

TOWNSHIP OF NUTLEY, NEW JERSEY

BOARD OF COMMISSIONERS

ORIGINAL

PUBLIC MEETING

) TRANSCRIPT OF

) PROCEEDINGS:

February 4, 2014

7:00 p.m.

BEFORE:

Commissioner Steven Rodgers

Commissioner Mauro Tucci

Commissioner Thomas J. Evans

Mayor Alphonse Petracco

ALSO PRESENT:

Alan Genitempo, Esq.

Job No. NJ1815708

Transcribed By: Nicole Yawn

**Township of Nutley  
Board of Commissioners  
Meeting Minutes  
Tuesday, February 4, 2014  
7:00 P.M**

A workshop meeting of the Board of Commissioners of the Township of Nutley was held in the 3<sup>rd</sup> floor Commission Chambers Conference Room and called to order. Adequate notification was published in the official newspapers of the Township of Nutley.

**OPEN PUBLIC MEETING STATEMENT:**

Evelyn Rosario, Municipal Clerk, read the following statement Pursuant to the requirements of the Open Public Meeting Law (Chapter 231, P.L.1975), notice of this meeting was published in the December 12, 2013 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	- Present
Commissioner Tucci	- Present
Commissioner Evans	- Present
Commissioner Scarpelli	- Absent/Excused
Mayor Petracco	- Present

The Board of Commissioners at their workshop session reviewed all the agenda items as listed in attached minutes.

Prior to entering into public session, the Municipal Clerk read the following executive session resolution. Motion to introduce by Commissioner Rogers, seconded by Commissioner Tucci. All Ayes on a roll call vote.  
Entered Executive Session at 7:24PM.

**Resolution # 39-14**

WHEREAS, the Board of Commissioners of the Township of Nutley, in the County of Essex, and State of New Jersey desires to proceed to closed executive session; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley that the Township Commission shall now move into closed executive session to discuss:

1. Litigation Matter
2. Potential Litigation

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

Commissioner Scarpelli made a motion to exit executive session and enter into public session, seconded by Commissioner Rogers. All Ayes. Exited Executive Session at 7:50PM.

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

2 (Due to microphone gaps during a portion of the  
3 question/answer period, there are several off-mike  
4 notations.)

5 MAYOR PETRACCO: Madam Clerk?

6 MADAM CLERK: Tuesday, February 4th, 2014 --  
7 pursuant to the requirements of the Open Public Meeting Law,  
8 chapter 231 Public Laws 1975, notice of this meeting was  
9 published in the December 12th, 2013 issues of the Nutley  
10 Sun, the Star Ledger, and the Herald News. A copy of this  
11 notice has been posted on the Nutley town hall bulletin  
12 board and a copy is on file in the municipal clerk's office.

13 Commissioner Rogers?

14 COMMISSIONER ROGERS: Aye.

15 MADAM CLERK: Commissioner Tucci?

16 COMMISSIONER TUCCI: Here.

17 MADAM CLERK: Commissioner Evans?

18 COMMISSIONER EVANS: Here.

19 MADAM CLERK: Commissioner Scarpelli is  
20 absent/excused this evening.

21 Mayor Petracco?

22 MAYOR PETRACCO: Here.

23 MADAM CLERK: All present, Mayor, with the  
24 exception of Commissioner Scarpelli, who is absent/excused  
25 this evening.

1 MAYOR PETRACCO: Okay. Thank you.

2 I see we have some minutes.

3 MADAM CLERK: Yes, Mayor, I have several minutes  
4 this evening. I'll read the dates into the record.

5 September 17th, 2013; October 1st, 2013;  
6 October 15, 2013; November 7th, 2013; November 19th, 2013;  
7 December 3rd; December 7th, 2013; and January 7th, 2014.

8 I need a motion, please.

9 UNIDENTIFIED SPEAKER: I move it.

10 UNIDENTIFIED SPEAKER: Second.

11 MADAM CLERK: Commissioner Rodgers?

12 COMMISSIONER RODGERS: All except September 17th,  
13 where I abstain.

14 MADAM CLERK: Commissioner Tucci?

15 COMMISSIONER RODGERS: Correction. The 17th and  
16 November 19th.

17 MADAM CLERK: September 17th, Commissioner?

18 COMMISSIONER RODGERS: Yes, September 17th and  
19 November (off-mike).

20 MADAM CLERK: Okay.

21 Commissioner Tucci?

22 COMMISSIONER TUCCI: Aye, with the exception of  
23 November 7th.

24 MADAM CLERK: Commissioner Evans?

25 COMMISSIONER EVANS: Aye, with the exception of

1 September 17th and October 1.

2 MADAM CLERK: Mayor Petracco?

3 MAYOR PETRACCO: Aye.

4 MADAM CLERK: Thank you.

5 MAYOR PETRACCO: Thank you.

6 MADAM CLERK: Thank you, Mayor.

7 MAYOR PETRACCO: Communications and  
8 correspondence, please?

9 MADAM CLERK: Yes, Mayor, I have two items this  
10 evening. I have the Old Foundation requesting permission to  
11 submit a social affair permit for alcoholic beverages for an  
12 event to be held at the Nutley Parks and Recreation on  
13 March 29th, 2014.

14 I need a motion, please.

15 UNIDENTIFIED SPEAKER: Move it.

16 UNIDENTIFIED SPEAKER: Second.

17 MADAM CLERK: Commissioner Rodgers?

18 COMMISSIONER RODGERS: Aye.

19 MADAM CLERK: Commissioner Tucci?

20 COMMISSIONER TUCCI: Aye.

21 MADAM CLERK: Commissioner Evans?

22 COMMISSIONER EVANS: Aye.

23 MADAM CLERK: Mayor Petracco?

24 MAYOR PETRACCO: Aye.

25 MADAM CLERK: And the last item I have is from the

1 Nutley Junior Raider Booster Club requesting permission  
2 that, due to the possibility of inclement weather on Sunday,  
3 February 9th, they may have to cancel their pending event  
4 that they have scheduled. They're looking to host their  
5 event either on February 23rd or March 2nd as alternate  
6 dates in the event that they have to reschedule due to the  
7 inclement weather, and we need permission -- we need to  
8 provide them with permission.

9 I need a motion, please.

10 UNIDENTIFIED SPEAKER: I'll move it.

11 UNIDENTIFIED SPEAKER: Second.

12 MADAM CLERK: Okay. Commissioner Rodgers?

13 COMMISSIONER RODGERS: Aye.

14 MADAM CLERK: Commissioner Tucci?

15 COMMISSIONER TUCCI: Aye.

16 MADAM CLERK: Commissioner Evans?

17 COMMISSIONER EVANS: Aye.

18 MADAM CLERK: Mayor Petracco?

19 MAYOR PETRACCO: Aye.

20 MADAM CLERK: And that's all for communications  
21 this evening, Mayor.

22 MAYOR PETRACCO: Thank you.

23 Reports -- I see we have none. We'll move to the  
24 bills.

25 MADAM CLERK: Yes, Mayor. Bill list Tuesday,

1 February 4th, 2014 -- Public Affairs, \$7,233.56; Revenue and  
2 Finance, \$7,675,589.16; Public Safety, \$18,752.97; Public  
3 Works, \$82,513.93; Parks and Public Property, \$609,582,17.  
4 Payroll as of February 1st, \$1,961.54. Payroll as of  
5 January 31st, 2014, \$763,587.83, for a grand total bill list  
6 of \$9,165,221.16. And that's all for bills this evening,  
7 Mayor.

8 MAYOR PETRACCO: Okay.

9 We need a motion.

10 UNIDENTIFIED SPEAKER: Motion.

11 UNIDENTIFIED SPEAKER: Second.

12 MADAM CLERK: Commissioner Rodgers?

13 COMMISSIONER RODGERS: Aye.

14 MADAM CLERK: Commissioner Tucci?

15 COMMISSIONER TUCCI: Aye.

16 MADAM CLERK: Commissioner Evans?

17 COMMISSIONER EVANS: Aye.

18 MADAM CLERK: Mayor Petracco?

19 MAYOR PETRACCO: Aye.

20 MADAM CLERK: That's all for bills this evening,  
21 Mayor. Thank you.

22 MAYOR PETRACCO: Okay. Thank you.

23 We'll move on to resolutions.

24 Commissioner Rodgers, you have none?

25 COMMISSIONER RODGERS: I have none.

1           MAYOR PETRACCO: Okay.

2           We'll move on to Commissioner Tucci.

3           COMMISSIONER TUCCI: Yes, thank you, Mayor.

4           WHEREAS, sealed bids from Monsignor Owens Field

5 Bleachers were opened and read on December 17, 2013; and

6           WHEREAS, the lowest responsible bid was

7 significant higher than the costs budgeted by the

8 municipality; and

9           WHEREAS, N.J.S.A. 40A:11-13.2 permits the

10 rejection of all bids under such circumstances;

11           NOW, THEREFORE, BE IT RESOLVED by the Board of

12 Commissioners that all bids heretofore advertised, received

13 and opened are hereby rejected.

14           I move the resolution.

15           MAYOR PETRACCO: Second.

16           MADAM CLERK: Commissioner Rodgers?

17           COMMISSIONER RODGERS: Aye.

18           MADAM CLERK: Commissioner Tucci?

19           COMMISSIONER TUCCI: Aye.

20           MADAM CLERK: Commissioner Evans?

21           COMMISSIONER EVANS: Aye.

22           MADAM CLERK: Mayor Petracco?

23           MAYOR PETRACCO: Aye.

24           COMMISSIONER TUCCI: WHEREAS, the township of

25 Nutley has a need to acquire specialized professional

1 services for a consultant and risk manager for the township  
2 of Nutley through a fair and open process pursuant to  
3 N.J.S.A. 19:4420.5; and

4 WHEREAS, C. Walter Searle Insurance, 410 Franklin  
5 Avenue, Nutley, New Jersey has completed and submitted a  
6 request for qualification for risk manager which complies  
7 with the provisions of N.J.S.A. 19:44A-20.5; and

8 WHEREAS, a contract for professional risk  
9 management consulting services is requires in the bylaws of  
10 the Suburban Essex Liability Joint Insurance Fund and this  
11 contract is valid from January 1, 2014 through December  
12 31st, 2014 and shall not exceed \$34,500 and the funds are  
13 available from the Suburban Essex Joint Insurance Fund;

14 NOW, THEREFORE, BE IT RESOLVED that the Board of  
15 Commissioners of the township of Nutley, county of Essex,  
16 New Jersey authorizes a contract to be entered into with C.  
17 Walter Searle Insurance as ascribed herein; and

18 BE IT FURTHER RESOLVED that the response to the  
19 request for qualifications for risk manager be placed on  
20 file with this resolution; and

21 BE IT FURTHER RESOLVED that a notice of this  
22 action shall be printed once in the Nutley Sun, in  
23 accordance with the local public contracts law.

24 I move the resolution.

25 COMMISSIONER RODGERS: Second.

1 MADAM CLERK: Commissioner Rodgers?  
2 COMMISSIONER RODGERS: Aye.  
3 MADAM CLERK: Commissioner Tucci?  
4 COMMISSIONER TUCCI: Aye.  
5 MADAM CLERK: Commissioner Evans?  
6 COMMISSIONER EVANS: Aye.  
7 MADAM CLERK: Mayor Petracco?  
8 MAYOR PETRACCO: I abstain.  
9 COMMISSIONER TUCCI: I'm going to have to excuse  
10 myself.  
11 MAYOR PETRACCO: You're excused.  
12 COMMISSIONER TUCCI: Thank you.  
13 MAYOR PETRACCO: Okay. Commissioner --  
14 MADAM CLERK: Mayor, just for the record,  
15 Commissioner Tucci is exiting the chambers --  
16 MAYOR PETRACCO: Yes.  
17 MADAM CLERK: -- at 7:59 p.m.  
18 MAYOR PETRACCO: Good night.  
19 Commissioner Evans?  
20 COMMISSIONER EVANS: Thank you.  
21 BE IT RESOLVED by the Board of Commissioners of  
22 the township of Nutley in the county of Essex, state of New  
23 Jersey that the treasurer be and she is hereby authorized to  
24 refund Veteran property tax deductions in the amount of \$250  
25 each, for a total of \$3,250 for the 13 properties listed in

1 this resolution.

2 So moved.

3 MAYOR PETRACCO: Second.

4 MADAM CLERK: Commissioner Rodgers?

5 COMMISSIONER RODGERS: Aye.

6 MADAM CLERK: Commissioner Evans?

7 COMMISSIONER EVANS: Aye.

8 MADAM CLERK: Mayor Petracco?

9 MAYOR PETRACCO: Aye.

10 COMMISSIONER EVANS: BE IT RESOLVED by the Board  
11 of Commissioners of the township of Nutley, county of Essex,  
12 New Jersey that the treasurer be and she is hereby  
13 authorized to refund Senior Citizen property tax deductions  
14 in the amount of \$250 for the year 2013, for a total of  
15 \$1,000 for the four properties that are listed in this  
16 resolution.

17 So moved.

18 MAYOR PETRACCO: Second.

19 MADAM CLERK: Commissioner Rodgers?

20 COMMISSIONER RODGERS: Aye.

21 MADAM CLERK: Commissioner Evans?

22 COMMISSIONER EVANS: Aye.

23 MADAM CLERK: Mayor Petracco?

24 MAYOR PETRACCO: Aye.

25 COMMISSIONER EVANS: BE IT RESOLVED by the Board

1 of Commissioners, township of Nutley, county of Essex, state  
2 of New Jersey that the treasurer be and she is hereby  
3 authorized to refund overpayments of water charges for block  
4 1001C5036 in the amount of the \$34.62, and, for block 8204,  
5 lot 36 for \$133.59, for a total of \$168.21.

6 So moved.

7 MAYOR PETRACCO: Second.

8 MADAM CLERK: Commissioner Rodgers?

9 COMMISSIONER RODGERS: Aye.

10 MADAM CLERK: Commissioner Evans?

11 COMMISSIONER EVANS: Aye.

12 MADAM CLERK: Mayor Petracco?

13 MAYOR PETRACCO: Aye.

14 COMMISSIONER EVANS: WHEREAS, the township of  
15 Nutley has a need to acquire the services of a professional  
16 real estate appraiser to assist with real estate appraisals,  
17 tax appeals, and state court appearances and to complete the  
18 necessary procedures to ensure we capture added assessments  
19 arising from ongoing improvement activities in the township  
20 of Nutley as a non-fair and open contract pursuant to the  
21 provisions of N.J.S.A. 19:44A-20.4 or 5 as appropriate;

22 WHEREAS, the tax assessor has determined and  
23 certified in writing that the value of the aggregate  
24 services provides by the vendor for the year will exceed  
25 \$17,500; and

1           WHEREAS, Hendricks Appraisal Company, LLC, 7  
2 Hutton Avenue in West Orange, New Jersey has submitted a fee  
3 schedule for providing such services, the total of which  
4 will not exceed \$60,000;

5           WHEREAS, the anticipated term of this contract is  
6 for 12 months from January 1, 2014 to December 31st, 2014;  
7 and

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

15           WHEREAS, funds are available from account 4-01-  
16 204-205 (subject to the adoption of the 2014 municipal  
17 budget) and have been certified by the chief financial  
18 officer, said certification being attached to this  
19 resolution.

20           NOW, THEREFORE, BE IT RESOLVED that the Board of  
21 Commissioners of the township of Nutley authorizes that the  
22 mayor enter into a contract with Hendricks Appraisal  
23 Company, LLC; and

24           BE IT FURTHER RESOLVED that the business  
25 disclosure entity certification and the determination of

1 value be placed on file with this resolution.

2 So moved.

3 MAYOR PETRACCO: Second.

4 MADAM CLERK: Commissioner Rodgers?

5 COMMISSIONER RODGERS: Aye.

6 MADAM CLERK: Commissioner Evans?

7 COMMISSIONER EVANS: Aye.

8 MADAM CLERK: Mayor Petracco?

9 MAYOR PETRACCO: Aye.

10 I will read Commissioner Scarpelli's resolution.

11 BE IT RESOLVED by the Board of Commissioners of  
12 the township of Nutley, county of Essex, New Jersey that, in  
13 accordance with the provisions of R.S. 40A:4-59, the  
14 following transfer of the 2013 appropriation reserves be and  
15 the same are hereby authorized approved from water  
16 operations, salary and wage 3-05-702-100 for \$5,000 to water  
17 Op. O/E 3-05702-200, \$5,000, for a total of \$5,000.

18 I move the resolution.

19 COMMISSIONER RODGERS: Second.

20 MADAM CLERK: Commissioner Rodgers?

21 COMMISSIONER RODGERS: Aye.

22 MADAM CLERK: Commissioner Evans?

23 COMMISSIONER EVANS: Aye.

24 MADAM CLERK: Mayor Petracco?

25 MAYOR PETRACCO: Aye.

1           Okay. WHEREAS, the following establishments have  
2 submitted various liquor license permit applications for the  
3 St. Patrick's Day Parade event scheduled for Saturday,  
4 March 1st, 2014; and

5           1 is the Nutley Elks Lodge, 242 Chestnut Street.

6           2 is Old Canal Inn, 2 E. Passaic Avenue.

7           3 is St. Mary's Knight of Columbus, 150 Chestnut  
8 Street.

9           4, Midtown Bar & Grill, 223A Franklin Avenue.

10          5 is Midtown Bar & Grill, 223A Franklin Avenue.

11          Okay. I think these are applications for special  
12 permit for social affairs. That was for Nutley Elks.

13          Application for a petition to extend license on  
14 premises is for the Old Canal Inn. Application for special  
15 a special permit for a social affair is for St. Mary's  
16 Knights of Columbus. Midtown Bar and Grill application for  
17 a petition to extend licenses premises and Midtown Bar also  
18 application for a catering permit.

19          WHEREAS, the Division of Alcoholic Beverage  
20 Control (ABC) requires the municipal clerk and the chief  
21 of police to sign each application certifying that the  
22 licenses issuing authority has no objection to the  
23 granting of a special permit.

24          NOW, THEREFORE BE IT RESOLVED, by the Board of  
25 Commissioners of the township of Nutley, county of Essex

1 that the applications as listed above are hereby  
2 conditionally approved and the municipal clerk is authorized  
3 to, one, obtain written approval for each application from  
4 the following departments; the police department,  
5 code enforcement department, fire department and the health  
6 department.

7 Two, upon receiving written approvals, the  
8 municipal clerk and police chief are authorized to sign each  
9 application as required by the Division of Alcoholic  
10 Beverage Control, the (ABC).

11 I move the resolution.

12 MADAM CLERK: Commissioner Rodgers?

13 COMMISSIONER RODGERS: Aye.

14 MADAM CLERK: Commissioner Evans?

15 COMMISSIONER EVANS: Aye.

16 MADAM CLERK: Mayor Petracco?

17 MAYOR PETRACCO: Aye.

18 WHEREAS, the Nutley Police Department desires to  
19 utilize the facilities of the pistol range of  
20 the Police Department of the Borough of North Arlington  
21 located in the Hackensack Meadowlands, North Arlington, New  
22 Jersey;

23 NOW, THEREFORE, BE IT RESOLVED by the Board of  
24 Commissioners of the township of Nutley, county of Essex,  
25 state of New Jersey that the mayor and the township clerk be

1 and are hereby authorized to enter into an agreement with  
2 the borough of North Arlington for the use of its police  
3 pistol range for the period of January 1st, 2014 through  
4 December 31st, 2014.

5 I move the resolution.

6 COMMISSIONER RODGERS: Second.

7 MADAM CLERK: Commissioner Rodgers?

8 COMMISSIONER RODGERS: Aye.

9 MADAM CLERK: Commissioner Evans?

10 COMMISSIONER EVANS: Aye.

11 MADAM CLERK: Mayor Petracco?

12 MAYOR PETRACCO: Aye.

13 WHEREAS, the township of Nutley heretofore entered  
14 into a contract with Premier Security Electronics, 253 Main  
15 Street, Suite 213, Matawan, NJ 07747 to provide a new  
16 surveillance and access system for the Public Safety  
17 Building; and

18 WHEREAS, the director of the Department of Public  
19 Safety has recommended the following change orders from said  
20 contract; and

21 WHEREAS, said change order is required to expand  
22 the ICEyscan System for eight additional readers and  
23 the installation of a deadbolt electric strike on the armory  
24 door; and

25 WHEREAS, the proposed change order exceeds the

1 amount of the original contract award by \$5,180.00 Change  
2 Orders #18 - expansion of eight additional readers for the  
3 Keyscan System is \$4,688.00, #19 - furnish and install  
4 deadbolt electric strike on armory door, \$492.00, a total of  
5 \$5,180.00.

6 WHEREAS, the money is available from Federal  
7 Forfeiture, Account #T-25 909-902 and has been certified by  
8 the chief financial officer, said certification being  
9 attached to this resolution;

10 NOW, THEREFORE, BE IT RESOLVED by the Board of  
11 Commissioners of the township of Nutley that change orders  
12 #18 and 19 in the amount of \$5180.00 be and are hereby  
13 approved.

14 I move the resolution.

15 COMMISSIONER RODGERS: Second.

16 MADAM CLERK: Commissioner Rodgers?

17 COMMISSIONER RODGERS: Aye.

18 MADAM CLERK: Commissioner Evans?

19 COMMISSIONER EVANS: Aye.

20 MADAM CLERK: Mayor Petracco?

21 MAYOR PETRACCO: Aye.

22 WHEREAS, the raffle applications have been  
23 received from the following organization and HSA Washington  
24 School PTO, license number 24-14 on-premise 50/50 cash  
25 raffle May 9th, 2014, HSA Washington School PTO, license

1 number 25-14; on-premise Tricky Tray raffle, May 9th, 2014.

2 WHEREAS, the applications have been reviewed and  
3 approved by the municipal clerk and the police department.

4 NOW, THEREFORE, BE IT RESOLVED by the Board of  
5 Commissioners of the township of Nutley, county of Essex  
6 that the licenses are approved and the municipal clerk is  
7 authorized to issue the licenses.

8 I move the resolution.

9 COMMISSIONER RODGERS: Second.

10 MADAM CLERK: Commissioner Rodgers?

11 COMMISSIONER RODGERS: Aye.

12 MADAM CLERK: Commissioner Evans?

13 COMMISSIONER EVANS: Aye.

14 MADAM CLERK: Mayor Petracco?

15 MAYOR PETRACCO: Aye.

16 This is National African-American history month.

17 WHEREAS, the Board of Commissioners of the  
18 township of Nutley honors the heritage of African-Americans  
19 and acknowledges their many contributions to our nation, our  
20 state, and our township; and

21 WHEREAS, Dr. Carter Godwin Woodson established  
22 black history week in February of 1926, choosing a month  
23 that marks the birthdays of two important men that greatly  
24 impacted the African-American population, Abraham Lincoln  
25 and Frederick Douglass; and

1           WHEREAS, in the year 1976 observance was expanded  
2 to black history month, celebrating freedom, equity, and  
3 opportunity and in 1996, renamed national African-American  
4 history month.

5           NOW, THEREFORE, BE IT RESOLVED by the Board of  
6 Commissioners of the township of Nutley celebrates national  
7 African-American history month 2014 and honors the many  
8 achievements and contributions made by African-Americans to  
9 our economic, cultural, and spiritual development in our  
10 nation, our state, and our township.

11           I move the resolution.

12           COMMISSIONER RODGERS: Second.

13           MADAM CLERK: Commissioner Rodgers?

14           COMMISSIONER RODGERS: Aye.

15           MADAM CLERK: Commissioner Evans?

16           COMMISSIONER EVANS: Aye.

17           MADAM CLERK: Mayor Petracco?

18           MAYOR PETRACCO: Aye.

19           Okay, that concludes our business portion of the  
20 meeting.

21           Before we open up the meeting, Madam Clerk, will  
22 you read our five-minute rule?

23           MADAM CLERK: Yes, Mayor. All persons addressing  
24 the board of commissioners regarding community concerns  
25 should approach the microphone and provide their name and

1 address for the record. Unless further time is granted by  
2 the board, each person shall limit their address to five  
3 minutes. All remarks for the board and its individual  
4 members must be addressed to the mayor. The mayor may defer  
5 citizen comments to the appropriate member of the board.  
6 Dialogue between citizens and others addressing the board  
7 shall be allowed unless the mayor or presiding officer of  
8 the majority of the membership of the board shall determine  
9 that the interests of the (indiscernible) and expeditious  
10 conduct of municipal business are being adversely affected  
11 by such dialogue.

12 MAYOR PETRACCO: Okay.

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

15 Please come up. Please state your name and  
16 address for the record.

17 MS. LANDRY: Penny Landry, 135 Lakeside Drive,  
18 Nutley, New Jersey 07110.

19 How's everybody?

20 MAYOR PETRACCO: Fine, thank you. Yourself?

21 MS. LANDRY: Good, thanks.

22 MAYOR PETRACCO: Good.

23 MS. LANDRY: Okay. Hopefully, three will be a  
24 charm, and it'll work this time. This is the third time  
25 that I've submitted this recommendation, and there's been a

1 lot of conversation going back and forth via email, but I'll  
2 try one more time. Okay.

3 The town clerk regarding minutes, communication, a  
4 formal request is submitted again by Penny Landry, 135  
5 Lakeside Drive, asking the board of commissioners to  
6 consider revising or amending -- and/or amending the current  
7 system for providing meeting minutes for all Nutley boards  
8 and committees on the nutleynewjersey.org website.

9 Recommendation one, within one week or five working days of  
10 all meetings, the audio file of minutes is to be uploaded to  
11 the minutes section of the website designated for each  
12 meeting. When the outside company contracted for minute  
13 transcription returns the document of the minutes to the  
14 town clerk, the audio file will be replaced by the minutes  
15 PDF form.

16 An alternate recommendation is that, if town  
17 charter, which I couldn't find this anywhere in the town  
18 charter, does not allow for audio minutes, the responsible  
19 commissioners for each of the boards will investigate  
20 alternative transcription services or methods that can  
21 provide meeting minutes in a timely manner to the citizens  
22 of Nutley.

23 Now, continuing with this, I have contacted the  
24 town attorney, who told me that this letter had been  
25 forwarded to each of you and that the board does not and has

1 never had this type of letter placed on the communications  
2 section for public meetings. I was also told that it was  
3 not read as a recommendation or a communication because  
4 these are the only types of communications that are  
5 considered.

6 Now, I don't know where this is in the rule book,  
7 that only these types of communications can be considered,  
8 but I'm asking the board to reconsider putting issues of  
9 importance like minutes and systems for minutes before you  
10 so that you can, like, take a look at it so we can get what  
11 we need to make good decisions, especially come election  
12 time. Okay? So these are the only types of -- according to  
13 Mr. Genitempo, these are the only types of communications  
14 that can be submitted.

15 So my question to you is where is it in town  
16 charter that it says the only types of communications that  
17 can be submitted to this board are raffles on Sunday,  
18 amending raffles, special car sales, social affair permits,  
19 liquor licenses, on sales and tax sales statements.

20 Is there anybody that would like to address this?

21 MAYOR PETRACCO: I thought that your last request  
22 was to post the minutes of the meetings up on the website.

23 So, Counsel, I wasn't privy to all these  
24 exchanges. So --

25 MR. GENITEMPO: I mean, I can clarify.

1 Ms. Landry, you had asked me why your letter was  
2 not being considered (off-mike), and what I told you was not  
3 that the charter does or doesn't allow it. What I told you  
4 was (off-mike) post certain types of correspondence in which  
5 the commissioners are needed or required to take action,  
6 like we did tonight on a social affair application or a  
7 raffle, that we don't traditionally take every piece of  
8 correspondence that's directed to the township and put it on  
9 the agenda.

10 Now, I did not send your letter to the  
11 commissioners. It's my understanding that the letter had  
12 already been given (off-mike) We have taken steps, since  
13 you brought it to our attention, the audible (off-mike) get  
14 our electronic consultant in, who has checked things. We  
15 found some problems with some of the wiring, which was  
16 fixed, and I believe that this system is operating properly  
17 now and we don't have that problem. So we wanted to (off-  
18 mike) your bringing that to our attention.

19 I believe that our minutes now will be current,  
20 and we're working on trying to move them to the agenda (off-  
21 mike) so that they do go on the website quicker. I don't  
22 think we can post the audio recordings right from the  
23 meeting. It has not been voted upon by the commissioners.  
24 (Off-mike) body that hears the (off-mike) at times.

25 So I don't know that you and I had that

1 conversation yet, and I apologize if we didn't. I know that  
2 we've been going back and forth --

3 MS. LANDRY: No, we didn't.

4 MR. GENITEMPO: -- a lot, and I know I lost track  
5 of where we were last (off-mike). So I think that the  
6 commissioners have to decide for themselves whether they  
7 want to change the process.

8 One of the reasons we have this process is because  
9 (off-mike) of alternate methods of recording are  
10 significant. Court reporters or stenographers are extremely  
11 expensive, and that was the method in the previous years  
12 ago. Everything is going to recording. There are problems  
13 with it. There's no doubt. We're going to monitor that  
14 situation (off-mike) so that an audible recordings don't  
15 exist or don't have (off-mike)a

16 MS. LANDRY: And thank you for that update.  
17 However, that does not address the communication, what types  
18 of communications can be --

19 MR. GENITEMPO: I think that -- what I'm trying to  
20 tell you is that we've traditionally allowed certain types  
21 of communications. Your letter, although I think is  
22 artfully written and (off-mike), is not the type of  
23 correspondence that we -- we get a lot of correspondence in  
24 the township. We can't decide which ones we're going to  
25 post and which ones we're not because we may agree or

1 disagree with the letter.

2 We post things on the agenda for communications  
3 and correspondence that, as you can see from historically --  
4 I gave you the list that Ms. Rosario (ph) gave me of what we  
5 have posted in the last year so you could see the types of  
6 correspondence that we do. Those are correspondence --

7 MAYOR PETRACCO: Counsel?

8 MR. GENITEMPO: -- that require us to take action.  
9 Yes?

10 MAYOR PETRACCO: Excuse me one moment. The timer  
11 went off, and I think there's more people that would like to  
12 address the board this evening. Can we maybe meet with  
13 Ms. Landry after the meeting on the side and you could  
14 discuss that and just bring her up to date?

15 MR. GENITEMPO: Sure, I have no problem.

16 Ms. Landry, I'm willing to speak with (off-mike).

17 MS. LANDRY: Absolutely.

18 MAYOR PETRACCO: Just to keep the meeting moving  
19 forward. And, if you --

20 MS. LANDRY: Yeah, I appreciate that. Just to end  
21 that on this whole issue of minutes, I want to be very  
22 forthcoming. I don't know if you have been contacted by the  
23 state of New Jersey, but a formal complaint has been  
24 submitted with a case number against the planning board of  
25 Nutley for violations to the Sunshine Law. Thank you.



1 MR. SCHMIDT: The next two are about Roche. So --

2 MAYOR PETRACCO: Okay.

3 MR. SCHMIDT: That's okay.

4 MAYOR PETRACCO: No, you could -- maybe we could  
5 help you out. What's the question?

6 MR. SCHMIDT: I think the next one is what would  
7 you say is your primary goal regarding the potential  
8 development of the property or properties.

9 MAYOR PETRACCO: Well, I'll answer for myself. My  
10 primary goal is to obviously hold our tax base there and not  
11 affect the quality of life that Nutley residents are  
12 accustomed to having.

13 UNIDENTIFIED SPEAKER: Sure. A couple things.  
14 Absolutely agree that understanding what the revenue,  
15 potential revenue, the future revenue flows would be is an  
16 important (off-mike)a

17 Second is -- they're not in any order of priority  
18 -- is that whatever is developed there doesn't (off-mike)  
19 harm (off-mike) the business community of Nutley (off-mike)  
20 significant investment, obviously, you know, (off-mike) that  
21 are the Lancaster (sic) Avenue, Washington Avenue, and (off-  
22 mike).

23 So whatever happens at Roche has to be considered  
24 (off-mike) well-being of the community and (off-mike) that  
25 what is there, not only is good for the Roche property, but

1 also contributes to attracting residents to our community,  
2 which would actually (off-mike) our values of our (off-mike)  
3 value of our (off-mike) all things that (off-mike) as well  
4 as making sure that everything that needs to be done (off-  
5 mike) environmental cleanup of the soil and things like that  
6 that (off-mike). That's the short list.

7 UNIDENTIFIED SPEAKER: I concur with my colleagues  
8 that primarily, to make sure that the primary concern is  
9 that there will not be a more negative impact on our  
10 taxpayers, on our property owners.

11 UNIDENTIFIED SPEAKER: And just a point of  
12 clarification. We don't own that property. (Off-mike)  
13 anything else (off-mike) private owner. The private owner  
14 is seeking to sell it. They're going through a process to  
15 help him, and, for Roche, you know, being a good citizen-  
16 type (off-mike) understand what we would think would be most  
17 (off-mike), but, at the end of the day, they are the owners  
18 of that (off-mike).

19 MR. SCHMIDT: That sort of ties into the last  
20 question, if I may ask three. Is it a joint committee of  
21 Clifton and Nutley representation or Nutley or Clifton? How  
22 does that (off-mike)?

23 MAYOR PETRACCO: We've been working hand-in-hand  
24 with Clifton, Roche, and even at the state level. So we  
25 have not left any stones unturned, so to speak, and, you

1 know, we're really hoping for a positive result there.

2 UNIDENTIFIED SPEAKER: Recognize that, whatever  
3 that result is, when we say positive, is some point in the  
4 future. (Off-mike) is going to be a point (off-mike)  
5 property will transition and be sold (off-mike) is a long-  
6 term horizon. (Off-mike.)

7 MR. SCHMIDT: Thank you very much. Appreciate it.

8 MAYOR PETRACCO: Thank you.

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

11 MS. ~~GARAKOFF~~: Elaine ~~Garakoff~~ (ph), 7 Donna  
12 Gerechoff Gerechoff Court. It's actually not a question (indiscernible). (Off-  
13 mike) an East Coast movie studio (off-mike) far from the  
14 Roche property.

15 MAYOR PETRACCO: What is it?

16 MS. ~~GARAKOFF~~: East Coast movie studio, like MGM,  
17 Gerechoff Paramount. I mean, you're right next to New York. You have  
18 -- would bring such business to the whole community, really.  
19 But I know you said run with it. I don't know who to call.  
20 So I'm, you know, --

21 MAYOR PETRACCO: No, actually, I was going to say  
22 that -- actually, I was going to say you're the second  
23 person that actually came to me.

24 MS. ~~GARAKOFF~~: I talked to you at the store (off-  
25 Gerechoff mike).

1           MAYOR PETRACCO: Right. So there was another  
2 person that came and said that. You know? And I guess that  
3 they know a lot more about movies than I do. The last movie  
4 I attended, I think, was in 1983, but, at any rate, there  
5 seems to be a demand for something like that.

6           I know they had a place in Secaucus. A lot of  
7 these films are now shot in New York City, and I know that  
8 there's, for some reason, all these studios are filled up.  
9 So I'm going to actually get on my phone, and I'm going to  
10 start, you know, researching.

11           MS. ~~CARAKOFF~~: It's shaded. It's perfect. The  
              Gerechoff  
12 piece of property --

13           MAYOR PETRACCO: Yeah.

14           MS. ~~CARAKOFF~~: -- is so big and so close to New  
              Gerechoff  
15 York.

16           MAYOR PETRACCO: It's --

17           MS. ~~CARAKOFF~~: Half the stars live in Jersey  
              Gerechoff  
18 anyways.

19           MAYOR PETRACCO: It all starts out with a dream,  
20 right?

21           MS. ~~CARAKOFF~~: Yep.  
              Gerechoff

22           MAYOR PETRACCO: Yep.

23           MS. ~~CARAKOFF~~: Now, maybe my son can get a job  
              Gerechoff  
24 here instead of (off-mike).

25           (Laughter)

1           MAYOR PETRACCO: Okay.

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

4           Please state your name and address for the record.

5           MR. ~~OTREA~~: Michael Otreia (ph), 133 High Street.  
6           Odria

7 My immediate question is this. What are you guys doing to  
8 reverse the tax burdens that we here and the homeowners of  
9 Nutley, New Jersey are paying? Because it's getting very  
10 extremely high, and I mentioned this to you before.  
11 Surrounding states -- they all pay 275 percent less in  
12 property taxes than we do. Yes, they do.

13           I got friends who live in --

14           MAYOR PETRACCO: 275 percent less than we do?

15           MR. ~~OTREA~~: Yes, I'm close to \$11,400 a year. My  
16           Odria family members in the Bronx, Queens, New York, Pennsylvania,  
17 Virginia, Delaware, they pay \$3,200 a year.

18           I know you -- and the thing is you work in the  
19 private sector. You have your own store. I don't know why  
20 you feel -- I don't know. Doesn't this affect you in any  
21 way? I mean, is there something that I don't know about  
22 that --

23           MAYOR PETRACCO: Well, --

24           MR. ~~OTREA~~: It's like the burden falls on all of  
25           Odria us, especially the ones who do work in the -- 87 percent  
that do work in the private sector that live in this town.

1 I mean, what are you guys doing to reverse the tax burden  
2 that we homeowners are having to carry on our backs?  
3 Because, little by little, I see signs going up, a little  
4 bit more than usual, home for sale, home for sale. I mean,  
5 eventually, when you kick everyone out of -- when you  
6 cleanse the homeowners who work in the private sector out of  
7 this town, there's no one left to tax, and I know, like I  
8 said before, this started with Corzine. Chris Christie has  
9 done nothing for us.

10 And I hope you put that in the Nutley Sun, because  
11 the last three times, you didn't write anything about that,  
12 whoever's here for the Nutley Sun.

13 He has done nothing for us. I mean, he put the  
14 two percent cap that you guys always take advantage of. I  
15 knew --

16 MAYOR PETRACCO: How do we take advantage of it?

17 MR. ~~OTREA:~~  
17 Odria Because the thing is -- because my  
18 property taxes keep going up \$500 a year since 2006. No, it  
19 has not -- not once has my property tax burdens have gone  
20 down. What? Do I need a kid for that or something? I  
21 don't have a kid. You know, I have a kid. I'm a homeowner.

22 MAYOR PETRACCO: Right.

23 MR. ~~OTREA:~~  
23 Odria That's my baby. You know? And, when  
24 I moved here -- I'm going to say it again. When I moved  
25 here more than 15 years ago, my property tax burden pre-2005

1 was \$3,000 a year, \$3,016, to be more exact. Now, it's  
2 \$11,350 a year. I mean, what's going on?

3 MAYOR PETRACCO: Well, let --

4 MR. ~~OTREA~~  
Odria: I mean, 13 percent of the people that  
5 live in the state in this town, in this country and on our  
6 cities work for the public sector. I work in the private  
7 sector. The market forces dictate my salaries, but, for  
8 some reason, when you work in the public sector, that's not  
9 even an issue. I mean, what are you guys doing to --

10 MAYOR PETRACCO: Let us answer --

11 MR. ~~OTREA~~: -- (indiscernible)?

Odria

12 MAYOR PETRACCO: -- you know, the first part of  
13 your question. Because, if you get two-part --

14 MR. ~~OTREA~~: That's the (indiscernible).

Odria

15 MAYOR PETRACCO: Yeah, first of all, it's very  
16 true. I do own a store in town, and I do -- I am in the  
17 private sector. So, yes, I feel your pain, and I pay taxes  
18 here and a lot of them. Okay? So I can speak for myself,  
19 and I'll ask the commissioners to join us in, and I know  
20 it's your second time or third time coming to our board, and  
21 trust me, I feel your pain.

22 And I know sitting here I've done everything in my  
23 power to control taxes. I'm sure you read my name in the  
24 paper. I'm sure that you've seen some petitions against me  
25 in this room where there was 300 cops, firemen. I've laid

1 off police officers and firemen in the past to strike a  
2 budget to lower the costs of our operating expenses here,  
3 negotiated PBA contracts, FMBA contracts to the lowest pay  
4 raises ever in history, to my knowledge. So we're all  
5 trying to lower these taxes or keep them the same, for that  
6 matter.

7 Commissioner Evans told you the last time, you  
8 know, the buck just doesn't stop with the board of  
9 commissioners. We have a board of ed. here. We have county  
10 taxes we pay. So, you know, I could say that we've  
11 controlled our costs as much as we can because, you know, we  
12 all are working with skeleton crews now, and it's very  
13 difficult, especially in public safety.

14 You know, when people call for a cop, they want  
15 that cop to respond in a couple of minutes. When, God  
16 forbid, your house is on fire, people want their fire  
17 department there. Well, it costs money to do that.

18 You know, so we can't have it both ways. We can't  
19 have all these services, our grade school system, all that  
20 stuff. It's not free. Now, we strike a balance here, and  
21 we start picking and choosing where we could cut, but we've  
22 made a lot of cuts in the six years that I've been here, and  
23 we've tried very, very hard to control these taxes from  
24 going up.

25 I don't think that it's just a Nutley problem,

1 taxes. Like you said, Delaware, Pennsylvania, West  
2 Virginia. You know, the taxes are high in the state of New  
3 Jersey.

4 I've had talks with Commissioner Evans about this.  
5 You know, everybody thinks that, you know, Passaic, Verona,  
6 Cedar Grove -- all those towns are much cheaper, and I'll  
7 let Commissioner Evans jump in here. You know, he's told me  
8 that they aren't. You know? So --

9 MR. ~~OTREA~~<sup>ODRIA</sup>: No, the towns surrounding are just as  
10 much as we are. I mean, I have family members that want to  
11 buy property in Irvington. I mean, Irvington is not a great  
12 neighborhood, but taxes are at \$11,000 a year. Well, I'm  
13 just saying it's ridiculous. I mean, how can you buy a  
14 house now?

15 Don't you feel like you guys got to do something  
16 to lower the property taxes? Honestly, you know what?  
17 These cops and these firemen or whatever they are -- they  
18 could get paid whatever they want. I don't care, but, as  
19 long as my property taxes burdens are brought to pre-2005  
20 burdens, they can get paid all they want, but, if their pays  
21 are costing me pain and suffering, why do I have to suffer?

22 I'm not making a lot of money. Like I said, I  
23 work in the private sector. The market forces dictate my  
24 salary. When it's a bad economy, my clients don't buy from  
25 me. I'm a commissioned salesperson, and, when I don't sell

1 stuff, I made a lot less money, and the thing is my clients  
2 are welcome to my (indiscernible). They can see where I  
3 work. I mean, it could be cars. It could be anything.  
4 But, when they're not buying stuff from me, I could be on  
5 the other side of the township, and I could be that client,  
6 that client who's probably a homeowner just like me living  
7 in this state, living in the surrounding Essex area, Bergen  
8 County. They're probably feeling the same pain I am.

9 If they -- what I'm trying to say is what the  
10 public sector and the government does to the people, to the  
11 87 percent that work in the private sector in this state it  
12 affects them. They can't be buying stuff to create profit  
13 to pay taxes, because they're oppressed.

14 They can't spend, and, when they can't spend, I  
15 don't get money. When I don't get money, it's very hard for  
16 me to pay my taxes, but, if I have to pay these high taxes,  
17 I just imagine they are. They're probably paying the same  
18 thing. That's why they're not spending money.

19 You know, I mean, you sell food. Usually, food  
20 does pretty good.

21 MAYOR PETRACCO: No, I --

22 MR. ~~OTREA~~  
Odria: But I can understand that.

23 MAYOR PETRACCO: Listen, the economy affects all  
24 of us, including myself, and it's been a struggle. Trust  
25 me.

1 MR. ~~ODRISIA~~ <sup>ODRISIA</sup>: Well, one thing I have noticed, since  
2 I own property in this town -- since my property taxes have  
3 gone up since 2006, 275 percent more than what I was paying  
4 back in 2005, I got to Shop Rite, and I shop. Yes, the food  
5 is more expensive, but I say to myself those guys who own  
6 Shop Rite -- they probably have to pay some kind of property  
7 taxes, too, but, since, you know, obviously the high  
8 property taxes that they've got to pay -- they're not going  
9 to eat it up. They're going to pass it off on the cost of  
10 the consumer, the people who shop in there, and I have to  
11 pay more in food.

12 I mean, you guys got to do something. I mean,  
13 don't you guys -- I mean, with all respect, but don't you  
14 want to get reelected? I mean, surely, I mean, if you lower  
15 the property taxes here, the 87 percent will be behind you.  
16 I know the cops -- you had a problem with the cops and all  
17 that. You know, to me that's not a concern, but, if you  
18 want to get reelected, lower the property taxes. Go in  
19 reverse. Don't go up.

20 Be that. You could be a real hero to the people,  
21 a true leader to us. Thank you.

22 MAYOR PETRACCO: Yeah, sure.

23 COMMISSIONER EVANS: Thank you for coming tonight  
24 and sharing your point of view. The comment on rise in  
25 property taxes has been before us for ten years, and, as a

1 community, we have done -- as a board of commissioners,  
2 we've done quite a bit to try and manage the growth in  
3 property taxes, to significantly lower your property taxes.  
4 So, to give it some context, an example, to lower your  
5 annual property tax \$100 as a municipality, we have to  
6 approximately eliminate \$1 million in costs.

7 MADAM CLERK: You're not being recorded if you're  
8 not speaking into the microphone.

9 COMMISSIONER EVANS: And so, --

10 MR. ~~OTREA~~  
Odria: Back to what I said. For God's sakes,  
11 do it.

12 COMMISSIONER EVANS: And, yes. So, to your point,  
13 we have been. So, in my own department, I used to have a  
14 purchasing agent. I don't have one anymore. I used to have  
15 a payroll supervisor. I don't have one anymore. I used to  
16 have an additional resource in the clerk's department, which  
17 I don't have anymore.

18 I used to have two people who did water billing.  
19 I don't have two anymore. I have one. So, to manage costs,  
20 we've been eliminating resources.

21 We used to have more firemen and more police  
22 officers in this town, and we have fewer today. So let me  
23 just help you.

24 MR. ~~OTREA~~  
Odria: (Indiscernible.) You just brought up  
25 a good point.

1           COMMISSIONER EVANS: Just let me help you. No,  
2 so, when you look at that, when it comes to managing  
3 resources, we've been doing that. It's small dollars. To  
4 look for the change that you're looking for we've also had  
5 to deal with other things such as there's been a very  
6 dramatic growth in the annual costs of pensions by the state  
7 of New Jersey that municipalities have to absorb. We've  
8 absorbed that.

9           Very significant costs, as you know, year in and  
10 year out, around health care, and that's been changed  
11 because now employees, public sector employees now have to  
12 contribute to the cost of their health care, which they  
13 didn't have to before. Those things have been put in place  
14 as well, and that's just on the municipal side.

15           And I shared with you the last time that what we  
16 do as a board and a level of controlling costs represents 35  
17 percent of your tax bill. Fifty percent of your tax bill is  
18 the school board, the cost of educating our children.  
19 That's our most significant cost, and 17 percent of your tax  
20 bill goes to the county for being part of Essex County.

21           When I look at Nutley as a municipality within  
22 Essex County, of the 22 territories and municipalities in  
23 Essex County, we rank 6th among the lowest property taxes,  
24 because we've been trying to manage it down, but, to be able  
25 to address your point which says since 2005, my taxes have

1 gone up 200 and something percent, --

2 MR. ~~OPREA~~  
Odria: Two hundred and seventy-five percent.

3 COMMISSIONER EVANS: Right, right. There is --

4 MR. ~~OPREA~~  
Odria: (Indiscernible.)

5 COMMISSIONER EVANS: Yeah, it's a significant  
6 number. What we've tried to do and what we continue to do  
7 is also point out where we believe that there are  
8 inequities. So, for example, for the state of New Jersey,  
9 we have been with them year in and year out asking for more  
10 municipal aid from the state. Why? Because Nutley gets  
11 less aid than Belleville does. Gets less aid than  
12 Bloomfield. Gets less aid in Clifton.

13 So we're eliminating all these costs over that  
14 period of time. One of the things we lost in this same  
15 period of time is \$1 million in state aid. So, while we've  
16 reduced our costs at the municipal level, we lost \$1 million  
17 in state aid, which offset the benefits of all the hard work  
18 of this board of commissioners.

19 What you're asking for -- and I appreciate your  
20 angst. It's a very complex question, but I have asked those  
21 questions at the state level. Why does Belleville get \$16  
22 million more in school aid than Nutley? Why does Belleville  
23 get \$3 million more in municipal aid than Nutley?

24 The reason is those lenders are significant in the  
25 ability to help manage our property taxes, because

1 everything that we do as a governing body is influenced by a  
2 very simple formula. What's the revenue that we can get  
3 from other sources? What's the revenue that can be  
4 generated from our commercial and business property owners?  
5 What has to be borne by a residential taxpayer? And we look  
6 at that all the time.

7 We also have an annual program of looking at  
8 assessed values, and the reason why we do that is because  
9 assessed values is part of the formula that controls the  
10 amount of the county tax that we're allocated, and we've  
11 been able to hold that down to basically sometimes less than  
12 a percent or about a percent a year -- to hold that down.  
13 All the work that we have done has been able to hold the  
14 rate of growth in tax down.

15 Unfortunately, without significant structural  
16 change, reducing your tax bill back to what it was in 2005  
17 or some significant number is an extraordinary challenge for  
18 us as a municipality, but we confer, as all commissioners  
19 do, with the Board of Education to ask them to make good  
20 decisions. We are with the county all the time trying to  
21 make sure that we only pay what we have to pay.

22 We're down with the state and we've been before  
23 them arguing for state aid, and I personally went down there  
24 as a sitting commissioner. I've been down there every year  
25 for nine years trying to change formulas, because there are

1 formulas in play, and, unless you can change the formula, I  
2 just can't get the money. So arguing and basically  
3 advocating for Nutley is what we do.

4 So, as the revenue and finance commissioner, I've  
5 been doing that every year for nine years. I appreciate the  
6 frustration, because it's my frustration, too, that, with  
7 all the work that these gentlemen have done and what we've  
8 been trying to work at hasn't been enough to reduce the tax.

9 The only thing that we achieved was that, in 2012,  
10 we were actually able to reduce the municipal levy by  
11 \$66,000, which meant overall costs to Nutley did not rise in  
12 that year. In fact, they went down \$66,000, which was a  
13 non-event, because it was peanuts to whatever your personal  
14 tax bill was.

15 So we've been trying to do this. We've looked at  
16 structural changes such as in Georgia. In certain districts  
17 in Georgia, if you don't have any children in the school  
18 system and you're 60 years old, you no longer pay a school  
19 tax, which says you basically pay a higher tax one year  
20 (sic).

21 As far as that being in New Jersey, that's not  
22 allowed by state law. All right? State statute and the  
23 state law would have to change.

24 There's uniformity in the tax rate that says the  
25 assumptions that are applied to a business owner are the

1 same assumptions that apply to a residential taxpayer. In  
2 other states, those assumptions are different. In New  
3 Jersey, they're the same.

4 So we're out there and as well as the League of  
5 Municipalities is out there advocating for property tax  
6 reform, but, with that, while we've been able to reduce our  
7 costs, while we've been able to do significant things within  
8 contracts to slow the rate of growth, for example, in  
9 payroll taxes to slow the anticipated growth in retirement  
10 level payouts that some other municipalities deal with,  
11 we've been able to take care of those. We just haven't been  
12 able to address your point, which is to dramatically drop  
13 your tax, which would require us in a very significant way  
14 to reduce spending and costs by multiples of millions of  
15 dollars, which is not one person here or there.

16 It's fundamentally changing the service structure  
17 and eliminating whole departments. It's a very complex  
18 problem. So I appreciate your frustration, but it remains  
19 an ongoing complex problem for us to address.

20 MR. ~~STRA~~  
Odria: There's two points you brought up. As  
21 for the school thing, you know, if I had a child, the only  
22 thing I'd want my kid to go school for here in this town or  
23 any town learn how to read, write, and arithmetic, and  
24 science. Everything else is just I don't care about. I  
25 mean, if we could cut things in school, do it. But, as long

1 as the kids know how to read, write, arithmetic, and  
2 history, I'm fine with that.

3 The other issues -- well, I'm sorry to say, but,  
4 you know, academics is -- I mean, learning your reading,  
5 writing, and arithmetic is much more important than doing  
6 other things in the school. I mean, maybe cut some programs  
7 there.

8 Another thing you brought up -- I do remember  
9 this, and I got this information from you through the Nutley  
10 Sun. Now, we're talking about one public sector employee.  
11 There was some police officer who said, like, if we didn't  
12 give him his promotion, you know, we would be -- he would be  
13 getting \$195,000 a year pay increase.

14 I forgot his name, but I said to myself one police  
15 officer making \$195,000 a year. I learned that from you,  
16 and I'm saying to myself if that's just one your public  
17 sector employees getting that amount, I can just imagine the  
18 ones before that person. No wonder my property taxes are  
19 going up ceiling high. I mean, and I remember that whole  
20 barrage that happened to you back in July.

21 COMMISSIONER EVANS: Yep.

22 MR. ~~OTREA~~  
Odria: This one woman --

23 COMMISSIONER EVANS: Oh, were you here?

24 MR. ~~OTREA~~  
Odria: Yeah, I was in the back. I was  
25 observing the whole horror (sic).

1 COMMISSIONER EVANS: You should have spoke that  
2 night.

3 MR. ~~STRE~~  
Odria: I spoke to you afterwards.

4 COMMISSIONER EVANS: You should have came up to  
5 the mike.

6 MR. ~~STRE~~  
Odria: I saw the whole thing. And this one  
7 woman got -- the thing is that police officer -- from what I  
8 remember, he brought a lawyer, and he said -- she said if  
9 you don't get my client, you know, his promotion, I'm going  
10 to take the town to court and I'm going to sue them, and we  
11 could win as much as \$400,000, something like that. I said  
12 my god, somebody's going to sue the town.

13 But this one woman got up, and she said to you and  
14 to the fellow police officers, hey, you know, I grew up in  
15 this town, and, you know, I understand. You know, I took  
16 care of some of your kids. I know you, but she said  
17 something that made a lot of sense. "Shouldn't we all just  
18 be happy that we have a job"?

19 COMMISSIONER EVANS: Absolutely.

20 MR. ~~STRE~~  
Odria: But, because of you, my eyes were  
21 opened that night because of what happened that night.  
22 Okay? I said oh, my god, we paid these guys this much. I  
23 mean, --

24 MAYOR PETRACCO: Oh, look. You know, let me say  
25 this to you. Because I --

1 MR. ~~OTREA~~  
Odria: I just imagine how much we pay the  
2 teachers. I just imagine how much we pay --

3 MAYOR PETRACCO: Well, let me say this.

4 MR. ~~OTREA~~  
Odria: You know?

5 MAYOR PETRACCO: I don't want to drag on the  
6 meeting, especially if other people want to speak, but I'd  
7 be glad to talk to you after the meeting on the side, but I  
8 can assure you I put my head on my pillow every night very  
9 soundly knowing that I represent the taxpayers of this town,  
10 and I fought for the taxpayers. You know? And I will  
11 continue to do that as long as I'm in office, but it's very  
12 difficult to strike a balance.

13 You know, like I said before, you do want to be  
14 fair to the police officers, the firemen, all the town  
15 workers, the teachers, so forth and so on. They have to  
16 live. They have to make a fair wage, too, and we have to be  
17 very sympathetic to the taxpayers, to people that are paying  
18 for it. So it's that balance that we strike here every day  
19 to try to provide the services that everybody has come  
20 accustomed to in Nutley and still try to absorb it without  
21 raising your taxes.

22 And it's very difficult to strike that balance,  
23 but I could assure you everybody that sits on this board is  
24 very conscious of what the taxes are. We pay them  
25 ourselves. Our salaries have -- I know my salary has not

1 gone up in pace with the property tax increases. So we feel  
2 your pain.

3 MR. ~~CELEA~~  
Odria: With due respect, --

4 MAYOR PETRACCO: We feel your pain, and I applaud  
5 you for coming, but now, I'm going to have to cut you off  
6 because, if there's someone else here -- if you'd like to  
7 see me after the meeting, I would love to talk to you.  
8 Okay? Thank you.

9 Is there anyone this evening that --  
10 Ms. Greengrove (ph), sure. Thank you for waiting.

11 MS. GREENGROVE: Dorothy Greengrove, 31 Overlook  
12 Terrace. I'm here to represent seniors in Nutley.

13 I'm glad to see that one of the things that you  
14 are considering or is being considered for (indiscernible)  
15 is a continuous care or unit. So many of my friends have  
16 had to move, leave their churches, their friends, and  
17 everything else around them because there's nothing in the  
18 area.

19 In fact, I'd be even willing to do research, if I  
20 had to, to go to these places. I know there's one in  
21 Roseland. One of my friends went to Cedarcrest up in  
22 Compton Plains. Another one went to Harrowgate (ph) in  
23 Lakewood, and maybe some day I'll need something like that.

24 (Laughter)

25 I'd like to stay at my own house as long as I can,

1 but, you know, you never know what's in the future for you.  
2 So I'd really like you to push for that, if you can, and, as  
3 I said, I'm willing to volunteer my services to do some  
4 research, if you need it. I'll contact the places that are  
5 necessary to, you know, bring it to town.

6 Not only that, but we're talking about Board of  
7 Education. They're not going to go to school. They don't  
8 have to go on to the schools because there's no more room in  
9 the schools, and I think that would also help, as far as  
10 keeping the School Board budget down because they don't have  
11 to continue with that. So I just -- you know, as I said, if  
12 you want my help, I'm out there to help you, but I'd like  
13 you to push for it.

14 MAYOR PETRACCO: Thank you.

15 MS. GREENGROVE: Okay.

16 MAYOR PETRACCO: And we will.

17 MS. GREENGROVE: Thank you.

18 MAYOR PETRACCO: Is there anyone else this evening  
19 that would like to address -- please.

20 MS. LANDRY: Penny Landry, 135 Lakeside Drive,  
21 Nutley, New Jersey 07110.

22 MAYOR PETRACCO: Thank you.

23 MS. LANDRY: This is about assessed values. As  
24 Commissioner Evans said, we are constantly looking at  
25 assessed values of properties. So I did my own property

1 research, and I looked at all 8,600, whatever the number is  
2 on the Essex County Tax Board and created a spreadsheet. I  
3 do have a job, but I do also have a lot of energy.

4 Just in case you all want to know what I do, I am  
5 creating a company that will create jobs for young autistic  
6 adults, and I hope that will be able to be value to the  
7 school (off-mike) and to the autistic children of our  
8 community.

9 In my spare time, however, I went through all of  
10 the property records and discovered that, in 2010, 2011, and  
11 2012, all property values zoned R1A, R1AA, and R1AAA  
12 decreased between 3 -- and I forgot all my notes. I try not  
13 to print -- between 3 and upwards to \$50,000 land value  
14 reductions, reductions, okay, in those properties zoned R1A,  
15 R1AA, R1AAA. So I went with my question to Mr. Librizzi  
16 because I took two homes, mine and a property on Edgewood  
17 that had a similar lot size, but my lot is zoned R1, and  
18 this lot is zoned R1AAA.

19 Now, unfortunately, my land assessment on my lot,  
20 R1, is \$20,000 higher than the same size lot, R1AAA, most  
21 desirable land. And there are many instances of this across  
22 the board.

23 Mr. Librizzi, when I emailed him for an answer,  
24 sent me a bunch of documents and whatever, and then, I  
25 emailed him back and said you still haven't answered my

1 question, and he said, "My answer was thorough and complete.  
2 I have no further comment. Be guided accordingly."

3 So I went to the state, and now, I'm waiting for  
4 the state to tell me what the answer to my question is,  
5 because somebody on our staff is unable to answer a  
6 taxpayer's very direct, specific question. So I think that,  
7 when you're doing the budget, we need to look at competency  
8 levels, okay, and see if there is some way that we can maybe  
9 reduce the budget by hiring somebody who brings a different  
10 skill set to the game.

11 Because this whole budget thing -- I mean, I've  
12 looked at the budget, and, you know, \$25,000 copiers and  
13 this and that and whatever. I still think that there's some  
14 things that we can do to improve the processes and systems  
15 to be more efficient. I definitely think we have some  
16 redundancies. Like I have no intention of going to get a  
17 pap smear at the town services hall or whatever, and I don't  
18 think that a lot of women here in town -- we got an email  
19 saying that you could get a pap smear for \$20 over at --

20 (Laughter)

21 MS. LANDRY: I mean, you know, come on. I mean,  
22 people have insurance, and, if not, they have Obamacare, and  
23 do we really need to do breast exams here? You know? So I  
24 think we do need to provide that, but maybe we can, like,  
25 consolidate it with Belleville or somebody else and offer

1 it, you know, once or twice a month instead of having full-  
2 time people here to do that.

3 So I guess my question is is there a part of the  
4 budget planning process where citizens can have some input.

5 MAYOR PETRACCO: The quick answer to that -- I  
6 believe that, when we adopt our budget, there's a public  
7 portion meeting for the public to comment, sure.

8 MS. LANDRY: When is that?

9 MAYOR PETRACCO: That's in June, isn't it?

10 COMMISSIONER EVANS: No, it's -- well, we haven't  
11 scheduled it yet, but we -- it would be -- a public notice  
12 would be out, and it's a public workshop session on the  
13 budget where the commissioners come together collectively to  
14 discuss the budget itself. So there will be a public notice  
15 when it comes out. Generally, it's the late March  
16 timeframe.

17 MS. LANDRY: Late March?

18 COMMISSIONER EVANS: Late March timeframe,  
19 generally.

20 MS. LANDRY: Because I spoke to a commissioner,  
21 and he said the budget would be done by March. When will  
22 the budget be done?

23 COMMISSIONER EVANS: Generally, it's -- there's a  
24 question that I'm waiting on and answer to that will hold  
25 and delay, possibly delay when we actually can introduce and

1 adopt the budget, because I'm waiting for state aid  
2 information. And so, once I get that notification, I'll be  
3 able to address it, but the state dictates when we have to  
4 adopt.

5 MS. LANDRY: And what is the current dictate?

6 COMMISSIONER EVANS: Well, it's usually in  
7 February, but they've now delayed it another 30 days, and a  
8 lot of it has got to do with the state's readiness to give  
9 information. So they could delay it, and we'll find out.

10 MS. LANDRY: Okay.

11 COMMISSIONER EVANS: But --

12 MS. LANDRY: Because right now, we're just  
13 assuming it's delayed 'til March 30th.

14 COMMISSIONER EVANS: But --

15 MS. LANDRY: We just make that assumption. So  
16 then, the public workshop session will happen prior to  
17 March 30th?

18 COMMISSIONER EVANS: Yes.

19 MS. LANDRY: Okay. And it will be a public notice  
20 in the newspapers?

21 COMMISSIONER EVANS: It's every year. There's no  
22 special treatment. It's every year we announce a public  
23 workshop session, and residents are welcome to come.

24 MS. LANDRY: Okay. So, since you know you have  
25 until March 30th, and you guys can really schedule this

1 meeting anytime, right, before March 30th, correct?

2 COMMISSIONER EVANS: Uh-huh.

3 MS. LANDRY: Mayor?

4 COMMISSIONER EVANS: Yeah.

5 MAYOR PETRACCO: Yes.

6 MS. LANDRY: So you're saying that -- okay. Today  
7 is the 4th. So, sometime between now and at least a week  
8 before the final budget, you'll have a meeting where people  
9 can show up and have them put into the budget, correct?

10 COMMISSIONER EVANS: Yes, yes, there's a process  
11 --

12 MAYOR PETRACCO: Right.

13 COMMISSIONER EVANS: -- that we have to go  
14 through. Right now, we're in the process of closing last  
15 year's books, right, to open up the books for the coming  
16 year. At our last meeting, we had to adopt a temporary  
17 budget.

18 MS. LANDRY: Yes, I saw that.

19 COMMISSIONER EVANS: Right, by state statute and  
20 by formula.

21 MS. LANDRY: Saw that, yes.

22 COMMISSIONER EVANS: We do that, and then, what  
23 happens is is that each of the departments are given a  
24 worksheet for which they have to then sit down and review to  
25 determine what's the level of appropriation they're going to

1 need for the coming year.

2 MS. LANDRY: And all of the department heads have  
3 that worksheet now?

4 COMMISSIONER EVANS: Not yet.

5 MS. LANDRY: Oh, okay.

6 COMMISSIONER EVANS: They will. It'll be going  
7 out.

8 MS. LANDRY: Okay.

9 COMMISSIONER EVANS: It'll be going out. And  
10 then, when it comes back to my department, my treasurer  
11 summarizes all of that. We also work with the outside  
12 auditors, because, under public sector, the auditors  
13 actually help -- actually pull the budget together and  
14 summarize that. And then, once that's ready, we will then  
15 have a public meeting on the budget.

16 Right now, none of the departments have submitted  
17 what they expect their costs to be for the coming year. So,  
18 once we get it all pulled together, we then have a public  
19 meeting where we discuss, you know, what does it look like  
20 and what we can do to manage those costs.

21 MS. LANDRY: And that meeting will be here, that  
22 public workshop session?

23 COMMISSIONER EVANS: It's here. Yeah, it's here.

24 MS. LANDRY: Okay.

25 COMMISSIONER EVANS: It's generally the conference

1 session in the back.

2 MS. LANDRY: Okay. All right. And a final thing  
3 just real quick because I know that --

4 UNIDENTIFIED SPEAKER: Just before you continue,  
5 but my question is I thought that we adopt a budget on the  
6 floor here where there's public addresses (sic).

7 UNIDENTIFIED SPEAKER: Yeah, --

8 UNIDENTIFIED SPEAKER: That's what I thought was  
9 traditionally June.

10 COMMISSIONER EVANS: That's (indiscernible) public  
11 works up. So, before we actually bring a budget  
12 introduction to the floor, we have these workshops.

13 UNIDENTIFIED SPEAKER: Right.

14 COMMISSIONER EVANS: And the private can come to  
15 that to listen to the commissioners discussing. We then  
16 introduce the budget, and then, once the budget is  
17 introduced, it's available for public comment.

18 UNIDENTIFIED SPEAKER: Right.

19 COMMISSIONER EVANS: Just like an ordinance. Same  
20 thing on an ordinance when we introduce.

21 MS. LANDRY: Okay. So, if anyone has input into  
22 the budget, they have to do it outside of a general forum,  
23 correct?

24 COMMISSIONER EVANS: I'm not clear on your  
25 question.

1 MS. LANDRY: Okay. So you said this workshop does  
2 not have public input. No public input at the budget  
3 workshop. So they are spectators?

4 COMMISSIONER EVANS: Yes.

5 MS. LANDRY: Okay.

6 COMMISSIONER EVANS: But it's a public --

7 MS. LANDRY: So -- yes.

8 COMMISSIONER EVANS: It's a public meeting  
9 because, under the Sunshine Law, --

10 MS. LANDRY: Uh-huh.

11 COMMISSIONER EVANS: -- when the commissioners  
12 come together, we have to give notice, and we have that  
13 conversation.

14 MS. LANDRY: Okay. So my question to the board --  
15 what is the process for the taxpaying citizens of Nutley who  
16 have input into the budget?

17 COMMISSIONER EVANS: Once the budget is  
18 introduced, it has a period where it's available for public  
19 comment. So we make it available. We make it -- you could  
20 pick up copies of it here or at town hall. I think we make  
21 them at the library or --

22 MS. LANDRY: Can they be put online?

23 MADAM CLERK: (Indiscernible.)

24 COMMISSIONER EVANS: Yeah, yeah.

25 MS. LANDRY: Okay. I couldn't find it for the

1 last couple of years. So --

2 COMMISSIONER EVANS: Yeah, but we have residents  
3 who prefer hard copies, too. So --

4 MS. LANDRY: Well, I'm definitely supporting green  
5 Nutley. So --

6 COMMISSIONER EVANS: Thank you. I appreciate  
7 that. And so, there is a public comment -- you know, once  
8 it's introduced, right, then we have a hearing or we have a  
9 public meeting where we then open the budget for  
10 conversation to the public.

11 MS. LANDRY: Great. Thank you.

12 COMMISSIONER EVANS: It's the same -- it's just as  
13 tonight, if we had an ordinance that was -- you would follow  
14 the normal process, right? We would have an ordinance that  
15 would be introduced. There is no discussion on it. It's  
16 just a matter of introduction. Then we say, at a future  
17 date, there's a public hearing on this. Right? It's the  
18 same principle. Then the public can come and comment on  
19 that ordinance before the governing body --

20 MS. LANDRY: Before it's approved as an ordinance?

21 COMMISSIONER EVANS: Absolutely, absolutely.

22 MS. LANDRY: Beautiful.

23 COMMISSIONER EVANS: The budget follows the same  
24 process.

25 MS. LANDRY: Beautiful. Thank you.

1           COMMISSIONER EVANS: And you were asking about the  
2 workshop session, that, if you wanted to come and listen to  
3 that conversation before we get to the point of introducing  
4 the budget, you're welcome to do that, because that's an  
5 open to the public session.

6           MS. LANDRY: Thank you. I will definitely be  
7 there. And I believe that the tax revenue department is  
8 under your --

9           COMMISSIONER EVANS: I am the revenue and finance  
10 commissioner.

11          MS. LANDRY: Okay. So I know that you can't -- as  
12 you have told me before, that you cannot direct people  
13 within the departments in which you work, because how this  
14 whole thing started was with the permit office.

15          COMMISSIONER EVANS: Uh-huh.

16          MS. LANDRY: Which, by the way, I still haven't  
17 broken ground. We have a lot of snow. Anyway, I'll get  
18 there, though. Can you at least have a conversation with  
19 Mr. Librizzi about R1A, R1AA, and R1AAA as to why those land  
20 values have gone down four years in a row, while our 1, the  
21 little less desirable lots, haven't changed and that there  
22 are certain sections, blocks in this town that their land  
23 reassessments haven't changed in five years?

24          COMMISSIONER EVANS: Uh-huh.

25          MS. LANDRY: And I've looked at every single house

1 in this community, and there's no rhyme or reason to it, and  
2 Mr. Librizzi has pretty much said, "I have no further  
3 comment to you, Ms. Landry." And so, where do I go, except  
4 the next level?

5 COMMISSIONER EVANS: Sure. So a couple things.  
6 George Librizzi is a highly qualified tax assessor.  
7 Assessing methodology is something that he has been trained  
8 in and he has gone to school for and so on. His methodology  
9 and his approach -- he reports to the Essex County Board of  
10 Taxation. Joan Durkin, as you know, is the Essex County tax  
11 administrator.

12 What he looks at -- any adjustment that he's  
13 making to property values -- it must be approved by the  
14 Essex County Tax Board. So he doesn't work independently.  
15 It's not his position to do that, but, as he makes that  
16 determination -- and I don't have an answer as to why land  
17 values would change in one section and not change in  
18 another. I don't.

19 Some of it goes back to when the township itself  
20 went through a revaluation in 2005 timeframe. So whatever  
21 those bases are that were established at that time I don't  
22 know. So I can't comment on it. I'm not a qualified  
23 assessor.

24 MS. LANDRY: Okay.

25 COMMISSIONER EVANS: But I believe I will contact

1 him and ask him about his response to you and what that is,  
2 and, if you don't -- I believe, you know, from his  
3 perspective, he believes he's answered, as you had said. If  
4 there's something in his explanation that you don't  
5 understand, I'll ask him to clarify that.

6 MS. LANDRY: Right. Thank you. I appreciate it.  
7 Thank you.

8 You all stay warm and safe.

9 MAYOR PETRACCO: Thank you.

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

12 Seeing no one, before we vote on that, just an  
13 announcement. School is closed tomorrow. That's what I was  
14 doing on my phone. I didn't mean to be rude. School is  
15 officially closed tomorrow because of the snow coming in and  
16 the hazardous ice storm that they're predicting.

17 Is there anyone else that would like to address  
18 the board?

19 Seeing no one, we need a motion.

20 UNIDENTIFIED SPEAKER: Make the motion.

21 UNIDENTIFIED SPEAKER: Second.

22 MADAM CLERK: Commissioner Rodgers?

23 COMMISSIONER RODGERS: Aye.

24 MADAM CLERK: Commissioner Evans?

25 COMMISSIONER EVANS: Aye.

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MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

(Whereupon, these proceedings were concluded at

8:11 PM)

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

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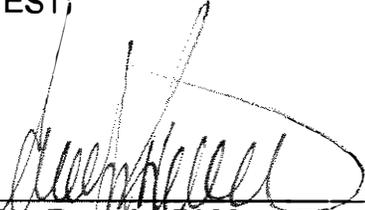
I, Nicole Yawn, certify that the foregoing transcript is a true and accurate record of the proceedings.

Nicole Yawn

Date: February 19, 2014

**Signature Page/Board of Commissioners  
Meeting Minutes, February 4, 2014**

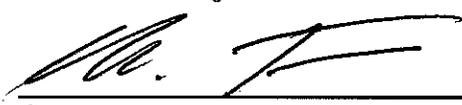
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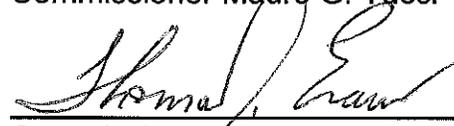
\_\_\_\_\_  
Evelyn Rosario, RMC  
Municipal Clerk  
(Meeting Minutes Approved at the)  
(April 15, 2014 Board of)  
(Commissioners Meeting)



\_\_\_\_\_  
Commissioner Steven Rogers



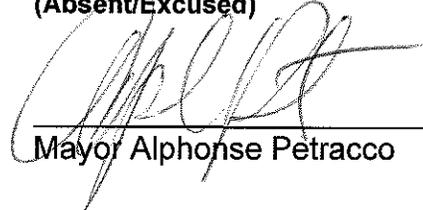
\_\_\_\_\_  
Commissioner Mauro G. Tucci



\_\_\_\_\_  
Commissioner Thomas J. Evans



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Commissioner Joseph P. Scarpelli  
(Absent/Excused)



\_\_\_\_\_  
Mayor Alphonse Petracco

**BOARD OF COMMISSIONERS**  
TOWNSHIP OF NUTLEY, NEW JERSEY

**Resolution**

*Introduced by:* Commissioner Steven Rogers *Date:* February 4, 2014

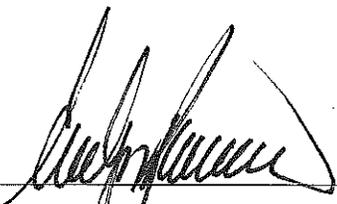
*Seconded by:* Commissioner Mauro G. Tucci *No.* 39-14

WHEREAS, the Board of Commissioners of the Township of Nutley, in the County of Essex, and State of New Jersey desires to proceed to closed executive session; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley that the Township Commission shall now move into closed executive session to discuss:

1. Litigation Matter
2. Potential Litigation

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

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

the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 4, 2014

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

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY FEBRUARY 4, 2014							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
13-04562	NJ MEADOWLANDS COMM	6,795.41					6,795.41
13-04646	AT & T MOBILITY	438.15					438.15
	TREASURER SCHOOL MONEY		2,205,491.00				2,205,491.00
	COUNTY ESSEX DIV. TAXS		4,605,135.14				4,605,135.14
	COUNTY ESSEX DIV. TREASURY		110,303.45				110,303.45
	PASSAIC VALLEY SEWER.COMM		719,905.31				719,905.31
	T/N PAYROLL AGENCY ACCT.		34,602.55				34,602.55
	T/N PAYROLL AGENCY ACCT.		151.71				151.71
13-04648	AT & T MOBILITY			2,724.95			2,724.95
13-04622	AT & T MOBILITY			45.45			45.45
13-04671	NATIONAL TERMINAL			2,503.18			2,503.18
13-04463	NATIONAL TERMINAL			5,087.52			5,087.52
13-04730	NATIONAL TERMINAL			8,391.87			8,391.87
13-04744	PSE & G				17.88		17.88
13-04663	PSE & G				26,256.05		26,256.05
13-04709	PSE & G				59.90		59.90
13-04580	PSE & G				26,437.38		26,437.38
13-04581	PSE & G				67.18		67.18
13-04513	D.M. FERNANDES				29,675.54		29,675.54
	PAY PAL,INC					30.00	30.00
	C. WALTER SEARLE INS. AGENCY					10,000.00	10,000.00
	NJSHBP					369,497.52	369,497.52
	NJSHBP					177,218.07	177,218.07
	FLAGSHIP DENTAL PLANS					689.76	689.76
	DELTA DENTAL PLAN NJ					13,290.42	13,290.42
	DELTA DENTAL PLAN NJ					12,685.97	12,685.97



**TOWNSHIP OF NUTLEY**  
**BILL LIST**  
**FEBRUARY 4, 2014**

**List of payroll submitted for approval by the Board of Commissioners at their regular meeting of FEBRUARY 4, 2014:**

**PAYROLL-REGULAR FEBRUARY 1, 2014:**

Department of Public Affairs	0.00
Department of Revenue & Finance	1,961.54
Department of Public Safety	0.00
Department of Public Works	0.00
Department of Parks & Public Properties	0.00
Department of Recreation Commission	0.00
Water Operations	0.00
Due To From General Capital	0.00
600 SERIES	0.00
POLICE OUTSIDE DUTY	0.00
C.E.H.A.	0.00
<b>Sub Total</b>	<b>1,961.54</b>

**PAYROLL-OVERTIME FEBRUARY 1, 2014:**

Department of Public Affairs	0.00
Department of Revenue & Finance	0.00
Department of Public Safety	0.00
Department of Public Works	0.00
Department of Parks & Public Properties	0.00
Water Operations	0.00
600 Series	0.00
<b>Sub Total</b>	<b>0.00</b>

**TOTAL PAYROLL: 1,961.54**

**The Payroll list in the foregoing schedule includes amounts to be deducted for:**

Federal Withholding Tax	271.39
Social Security	122.95
N.J. State Tax	54.04
Medicare	28.76
Wage Execution	0.00
Deferred Compensation	0.00
Employee Disability Ins.	0.00

**TOWNSHIP OF NUTLEY  
BILL LIST  
FEBRUARY 4, 2014**

**List of payroll submitted for approval by the Board of Commissioners at their regular meeting of FEBRUARY 4, 2014:**

**PAYROLL-REGULAR JANUARY 31 2014:**

Department of Public Affairs	22,313.05
Department of Revenue & Finance	60,427.44
Department of Public Safety	448,788.58
Department of Public Works	60,628.56
Department of Parks & Public Properties	80,965.52
Department of Recreation Commission	8,970.93
Water Operations	40,209.33
Due To From General Capital	2,669.88
600 SERIES	2,511.54
POLICE OUTSIDE DUTY	1,592.50
C.E.H.A.	722.84

**Sub Total 729,800.17**

**PAYROLL-OVERTIME JANUARY 31, 2014:**

Department of Public Affairs	0.00
Department of Revenue & Finance	267.49
Department of Public Safety	12,385.74
Department of Public Works	5,990.28
Department of Parks & Public Properties	1,432.37
Water Operations	13,711.78
600 Series	0.00

**Sub Total 33,787.66**

**TOTAL PAYROLL: 763,587.83**

**GRAND TOTAL: 9,165,221.16**

**The Payroll list in the foregoing schedule includes amounts to be deducted for:**

Federal Withholding Tax	111,195.58
Social Security	25,694.51
N.J. State Tax	27,605.08
Medicare	11,369.79
Wage Execution	4,043.50
Deferred Compensation	25,306.83
Employee Disability Ins.	5,154.10

**BOARD OF COMMISSIONERS**  
TOWNSHIP OF NUTLEY, NEW JERSEY

**Resolution**

*Introduced by:* Commissioner Mauro G. Tucci *Date:* February 4, 2014  
*Seconded by:* Mayor Alphonse Petracco *No.* 27-14

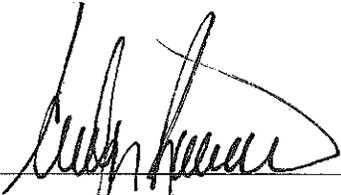
**WHEREAS**, sealed bids for “Monsignor Owens Field Bleachers” were opened and read on December 17, 2013; and

**WHEREAS**, the lowest responsible bid was significantly higher than the cost budgeted by the municipality; and

**WHEREAS**, N.J.S.A. 40A: 11-13.2 permits the rejection of all bids under such circumstances.

**NOW THEREFORE, BE IT RESOLVED**, by the Board of Commissioners that all bids heretofore advertised, received and opened are hereby rejected.

. . .

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 4, 2014

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

**BOARD OF COMMISSIONERS**  
TOWNSHIP OF NUTLEY, NEW JERSEY

**Resolution**

*Introduced by:* Commissioner Mauro G. Tucci *Date:* February 4, 2014  
*Seconded by:* Commissioner Steven Rogers *No.* 31-14

**WHEREAS**, The Township of Nutley has a need to acquire specialized professional services for a Consultant and Risk Manager for the Township of Nutley; through a fair and open process pursuant to NJSA 19:44 20.5 and,

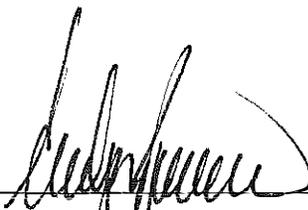
**WHEREAS**, C. Walter Searle Insurance, 410 Franklin Avenue, Nutley, N.J. 07110, has completed and submitted a Request for Qualifications for Risk Manager which complies with the provisions of N.J.S.A. 19:44 A-20.5; and

**WHEREAS**, a contract for professional risk management consulting services is required in the by-laws of the Suburban Essex Liability Joint Insurance Fund, and this contract is valid from January 1, 2014 through December 31, 2014 shall not exceed \$34,500.00, and the funds are available from the Suburban Essex Joint Insurance Fund.

**NOW THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey authorizes a contract to be entered into with C. Walter Searle Insurance, as described herein; and

**BE IT FURTHER RESOLVED** that the response to the Request for Qualifications for Risk Manager be placed on file with this resolution.

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

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 4, 2014

<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		
<i>No</i>					
<i>Not Voting</i>					<b><u>ABSTAINED</u></b>
<i>Absent/Excused</i>				X	

**BOARD OF COMMISSIONERS**  
TOWNSHIP OF NUTLEY, NEW JERSEY

## Resolution

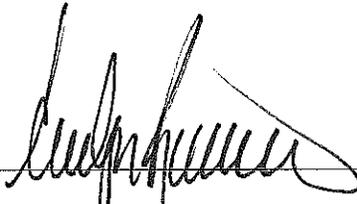
*Introduced by:* Commissioner Thomas J. Evans *Date:* February 4, 2014

*Seconded by:* Mayor Alphonse Petracco *No.* 28-14

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 Senior Citizen property tax deductions for tax year 2013 in the amount of \$1,000.00. The following listed taxpayers are eligible to receive \$250.00 each.

Block& Lot	Address	Amount
1400    1 C1038	137 Stratford Ave.	\$ 250.00
4001    48	17 Durant Pl.	\$ 250.00
4701    33	382 Chestnut St.	\$ 250.00
8104    5	11 Lincoln St.	\$ 250.00

. . .

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 4, 2014

<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
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>		X (Exited the Meeting@ 7:59PM)		X	

**BOARD OF COMMISSIONERS**  
TOWNSHIP OF NUTLEY, NEW JERSEY

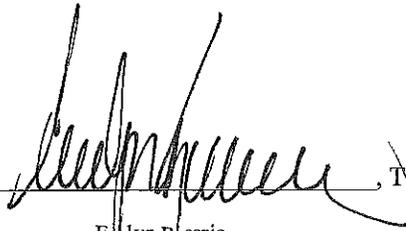
## Resolution

*Introduced by:* Commissioner Thomas J. Evans *Date:* February 4, 2014  
*Seconded by:* Mayor Alphonse Petracco *No.* 29-14

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 Veteran property tax deductions for tax year 2013 in the amount of \$3,250.00. The following listed taxpayers are eligible to receive \$250.00 each.

Block & Lot	Address	Amount
200 20	16 Windsor Place	\$ 250.00
600 11	41 Wharton Ave	\$ 250.00
3800 41	9 Hetherington Rd.	\$ 250.00
4101 12	24 Chestnut St.	\$ 250.00
4900 7	35 Sylvan Pl.	\$ 250.00
5104 7	104 Stanley Ave.	\$ 250.00
5206 16	106 Cedar St.	\$ 250.00
5402 19	33 Hickory Rd.	\$ 250.00
7201 5	103 Oak Ridge Ave.	\$ 250.00
7601 8	91 Stager St.	\$ 250.00
8401 17	39 Wilson St.	\$ 250.00
9205 5	58 Brookline Ave.	\$ 250.00
9700 11	1 River Rd. Unit 3B	\$ 250.00

. . .

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 4, 2014

Record of Vote	Commissioner Rogers	Commissioner Tucci	Commissioner Evans	Commissioner Scarpelli	Mayor Petracco
Yes	X		X		X
No					
Not Voting					
Absent/Excused		X (Exited the Meeting @ 7:59PM)		X	

**BOARD OF COMMISSIONERS**  
TOWNSHIP OF NUTLEY, NEW JERSEY

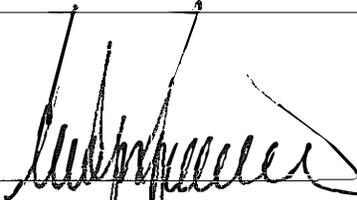
**Resolution**

*Introduced by:* Commissioner Thomas J. Evans *Date:* February 4, 2014  
*Seconded by:* Mayor Alphonse Petracco *No.* 30-14

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey, that the Treasurer be and she is hereby authorized to refund overpayments of the water charges in the amount of \$168.21.

Block& Lot	Address	Amount
1000 1 C5036	535 Coventry Dr.	\$ 34.62
8204 36	96 Hopper Ave.	\$133.59

. . .

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 4, 2014

Record of Vote	Commissioner Rogers	Commissioner Tucci	Commissioner Evans	Commissioner Scarpelli	Mayor Petracco
Yes	X		X		X
No					
Not Voting					
Absent/Excused		X (Exited the Meeting@ 7:59PM)		X	

**BOARD OF COMMISSIONERS**  
TOWNSHIP OF NUTLEY, NEW JERSEY

**Resolution**

*Introduced by:* Commissioner Thomas J. Evans *Date:* February 4, 2014

*Seconded by:* Mayor Alphonse Petracco *No.* 32-14

WHEREAS, the Township of Nutley has a need to acquire the services of a professional real estate appraiser to assist with real estate appraisals, tax appeals and tax court appearances and to complete the necessary procedures to ensure we capture added assessments arising from ongoing improvement activities in the Township of Nutley as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44 A-20.4 or 20.5, as appropriate; and

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

WHEREAS, Hendricks Appraisal Company, LLC, 7 Hutton Avenue, West Orange, NJ 07052 has submitted a fee schedule for providing such services, the total of which is not to exceed \$60,000.00; and

WHEREAS, the anticipated term of this contract is for twelve (12) months, from January 1, 2014 through December 31, 2014; and

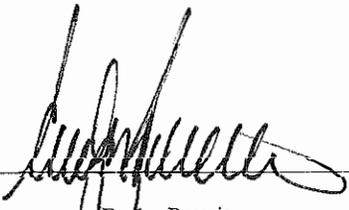
WHEREAS, Hendricks Appraisal Company, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Township of Nutley in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract; and

WHEREAS, funds are available from account 4-01-204-205 (Subject to Adoption of 2014 Municipal Budget) and have been certified by the chief financial officer, said certification being attached to this resolution,

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley authorizes the Mayor to enter into a contract with Hendricks Appraisal Company, LLC; and

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

. . .

I, , Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 4, 2014

<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
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>		X (Exited the Meeting@ 7:59PM)		X	

**BOARD OF COMMISSIONERS**  
TOWNSHIP OF NUTLEY, NEW JERSEY

**Resolution**

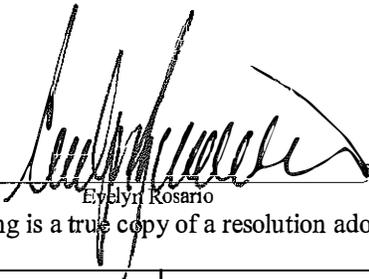
*Introduced by:* Mayor Alphonse Petracco FOR Commissioner Joseph P. Scarpelli *Date:* February 4, 2014

*Seconded by:* Commissioner Steven Rogers *No.* 37-14

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that in accordance with the provision of R.S. 40A: 4-59, the following transfer(s) of **2013 Appropriation Reserves** be and the same are hereby authorized and approved:

**DEPARTMENT OF PUBLIC WORKS & WATER**

<u>FROM:</u>		<u>TO:</u>	
Water Op. S/W		Water Op. O/E	
3-05-702-100	\$5,000.00	3-05-702-200	\$ 5,000.00
<b>Total</b>	<b>\$ 5,000.00</b>	<b>Total</b>	<b>\$ 5,000.00</b>

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 4, 2014.

<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
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>		X (Exited the Meeting@ 7:59PM)		X	

**BOARD OF COMMISSIONERS**  
TOWNSHIP OF NUTLEY, NEW JERSEY

**Resolution**

*Introduced by:* Mayor Alphonse Petracco *Date:* February 4, 2014

*Seconded by:* Commissioner Steven Rogers *No.* 33-14

**WHEREAS**, the following establishments have submitted various liquor license permit applications for the St. Patrick's Day Parade event scheduled for Saturday, March 1, 2014; and

- |  |  |
|--|--|
| 1. "Nutley Elks Lodge" 242 Chestnut Street             | Application for Special Permit for Social Affair     |
| 2. "Old Canal Inn", 2 E. Passaic Avenue                | Application for Petition to Extend Licensed Premises |
| 3. "St. Mary's Knight of Columbus" 150 Chestnut Street | Application for Special Permit for Social Affair     |
| 4. "Midtown Bar & Grill" 223A Franklin Avenue          | Application for Petition to Extend Licensed Premises |
| 5. "Midtown Bar & Grill" 223A Franklin Avenue          | Application for Catering Permit                      |

**WHEREAS**, the Division of Alcoholic Beverage Control (ABC) requires the Municipal Clerk and the Chief of Police to sign each application certifying that the Licensing Issuing Authority has no objection to the granting of a Special Permit.

**NOW, THEREFORE BE IT RESOLVED**, by the Board of Commissioners of the Township of Nutley, County of Essex that the applications as listed above are hereby conditionally approved and the Municipal Clerk is authorized to:

1. Obtain written approval for each application from the following departments; the Police Department, Code Enforcement Department, Fire Department and the Health Departments
2. Upon receiving written approvals the Municipal Clerk and Police Chief are authorized to sign each application as required by the Division of Alcoholic Beverage Control (ABC)

. . .

I, , Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the  
Evelyn Rosario  
 foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting February 4, 2014  
 held \_\_\_\_\_

<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
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>		X (Exited the Meeting@ 7:59PM)		X	

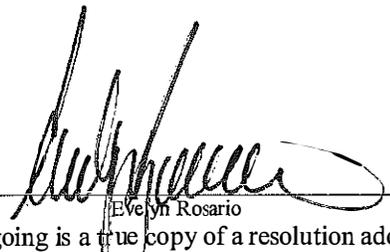
**BOARD OF COMMISSIONERS**  
TOWNSHIP OF NUTLEY, NEW JERSEY

**Resolution**

*Introduced by:* Mayor Alphonse Petracco *Date:* February 4, 2014  
*Seconded by:* Commissioner Steven Rogers *No.* 34-14

WHEREAS, the Nutley Police Department desires to utilize the facilities of the pistol range of the Police Department of the Borough of North Arlington located in the Hackensack Meadowlands, North Arlington, New Jersey;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that the Mayor and the Township Clerk be and are hereby authorized to enter into an agreement with the Borough of North Arlington for use of its police pistol range for the period of January 1, 2014 through December 31, 2014.

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 4, 2014.

<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
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>		X (Exited the Meeting @ 7:59PM)		X	

**BOARD OF COMMISSIONERS**  
TOWNSHIP OF NUTLEY, NEW JERSEY

**Resolution**

*Introduced by:* Mayor Alphonse Petracco *Date:* February 4, 2014

*Seconded by:* Commissioner Steven Rogers *No.* 35-14

WHEREAS, the Township of Nutley heretofore entered into a contract with Premier Security / Electronics, 253 Main Street, Suite 213, Matawan, NJ 07747 to provide a new Surveillance and Access System for the Public Safety Building; and

WHEREAS, the Director of the Department of Public Safety has recommended the following change orders from said contract; and

WHEREAS, said change order is required to expand the Keyscan System for 8 additional readers and the installation of a deadbolt electric strike on the armory door; and

WHEREAS, the proposed change order exceeds the amount of the original contract award by \$5,180.00

Change Orders

#18 – Expansion of 8 additional readers for the Keyscan System \$4,688.00

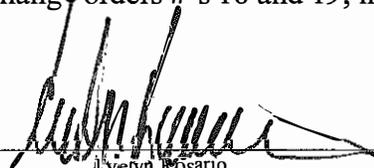
#19 – Furnish and install deadbolt electric strike on armory door \$ 492.00

TOTAL      \$5,180.00

WHEREAS, the money is available from Federal Forfeiture, Account #T-25 909-902 and has been certified by the Chief Financial Officer, said certification being attached to this resolution;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley that change orders #'s 18 and 19, in the amount of \$5180.00, be and are hereby approved.

. . .

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 4, 2014.

<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
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>		X (Exited the Meeting @ 7:59PM)		X	

**BOARD OF COMMISSIONERS**  
**TOWNSHIP OF NUTLEY, NEW JERSEY**  
**Resolution**

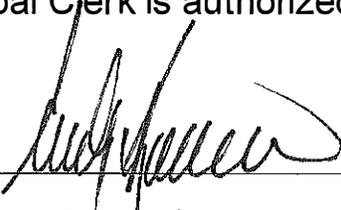
**Introduced by:** Mayor Alphonse Petracco **Date:** February 4, 2014  
**Seconded by:** Commissioner Steven Rogers **No.** 36-14

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

HSA Washington School PTO	License No. 24-14 On-Premise 50/50 Cash Raffle	May 9, 2014
HSA Washington School PTO	License No. 25-14 On-Premise Tricky Tray Raffle	May 9, 2014

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

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

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 4, 2014

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</i>
<i>Yes</i>	X		X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>		X (Exited the Meeting @ 7:59PM)			

**BOARD OF COMMISSIONERS**  
TOWNSHIP OF NUTLEY, NEW JERSEY

## Resolution

*Introduced by:* Mayor Alphonse Petracco *Date:* February 4, 2014  
*Seconded by:* Commissioner Steven Rogers *No.* 38-14

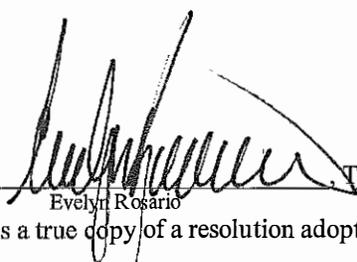
### “National African American History Month”

**WHEREAS**, the Board of Commissioners of the Township of Nutley honors the heritage of African Americans and acknowledges their many contributions to our Nation, our State and our Township; and

**WHEREAS**, Dr. Carter Godwin Woodson established Black History Week in February, of 1926, choosing a month that marks the birthdays of two important men who greatly impacted the African American population, Abraham Lincoln and Frederick Douglass; and

**WHEREAS**, in the year 1976, the observance was expanded to Black History Month, celebrating freedom, equality, and opportunity and in 1996 renamed “National African American History Month”;

**NOW, THEREFORE BE IT RESOLVED** that the Board of Commissioners of the Township of Nutley celebrates National African American History Month 2014 and honors the many achievements and contributions made by African Americans to our economic, cultural and spiritual development in our Nation, our State and our Township.

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 4, 2014.

<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
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>		X (Exited the Meeting @ 7:59PM)		X	