- Madam Clerk,
3 we did miss the bills this evening.

4 COMMISSIONER EVANS: Yeah, it is. Can we do the
5 bills before we do the budget?

6 MADAM CLERK: Do the bills? Public Affairs,
7 \$178,858.03; Revenue and Finance, \$3,226,818.25; Public
8 Safety, \$68,616.85; Public Works, \$65,836.25; Parks and
9 Public Property, \$439,869.69. Total payroll, \$753,371.95,
10 for a grand total of \$4,733,371.02.

11 COMMISSIONER EVANS: Move the bills.

12 COMMISSIONER TUCCI: Second.

13 MADAM CLERK: Commissioner Rogers?

14 COMMISSIONER ROGERS: Aye.

15 MADAM CLERK: Commissioner Tucci?

16 COMMISSIONER TUCCI: Aye.

17 MADAM CLERK: Commissioner Evans?

18 COMMISSIONER EVANS: Aye.

19 MADAM CLERK: Commissioner Scarpelli?

20 COMMISSIONER SCARPELLI: Aye.

21 MADAM CLERK: Mayor Petracco?

22 MAYOR PETRACCO: Aye.

23 Okay. Commissioner Evans?

24 COMMISSIONER EVANS: Thank you.

25 Tonight, we have a public hearing on our budget.

1 Just before we start, just to be clear, tonight we are
2 holding the public hearing. We will not adopt our budget
3 this evening.

4 As we -- because we are working with the state to
5 acquire state aid, and those negotiations are ongoing, we
6 have not received final approval yet to adopt our budget.
7 This is very consistent with last year's. So we should be
8 able to look to adoption in the May timeframe.

9 So tonight, we will not have a vote on the budget.
10 But, once we receive final state approval and as they
11 finalize the state budget, we'll be able to adopt our
12 budget. So tonight, we have just a public hearing.

13 When we think about and look at this budget, the
14 budget has been up on the website. It has been available to
15 the public since it was introduced. And I would
16 characterize the budget in a couple ways.

17 One is that this budget includes an increase in
18 state aid from \$2,750,000 in 2014 to so far \$5,239,000 in
19 state aid for 2015. That's an increase in our aid of
20 roughly \$2.4 million. Little bit of rounding in there.

21 But the reality is is that it reflects the ongoing
22 transition of the Hoffman LaRoche property. We were able
23 to, as a municipality, negotiate provisions into the state
24 budget that allows us, under the transitional aid formula,
25 which they call transitionally light, to recognize that

1 there are times when events happen at a municipal level that
2 really have an impact at the state level as well and that
3 municipalities should not have to struggle through those on
4 their own.

5 So, while we've had to adjust the assessed value
6 of the Hoffman LaRoche property, each year that we've made
7 those adjustments we have been able to submit a request for
8 offsetting aid to absorb the effect of that. The special
9 treatment of this particular type of aid, which makes it
10 unique, is we are a municipal government. We're not the
11 school district, and we're not the county.

12 A resident's tax bill is comprised of those three
13 components of their bill. We're able to negotiate with the
14 state for the full amount of that aid so that the aid where
15 we talk about actually reimburses us for the school portion
16 of that lost revenue, the municipal portion of that lost
17 revenue as well as the county. So it's a unique provision
18 that we've been able to do.

19 This year, we had to further reduce the valuation
20 of the Hoffman LaRoche property by \$102 million. Our full
21 request for aid is \$6.2 million. However, that amount is
22 still pending, which is why we're only having a public
23 hearing tonight.

24 We've been approved to anticipate 85 percent of
25 that request, which equals the \$5.2 million that I mentioned

1 earlier. So we're making very good progress.

2 Recognizing that the transition of the Roche
3 property has a significant impact on our township, which we
4 have to work our way through and manage. So working with
5 the commissioners as a group, we have been focused on
6 affordability and spending throughout each budget year.

7 So, with the decisions that we made and managing
8 the costs and the spending that we've been able to manage,
9 our appropriations, our spending is increasing by \$317,000.
10 That's less than one percent. It's actually six-tenths of 1
11 percent.

12 So the value of that is that we are managing our
13 costs very well. We could not offset 100 percent of that,
14 because there's certain things that happened that are beyond
15 our control.

16 So some of that that affects us is an increase in
17 our sewer costs by \$110,000; an increase in our insurance
18 costs and our liability insurance as well as health care
19 insurance costs that was there. We did get a benefit of
20 having our pension costs go down, which partially offsets
21 that. But it wasn't able to absorb all of it.

22 The reality is is that, on a cost basis, we are
23 increasing our spending by \$317,000. And what's interesting
24 about that is that, under state law, there is something that
25 they call a tax levy cap. And there's an appropriation cap

1 or a spending cap. How much money are we able to increase
2 our budget each year and comply with the state budget?

3 What's interesting about that for Nutley is that,
4 if you look at our spending cap, it's allowed to go up two
5 percent. If that cap was to be met and we stayed within
6 that state statute, instead of our costs going up \$317,000
7 and we just manage to the maximum of that cap, spending
8 could have gone up \$3.1 million.

9 So we didn't do that. We can't afford that. So
10 we've been very careful about how we spend.

11 The other piece is is that everybody's familiar
12 with that the state has what they call the levy cap and that
13 that's allowed to go up two percent. Reality is, given
14 where we are, we are actually \$1.3 million below that cap.
15 So we are below the state caps, both the appropriation cap
16 and the levy cap.

17 The levy itself, the amount of money that we have
18 to raise from taxpayers this year, like last year, has
19 actually gone down. Right? So the municipal levy went down
20 this year \$167,000, which means we're collecting, having a
21 need to collect less money from the taxpayers.

22 It's a great story, but it's an incomplete story.
23 The reality is that, because of the lower assessed value of
24 the town, primarily attributed to the change that's
25 occurring at the Roche property, the way we spread our

1 budget, the cost to each taxpayer changes. And the reality
2 is that causes the tax rate to increase.

3 So, at the municipal level, the tax rate increase
4 is 2.7 percent. Right? Which translates to, if you have a
5 home that's assessed at \$315,000, that translates into a tax
6 increase on average of \$94.

7 If we get the additional million dollars from the
8 state that we've been negotiating for, that \$94 million
9 (sic) will reduce to about \$62. So we'll still have an
10 increase, but it will be lower.

11 And the fact is is that the adjustments at LaRoche
12 are so large they just can't be absorbed within that
13 property, given the revenue offset. It's a smaller base,
14 which has to be spread to each taxpayer each year. The same
15 way by formula, but it basically says we're spreading our
16 costs to a smaller base, which increases the rate.

17 So it's a very simple formula. The costs -- we've
18 been holding costs down, but moderate increase because of
19 primarily insurance costs and sewer costs, right, when you
20 think about the overall increase, the composition of it.
21 However, that's being -- that benefit is being moderated by
22 a lower assessable base (indiscernible).

23 It wouldn't be -- it would be incomplete -- and
24 Commissioner Tucci, you know, raised this in conference.
25 And we should put the whole story out. Is that we've been

1 living in an environment for years where real estate -- the
2 real estate market has been very volatile. Values have been
3 going down, which actually drive rate up. So we've been
4 seeing that.

5 This year, the real estate market has actually
6 stabilized a bit more. So we're not going to see that a lot
7 of that variation at the residential level. But it's not
8 enough to offset the loss of the rateable at the Hoffman
9 LaRoche property.

10 So, while that property remains in flux -- because
11 we still have a lot of work to do, and all of the
12 commissioners are working very hard to address that -- that
13 the reality is, until we get clear on what that future is,
14 we won't get a benefit from all of the conservatism and the
15 work that we've been doing as a board over these past few
16 years.

17 So hopefully, we'll see a turn as the real estate
18 market changes and as we get clearer on what the future is
19 for Roche. That could have a potential of actually
20 causing the tax rate to drop. And it could drop because
21 we've been conservative about our spending for these past
22 several years.

23 So, with that as an introduction, Mayor?

24 MAYOR PETRACCO: Sure, I'll give everybody a
25 chance to comment, and I'll comment last.

1 Commissioner Scarpelli?

2 COMMISSIONER SCARPELLI: Thank you, Mayor.

3 You know, any tax increase is never easy to pass
4 on to the public, but talking about less than \$100 on the
5 municipal end. If you look at some of the cuts that we have
6 in all the departments and our other expenses, it shows
7 they're working hard to minimize that increase.

8 On the Public Works end, we're down \$148,000 from
9 last year's budget. And we're less this year than when I
10 took office in 2000. Our budgets over the last seven years
11 have actually (indiscernible).

12 So I'm kind of proud of that and would like to
13 thank, you know, all the commissioners for their work. You
14 know, the biggest part of this budget is not only our
15 individual efforts, but also the effort in going to Trenton
16 and getting that transitional aid, because that's important.

17 And, Commissioner Evans, in particular, for your
18 explanation to the state and for all of our efforts in going
19 out and using our friends and contacts to lobby for that
20 transitional aid. So I'm proud that we're down this year
21 \$148,000. And I'm also proud that we are less than -- our
22 budget's less than when I took office in 2000.

23 MAYOR PETRACCO: Commissioner Rogers?

24 COMMISSIONER ROGERS: You know, I get around. I'm
25 here every day. I meet hundreds of people, hundreds of

1 residents each (indiscernible).

2 And I've asked them this question, "What are you
3 concerned about?" And people are going to say yes, just
4 like those of us up here, they're concerned about taxes,
5 federal taxes, state taxes, county taxes, local taxes, and
6 the cost of living.

7 But, in speaking to the residents of Nutley, there
8 was one common theme that was discussed at length. And that
9 was their concern for their quality of life, maintenance of
10 services that the township of Nutley has maintained since
11 way before me.

12 They were concerned that maybe public safety would
13 suffer. Public safety isn't suffering, because
14 Mayor Petracco, under extraordinary restraints when it comes
15 to money and extraordinary concerns regarding manpower, has
16 been able to ensure that, when you pick up the phone and you
17 call the police department, fire department, and emergency
18 services, you don't have to wait more than two or three
19 minutes. That service has been maintained.

20 You need a police officer? If you need a police
21 officer to catch your dog, to comfort you, they're there,
22 just like the fire department is, just like emergency
23 services. The mayor of the township has not, under
24 extraordinary circumstances, cut those services.

25 Now, let's talk about the parks. Let's talk about

1 recreation.

2 I get around the country. You know I've been
3 around all sorts of places. But I am yet to see recreation
4 programs in other town, another city across the state has
5 been maintained by Commissioner Tucci's department.

6 I heard parents just the other night say, "You
7 know, you could come to Nutley, and your kids -- they got
8 everything and anything they want to do." He hasn't cut
9 services. And yet, under great budget restraints, been able
10 to ensure that children have a place to play, which, by the
11 way, not many people think of this.

12 But that's part of a crime prevention program,
13 too. Because, by those recreation programs, at a very young
14 age, he's keeping kids out of trouble.

15 Let's go to Commissioner Evans. You know, it's
16 not easy being a director of finance, because it's a tough
17 job in bringing four of the commissioners together and
18 saying, "Fellas, you're going to have to cut your budget.
19 You're going to have to save here or save there."

20 He's done his part. He also done his part in
21 something I didn't know until I got onto this seat. It's
22 called code enforcement and property maintenance.

23 We're not perfect, but I've got to tell you. You
24 go through the streets of this town street-by-street, yeah,
25 you'll have one or two homes maybe that are not that well-

1 kept. And we know we've got some issues on Franklin Avenue
2 with the businesses.

3 This is a well-groomed town. People take pride in
4 their town, and code enforcement is right on top of any
5 problem that might exist.

6 And now, let me talk about my buddy here,
7 Gentleman Joe. I call him Gentleman Joe because he truly is
8 a gentleman.

9 When we had Hurricane Sandy hit and the snow
10 storms hit, problem after problem, trees coming down,
11 branches coming down, twigs coming down, lines coming down,
12 his department was out there. And again, under very
13 difficult, difficult financial restraints, not one service
14 was cut.

15 So I say this to the people of Nutley. We're all
16 concerned about taxes. We pay taxes. We raised our kids
17 here.

18 But we've worked hard as a team. And just take a
19 step back and think about is there any other better place to
20 live than Nutley. And, if there is, fine. But I've got to
21 tell you something. I would never move out of this town.

22 Because I know, like I said, if you need a cop, a
23 fireman, they're going to be there, Mayor. If I had younger
24 kids, they'd be down there at the parks department.

25 We've got an individual who's worked very hard on

1 our finances and code enforcement. So, when it comes to the
2 Department of Public Works, there's guys out there in the
3 rain, you know, with recycling doing their job.

4 So I want to thank you fellows for helping me out
5 also with my budget. It's a good team. Thank you.

6 MAYOR PETRACCO: Thank you, Commissioner.

7 Commissioner Tucci?

8 COMMISSIONER TUCCI: Thank you for your kind
9 words, Commissioner Rogers. Very eloquent.

10 Just to follow-up on what Commissioner Evans
11 stated moments ago, there is, in fact, a light at the end of
12 the tunnel. Property values, as they continue to tick up
13 and increase and as we continue to repurpose and work with
14 Hoffman LaRoche and Hackensack and Seton hall and the
15 developer, all right, and those rateables return back
16 online, we have a great potential and not on a dollar-for-
17 dollar basis, but a great potential to reduce our tax rate.

18 So life in Nutley is not hopeless. It's very
19 hopeful. We have many positive things happening. And we
20 expect them to come to fruition as long as we continue to
21 stay the course and continue with our negotiations and
22 keeping our noses to the grindstone and doing what we do as
23 we feel very well every day in and out.

24 In the Parks Department, we are \$3,29 3 less in
25 controllable costs than we were last year. We have some

1 increases in group insurance and our liability insurance and
2 property insurance and automobile insurance. But it's
3 important to note that, at the end of the year, we average
4 from the Parks Department returning back to the town
5 treasury anywhere from 150 to \$200,000 a year.

6 So, while you see certain numbers here and we're
7 proud that we're less than what we were last year, what we
8 return to the town treasury is actually much greater than
9 this. And it's something that's been consistent and that
10 Commissioner Evans takes those dollars. He repurposes them,
11 and we reapply them, which all goes hand-in-hand with
12 controlling costs and consolidating how we do business here
13 in Nutley.

14 So, while this is not an ideal budget because of
15 circumstances beyond our control, I think it's a very good
16 budget at this time right now in Nutley.

17 MAYOR PETRACCO: Thank you, Commissioner Tucci.

18 I'd just like to add my comments. First of all, I
19 wanted to thank Commissioner Evans.

20 How you somehow simplify all these numbers is
21 amazing to me, because I know there's a lot of moving parts
22 to it. And to be able to give us a snapshot of it I really
23 appreciate it.

24 I'd just like to say that a lot of communities
25 around the state when they lost their giant commercial

1 properties have actually collapsed. Like Commissioner Tucci
2 said, it's not an easy time in Nutley right now, but there
3 is light at the end of the tunnel. And I'm very confident
4 and I'm very proud of everyone that's up here tonight.

5 And I think we have a team and a good team,
6 because, if somebody's budget's going up a little bit,
7 somebody's budget is going down a little bit. And we make
8 sure that we're very responsible to all the taxpayers in the
9 township of Nutley.

10 Because you come first. You come before anything.
11 And I could tell you, working with these gentlemen almost
12 the last eight years already, these people put the town of
13 Nutley first before they put themselves. And I do, too.
14 And before we put our families.

15 So, as much as none of us want our taxes going up
16 -- I travel all over the state, being the mayor of Nutley.
17 And I have to tell you, no matter where I go and who I meet,
18 people say to me all the time, "Oh, you're the Nutley
19 mayor?" And I look at them like you know about Nutley.

20 And they say to me, "You know, you have a great
21 town there. You really have something special going on
22 there."

23 And what's been going around in our surrounding
24 community, for Nutley to hold on this long, it doesn't
25 happen by accident. It happens because of great leaders,

1 past and present.

2 So I'd just like to thank all the board of
3 commissioners.

4 Steve, thank you.

5 Joe, Commissioner Evans, Commissioner Tucci. Like
6 I said from the beginning, losing a rateable like Roche
7 and being able to solicit the state for that funding -- I'd
8 like to thank you, Tom. I know you led the charge on that.
9 All the commissioners did, you know, do their best to obtain
10 that.

11 It's a team effort up here.

12 COMMISSIONER EVANS: Absolutely.

13 MAYOR PETRACCO: It's very much a team effort, and
14 I'm very, very proud to be part of the team. And I think in
15 the future Nutley is really going to blossom from what
16 happens at Roche. It's a very, very exciting time.

17 So, with that being said, we're not going to vote
18 on the --

19 COMMISSIONER EVANS: We have to do public comment.

20 MAYOR PETRACCO: Yeah. Okay.

21 Is there anyone here this evening that would like
22 to address the board of commissioners on our budget tonight?

23 MS. LANDRY: Penny Landry, 135 Lakeside Drive,
24 Nutley, New Jersey.

25 First, I want to say thanks to the citizens who

1 are here tonight and also thank you to the commissioners. I
2 did go through the budget and saw the reductions. And they
3 are appreciated.

4 I do have a couple of questions. The first one is
5 our 2013 budget was \$49.87 million. Our 2014 budget was 52.
6 So we went from 49.87 to 52.2 from 2013 to 2014. The 2015
7 budget is 54. what million?

8 COMMISSIONER EVANS: \$54,263,671.

9 MS. LANDRY: Okay. So we are going from 52.2
10 million to 54.26 million, which is an increase of
11 approximately \$2 million. Can you tell me why?

12 COMMISSIONER EVANS: Yes.

13 MS. LANDRY: Okay.

14 COMMISSIONER EVANS: In our budget, when we
15 receive the total state aid from the -- that comes in for,
16 as I mentioned earlier, for the county, --

17 MS. LANDRY: And what is that total right now,
18 state aid?

19 COMMISSIONER EVANS: Right now, it's \$5.2 million.

20 MS. LANDRY: And we asked for 6.2?

21 COMMISSIONER EVANS: \$6.2 million.

22 MS. LANDRY: And that could go up or down,
23 correct?

24 COMMISSIONER EVANS: That can go up.

25 MS. LANDRY: Only up?

1 COMMISSIONER EVANS: Only up.

2 MS. LANDRY: Okay. All right. So right now, we
3 are guaranteed \$5.2 million?

4 COMMISSIONER EVANS: The state has not finally
5 approved it, but they gave us the authorization to
6 anticipate 85 percent. I don't think the state would give
7 us the authority to anticipate 85 percent if they were going
8 to take it away. Ultimate final approval comes from the
9 state in the May timeframe.

10 MS. LANDRY: Okay. And why, when we got 5.2
11 million or we think we're getting 5.2 million does our
12 budget need to go up \$2 million?

13 COMMISSIONER EVANS: The reason for that is -- the
14 reason why our budget goes up, our appropriation budget goes
15 up is, while we receive that money, we actually have to make
16 a payment to the school and to the county. While the state
17 reimburses us for the full effect of the loss of tax revenue
18 from Hoffman LaRoche, they give us the full amount.

19 And it's our responsibility to allocate it back to
20 the school board and to the county. So you'll see an
21 increase in our appropriation budget, because we actually
22 have to make that payment.

23 MS. LANDRY: So, of that 5.2 million, what of that
24 will go to the schools? What percentage of that 5.2 million
25 from the state aid will go to the schools?

1 COMMISSIONER EVANS: It would be about 67 percent
2 of it, but I think that's about 3.4 million, roughly.

3 MS. LANDRY: 67 percent of the 5.2 goes to the
4 schools?

5 COMMISSIONER EVANS: Yeah.

6 MS. LANDRY: And where else --

7 COMMISSIONER EVANS: No, the school and the
8 county.

9 MS. LANDRY: School and the county?

10 COMMISSIONER EVANS: Yeah. If you think about it,
11 the taxes are allocated. Roughly, 48 percent of the tax
12 dollar -- when a taxpayer gets their bill, their total tax
13 bill, 48 percent of that tax bill goes to actually cover
14 this cost of the school system.

15 MS. LANDRY: Right. In 2014, that exact number
16 was 47.77 percent.

17 COMMISSIONER EVANS: Yeah, I did it at 48 percent,
18 but you're correct.

19 MS. LANDRY: Okay. So I got it off the website.

20 COMMISSIONER EVANS: Yeah, yeah.

21 MS. LANDRY: So what percentage will it be in
22 2015?

23 COMMISSIONER EVANS: About the same.

24 MS. LANDRY: 47.77 percent of our budget will go
25 to the schools in 2015?

1 COMMISSIONER EVANS: Yeah, that's correct.

2 MS. LANDRY: Okay. And, of that, 67 percent of
3 the state aid that we're receiving, the \$5.2 million, will
4 go to the schools, correct?

5 COMMISSIONER EVANS: No.

6 MS. LANDRY: Schools and the county?

7 COMMISSIONER EVANS: And the county.

8 MS. LANDRY: Okay. All right.

9 COMMISSIONER EVANS: So, if you take that -- I'm
10 going to do 48 percent versus the x percentage point. But
11 if you take 48 percent and 17 percent, roughly, for the
12 county because the municipality's 35 percent -- so the total
13 municipal portion of the tax bill represents 35 percent or
14 35 cents on the dollar. So the rest of it --

15 MS. LANDRY: So pretty much the allocation from
16 2014 will be the same as 2015?

17 COMMISSIONER EVANS: It should be about the same.

18 MS. LANDRY: About the same?

19 COMMISSIONER EVANS: I'm not aware at this point
20 it changing too much.

21 MS. LANDRY: Okay. Great. So that was my second
22 question, and you answered it. And I appreciate it.

23 So we have a \$54.263 million budget, and last
24 year, we had a \$52.2 million budget. And our average tax
25 per homeowner in 2014 was \$10,304. In 2013, it \$10,081,

1 which was a 2.2 percent increase between 2013 and 2014. The
2 increase this year is 2.7 percent, correct?

3 COMMISSIONER EVANS: Yeah, 2. -- I have a 2.6.
4 But 2.7 could be fine.

5 MS. LANDRY: Okay.

6 COMMISSIONER EVANS: We're in the same ballpark.

7 MS. LANDRY: So we're going -- an increase in
8 property tax from 2.2 percent to 2.7 or 2.6 something. And
9 can you tell me why that is again?

10 COMMISSIONER EVANS: I explained that earlier.
11 The tax rate is increasing because the assessable value that
12 the -- of the town has gone down. So --

13 MS. LANDRY: Over the past five years, how much
14 has that gone down?

15 COMMISSIONER EVANS: Well, it's hard for me to do
16 that off the top of my head, because it's a five-year
17 period.

18 MS. LANDRY: Oh, it was two -- you said it was how
19 many million this year?

20 COMMISSIONER EVANS: Well, it's -- it was \$102
21 million this year. It was \$89 million last year. And I'm
22 trying to recall what it was in the previous years. But, if
23 you --

24 MS. LANDRY: Roughly, \$200 million in lost
25 assessed value in 2 years, correct?

1 COMMISSIONER EVANS: Yeah, since 2013, almost \$200
2 million, correct.

3 MS. LANDRY: Okay. All right.

4 COMMISSIONER EVANS: It's like 191 million.

5 MS. LANDRY: Which is tough to deal with, and I
6 appreciate that you guys are dealing with it.

7 My last thing, if I can have one more minute -- we
8 have -- you talked in the back room when you were discussing
9 the budget, about the fact that our assessed values, you
10 know, are a challenge and that they are coming up due to new
11 developments. East Centre Street, 57 East Centre Street and
12 113 East Centre Street were both huge developments that have
13 happened in our town.

14 And my question is 57 East Centre Street -- the
15 developer's fees were \$24,000. 113 East Centre Street the
16 developer's fees were \$24,000. I think that those seem low,
17 based on looking at the code and how developer's fees are
18 assessed.

19 And I guess that, to put more money into the pot
20 for future developments that are going to happen, is there
21 any way that we could change our formula to have developers
22 pay higher impact fees to attempt to alleviate some of the
23 tax burden on the taxpayers and to also provide more for our
24 schools?

25 COMMISSIONER EVANS: That's a great question. The

1 fees you're referring to are what they call COAH fees.

2 MS. LANDRY: COAH?

3 COMMISSINOER EVANS: COAH.

4 MS. LANDRY: How do you spell that?

5 COMMISSIONER EVANS: It's an abbreviation, C-O-A-
6 H. Okay.

7 MS. LANDRY: Okay.

8 COMMISSIONER EVANS: And it's --

9 MS. LANDRY: And what does it stand for?

10 COMMISSIONER EVANS: Right. Council on Affordable
11 Housing.

12 MS. LANDRY: Okay.

13 COMMISSIONER EVANS: Right? And so, under the
14 provisions of that statute, you can assess the developer a
15 fee, which I believe is 1.5 percent off the top of my head.

16 The fees you're referring to for East Centre
17 Street -- there's more fees to be collected. So it's not
18 the full amount of the fee to date.

19 MS. LANDRY: To be collected or that have been
20 collected?

21 COMMISSIONER EVANS: To be. To be. Not collected
22 yet.

23 MS. LANDRY: Not collected yet.

24 COMMISSIONER EVANS: They're due to be paid.

25 MS. LANDRY: Okay.

1 COMMISSIONER EVANS: Right. They haven't been
2 paid yet.

3 MS. LANDRY: Right. To be paid. Do you know what
4 those would amount to?

5 COMMISSIONER EVANS: Not off the top of my head.

6 MS. LANDRY: Okay.

7 COMMISSIONER EVANS: The COAH account you're
8 referring to has about \$240,000 in it.

9 MS. LANDRY: Okay.

10 COMMISSIONER EVANS: Right? And ultimately, what
11 we are allowed to do under statute is make that money
12 available for low-income residents who might have a benefit
13 of doing improvements on their property. Maximum amount
14 would be \$10,000 that would be allowable.

15 We don't have a COAH ordinance on our books just
16 yet, because there's been a lot of litigation around COAH.
17 So we've been taking a more conservative approach waiting.

18 So, until it's clear, we have not -- we don't have
19 the ordinance in place. So we actually can't distribute
20 those monies.

21 To your point, though, the county also has home
22 improvement money that would be available for low-income
23 residents. And there's an opportunity that, once it's
24 clear, that we could take the allowable amounts under COAH,
25 which is \$10,000, and add that to the county amount, which

1 is \$25,000.

2 Would actually provide housing improvements for
3 low-income residents of \$35,000. And it's really a nice
4 deal, because, as long as you stay in the house for ten
5 years, you don't have to pay the money back.

6 MS. LANDRY: And where are these homes?

7 COMMISSIONER EVANS: I'm sorry?

8 MS. LANDRY: And these homes that this 10,000 --

9 COMMISSIONER EVANS: It's income-based in Nutley.

10 MS. LANDRY: Okay.

11 COMMISSIONER EVANS: It's not any particular --

12 MS. LANDRY: How many COAH units do we have in
13 Nutley?

14 COMMISSIONER EVANS: We actually don't have COAH
15 units, per se.

16 MS. LANDRY: But we have \$240,000 in our budget
17 for COAH?

18 COMMISSIONER EVANS: The use -- the money that we
19 collect for those fees, to your point, can be used to help
20 residents of low income to improve their home.

21 MS. LANDRY: Okay.

22 COMMISSIONER EVANS: That's an allowable use of
23 that money. So we could take it from developers, use the
24 money to benefit our Nutley taxpayers so they can improve
25 their homes.

1 MS. LANDRY: So we collected \$50,000 in COAH funds
2 for 57 East Centre Street and 113 East Centre Street. My
3 question was about impact fees from those two developments.

4 COMMISSIONER EVANS: You had two questions
5 imbedded. One was related to COAH. The other was an impact
6 --

7 MS. LANDRY: No, I never -- you brought up COAH.
8 I'm sorry. I didn't bring up COAH. I wasn't even aware
9 about COAH. I'm sorry. I just --

10 COMMISSIONER EVANS: You were using both.

11 MS. LANDRY: Okay. Because I didn't know.

12 COMMISSIONER EVANS: But to put it -- to get to
13 your point, yes, there is an impact fee ordinance that we do
14 have on --

15 MS. LANDRY: That we have not collected is what
16 you said, correct?

17 COMMISSIONER EVANS: No, I don't want you to be
18 confused.

19 MAYOR PETRACCO: Let him give -- just let him
20 answer.

21 COMMISSIONER EVANS: I don't want you to be
22 confused.

23 MAYOR PETRACCO: Okay. A minute.

24 COMMISSIONER EVANS: The fees that you are
25 referring to are COAH fees. Your question related to impact

1 fees. So, while you referred to the fees, it was for COAH,
2 not impact fees.

3 MS. LANDRY: Okay.

4 COMMISSIONER EVANS: Impact fees can be imposed,
5 for example, on a developer to improve the sewer system, to
6 improve water pressure, to improve -- ultimately, yes, you
7 can look to things that could have an impact on the
8 community. We will consider that when we look at the
9 Hoffman LaRoche redevelopment.

10 MS. LANDRY: But have you considered -- you said
11 you could collect impact fees for schools, sewage, et
12 cetera. But what -- I want to be clear about this. You
13 have not collected those yet?

14 COMMISSIONER EVANS: No, that's not true.

15 MS. LANDRY: For 57 and 113 East Centre?

16 COMMISSIONER EVANS: No, the impact for 57 --
17 well, for the builder that's doing work on East Centre
18 Street, there's a requirement that he will improve the road
19 when the construction is completed. There was also --

20 MS. LANDRY: It's already done. These two are
21 done. These are completed.

22 COMMISSIONER EVANS: No, they're not. They're
23 almost done. They're getting close to being done. But --
24 well, I'm looking at East Centre Street as --

25 MS. LANDRY: No, not the East Centre Street

1 redevelopment. The two huge apartment complexes that are
2 already completed.

3 COMMISSIONER EVANS: So the --

4 MS. LANDRY: That's 57 East Centre Street and 113
5 East Centre Street. Those are done.

6 COMMISSIONER EVANS: Right, they are. They're
7 almost -- well, 113's almost done.

8 MS. LANDRY: And I'm just asking you about impact
9 fees collected, not COAH fees for --

10 COMMISSIONER EVANS: The impact fees that you're
11 referring to -- so the River Road property -- we collected
12 \$120,000 from that property.

13 MS. LANDRY: Well, I filed an OPRA, and it did not
14 show up on the OPRA. So I'm just concerned.

15 COMMISSIONER EVANS: There was -- it's actually --
16 it was in our budget. It was money that was collected from
17 the --

18 MS. LANDRY: So you said before that it had -- it
19 was going to be collected. But now, you're saying -- maybe
20 we should just take this offline.

21 COMMISSIONER EVANS: Absolutely. All I'm trying
22 to do is clarify --

23 MS. LANDRY: You and I should sit down and talk
24 about this.

25 COMMISSIONER EVANS: -- is that, what you're

1 referring to, for me, was interpreted as COAH fees.

2 MS. LANDRY: Okay. The 24,000 and the 24,000?

3 COMMISSIONER EVANS: Right? That was COAH fees.

4 MS. LANDRY: Right.

5 COMMISSIONER EVANS: The question you're having is
6 can we collect an impact fee, right, and how do we collect
7 that. And that could be done through road improvements.
8 That could be done to --

9 MS. LANDRY: Could? Okay.

10 COMMISSIONER EVANS: -- support the town. And we
11 can do those things. And I was trying to answer your
12 question. As we go to look at the Roche property, we will
13 consider that, because that's a huge development for those
14 things.

15 There have been smaller things that were done.
16 And what I was referring to is on East Centre was that the
17 builder that's working there does have a commitment to
18 improve East Centre Street as part of that redevelopment,
19 which is an impact fee on the company, the community,
20 because we don't have to do it. The developer will do that.

21 MS. LANDRY: And who is that developer?

22 COMMISSIONER EVANS: Eagle Construction.

23 MS. LANDRY: Eagle Construction?

24 COMMISSIONER EVANS: Right.

25 MS. LANDRY: Okay. Thank you.

1 COMMISSIONER EVANS: American Eagle Construction.

2 MS. LANDRY: I really didn't mean to get off on
3 the COAH thing, whatever. I just was --

4 COMMISSIONER EVANS: Yes, but --

5 MS. LANDRY: I was concerned about impact fees as
6 it relates to developments that are going on, because we
7 have a lot of them going on.

8 COMMISSIONER EVANS: Right. And there's -- just
9 my point was there is this -- we do have an ordinance on the
10 books for impact fees.

11 MS. LANDRY: Okay.

12 COMMISSIONER EVANS: And there are limitations as
13 to what you can do, because you cannot ever have yourself in
14 a position where it's a quid pro quo. You do this, and
15 you'll get that.

16 MS. LANDRY: Okay.

17 COMMISSIONER EVANS: Right? Because that's not
18 allowable under law.

19 MAYOR PETRACCO: Commissioner, if I could just
20 jump in for one second.

21 And, Ms. Landry, I just want you to be -- to know
22 that this whole board of commissioners -- we are interested
23 in impact fees in Roche. And we are, you know.

24 But there's a legal process, like
25 Commissioner Evans says, that you can't just wing it. We

1 have to make sure we follow the letter of the law.

2 So you could rest assured that every penny we can
3 get legally we are going to, you know, fight for that money.

4 MS. LANDRY: Thank you, Mayor. I appreciate it.

5 MAYOR PETRACCO: You're very welcome.

6 MS. LANDRY: Last one's real quick. One of our
7 budget line items is \$4 plus million reserved for
8 uncollected taxes. Could you explain why we reserve \$4
9 million for uncollected taxes in our budget?

10 COMMISSIONER EVANS: Well, it's anticipation of if
11 taxpayers don't pay their taxes, that we have the reserve to
12 offset those uncollectable taxes.

13 MS. LANDRY: And what were the uncollected taxes
14 in 2014?

15 COMMISSIONER EVANS: They were quite a bit less
16 than that. Probably under \$150,000.

17 MS. LANDRY: \$150,000 uncollected taxes in 2014?

18 COMMISSIONER EVANS: Roughly, yes, that's correct.

19 MS. LANDRY: And, in our budget for 2015, we have
20 4,800,000?

21 COMMISSIONER EVANS: Yeah, you're looking at it.
22 So yes.

23 MS. LANDRY: Okay. So we're reserving 4,800,000,
24 and last year, we only had 150 in uncollected taxes? Why do
25 we reserve so much?

1 COMMISSIONER EVANS: It's actually 4,284,000.

2 MS. LANDRY: Okay.

3 COMMISSIONER EVANS: Right? By statute, we're
4 required to have a reserve. It's a statutory calculation to
5 do that reserve. Because we have that reserve, right, it
6 actually contributes to what we call our fund balance, right,
7 which is the extra money that we do have. Right?

8 And what we have consistently been doing with that
9 is we take our fund balance and you basically use 75 percent
10 of that fund balance to reduce the tax levy each year. So
11 we return it each year to the taxpayers.

12 MS. LANDRY: Okay. But our tax levy went up this
13 year.

14 COMMISSIONER EVANS: It went down.

15 MS. LANDRY: From what to what?

16 COMMISSIONER EVANS: It went from 38,379,000 in
17 2014 to 38,212,000 this year. It went down (indiscernible).

18 MS. LANDRY: But we are having a \$94 increase in
19 our property taxes.

20 COMMISSIONER EVANS: That's correct.

21 MS. LANDRY: Okay. All right.

22 COMMISSIONER EVANS: Because the assessable value
23 of the town went down.

24 MS. LANDRY: Okay. So we had a decrease in the
25 tax levy, but an increase in our property taxes. Got it.

1 Thank you so much.

2 COMMISSIONER EVANS: You're welcome.

3 MAYOR PETRACCO: Thank you.

4 Is there anyone else here this evening that would
5 like to comment on this ordinance public hearing?

6 Please state your name and address for the record.

7 MR. ODRIA: My name is Michael Odria, 133 High
8 Street.

9 Last time I stood here I thought it was going to
10 be a 2.6 percent property tax increase. Now, it's going to
11 be a 2.7. What I'm trying to get at is this.

12 2009 to 2013, we had a 5.5 million -- well,
13 actually, in 2009, it was 44,068,300 (ph). And in 2013, we
14 had -- our municipal budget was \$49 million. From 44
15 million to 49 million from 2009 to 2013. That's like a \$1.3
16 million increase in those 4 years in the municipal budget.

17 I know that BEO and county are their own entity.
18 That's their thing. But what I'm trying to get at -- I see
19 a pattern here. You know, it just keeps increasing and
20 increasing and increasing.

21 And, like I said, the last time I was here, you
22 know, I read in the Nutley Sun, Northern New Jersey that you
23 were going to -- there was going to be a 2.6 percent
24 property tax increase for all of us. Now, it's going to be
25 2.7, like the news just got worse.

1 This is what I'm talking about when I say like cap
2 and control your spending, pretend it's like your own home.
3 You know, if you can't afford it, don't swipe your credit
4 card. That's the bottom line.

5 I mean, I know we've had -- I mean, I hate to harp
6 on this, but, you know, my income is somewhat fixed now
7 because of the whole economy. Not just this state, not just
8 this town, not just this country, but, you know, the whole
9 thing overall. The economy is not that great.

10 So, if I'm not getting a wage increase, why am I
11 giving the people, the public servants who I contribute to
12 their benefits and their wages -- they're getting wage
13 increases? It has to stop.

14 I mean, there's a point where you've got to say
15 no. Like I said before, my boss -- when I ask him for a
16 wage increase and he says no, he can't afford it. It's
17 understood. I'm happy I got the job.

18 So all I'm saying is I can't believe it's going to
19 go to 2.7. I thought it was going to be -- I know you talk
20 about there's better news.

21 Tucci, like down the road, you know, or I guess
22 our assessed value is going to get higher, even though we
23 lost -- the town's assessed value lost \$190 million over the
24 course of the past 2 years. I would think, if our values
25 are all assessed lower, our property taxes should be lower.

1 But I guess it doesn't work that way. No matter
2 what, the homeowner here in this town -- and not just this
3 town. Not just this county.

4 You know, but we're losing. You know, we're
5 getting nickel and dimed out of our own homes.

6 We're getting nickel and dimed, you know, the food
7 out of our own children's mouths. So control yourselves,
8 please. Thank you very much.

9 MAYOR PETRACCO: Thank you, Michael.

10 Is there anyone else this evening that would like
11 to comment on the budget?

12 Seeing --

13 COMMISSIONER EVANS: Go ahead.

14 MAYOR PETRACCO: Oh, anybody?

15 COMMISSIONER EVANS: I'm ready.

16 MAYOR PETRACCO: You're ready?

17 Seeing no one, --

18 COMMISSIONER EVANS: Seeing no one, motion to
19 close?

20 COMMISSIONER ROGERS: Second.

21 MADAM CLERK: Commissioner Rogers?

22 COMMISSIONER ROGERS: Aye.

23 MADAM CLERK: Commissioner Tucci?

24 COMMISSIONER TUCCI: Aye.

25 MADAM CLERK: Commissioner Evans?

1 COMMISSIONER EVANS: Aye.

2 MADAM CLERK: Commissioner Scarpelli?

3 COMMISSIONER SCARPELLI: Aye.

4 MADAM CLERK: Mayor Petracco?

5 MAYOR PETRACCO: Aye.

6 Thank you.

7 Okay. We will now move on to resolutions.

8 Commissioner Rogers?

9 COMMISSIONER ROGERS: Thank you, Mayor.

10 Resolution number 121-15 recognizing May 10th to
11 May 16, 2015 as food allergy awareness week.

12 So moved as written.

13 COMMISSIONER SCARPELLI: Second.

14 MADAM CLERK: Commissioner Rogers?

15 COMMISSIONER ROGERS: Aye.

16 MADAM CLERK: Commissioner Tucci?

17 COMMISSIONER TUCCI: Aye.

18 MADAM CLERK: Commissioner Evans?

19 COMMISSIONER EVANS: Aye.

20 MADAM CLERK: Commissioner Scarpelli?

21 COMMISSIONER SCARPELLI: Aye.

22 MADAM CLERK: Mayor Petracco?

23 MAYOR PETRACCO: Aye.

24 COMMISSIONER ROGERS: Resolution number 122-15.

25 We're encouraging citizens of Nutley to ride bicycles for

1 personal and societal benefits. It certainly helps in
2 exercise and health.

3 So moved as written.

4 COMMISSIONER SCARPELLI: Second.

5 MADAM CLERK: Commissioner Rogers?

6 COMMISSIONER ROGERS: Aye.

7 MADAM CLERK: Commissioner Tucci?

8 COMMISSIONER TUCCI: Aye.

9 MADAM CLERK: Commissioner Evans?

10 COMMISSIONER EVANS: Aye.

11 MADAM CLERK: Commissioner Scarpelli?

12 COMMISSIONER SCARPELLI: Aye.

13 MADAM CLERK: Mayor Petracco?

14 MAYOR PETRACCO: Aye.

15 COMMISSIONER ROGERS: Resolution number 123-15

16 recognizing May 10th, 2015 as World Lupus Day. Lupus is one
17 of those terrifying, horrifying diseases that we don't hear
18 much about.

19 I certainly had a family member that was lost to
20 Lupus. I know what families go through. It's a very, very,
21 very difficult thing for a family to face.

22 So it's something that the health department's
23 going to do in May is to heighten awareness of that disease.
24 And hope to God one day that they find a cure.

25 So moved as written.

1 COMMISSIONER SCARPELLI: Second.

2 MADAM CLERK: Commissioner Rogers?

3 COMMISSIONER ROGERS: Aye.

4 MADAM CLERK: Commissioner Tucci?

5 COMMISSIONER TUCCI: Aye.

6 MADAM CLERK: Commissioner Evans?

7 COMMISSIONER EVANS: Aye.

8 MADAM CLERK: Commissioner Scarpelli?

9 COMMISSIONER SCARPELLI: Aye.

10 MADAM CLERK: Mayor Petracco?

11 MAYOR PETRACCO: Aye.

12 COMMISSIONER ROGERS: Resolution number 124-15
13 celebrating National Nurses Week May 6th to 12th, 2015.

14 Before I move that, I want to say something about
15 how important it is to recognize nurses. I have the health
16 department. I've got a team of nurses that are on call 24
17 hours a day, 7 days a week, another great benefit of Nutley.

18 They go to homes of people at all hours of the day
19 and night maybe to take blood pressure, maybe to comfort
20 someone who lost a loved one. They help transport some of
21 our seniors to the doctors and to the hospital. So, if they
22 can't get there, by golly, they seem to find a doctor to get
23 to the house.

24 But we have a good nursing team here. And this
25 resolution certainly is well-deserved.

1 So moved as written.

2 COMMISSIONER SCARPELLI: Second.

3 MADAM CLERK: Commissioner Rogers?

4 COMMISSIONER ROGERS: Aye.

5 MADAM CLERK: Commissioner Tucci?

6 COMMISSIONER TUCCI: Aye.

7 MADAM CLERK: Commissioner Evans?

8 COMMISSIONER EVANS: Aye.

9 MADAM CLERK: Commissioner Scarpelli?

10 COMMISSIONER SCARPELLI: Aye.

11 MADAM CLERK: Mayor Petracco?

12 MAYOR PETRACCO: Aye.

13 COMMISSIONER ROGERS: That's all I have, Mayor.

14 Thank you.

15 MAYOR PETRACCO: Thank you, Commissioner Rogers.

16 Commissioner Tucci?

17 COMMISSIONER TUCCI: Yes, thank you, Mayor.

18 On April 9th, the Nutley Jaycees held their annual
19 event, their distinguished service awards dinner at the
20 Valley Regency in Clifton. And I'm not going to bore you
21 with all of the resolutions that I have here that we
22 presented that evening. But I would like to highlight some
23 of the recipients.

24 The educator of the year was Mr. John Maiello, the
25 director of the Nutley High School Concert Band.

1 The public health and safety award was presented
2 to Nutley Fire Lieutenant, Retired, Michael Nisivoccia.

3 The civic affairs award to Michelle Fleitell, who
4 was also one of the founding people who created our Nutley
5 Thriving Survivors Program.

6 Our outstanding young man of the year is Steve
7 Picciano, a leader in the Holy Family Knights of Columbus, a
8 director of business and development, who is very well-
9 deserved of that distinction.

10 And, last but not least, our business award, the
11 Nutley business award was presented to our own mayor
12 Alphonse Petracco.

13 I was very happy and very proud to be there,
14 because of Al'S involvement, not only (indiscernible), but
15 also in businesses in (indiscernible). It was a wonderful
16 event.

17 It's a wonderful (indiscernible) here. And I'd
18 like to present all five of these resolutions as written.

19 And, Mayor, I'd just like to congratulate you once
20 again. I was very proud and honored to be there and to
21 actually present these resolutions on behalf of the board of
22 commissioners presented to all of our honorees.

23 I move all five resolutions.

24 COMMISSIONER EVANS: Second all five resolutions.

25 Mayor, congratulations again. I know I

1 congratulated you that evening. I think all the honorees
2 deserve a special recognition, special applause.

3 Aye.

4 MADAM CLERK: Commissioner Rogers?

5 COMMISSIONER ROGERS: Aye.

6 And, Mayor, I ditto what the commissioner said.

7 And you've got a fine young man there proudly next to dad.

8 So aye.

9 MAYOR PETRACCO: Thank you.

10 MADAM CLERK: Commissioner Tucci?

11 COMMISSIONER TUCCI: Aye.

12 MADAM CLERK: Commissioner Evans?

13 COMMISSIONER EVANS: Aye.

14 MADAM CLERK: Commissioner Scarpelli?

15 COMMISSIONER SCARPELLI: Congratulations, Mayor.

16 And that night is just a real feel-good night about being a

17 resident and especially as an elected official in Nutley.

18 Because you're really honoring people who are volunteering

19 in the community. It's the distinguished service award.

20 I tell you every year I go there I walk out

21 feeling good about the town, that there are people out there

22 willing to give back to the community.

23 And I vote aye.

24 MADAM CLERK: Mayor Petracco?

25 MAYOR PETRACCO: I kind of feel silly voting on my

1 own award. But I'd like to --

2 COMMISSIONER SCARPELLI: You could abstain.

3 COMMISSIONER EVANS: You could abstain.

4 COMMISSIONER TUCCI: You could abstain.

5 MAYOR PETRACCO: I'm not going to abstain on all
6 four of them.

7 But I'd like to thank you, Commissioner Tucci, and
8 all the commissioners for your well wishes. I'm really
9 blessed, and it was really an honor to be up there with all
10 of the honorees. It was really a gala event.

11 I learned that night I'm a much better giver than
12 I am taker. I was kind of embarrassed by the whole night.
13 But to have my parents sitting in the audience and to still
14 have both my mom and dad alive so late in life and have my
15 children there and all the residents, the ambulance squad,
16 the police and fire and all the commissioners there was
17 really embarrassing kind of moment for me to be in the
18 light.

19 But I really, really want to thank the Jaycees.
20 And it's really an honor to be called for something like
21 that. And you really learn how special your town is and the
22 reasons why we live here, because of organizations like that
23 and events like that.

24 So I vote aye.

25 That being said, Commissioner Tucci?

1 COMMISSIONER TUCCI: All right. I have one more
2 resolution. This one I have to read.

3 NOW, WHEREAS, in 1949, the legislature set aside
4 the last Friday of April as Arbor Day in order to promote
5 the planting of trees and to encourage the protection of our
6 forests from fires and pests that destroy the beauty and
7 usefulness of our woodlands; and

8 WHEREAS, half of New Jersey's total land area is
9 forested or tree covered; and

10 WHEREAS, trees play an important role in the
11 ecosystem in which we live and trees reduce the erosion of
12 our precious topsoil caused by wind and water -- and we've
13 learned that again after yesterday's rains. If you take a
14 quick look at our parks -- clean the air we breathe and the
15 water we drink, produce oxygen, provide habitat for birds
16 and wildlife, and reduce heating and cooling costs by
17 moderating temperature; and

18 WHEREAS, trees are a renewable resource, giving us
19 paper for fine literature, wood for homes, fuel for fires,
20 and countless other wood products; and

21 WHEREAS, trees provide increased property value,
22 enhanced economic viability, and pleasing aesthetic
23 qualities along streets and properties and municipalities;
24 and

25 WHEREAS, tree planting in yards and farms and

1 school yards and parks and along streets and highways
2 creates an enduring heritage for generations to follow; and

3 WHEREAS, the township of Nutley has completed its
4 28th year as a member of Tree City, USA;

5 NOW, THEREFORE, BE IT RESOLVED that I,
6 Commissioner Mauro Tucci, Director of Parks and Public
7 Property, hereby proclaim May 2nd, 2015 as Arbor Day in the
8 community of Nutley; and

9 BE IT FURTHER RESOLVED that all citizens are urged
10 to support efforts to protect our trees and woodlands and to
11 support our towns' urban forestry program and to plant trees
12 to gladden hearts and promote the well-being of present and
13 future generations.

14 I move the resolution.

15 COMMISSIONER EVANS: Second.

16 MADAM CLERK: Commissioner Rogers?

17 COMMISSIONER ROGERS: Aye.

18 MADAM CLERK: Commissioner Tucci?

19 COMMISSIONER TUCCI: Aye.

20 MADAM CLERK: Commissioner Evans?

21 COMMISSIONER EVANS: Aye.

22 MADAM CLERK: Commissioner Scarpelli?

23 COMMISSIONER SCARPELLI: Aye.

24 MADAM CLERK: Mayor Petracco?

25 MAYOR PETRACCO: Aye.

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

2 MAYOR PETRACCO: Thank you, Commissioner.

3 Commissioner Evans?

4 COMMISSIONER EVANS: Thank you, Mayor.

5 BE IT RESOLVED by the board of commissioners of
6 the township of Nutley, the county of Essex, state of New
7 jersey that the treasurer be and she is hereby authorized to
8 refund overpayment of property taxes for Block 9700-10-C0327
9 for \$1,244.58; for Block 1300-1-C2013 for \$2,683.05; for
10 Block 4402-5 for \$17,637.85; and for Block 7000-4 for
11 \$2,680.59, for a total amount of \$24,246.07.

12 So move.

13 COMMISSIONER TUCCI: Second.

14 MADAM CLERK: Commissioner Rogers?

15 COMMISSIONER ROGERS: Aye.

16 MADAM CLERK: Commissioner Tucci?

17 COMMISSIONER TUCCI: Aye.

18 MADAM CLERK: Commissioner Evans?

19 COMMISSIONER EVANS: Aye.

20 MADAM CLERK: Commissioner Scarpelli?

21 COMMISSIONER SCARPELLI: Aye.

22 MADAM CLERK: Mayor Petracco?

23 MAYOR PETRACCO: Aye.

24 COMMISSIONER EVANS: The following resolution I
25 read on behalf of the entire board of commissioners. This

1 resolution is for the -- authorizing the appointment of
2 Maser Consulting as a professional planner for services
3 related to the preparation of a redevelopment plan for a
4 portion of the Hoffman LaRoche redevelopment project.
5 Specifically that portion would be the medical center phase.

6 WHEREAS, the above-mentioned consulting services
7 are required for certain specified professional services to
8 be rendered or performed by a person or persons so
9 authorized by law to practice a recognized profession whose
10 practice is regulated by law within the meaning of N.J.S.A.
11 20A:11-1, as amended; and

12 WHEREAS, the performance of said professional
13 services requires knowledge of an advanced type in the field
14 of learning acquired by a prolonged formal course of
15 specialized training study as distinguished from general
16 academic instruction or apprenticeship and training; and

17 WHEREAS, Maser Consulting has completed and
18 submitted a business entity disclosure certification, which
19 certifies that the firm has not made any reportable
20 contributions to a political or a candidate committee in the
21 township in the previous one year that would violate either
22 N.J.S.A. 19:44A-20.5 or any and all relevant executive
23 orders or the New Jersey Election Law Enforcement Commission
24 disclosure requirements and that the appointment will bar
25 Maser Consulting, P.A. from making any reportable

1 contributions through the term of the appointment; and

2 WHEREAS, the fees for these services will not
3 exceed \$12,000, subject to certification of the chief
4 financial officer, such certification to be obtained prior
5 to signing a contract.

6 NOW, THEREFORE, BE IT RESOLVED by the board of
7 commissioners of the township of Nutley that, in accordance
8 with the Public Contracts Law, the board hereby authorizes
9 and approves the appointment of Maser Consulting, P.A. as
10 the consultant to provide and render professional planning,
11 engineering, and consulting services relating to the medical
12 center phase of the Hoffman LaRoche redevelopment project as
13 described herein.

14 So move.

15 COMMISSIONER TUCCI: Second.

16 MADAM CLERK: Commissioner Rogers?

17 COMMISSIONER ROGERS: Aye.

18 MADAM CLERK: Commissioner Tucci?

19 COMMISSIONER TUCCI: Aye.

20 MADAM CLERK: Commissioner Evans?

21 COMMISSIONER EVANS: Aye.

22 MADAM CLERK: Commissioner Scarpelli?

23 COMMISSIONER SCARPELLI: Aye.

24 MADAM CLERK: Mayor Petracco?

25 MAYOR PETRACCO: Aye.

1 Commissioner Scarpelli?

2 COMMISSIONER SCARPELLI: WHEREAS, a discrepancy
3 has arisen with respect to water consumption billing at 65
4 River Road, Nutley, New Jersey, account number 9454-3; and

5 WHEREAS, due to being unable to access the
6 property, an accurate reading was not obtained, resulting in
7 estimated water consumption for this account.

8 WHEREAS, the owner received the new water meter on
9 April 1st, 2015 and the actual read on the old meter was
10 substantially lower than previously estimated; and

11 WHEREAS, such discrepancy resulted in overpayments
12 of water charges, the monthly billing periods of September
13 2014 through March 2015.

14 WHEREAS, township investigated this matter and
15 resolved the discrepancy as set forth herein.

16 NOW, THEREFORE, BE IT RESOLVED by the board of
17 commissioners of the township of Nutley, county of Essex,
18 state of New Jersey that the township treasurer be and she
19 is hereby authorized to cancel water charges in the amount
20 of \$6,675.55 for March 2015 and refund an overpayment of
21 water charges for September 2014 through February 2015 in
22 the amount of \$19,365.23 to JERC Partners, 171 Route 173,
23 Suite 201, Asbury, New Jersey, property owners of 65 River
24 Road, Nutley, New Jersey.

25 I move the resolution.

1 COPMMISSIONER ROGERS: Second.

2 MADAM CLERK: Commissioner Rogers?

3 COMMISSIONER ROGERS: Aye.

4 MADAM CLERK: Commissioner Tucci?

5 COMMISSIONER TUCCI: Aye.

6 MADAM CLERK: Commissioner Evans?

7 COMMISSIONER EVANS: Aye.

8 MADAM CLERK: Commissioner Scarpelli?

9 COMMISSIONER SCARPELLI: Aye.

10 MADAM CLERK: Mayor Petracco?

11 MAYOR PETRACCO: Aye.

12 COMMISSIONER SCARPELLI: BE IT RESOLVED by the
13 board of commissioners of the township of Nutley, in the
14 county of Essex, state of New Jersey that the township
15 treasurer be and she is hereby authorized to refund \$50 to
16 Linda Grasso, 47 Vincent Place, apartment 214, Nutley, New
17 Jersey for a refund of payment for a municipal parking
18 permit.

19 I move the resolution.

20 COMMISSIONER ROGERS: Second.

21 MADAM CLERK: Commissioner Rogers?

22 COMMISSIONER ROGERS: Aye.

23 MADAM CLERK: Commissioner Tucci?

24 COMMISSIONER TUCCI: Aye.

25 MADAM CLERK: Commissioner Evans?

1 COMMISSIONER EVANS: Aye.

2 MADAM CLERK: Commissioner Scarpelli?

3 COMMISSIONER SCARPELLI: Aye.

4 MADAM CLERK: Mayor Petracco?

5 MAYOR PETRACCO: Aye.

6 COMMISSIONER SCARPELLI: WHEREAS, the township of
7 Nutley has entered into a contract with Cifelli and Son
8 General Contracting, 81 Franklin Avenue, Nutley, New Jersey
9 for a project known as 2014 Various Crack Sealing for an
10 original contract amount of \$29,770; and

11 WHEREAS, Engineering Services has recommended the
12 attached change order number 1 in the amount of \$130.10
13 dated November 13th, 2014 for additional work.

14 WHEREAS, funds are available from account number
15 4-01-806-277 in the amount of \$130.10 and have been
16 certified by the chief financial officer, said certification
17 attached to this resolution.

18 NOW, THEREFORE, BE IT RESOLVED by the board of
19 commissioners of the township of Nutley, county of Essex,
20 state of New Jersey that change order number 1 as attached
21 is a change from the contract previously made by the
22 township of Nutley with Cifelli and Son General Contracting
23 for the project known as 2014 Various Crack Sealing and is
24 hereby authorized and approved.

25 I move the resolution.

1 COMMISSIONER ROGERS: Second.

2 ADAM CLERK: Commissioner Rogers?

3 COMMISSIONER ROGERS: Aye.

4 MADAM CLERK: Commissioner Tucci?

5 COMMISSIONER TUCCI: Aye.

6 MADAM CLERK: Commissioner Evans?

7 COMMISSIONER EVANS: Aye.

8 MADAM CLERK: Commissioner Scarpelli?

9 COMMISSIONER SCARPELLI: Aye.

10 MADAM CLERK: Mayor Petracco?

11 MAYOR PETRACCO: Aye.

12 COMMISSIONER SCARPELLI: BE IT RESOLVED by the
13 board of commissioners of the township of Nutley, county of
14 Essex, state of New Jersey that the township clerk be and
15 she is hereby authorized to advertise for sealed bids for
16 the 2015 purchase of asphalt material for the township of
17 Nutley, to be received on behalf of the board of
18 commissioners in commission chambers, Township Hall, One
19 Kennedy Drive, Nutley, New Jersey on Wednesday, May 13th,
20 2015 at 3:00 p.m. prevailing time, at which time they will
21 be opened and read.

22 I move the resolution.

23 COMMISSIONER ROGERS: Second.

24 MADAM CLERK: Commissioner Rogers?

25 COMMISSIONER ROGERS: Aye.

1 MADAM CLERK: Commissioner Tucci?

2 COMMISSIONER TUCCI: Aye.

3 MADAM CLERK: Commissioner Evans?

4 COMMISSIONER EVANS: Aye.

5 MADAM CLERK: Commissioner Scarpelli?

6 COMMISSIONER SCARPELLI: Aye.

7 MADAM CLERK: Mayor Petracco?

8 MAYOR PETRACCO: Aye.

9 COMMISSIONER SCARPELLI: WHEREAS, a discrepancy
10 has arisen with respect to water consumption and billing at
11 139 Cambridge Drive, Nutley, New Jersey, account number
12 1580; and

13 WHEREAS, due to being unable to access the
14 property, an accurate reading was not obtained, resulting in
15 an estimated water consumption for this account;

16 WHEREAS, the owner received a new water meter on
17 January 13th, 2015 and the actual read on the old meter was
18 substantially lower than previously estimated; and

19 WHEREAS, such discrepancy resulted in an over-
20 estimation of water charges for the quarterly billing period
21 of December 2014;

22 WHEREAS, the township investigated this matter and
23 resolved the discrepancy as set forth herein.

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

1 township treasurer be and she is hereby authorized to cancel
2 water charges in the amount of \$1,024.14 for account number
3 1580, 139 Cambridge Drive.

4 I move the resolution.

5 COMMISSIONER ROGERS: Second.

6 MADAM CLERK: Commissioner Rogers?

7 COMMISSIONER ROGERS: Aye.

8 MADAM CLERK: Commissioner Tucci?

9 COMMISSIONER TUCCI: Aye.

10 MADAM CLERK: Commissioner Evans?

11 COMMISSIONER EVANS: Aye.

12 MADAM CLERK: Commissioner Scarpelli?

13 COMMISSIONER SCARPELLI: Aye.

14 MADAM CLERK: Mayor Petracco?

15 MAYOR PETRACCO: Aye.

16 COMMISSIONER SCARPELLI: WHEREAS, bids for
17 Chestnut Place and Willow Place Improvements were received
18 and opened on April 8th, 2014; and

19 WHEREAS, AJM Contractors, 300 Kuller Road,
20 Clifton, New Jersey was the lowest responsible bidder; and

21 WHEREAS, the base bid for the Chestnut Place and
22 Willow Place Improvements in the amount of \$126,479 and the
23 alternate bid number 1 for sawing and sealing joints in
24 concrete base course if and where directed in the amount of
25 \$5,787.82, for a total bid of \$132,274; and

1 WHEREAS, the award of this contract is subject to
2 the availability and appropriation of sufficient funds from
3 the Essex County Community Development block grant account
4 number T-19-909-901 in the amount of \$93,536, ordinance
5 number 3213A in the amount of \$370.89, and ordinance number
6 3242E in the amount of \$20,900; and ordinance number 3243A
7 in the amount of \$17,467.11 and subject to this caveat, have
8 been certified by the chief financial officer, said
9 certification being attached to this resolution;

10 NOW, THEREFORE, BE IT RESOLVED by the board of
11 commissioners, township of Nutley, county of Essex, state of
12 New Jersey that a contract be awarded to AJM Contractors for
13 the total amount not to exceed \$132,274 and that the mayor
14 and township clerk are hereby authorized to enter into and
15 sign said contract for the township of Nutley, subject to
16 the final approval and funding by the Essex County Community
17 Development block grant.

18 I move the resolution.

19 COMMISSIONER ROGERS: Second.

20 MADAM CLERK: Commissioner Rogers?

21 COMMISSIONER ROGERS: Aye.

22 MADAM CLERK: Commissioner Tucci?

23 COMMISSIONER TUCCI: Aye.

24 MADAM CLERK: Commissioner Evans?

25 COMMISSIONER EVANS: Aye.

1 MADAM CLERK: Commissioner Scarpelli?

2 COMMISSIONER SCARPELLI: Aye.

3 MADAM CLERK: Mayor Petracco?

4 MAYOR PETRACCO: Aye.

5 COMMISSIONER SCARPELLI: That's all I have, Mayor.

6 MAYOR PETRACCO: Thank you.

7 BE IT RESOLVED by the board of commissioners,
8 township of Nutley, county of Essex, state of New Jersey
9 that the township clerk be and she is hereby authorized to
10 advertise for sealed bids for police and crossing guard
11 uniforms to be received on behalf of the board of
12 commissioners in commission chambers, Town Hall, One Kennedy
13 Drive, Nutley, New Jersey on Wednesday, May 20th, 2015 at
14 3:00 p.m. prevailing time, at which time they will be
15 publicly opened and read. Specifications are available in
16 the purchasing department, Town Hall, One Kennedy Drive,
17 Nutley, New Jersey.

18 I move the resolution.

19 COMMISSIONER TUCCI: Second.

20 MADAM CLERK: Commissioner Rogers?

21 COMMISSIONER ROGERS: Aye.

22 MADAM CLERK: Commissioner Tucci?

23 COMMISSIONER TUCCI: Aye.

24 MADAM CLERK: Commissioner Evans?

25 COMMISSIONER EVANS: Aye.

1 MADAM CLERK: Commissioner Scarpelli?

2 COMMISSIONER SCARPELLI: Aye.

3 MADAM CLERK: Mayor Petracco?

4 MAYOR PETRACCO: Aye.

5 WHEREAS, the safety and security of citizens of
6 Nutley, New Jersey and surrounding areas are vitally
7 important and a large percentage of our citizens regularly
8 drive or ride in motor vehicles on our roadways; and

9 WHEREAS, the use of seatbelts in passenger
10 vehicles saved an estimated 13,525 in 2014 and regular
11 seatbelt use in the single most effective way to reduce
12 fatalities in motor vehicle crashes, the use of seatbelts is
13 supported by the laws of Nutley, New Jersey.

14 May 18th through May 31st, 2015 has been selected
15 as the National Click it or Ticket mobilization enforcement
16 period.

17 Across the country, law enforcement officers will
18 actively be participating in the mobilization to ensure all
19 motor vehicle occupants are buckled up and day or night to
20 reduce the risk of injury and death caused in traffic
21 crashes.

22 Increased enforcement of seatbelt laws coupled
23 with publicity has proven to be an effective method to
24 increase seatbelt use rates and decrease fatal crashes.

25 NOW, THEREFORE, BE IT RESOLVED, I, Mayor Alphonse

1 Petracco, do hereby proclaim and announce May 18th to
2 May 31st, 2015 as Click it or Ticket mobilization in Nutley,
3 New Jersey and urge all citizens always wear seatbelts when
4 driving or riding on our roadways.

5 I move the resolution.

6 COMMISSIONER TUCCI: Second.

7 MADAM CLERK: Commissioner Rogers?

8 COMMISSIONER ROGERS: Aye.

9 MADAM CLERK: Commissioner Tucci?

10 COMMISSIONER TUCCI: Aye.

11 MADAM CLERK: Commissioner Evans?

12 COMMISSIONER EVANS: Aye.

13 MADAM CLERK: Commissioner Scarpelli?

14 COMMISSIONER SCARPELLI: Aye.

15 MADAM CLERK: Mayor Petracco?

16 MAYOR PETRACCO: Aye.

17 That concludes our business portion meeting this
18 evening.

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

21 Would anyone like to address the board of
22 commissioners this evening?

23 Seeing no one, --

24 COMMISSIONER SCARPELLI: Move we adjourn.

25 COMMISSIONER ROGERS: Second.

1 MADAM CLERK: Commissioner Rogers?

2 COMMISSIONER ROGERS: Aye.

3 MADAM CLERK: Commissioner Tucci?

4 COMMISSIONER TUCCI: Aye.

5 MADAM CLERK: Commissioner Evans?

6 COMMISSIONER EVANS: Aye.

7 MADAM CLERK: Commissioner Scarpelli?

8 COMMISSIONER SCARPELLI: Aye.

9 MADAM CLERK: Mayor Petracco?

10 MAYOR PETRACCO: Before I vote aye to adjourn, I
11 would just like to have one more statement here.

12 I know that every time these budgets come up, you
13 know, we get some criticism, in fact. You know? And it's
14 easy to be a critic at a safe distance.

15 What we try to attain every year here and since
16 I've been working with everybody on this board is to strike
17 a balance to give services to all the residents, to make
18 sure we have a safe community, parks, our streets plowed,
19 paved, good health department revenue and finance, and even
20 a good school system at that.

21 You know, so, when we get people that come up here
22 and say, you know, people get raises, they've done this and
23 that, I just think that, you know, we have really done a
24 really good job of controlling costs and striking that
25 balance and providing services as well.

1 I'd just like to say that I've traveled across New
2 Jersey a lot of times. And to see something as critical as
3 a Roche move out of our town -- and I don't want to be
4 light on that this evening. For all five of us to be able
5 to navigate through that without having a devastating impact
6 on our taxpayers is really something that should be
7 committed and admired by all these gentlemen up here.
8 Because it's not easily obtained.

9 And I'll be the first one up here to say that we
10 do bicker and fight at times and take jabs at each other.
11 But I could tell you that we always come together in the
12 best interests of the Nutley taxpayers and its residents.

13 But I just wanted to leave everybody on that note.
14 We're not excited -- I know I'm not. No one wants to get a
15 tax increase.

16 We don't beat our chests walking out of this
17 meeting saying, "What a great job we did," and all that
18 stuff. Because we don't want the taxes to raise at all for
19 anyone. And we know that people are at their limits here.

20 However, what we had to deal with the last few
21 years -- and trust me and believe me when I say this. All
22 five of us have worked full-time plus jobs as being the head
23 of our departments with the Roche exiting as well.

24 This hasn't been a part-time job for any of us.
25 It's full-time. We spend a lot of time away from our

1 families, and that's what we signed up for, and that's what
2 we all love to do. And it's a privilege to serve all of
3 you.

4 But again, with everything that's going on in the
5 town, I would like once again to thank Commissioner Evans
6 for the hard work that you did.

7 I'd like to thank Commissioner Tucci for teaming
8 up with me with the repurposing meetings at LaRoche.

9 I'd like to thank Commissioner Rogers for the
10 compliments that you gave everybody tonight. It's a
11 pleasure to have you on our board the last few years.

12 And, to my good friend, Joe Scarpelli, I'd like
13 to, you know, applaud you for the work you do.

14 So again, I'd like to just say thank you for your
15 time. Thanks for my message.

16 If anybody would like to chime in -- does anybody?

17 COMMISSIONER SCARPELLI: Thank you, Mayor.

18 MAYOR PETRACCO: Commissioners?

19 MADAM CLERK: That --

20 COMMISSIONER EVANS: We're good to go.

21 MAYOR PETRACCO: Okay.

22 Aye.

23 MADAM CLERK: Great. Time is now 9:09.

24 (Whereupon, these proceedings were concluded at 9:09 PM)

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C E R T I F I C A T I O N Page 69

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



Nicole Yawn

Date: April 28, 2015

AGENDA
TOWNSHIP OF NUTLEY
BOARD OF COMMISSIONERS
PUBLIC MEETING
TUESDAY, APRIL 21, 2015 / 7:00P.M.

Notice Pursuant to N.J.S.A 10:4-8(d)

This agenda for the next regular meeting of the Township of Nutley Board of Commissioners, and the resolutions on the agenda, reflect the agenda and proposed resolutions to the extent known at the time of posting, pursuant to N.J.S.A. 10:4-8(d). The agenda and resolutions are tentative. They are subject to amendment additions or deletions prior to the meeting. Any inquiries concerning the agenda and its contents should be directed to the Municipal Clerk's Office at (973) 284-4955.

PLEDGE OF ALLEGIANCE:

SUNSHINE NOTICE:

Pursuant to the requirements of the Open Public Meeting Act (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
Commissioner Tucci
Commissioner Evans
Commissioner Scarpelli
Mayor Petracco

MINUTES:

March 3, 2015
March 17, 2015(Commissioner Evans Absent/Excused)

COMMUNICATIONS/CORRESPONDENCE:

1. The Nutley Rotary has submitted an event application to host a Motorcycle Run on Sunday, October 4, 2015.
2. Nutley-Belleville Columbus Day Parade Committee has submitted and Event Application for Columbus Day Celebration to be held on Sunday, October 11, 2015 from 11AM to 4PM.
3. Nutley Hockey Booster Club has submitted an Event Application to host a Father's Day Street Fair on Sunday, June 21, 2015 between 10:00A.M. and 5:00P.M.

PROCLAMATION:

Mayor Petracco/In Honor of Terrence Chalk's 100th Birthday

REPORTS:

BILLS:

ORDINANCE INTRODUCTIONS:

ORDINANCE PUBLIC HEARINGS (2):

Commissioner Evans/Ordinance No. 3304

"AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK N.J.S.A.:40A:4-45.14" (INTRODUCED MARCH 17, 2015)

BUDGET PUBLIC HEARING/RESOLUTION NO. 86-15

RESOLUTIONS (20):

Commissioner Rogers (4):

- No. 121-15/Recognize May 10-16, 2015 as Food Allergy Awareness Week
- No. 122-15/Encourage Citizens of Nutley to Ride Bicycles for Personal and Societal Benefits
- No. 123-15/Recognize May 10, 2015 as World Lupus Day
- No. 124-15/Celebrate National Nurses Week/May 6-12, 2015

Commissioner Tucci (6):

- No. 113-15/Salute and Congratulate Nutley Jaycees' Business Man of the Year, Mayor Alphonse Petracco
- No. 114-15/Salute and Congratulate Nutley Jaycees' Educator of the Year, John J. Maiello
- No. 115-15/Salute and Congratulate Nutley Jaycees' Public Health and Safety Award Recipient, Michael Nisivoccia
- No. 116-15/Salute and Congratulate Nutley Jaycees' Civic Affairs Award Recipient, Michelle Fleitell
- No. 117-15/Salute and Congratulate Nutley Jaycees' Outstanding Young Man of the Year, Steven Picciano Jr.
- No. 127-15/Recognize Saturday, May 2, 2015 as Arbor Day

Commissioner Evans (2):

- No. 119-15/Refund Overpayment of Property Taxes/Various Block and Lots/Total Amount of \$24,246.07
- No. 129-15/Authorize Services for Specialized Professional Planning, Engineering and Consulting/Maser Consulting, P.A.

Commissioner Scarpelli (6):

- No. 111-15/Cancel Water Charges in the Amount of \$6,675.55/Refund Overpayment of Water Charges in the Amount of \$19,365.23/65 River Road, Nutley, New Jersey
- No. 112-15/Refund Payment for Municipal Parking Permit/Linda Grasso, 47 Vincent Place, Apt. 214, Nutley, New Jersey/Amount of \$50.00
- No. 118-15/Authorize Change Order #1/"2014 Various Crack Sealing"/Amount of \$130.10
- No. 120-15/Authorize Advertisement for Sealed Bids/2015 Purchase of Asphalt Material/To Be Received Wednesday, May 13, 2015 at 3:00PM at Township Hall 3rd Floor Commission Chambers
- No. 126-15/Authorize Adjustment of Water Charges/139 Cambridge Drive, Nutley, New Jersey
- No. 128-15/Authorize Contract for Professional Services/Chestnut Place and Willow Place Improvements/AJM Contractors, 200 Kuller Road, Clifton, New Jersey/Not to Exceed \$132,274.00

Mayor Petracco (2):

- No. 125-15/Authorize Advertisement for Sealed Bids/Crossing Guard Uniforms/To Be Received Wednesday, May 20, 2015 at 3:00PM at Township Hall 3rd Floor Commission Chambers
- No. 130-15/National Click It or Ticket Mobilization/May 18 through May 31, 2015

MEETING OPEN TO THE PUBLIC:

ADJOURNMENT:

REMINDER:

The next Board of Commissioners meeting is scheduled for Tuesday, May 5, 2015 at 7:00 P.M., Nutley Town Hall, 3rd floor Commission Chambers.

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli Date: April 21, 2015
 Seconded by: Commissioner Steven Rogers No. 111-15

WHEREAS, a discrepancy has arisen with respect to water consumption and billing at 65 River Road, Nutley, New Jersey, Account Number 9454-3; and

WHEREAS, due to being unable to access the property, an accurate reading was not obtained, resulting in an estimated water consumption for this account; and

WHEREAS, the owner received a new water meter on April 1, 2015 and the actual read on the old meter was substantially lower than previously estimated; and

WHEREAS, such discrepancy resulted in overpayments of water charges for the monthly billing periods of September 2014 through March 2015; and

WHEREAS, the Township investigated this matter and resolved the discrepancy as set forth herein;

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Township Treasurer be and she is hereby authorized to cancel water charges in the amount of \$6,675.55 for March 2015 and refund overpayment of water charges for September 2014 through February 2015 in the amount of \$19,365.23 to JERC Partners III, LLC, 171 Route 173 Suite 201, Asbury, NJ 08802, property owners of 65 River Road, Nutley, New Jersey.

. . .

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 April 21, 2015

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* April 21, 2015
Seconded by: Commissioner Steven Rogers *No.* 112-15

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey that the Township Treasurer be and she is hereby authorized to refund \$50.00 to Linda Grasso, 47 Vincent Place, Apt. 214, Nutley, New Jersey, 07110, for a refund of payment for a Municipal Parking Permit.

. . .

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 April 21, 2015

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* April 21, 2015

Seconded by: Commissioner Thomas J. Evans *No.* 113-15

WHEREAS, on Thursday, April 9, 2015, The Nutley Jaycees will hold their 44th Annual Distinguished Service Awards Dinner at the Valley Regency in Clifton, NJ, to celebrate local Nutley Residents doing what they do best – giving back to the community; and

WHEREAS, the Nutley Jaycees are part of a National Organization that provides opportunities for members to develop personal and leadership skills through service to others; building tomorrow’s leaders through community, individual and management development; and

WHEREAS, this year’s honoree for the Business Award is Mayor Alphonse Petracco, owner of Petracco and Sons of Nutley; and

WHEREAS, in 2012, Alphonse became Nutley's 16th mayor, and currently serves as Director of Public Safety for the Township, in which capacity he oversees Police, Fire and the Emergency Rescue Squad; and

WHEREAS, Alphonse has always supported volunteer spirit and supported many civic and community events by providing fundraising materials such as food and catering services; and

WHEREAS, Alphonse is a lifelong resident of Nutley and an active supporter of several business and service organizations; and

WHEREAS, Alphonse and his wife Fran have three children, Alphonse, Vincent and Salvatore;

NOW, THEREFORE BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, join with the citizens of Nutley to salute and congratulate the Nutley Jaycees’ Business Man of the Year, Mayor Alphonse Petracco, as he is honored here tonight.

. . .

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 April 21, 2015

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* April 21, 2015
Seconded by: Commissioner Thomas J. Evans *No.* 114-15

WHEREAS, on Thursday, April 9, 2015, The Nutley Jaycees will hold their 44th Annual Distinguished Service Awards Dinner at the Valley Regency in Clifton, NJ, to celebrate local Nutley Residents doing what they do best – giving back to the community; and

WHEREAS, the Nutley Jaycees are part of a National Organization that provides opportunities for members to develop personal and leadership skills through service to others, building tomorrow's leaders through community, individual and management development; and

WHEREAS, this year's honoree for Educator of the Year is John J. Maiello, director of the Nutley High School Concert Band, Marching Band and multiple Jazz Ensembles; and

WHEREAS, John will be completing his 24th year of teaching in the New Jersey public school system in 2015; and

WHEREAS, in 2009, John was selected by NHS with the Governor's Award and Teacher of the Year, and John was also a member of Who's Who among American Teachers and Educators, 1999 and 2001; and

WHEREAS, John has led the Nutley High School Band Program to become one of the finest in Essex County; the Nutley Raider Marching Band was crowned USSBA Northern States Champions earning best music, percussion and effect honors, and was honored as grand champion at the 2015 Gator Bowl Tournament of Champions, which brought \$10,000 to the school and its programs, and on April 9, 2009, the music program was honored with a gala performance at Carnegie Hall and in July 2008, the NHS Wind Ensemble traveled to Sydney Australia, and performed the world premier work "Angels in the Architecture" by Frank Ticheli in the Sydney Opera House; and

WHEREAS, John resides in Stanhope with his wife Erin, daughter Katie, and sons Matthew and Joseph

NOW, THEREFORE BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, joins with the citizens of Nutley to salute and congratulate the Nutley Jaycees Educator of the Year John J. Maiello, as he is honored here tonight.

. . .

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 April 21, 2015

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* April 21, 2015
Seconded by: Commissioner Thomas J. Evans *No.* 115-15

WHEREAS, on Thursday, April 9, 2015, The Nutley Jaycees will hold their 44th Annual Distinguished Service Awards Dinner at the Valley Regency in Clifton, NJ, to celebrate local Nutley Residents doing what they do best – giving back to the community; and

WHEREAS, the Nutley Jaycees are part of a National Organization that provides opportunities for members to develop personal and leadership skills through service to others, building tomorrow's leaders through community, individual and management development; and

WHEREAS, this year's honoree for the Public Health and Safety Award is retired Nutley Fire Lt. Michael Nisivoccia; and

WHEREAS, for the past 25 years, Michael has served the Nutley community as a firefighter, also serving as the Fireman's Mutual Benefit Association President for 18 years; and

WHEREAS, in 2001, he led the Nutley Fire Department in their one and only "Boot Drive" to raise funds to support the fallen members of the Fire Department of New York after the Sept. 11 terrorist attacks, raising more than \$5,000; and

WHEREAS, Michael has coached many local sports activities including Nutley National/Nutley East Little League for 20 years and the Nutley Junior Raiders Football Program, in which he is still currently active; and

WHEREAS, Michael and his wife Valerie have four children, Michael, Joseph, Anthony and Vincent;

NOW, THEREFORE BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, join with the citizens of Nutley to salute and congratulate the Nutley Jaycees' Public Health and Safety Award Recipient, Michael Nisivoccia, as he is honored here tonight.

. . .

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 April 21, 2015

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* April 21, 2015
Seconded by: Commissioner Thomas J. Evans *No.* 116-15

WHEREAS, on Thursday, April 9, 2015, The Nutley Jaycees will hold their 44th Annual Distinguished Service Awards Dinner at the Valley Regency in Clifton, NJ, to celebrate local Nutley Residents doing what they do best – giving back to the community; and

WHEREAS, the Nutley Jaycees are part of a National Organization that provides opportunities for members to develop personal and leadership skills through service to others, building tomorrow’s leaders through community, individual and management development; and

WHEREAS, this year’s honoree for Civic Affairs is Michelle Fleitell; and

WHEREAS, Michelle was one of the founders of Nutley Thriving Survivors and has served as president since its inception in 2003, this organization being a support program for women who live or work in Nutley that have battled breast cancer, which organizes a yearly walk and a brunch, attended by nearly 300 survivors and supporters; and

WHEREAS, Michelle was also elected for two terms on the Nutley Board of Education, was active for years with the Nutley Family Service Bureau, is a past president, vice president, secretary and treasurer of the Nutley Family Service Women's Auxiliary and chaired the Charity Ball; and

WHEREAS, Michelle is a lifelong Nutley Resident and currently owner of Trio Jewelers of Nutley with her husband Sam; and

WHEREAS, Michelle has been married to her husband Sam for the past 34 years and they have two children, Rachel and Michael;

NOW, THEREFORE BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, join with the citizens of Nutley to salute and congratulate the Nutley Jaycees’ Civic Affairs Award Recipient Michelle Fleitell, as she is honored here tonight.

. . .

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 April 21, 2015

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci Date: April 21, 2015
 Seconded by: Commissioner Thomas J. Evans No. 117-15

WHEREAS, on Thursday, April 9, 2015, The Nutley Jaycees will hold their 44th Annual Distinguished Service Awards Dinner at the Valley Regency in Clifton, NJ, to celebrate local Nutley Residents doing what they do best – giving back to the community; and

WHEREAS, the Nutley Jaycees is part of a National Organization that provides opportunities for members to develop personal and leadership skills through service to others, building tomorrow’s leaders through community, individual and management development; and

WHEREAS, this year’s honoree for the Outstanding Young Man of the Year is Steven Picciano Jr, a leader in Holy Family Knights of Columbus, director of business and development for the Church of Saint Catherine of Siena & Dominican Friars Health Care Ministry of New York and an active member of many local Service Organizations; and

WHEREAS, Steven is a graduate of Delbarton School in Morristown and he earned a bachelor's degree in political science at Seton Hall University; He completed additional coursework at Georgetown; and

WHEREAS, Steven has served as one of the youngest Grand Knights and has inspired other Knights to serve the community, helping unwed mothers with financial, emotional and material support

NOW THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, join with the citizens of Nutley to salute and congratulate the Nutley Jaycees’ Outstanding Young Man of the Year Steven Picciano Jr., as he is honored here tonight.

. . .

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 April 21, 2015

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* April 21, 2015
Seconded by: Commissioner Steven Rogers *No.* 118-15

WHEREAS, the Township of Nutley has entered into a contract with Cifelli and Son General Contracting, 81 Franklin Avenue, Nutley, New Jersey 07110, for a project known as 2014 Various Crack Sealing for an original contract amount of \$29,770.00; and

WHEREAS, Engineering Services has recommended the attached Change Order #1 in the amount of \$130.10 dated November 30, 2014 for additional work; and

WHEREAS, funds are available from Account #4-01-806-277 in the amount of \$130.10 and have been certified by the Chief Financial Officer, said certification attached to this resolution;

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners in the Township of Nutley, County of Essex, State of New Jersey, that the Change Order #1, as attached, is a change from the contract previously made by the Township of Nutley with Cifelli and Son General Contracting, for the project known as 2014 Various Crack Sealing is hereby authorized and approved.

. . .

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 April 21, 2015

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Thomas J. Evans *Date:* April 21, 2015
Seconded by: Commissioner Mauro G. Tucci *No.* 119-15

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey, that the Treasurer be and she is hereby authorized to refund overpayments of the property taxes in the amount of **\$24,246.07** for the following accounts.

Block & Lot	Address	Amount
9700-10-C0327	25 River Rd.	\$ 1,244.58 5/14
1300 -1- C2013	212 Swathmore Dr.	\$ 2,683.05 2/15
4402 - 5	460 Franklin Ave.	\$ 17,637.85 2/15
7000 - 4	102 Union Ave.	\$2,680.59 2/15

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the
 Eleni Pettas
 foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held April 21, 2015

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* April 21, 2015
Seconded by: Commissioner Steven Rogers *No.* 120-15

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Township Clerk be and she is hereby authorized to advertise for sealed bids for the 2015 Purchase of Asphalt Material for the Township of Nutley, to be received on behalf of the Board of Commissioners, in the Commission Chambers, Township Hall, 1 Kennedy Drive, Nutley, New Jersey, 07110, on Wednesday, May 13, 2015 at 3:00 P.M. prevailing time, at which time they will be opened and read.

. . .

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 April 21, 2015

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Steven Rogers *Date:* April 21, 2015

Seconded by: Commissioner Joseph P. Scarpelli *No.* 121-15

WHEREAS, food allergies are a life-threatening illness that affects as many as 15 million Americans, and the prevalence is increasing among children. One in every 13 children has food allergies, or approximately two per classroom; and

WHEREAS, according to the Centers for Disease Control and Prevention, food allergy results in more than 300,000 ambulatory care visits a year involving children under 18, reactions typically occurring when an individual unknowingly eats a food containing an ingredient to which they are allergic; and

WHEREAS, eight foods cause 90% of all food allergy reactions in the U.S.: shellfish, fish, milk, eggs, tree nuts, peanuts, soy, and wheat. Symptoms of a food-allergic reaction can include hives, vomiting, diarrhea, respiratory distress, and swelling of the throat; and

WHEREAS, there is no cure for food allergy, and scientists do not understand why. Strict avoidance of the offending food is the only way to prevent an allergic reaction; and

WHEREAS, anaphylaxis is a serious allergic reaction that is rapid in onset and may cause death; and.

WHEREAS, Food Allergy Research & Education (FARE) is a national, nonprofit organization dedicated to ensuring the safety and inclusion of individuals with food allergies while relentlessly seeking a cure;

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, recognize May 10-16, 2015 as Food Allergy Awareness Week in 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 April 21, 2015

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Steven Rogers *Date:* April 21, 2015
Seconded by: Commissioner Joseph P. Scarpelli *No.* 122-15

WHEREAS, for more than a century the bicycle has been an utilitarian, economical, environmentally sound and effective means of personal transportation, recreation and fitness; and

WHEREAS, the Township of Nutley encourages the use of bicycles as a means of transportation; and

WHEREAS, the Township of Nutley recognizes bicyclists as a legitimate roadway users and therefore are entitled to legal and responsible use of all public roadway facilities in Nutley except highways constructed to interstate standards; and

WHEREAS the Township of Nutley encourages the increased use of the bicycle, benefitting all citizens of Nutley by improving air quality, reducing traffic congestion and noise, decreasing the use of and dependence upon finite energy sources, and fostering exercise; and

WHEREAS, the Township of Nutley recognizing the use of bicycles as a viable mode of transportation, endeavours to promote safe and responsible bicycling and is committed to incorporating the development of bicycle facilities in the vision for revitalizing downtown Nutley; and

WHEREAS, the League of American Bicyclists has established May as National Bicycle Month, as well as May 11 – 15th as Bike to Work Week and Friday, May 15th as Bike to Work Day;

NOW THEREFORE BE IT RESOLVED, the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, encourage all citizens to ride their bicycles to work, to the store, to the park, around their neighborhoods and with friends and family to promote the personal and societal benefits achieved from bicycling.

. . .

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 April 21, 2015

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Steven Rogers Date: April 21, 2015

Seconded by: Commissioner Joseph P. Scarpelli No. 123-15

WHEREAS, lupus is an autoimmune disease that can cause severe damage to the tissue and organs in the body and, in some cases, death; and

WHEREAS, more than five million people worldwide suffer the devastating effects of this disease and each year over a hundred thousand young women, men and children are newly diagnosed with lupus, the great majority of whom are women of childbearing age; and

WHEREAS medical research efforts into lupus and the discovery of safer, more effective treatments for lupus patients are under-funded in comparison with diseases of comparable magnitude and severity; and

WHEREAS, many physicians worldwide are unaware of symptoms and health effects of lupus, causing people with lupus to suffer for many years before they obtain a correct diagnosis and medical treatment; and

WHEREAS, there is a deep, unmet need worldwide to educate and support individuals and families affected by lupus; and

WHEREAS, there is an urgent need to increase awareness in communities worldwide of the debilitating impact of lupus;

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, in the County of Essex, that Sunday, May 10, 2015 be recognized as:

WORLD LUPUS DAY

A day on which lupus organizations around the globe call for increases in public and private sector funding for medical research on lupus, targeted education programs for health professionals, patients and the public, and worldwide recognition of lupus as a significant public health issue.

. . .

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 April 21, 2015

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Steven Rogers Date: April 21, 2015

Seconded by: Commissioner Joseph P. Scarpelli No. 124-15

WHEREAS, the nearly 3.1 million registered nurses in the United States comprise our nation's largest health care profession, and

WHEREAS, the depth and breadth of the registered nursing profession meets the different and emerging health care needs of the American population in a wide range of settings, and

WHEREAS, the American Nurses Association, as the voice for the registered nurses of this country, is working to chart a new course for a healthy nation that relies on increasing delivery of primary and preventive health care, and

WHEREAS, a renewed emphasis on primary and preventive health care will require the better utilization of all of our nation's registered nursing resources, and

WHEREAS, professional nursing has been demonstrated to be an indispensable component in the safety and quality of care of hospitalized patients, and

WHEREAS, the demand for registered nursing services will be greater than ever because of the aging of the American population, the continuing expansion of life-sustaining technology, and the explosive growth of home health care services, and

WHEREAS, that more qualified registered nurses will be needed in the future to meet the increasingly complex needs of health care consumers in this community, and

WHEREAS, the cost-effective, safe and quality health care services provided by registered nurses will be an ever more important component of the U.S. health care delivery system in the future, and

WHEREAS, along with the American Nurses Association, the Township of Nutley has declared the week of May 6-12, 2015 as NATIONAL NURSES WEEK with the theme, "Ethical practice. Quality care." in celebration of the ways in which registered nurses strive to provide safe and high quality patient care and map out the way to improve our health care system;

NOW THEREFORE, BE IT RESOLVED that the residents of Township of Nutley, County of Essex, State of New Jersey, celebrate registered nursing's accomplishments and efforts to improve our health care system and show our appreciation for the nation's registered nurses not just during this week, but at every opportunity throughout the year.

I, Eleni Peffas, 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 April 21, 2015

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Alphonse Petracco *Date:* April 21, 2015
Seconded by: Commissioner Mauro G. Tucci *No.* 125-15

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Township Clerk be and she is hereby authorized to advertise for Sealed Bids for Police and Crossing Guard Uniforms, to be received on behalf of the Board of Commissioners, in the Commission Chambers, Township Hall, 1 Kennedy Drive, Nutley, New Jersey, 07110, on Wednesday, May 20, 2015 at 3:00 P.M. prevailing time, at which time they will be publicly opened and read. Specifications are available in the Purchasing Department, Township Hall, One Kennedy Drive, Nutley, NJ.

. . .

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 April 21, 2015

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* April 21, 2015

Seconded by: Commissioner Steven Rogers *No.* 126-15

WHEREAS, a discrepancy has arisen with respect to water consumption and billing at 139 Cambridge Drive, Nutley, New Jersey, Account # 1580-0; and

WHEREAS, due to being unable to access the property, an accurate reading was not obtained, resulting in an estimated water consumption for this account; and

WHEREAS, the owner received a new water meter on January 13, 2015 and the actual read on the old meter was substantially lower than previously estimated; and

WHEREAS, such discrepancy resulted in an overestimation of water charges for the quarterly billing period of December 2014; and

WHEREAS, the Township investigated this matter and resolved the discrepancy as set forth herein;

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, that the Township Treasurer be and she is hereby authorized to cancel water charges in the amount of \$1,024.14 for Account # 1580-0, 139 Cambridge Drive.

. . .

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 April 21, 2015

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro Tucci *Date:* April 21, 2015
Seconded by: Commissioner Thomas J. Evans *No.* 127-15

WHEREAS, in 1949 the legislature set aside the last Friday of April as Arbor Day in order to promote the planting of trees and to encourage the protection of our forests from fires and pests that destroy the beauty and usefulness of our woodlands; and

WHEREAS, half of New Jersey's total land area is forested or tree covered; and

WHEREAS, trees play an important role in the ecosystem in which we live, and trees reduce the erosion of our precious topsoil caused by wind and water, clean the air we breathe and the water we drink, produce oxygen, provide habitat for birds and wildlife and reduce heating and cooling costs by moderating temperature; and

WHEREAS, trees are a renewable resource giving us paper for fine literature, wood for homes, fuel for fires, and countless other wood products; and

WHEREAS, trees provide increased property value, enhanced economic viability, and pleasing aesthetic qualities along streets and properties in municipalities; and

WHEREAS, tree planting in yards and farms, in school yards and parks, and along streets and highways creates an enduring heritage for generations that follow; and

WHEREAS, the Township of Nutley has completed its 28th year as a member of Tree City USA; and

NOW, THEREFORE, BE IT RESOLVED that I, Commissioner Mauro G. Tucci, Director of Parks and Public Property, hereby proclaim May 2, 2015 as **ARBOR DAY** in the community of Nutley.

BE IT FURTHER RESOLVED that all citizens are urged to support efforts to protect our trees and woodlands and to support our town's urban forestry program, and to plant trees to gladden hearts and promote the well-being of present and future generations.

. . .

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 April 21, 2015
Eleni Pettas

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* April 21, 2015
Seconded by: Commissioner Steven Rogers *No.* 128-15

WHEREAS, bids for the Chestnut Place and Willow Place Improvements were received and opened on April 8, 2014; and

WHEREAS, AJM Contractors, 300 Kuller Road, Clifton, NJ, 07011, was the lowest responsible bidder; and

WHEREAS, the base bid for the Chestnut Place and Willow Place Improvements in the amount of \$126,479.00 and the Alternate Bid #1 for sawing and sealing joints in concrete base course if and where directed in the amount of \$5,787.82 for a total bid of \$132,274.00; and

WHEREAS, the award of this contract is subject to the availability and appropriation of sufficient funds from Essex County Community Development Block Grant Account #T-19-909-901, in the amount of \$93,536.00, Ordinance #3213A in the amount of \$370.89, Ordinance #3242E in the amount of \$20,900.00 and Ordinance #3243A in the amount of \$17,467.11 and subject to this caveat, 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, County of Essex, State of New Jersey, that a contract be awarded to AJM Contractors, for the total bid in the amount not to exceed \$132,274.00 and that the Mayor and Township Clerk are hereby authorized to enter into and sign said contract for the Township of Nutley subject to final approval and funding by Essex County Community Development Block Grant.

. . .

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 April 21, 2015

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Thomas J. Evans along with the Board of Commissioners *Date:* April 21, 2015
Seconded by: Commissioner Mauro G. Tucci *No.* 129-15

**RESOLUTION OF THE TOWNSHIP COMMISSIONERS OF THE TOWNSHIP OF NUTLEY
AUTHORIZING THE APPOINTMENT OF MASER CONSULTING, P.A. AS PROFESSIONAL
PLANNER FOR SERVICES RELATING TO THE PREPARATION OF A REDEVELOPMENT PLAN
FOR A PORTION OF THE HOFFMAN LAROCHE REDEVELOPMENT PROJECT**

WHEREAS, there exists the need by the Board of Commissioners of the Township of Nutley (the “Board”) for specialized professional planning, engineering and consulting services to be rendered by a professional relating to a portion of the redevelopment project known as the Hoffman LaRoche redevelopment project under the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “HLR Redevelopment Project”); and

WHEREAS, the scope of such professional planning, engineering and consulting services includes a collaboration with the planning professionals retained by Hackensack University Medical Center and Seton Hall University on the preparation of a redevelopment plan for the portion of the HLR Redevelopment Project consisting mainly of a portion of Block 201, Lot 1 and Block 300, Lot 1 as shown on the official tax map of the Township of Nutley (the “Medical Center Phase”), and to review and supplement the work product of such planning professionals in the preparation of a redevelopment plan relating to the Medical Center Phase; and

WHEREAS, the abovementioned consulting services are required for certain specified professional services to be rendered or performed by a person or persons authorized by law to practice a recognized profession, whose practice is regulated by law within the meaning of N.J.S.A. 20A:11-1, et. seq., as amended; and

WHEREAS, the performance of said professional services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized training study, as distinguished from general academic instruction or apprenticeship and training; and

WHEREAS, said professional services cannot reasonably be described by written specifications; and

WHEREAS, Maser Consulting, P.A. has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political candidate or candidate committee in the Township in the previous one (1) year that would violate either N.J.S.A. 19:44A-20.5, or any and all relevant Executive Orders, or the New Jersey Election Law Enforcement Commission disclosure requirements, and that the appointment will bar Maser Consulting, P.A. from making any reportable contributions through the term of the appointment; and

WHEREAS, the Commissioners have reviewed the qualifications of Maser Consulting, P.A. and has deemed them appropriate and acceptable, and consistent with the professional engineering services required by the Board for the Medical Center Phase of the HLR Redevelopment Project as described herein.

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley that in accordance with the Local Public Contracts Law, the Board hereby authorizes and approves the appointment of Maser Consulting, P.A. as the consultant to provide and render professional planning, engineering and consulting services relating to the Medical Center Phase of the HLR Redevelopment Project as described herein.

...

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 April 21, 2015

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Alphonse Petracco Date: April 21, 2015

Seconded by: Commissioner Mauro G. Tucci No. 130-15

- WHEREAS,** the safety and security of the citizens of Nutley, New Jersey and surrounding areas are vitally important; and
- WHEREAS,** a large percentage of our citizens regularly drive or ride in motor vehicles on our roadways; and
- WHEREAS,** the use of seat belts in passenger vehicles saved an estimated 13,525 in 2014; and
- WHEREAS,** regular seat belt use is the single most effective way to reduce fatalities in motor vehicle crashes;
- WHEREAS,** the use of seat belts is supported by the laws of Nutley, New Jersey;
- WHEREAS,** May 18 through May 31, 2015, has been selected as the national *Click It or Ticket* mobilization enforcement period;
- WHEREAS,** across the country law enforcement officers will actively be participating in the mobilization to ensure all motor vehicle occupants are buckled up day and night to reduce the risk of injury and death caused in traffic crashes;
- WHEREAS,** increased enforcement of seat belt laws coupled with publicity has proven to be an effective method to increase seat belt use rates and decrease fatal crashes;

NOW, THEREFORE BE IT RESOLVED, I, Mayor Alphonse Petracco, do hereby proclaim and announce May 18 to May 31, 2015, as the *Click It or Ticket* Mobilization in Nutley, New Jersey, and urge all citizens to always wear seat belts when driving or riding on our roadways.

. . .

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 April 21, 2015

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