

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

A workshop meeting of the Board of Commissioners of the Township of Nutley was held in the 3rd 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	- Present
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 Evans. All Ayes on a roll call vote.
Entered Executive Session at 7:11PM.

Resolution # 59-14

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. Contract Matter

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 7:45 PM.

TOWNSHIP OF NUTLEY, NEW JERSEY

BOARD OF COMMISSIONERS

PUBLIC MEETING

) TRANSCRIPT OF

) PROCEEDINGS:

) ORIGINAL

March 4, 2014

7:00 p.m.

BEFORE:

Mayor Alfonse Petracco

Commissioner Steven Rogers

Commissioner Mauro Tucci

Commissioner Joseph P. Scarpelli

Commissioner Thomas J. Evans

ALSO PRESENT:

Alan Genitempo, Esq.

John Inglesino, Esq., Special Redevelopment Counsel

Transcribed By: Nicole Yawn

Job No. NJ1832039

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MAYOR PETRACCO: Madam Clerk?

MADAM CLERK: Yes, Mayor?

MAYOR PETRACCO: Please read the Sunshine Act.

MADAM CLERK: Tuesday, March 4th, 2014 -- pursuant to the requirements of the Open Public Meeting Law, chapter 231 Public Laws 1975, notice of this meeting was published in the December 12th, 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.

Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Here.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Here.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Here.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Here.

MADAM CLERK: All present, Mayor.

MAYOR PETRACCO: Thank you.

Seeing we have no minutes, we'll move on to communications and correspondence.

1 MADAM CLERK: Yes, Mayor, I have one item of
2 communication, a communication from Enterprise Rent-A-car
3 from Mr. Michael Copp (ph).

4 Mr. Copp, on behalf of Enterprise Rent-A-Car is
5 requesting permission to hold a one-day special car sale on
6 May 3rd, 2014. The sale will be held in conjunction with
7 the Proponent Federal Credit.

8 The sale is not open to the public. Only members
9 and employees of the representing credit unions are
10 eligible. The one-day event will run from 9:00 a.m. 'til
11 2:00 p.m., at which time, the cars will no longer be for
12 sale. The location of the sale will be at 536 Washington
13 Avenue in Nutley, New Jersey.

14 I need a motion, please.

15 COMMISSIONER SCARPELLI: Move to approve.

16 COMMISSIONER TUCCI: Second.

17 MADAM CLERK: Commissioner Rogers?

18 COMMISSIONER ROGERS: Aye.

19 MADAM CLERK: Commissioner Tucci?

20 COMMISSIONER TUCCI: Aye.

21 MADAM CLERK: Commissioner Evans?

22 COMMISSIONER EVANS: I abstain. I'm a member.

23 MADAM CLERK: Okay. Commissioner Evans abstained.

24 Okay.

25 Commissioner Scarpelli?

1 COMMISSIONER SCARPELLI: Aye.

2 MADAM CLERK: Mayor Petracco?

3 MAYOR PETRACCO: Aye.

4 MADAM CLERK: Thank you, Mayor. That's all for
5 communications this evening.

6 MAYOR PETRACCO: Okay. Reports?

7 Commissioner Evans?

8 COMMISSIONER EVANS: Yes, I have two reports this
9 evening both for the code enforcement department. One is
10 for the fourth quarter of 2013, and the other is the annual
11 year-end report for 2013.

12 MAYOR PETRACCO: Thank you.

13 Commissioner Scarpelli?

14 COMMISSIONER SCARPELLI: Mayor, I have various
15 reports 2013, 2014.

16 MAYOR PETRACCO: Thank you.

17 At this point, we can move on to bills, please.

18 MADAM CLERK: Yes, Mayor. Bill list Tuesday,
19 March 4th, 2014 -- Public Affairs, \$118,825.10; Revenue and
20 Finance, \$2,895,317.56; Public Safety, \$107,980.81; Public
21 Works, \$78,522.91; Parks and Public Property, \$756,103.50.
22 Payroll as of February 27th for the department of public
23 safety, \$65,412.04. Payroll as of February 28th, 2014 -
24 \$832,867.20, for a grand total bill list of \$4,855,029.12.
25 And that's all for bills this evening, Mayor.

1 MAYOR PETRACCO: Thank you.
2 Move the bills.
3 COMMISSIONER TUCCI: Second.
4 MADAM CLERK: Commissioner Rogers?
5 COMMISSIONER ROGERS: Aye.
6 MADAM CLERK: Commissioner Tucci?
7 COMMISSIONER TUCCI: Aye.
8 MADAM CLERK: Commissioner Evans?
9 COMMISSIONER EVANS: Aye.
10 MADAM CLERK: Commissioner Scarpelli?
11 COMMISSIONER SCARPELLI: Aye.
12 MADAM CLERK: Mayor Petracco?
13 MAYOR PETRACCO: Aye.
14 MADAM CLERK: That's all for bills, Mayor. Thank
15 you.
16 MAYOR PETRACCO: Thank you.
17 We'll move on to ordinance introductions.
18 Commissioner Rogers?
19 COMMISSIONER ROGERS: Number 3279, an ordinance to
20 amend an ordinance codified in the code of the township of
21 Nutley chapter 29 entitled consumer protection department.
22 I move that this ordinance be passed through a second
23 reading and advertised in the Nutley Sun together with the
24 notice required by law and that further consideration of
25 said ordinance and for final passage by the board of

1 commissioners to be held at its second reading on 18 March,
2 2014.

3 UNIDENTIFIED SPEAKER: Second.

4 MADAM CLERK: Commissioner, the public hearing
5 will be held April 1st, 2014?

6 (No audible response.)

7 MADAM CLERK: Okay.

8 Commissioner Rogers?

9 COMMISSIONER ROGERS: Aye.

10 MADAM CLERK: Commissioner Tucci?

11 COMMISSIONER TUCCI: Aye.

12 MADAM CLERK: Commissioner Evans?

13 COMMISSIONER EVANS: Aye.

14 MADAM CLERK: Commissioner Scarpelli?

15 COMMISSIONER SCARPELLI: Aye.

16 MADAM CLERK: Mayor Petracco?

17 MAYOR PETRACCO: Aye.

18 Okay. I have an ordinance that we had the public
19 meeting that I was absent for. So we need to vote on it,
20 this week. It's ordinance number 3278. It's an ordinance
21 to amend an ordinance entitled an ordinance to fix the
22 salaries of certain officers, employees of the township of
23 Nutley, county of Essex, state of New Jersey effective
24 January 1st, 2014. This is for the assistant municipal
25 prosecutor.

1 So, Madam Clerk, we just need to vote on this,
2 correct?

3 MADAM CLERK: Yes, Mayor. Like I indicated in the
4 back, we did hold a public hearing at the last meeting,
5 February 18th. We did not make a motion to actually move
6 and adopt. So this evening, we're making a motion to adopt
7 the ordinance, ordinance number 3278, which is entitled an
8 ordinance to amend an ordinance entitled an ordinance to fix
9 the salaries of certain officers and employees of the
10 township of Nutley, county of Essex, state of New Jersey
11 effective January 1st, 2014. And that would be ordinance
12 3278.

13 MAYOR PETRACCO: Okay. I move the ordinance. So
14 we need a second.

15 COMMISSIONER EVANS: Second.

16 MADAM CLERK: Commissioner Rogers?

17 COMMISSIONER ROGERS: Aye.

18 MADAM CLERK: Commissioner Tucci?

19 COMMISSIONER TUCCI: Aye.

20 MADAM CLERK: Commissioner Evans?

21 COMMISSIONER EVANS: Aye.

22 MADAM CLERK: Commissioner Scarpelli?

23 COMMISSIONER SCARPELLI: Aye.

24 MADAM CLERK: Mayor Petracco?

25 MAYOR PETRACCO: Aye.

1 Thank you.

2 MADAM CLERK: Thank you, Mayor.

3 MAYOR PETRACCO: Thank you.

4 We will move on to resolutions now.

5 Commissioner Rogers?

6 COMMISSIONER ROGERS: Resolution with regard to
7 National Women's History Month, but I want to share
8 something with you all. A couple of weeks ago, I was going
9 through some files at home, and I found this certificate,
10 and it's dated June 6th, 1945. It was kind of an eye opener
11 for me, because it was actually an award to my mother for
12 the Army/Navy production award in excellence for war
13 production.

14 I asked my mother -- I said, "What is that"? And
15 she said, well, some of the things that we forgot over the
16 years since World War II is the contributions that women
17 gave during that war. As the men were fighting in the
18 fields of Europe and in the Pacific, the women were here
19 actually building tanks, putting rivets in aircraft. In her
20 case, she had explained to me that she worked 12 to 14 hours
21 a day on an assembly line welding walkie-talkies, and it was
22 kind of an eye opener, because, you know, these are some of
23 the things that either we forget or at least I have
24 forgotten or that we don't get taught in our schools.

25 So, seeing that and learning about a lot of the

1 contributions throughout the generations that have passed, I
2 think it's apropos that we present this resolution tonight
3 on behalf of all the women that have contributed so much to
4 this country. And, by the way, this resolution is presented
5 on behalf of this entire board.

6 WHEREAS, in 1988 the month of March was designated
7 by the United States Congress as National Women's History
8 Month; and

9 WHEREAS, Women's History Month promotes the
10 teaching of women's history and the achievements of women
11 throughout the world; and

12 WHEREAS, it is important for the residents of the
13 township to recognize the growing contributions and
14 achievements of women of the township of Nutley in the state
15 of New Jersey;

16 NOW, THEREFORE, BE IT RESOLVED that the board of
17 commissioners of the township of Nutley calls upon all
18 citizens of Nutley to observe the month of March as Women's
19 History Month, at which time, all the residents may join in
20 commemorating women past and present who have rendered a
21 service to our nation, our state, and our township.

22 ALSO, THEREFORE, BE IT RESOLVED that the board of
23 commissioners of the township of Nutley calls upon all
24 citizens of Nutley to observe International Women's Day,
25 Saturday, Marcy 8th, a global day celebrating the economic,

1 political, and social achievements of women past, present,
2 and future since 1911.

3 So moved.

4 COMMISSIONER SCARPELLI: Second.

5 MADAM CLERK: Commissioner Rogers?

6 COMMISSIONER ROGERS: Aye.

7 MADAM CLERK: Commissioner Tucci?

8 COMMISSIONER TUCCI: Aye.

9 MADAM CLERK: Commissioner Evans?

10 COMMISSIONER EVANS: Aye.

11 MADAM CLERK: Commissioner Scarpelli?

12 COMMISSIONER SCARPELLI: Aye.

13 MADAM CLERK: Mayor Petracco?

14 MAYOR PETRACCO: Aye.

15 Thank you, Commissioner.

16 COMMISSIONER ROGERS: Thank you, Mr. Mayor.

17 MAYOR PETRACCO: Commissioner Tucci?

18 COMMISSIONER TUCCI: Yes.

19 WHEREAS, AT&T Corp., through its operating
20 subsidiaries, including AT&T Communications of New Jersey,
21 L.P. Teleport Communications America, LLC, and Teleport
22 Communications New York, collectively AT&T, is a
23 communications carrier authorized to provide service by the
24 New Jersey Board of Public Utilities and the Federal
25 Communications Commission; and

1 WHEREAS, AT&T is a public entity and common
2 carrier has requested approval to install communication
3 facilities in Nutley's public right of way; and

4 WHEREAS, AT&T is seeking to lease or obtain
5 conduit space and access to poles with other utilities,
6 particularly Verizon New Jersey, Inc. and Verizon has
7 requested that AT&T obtain approval of the township of
8 Nutley board of commissioners as a condition of such access;

9 NOW, THEREFORE, BE IT RESOLVED by the board of
10 commissioners of the township of Nutley in the county of
11 Essex, state of New Jersey that permission and authority are
12 hereby granted to AT&T to install communication facilities
13 or lease or obtain for such communications facilities space
14 on existing poles or in existing conduits in the public
15 right of way in Nutley in order to provide communication
16 services to the public and to operate, maintain, and repair
17 said facilities subject to the following.

18 And the following runs from contained here in this
19 resolution from a through k. This resolution authorizes
20 AT&T to install communication lines within conduit or on
21 existing poles in the public right of way in order to
22 provide communication services to the public.

23 I move the resolution.

24 COMMISSIONER EVANS: Second.

25 MADAM CLERK: Commissioner Rogers?

1 COMMISSIONER ROGERS: Aye.

2 MADAM CLERK: Commissioner Tucci?

3 COMMISSIONER TUCCI: Aye.

4 MADAM CLERK: Commissioner Evans?

5 COMMISSIONER EVANS: Aye.

6 MADAM CLERK: Commissioner Scarpelli?

7 COMMISSIONER SCARPELLI: Aye.

8 MADAM CLERK: Mayor Petracco?

9 MAYOR PETRACCO: Aye.

10 COMMISSIONER TUCCI: WHEREAS, sealed bids were
11 received for electrical services on February 13th, 2014 in
12 the township of Nutley; and

13 WHEREAS, Sal Electric Company, 83 Fleet Street,
14 Jersey City, New Jersey was the low bidder at \$90.47 per
15 hourly rate for foremen, \$79.36 per hourly rate for
16 journeymen, and \$27.77 per hourly rate for apprentice; and

17 WHEREAS, funds are available from account 508-224,
18 subject to adoption of the 2014 budget, not to exceed
19 \$40,000 and have been certified by the chief financial
20 officer, said certification being attached to this
21 resolution;

22 NOW, THEREFORE, BE IT RESOLVED by the board of
23 commissioners of the township of Nutley, county of Essex in
24 the state of New Jersey that a contract for electrical
25 services be awarded to Sal Electric Company.

1 I move the resolution.

2 COMMISSIONER EVANS: Second.

3 MADAM CLERK: Commissioner Rogers?

4 COMMISSIONER ROGERS: Aye.

5 MADAM CLERK: Commissioner Tucci?

6 COMMISSIONER TUCCI: Aye.

7 MADAM CLERK: Commissioner Evans?

8 COMMISSIONER EVANS: Aye.

9 MADAM CLERK: Commissioner Scarpelli?

10 COMMISSIONER SCARPELLI: Aye.

11 MADAM CLERK: Mayor Petracco?

12 MAYOR PETRACCO: Aye.

13 COMMISSIONER TUCCI: WHEREAS, sealed bids were
14 received for plumbing services on February 13th, 2014 to the
15 township of Nutley; and

16 WHEREAS, Magic Touch Construction Company, 59 West
17 Front Street, Keyport, New Jersey was the low bidder at
18 \$81.50 per hourly rate for plumber, \$45.50 per hourly rate
19 for apprentice, and 10 percent on materials; and

20 WHEREAS, funds are available from account 508-224,
21 again, subject to the adoption of the 2014 budget, not to
22 exceed \$40,000 and have been certified by the chief
23 financial officer, said certification being attached to this
24 resolution;

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

1 commissioners of the township of Nutley, county of Essex,
2 state of New Jersey that a contract for plumbing services be
3 awarded to Magic Touch Construction Company.

4 I move the resolution.

5 COMMISSIONER EVANS: Second.

6 MADAM CLERK: Commissioner Rogers?

7 COMMISSIONER ROGERS: Aye.

8 MADAM CLERK: Commissioner Tucci?

9 COMMISSIONER TUCCI: Aye.

10 MADAM CLERK: Commissioner Evans?

11 COMMISSIONER EVANS: Aye.

12 MADAM CLERK: Commissioner Scarpelli?

13 COMMISSIONER SCARPELLI: Aye.

14 MADAM CLERK: Mayor Petracco?

15 MAYOR PETRACCO: Aye.

16 COMMISSIONER TUCCI: WHEREAS, the township of
17 Nutley has the need to acquire specialized professional
18 services as a fair and open contract pursuant to the
19 provisions of N.J.S.A. 19:44 A-20.5; and

20 WHEREAS, the requests for qualifications for
21 qualified training youth soccer programs was received and
22 opened on February 18th, 2014 by the township clerk; and

23 WHEREAS, a response to the request for proposal
24 was from the Soccer Factory, 175 Beaverbrook Road, Lincoln
25 Park, New Jersey; and

1 WHEREAS, the Soccer Factory, 175 Beaverbrook Road,
2 Lincoln Park, New Jersey has provided these services in the
3 past to the township of Nutley and is particularly suited to
4 provide continued service; and

5 WHEREAS, the anticipated term of this contract is
6 commencing January 1, 2014 through December 31st, 2014 to be
7 followed by a period of evaluation and review, at which
8 time, the contract may be extended, not to exceed 2 years in
9 total; and

10 WHEREAS, the contract is not to exceed \$45,000 and
11 funds are available from account T-24-909-909 and have been
12 certified by the chief financial officer, said certification
13 being attached to this resolution;

14 NOW, THEREFORE, BE IT RESOLVED by the board of
15 commissioners of the township of Nutley that a contract be
16 awarded to the Soccer Factory, 175 Beaverbrook Road, Lincoln
17 Park, New Jersey as described herein; and

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

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

24 I move the resolution.

25 COMMISSIONER EVANS: Second.

1 MADAM CLERK: Commissioner Rogers?

2 COMMISSIONER ROGERS: Aye.

3 MADAM CLERK: Commissioner Tucci?

4 COMMISSIONER TUCCI: Aye.

5 MADAM CLERK: Commissioner Evans?

6 COMMISSIONER EVANS: Aye.

7 MADAM CLERK: Commissioner Scarpelli?

8 COMMISSIONER SCARPELLI: Aye.

9 MADAM CLERK: Mayor Petracco?

10 MAYOR PETRACCO: Aye.

11 COMMISSIONER TUCCI: WHEREAS, Charles DiGiacomo, a
12 laborer in the department of parks and public property, has
13 requested a leave of absence without pay; and

14 WHEREAS, Charles DiGiacomo, a permanent, full-time
15 employee under the provision of civil service in the state
16 of New Jersey may receive a leave of absence without pay in
17 accordance with the New Jersey Administrative Code, Title
18 4A:6-12B;

19 NOW, THEREFORE, BE IT RESOLVED by the board of
20 commissioners of the township of Nutley, county of Essex,
21 state of New Jersey that this leave be granted from
22 May (sic) 5th, 2014 until March 31st, 2014.

23 I move the resolution.

24 UNIDENTIFIED SPEAKER: March 5th.

25 COMMISSIONER TUCCI: March 5th until March 31st.

1 UNIDENTIFIED SPEAKER: You said May.

2 COMMISSIONER TUCCI: Oh, I'm sorry. March.

3 Speaking ahead to the nice weather.

4 I'll move it again.

5 COMMISSIONER EVANS: Second.

6 MADAM CLERK: Commissioner Rogers?

7 COMMISSIONER ROGERS: Aye.

8 MADAM CLERK: Commissioner Tucci?

9 COMMISSIONER TUCCI: Aye.

10 MADAM CLERK: Commissioner Evans?

11 COMMISSIONER EVANS: Aye.

12 MADAM CLERK: Commissioner Scarpelli?

13 COMMISSIONER SCARPELLI: Aye.

14 MADAM CLERK: Mayor Petracco?

15 MAYOR PETRACCO: Aye.

16 COMMISSIONER TUCCI: And my last resolution is on
17 behalf of Mayor Petracco and reads as follows.

18 WHEREAS, the township of Nutley Zoning Board
19 received \$1,000 escrow deposit from Dr. Michael Russ, DMD,
20 PC for property located at 111 Centre Street for
21 professional services; and

22 WHEREAS, the zoning board of adjustment has
23 reviewed and determined the remaining escrow balance of
24 \$1,000 is due Mr. Michael Russ, DMD, PC; and

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

1 commissioners of the township of Nutley, county of Essex,
2 New Jersey that the above amount is refunded to Mr. Michael
3 Russ, DMD, PC.

4 I move the resolution.

5 COMMISSIONER EVANS: Second.

6 MADAM CLERK: Commissioner Rogers?

7 COMMISSIONER ROGERS: Aye.

8 MADAM CLERK: Commissioner Tucci?

9 COMMISSIONER TUCCI: Aye.

10 MADAM CLERK: Commissioner Evans?

11 COMMISSIONER EVANS: Aye.

12 MADAM CLERK: Commissioner Scarpelli?

13 COMMISSIONER SCARPELLI: Aye.

14 MADAM CLERK: Mayor Petracco?

15 MAYOR PETRACCO: I abstain.

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

17 MAYOR PETRACCO: Thank you.

18 Commissioner Evans?

19 COMMISSIONER EVANS: BE IT RESOLVED by the board
20 of commissioners of the township of Nutley, county of Essex,
21 New Jersey that the treasurer be and she is hereby
22 authorized to refund JRV, Inc. of Mendham, New Jersey a
23 total amount of \$1,122. The original contractor bid did not
24 start any of the work, and a new contractor applied for and
25 paid for a new permit. The property owner paid for the

1 original permit under check number 1122 in the amount of
2 \$940 for the permit and \$182 for -- excuse me, for permit
3 13-00166 and then, \$182 for permit 00166A, for the total
4 amount of \$1,122.

5 So moved.

6 COMMISSIONER TUCCI: Second.

7 MADAM CLERK: Commissioner Rogers?

8 COMMISSIONER ROGERS: Aye.

9 MADAM CLERK: Commissioner Tucci?

10 COMMISSIONER TUCCI: Aye.

11 MADAM CLERK: Commissioner Evans?

12 COMMISSIONER EVANS: Aye.

13 MADAM CLERK: Commissioner Scarpelli?

14 COMMISSIONER SCARPELLI: Aye.

15 MADAM CLERK: Mayor Petracco?

16 MAYOR PETRACCO: Aye.

17 COMMISSIONER EVANS: WHEREAS, R.S. 40 A:5-17
18 allows for the cancellation of property tax credits or
19 delinquent amounts less than \$10;

20 WHEREAS, the governing body may authorize the tax
21 collector to process without further action on their part
22 any cancellation of property tax credits or delinquencies of
23 less than \$10;

24 NOW, THEREFORE, BE IT RESOLVED by the board of
25 commissioners, state of New Jersey, county of Essex hereby

1 authorize the tax collector to cancel said amounts as deemed
2 necessary.

3 So moved.

4 COMMISSIONER TUCCI: Second.

5 MADAM CLERK: Commissioner Rogers?

6 COMMISSIONER ROGERS: Aye.

7 MADAM CLERK: Commissioner Tucci?

8 COMMISSIONER TUCCI: Aye.

9 MADAM CLERK: Commissioner Evans?

10 COMMISSIONER EVANS: Aye.

11 MADAM CLERK: Commissioner Scarpelli?

12 COMMISSIONER SCARPELLI: Aye.

13 MADAM CLERK: Mayor Petracco?

14 MAYOR PETRACCO: Aye.

15 COMMISSIONER EVANS: BE IT RESOLVED by the board
16 of commissioners of the township of Nutley in the county of
17 Essex, state of New Jersey that the treasurer be and she is
18 hereby authorized to refund overpayment of property taxes
19 for block 5902, lot 6 in the amount of \$3,420.21 for
20 April 29th, 2013.

21 So moved.

22 COMMISSIONER TUCCI: Second.

23 MADAM CLERK: Commissioner Rogers?

24 COMMISSIONER ROGERS: Aye.

25 MADAM CLERK: Commissioner Tucci?

1 COMMISSIONER TUCCI: Aye.
2 MADAM CLERK: Commissioner Evans?
3 COMMISSIONER EVANS: Aye.
4 MADAM CLERK: Commissioner Scarpelli?
5 COMMISSIONER SCARPELLI: Aye.
6 MADAM CLERK: Mayor Petracco?
7 MAYOR PETRACCO: Aye.
8 COMMISSIONER EVANS: BE IT RESOLVED by the board
9 of commissioners, township of Nutley, county of Essex, state
10 of New Jersey that the treasurer be and she is hereby
11 authorized to refund a veterans property tax deduction for
12 the tax year 2013 in the amount of \$250 for block 5601, lot
13 11.
14 So moved.
15 COMMISSIONER TUCCI: Second.
16 MADAM CLERK: Commissioner Rogers?
17 COMMISSIONER ROGERS: Aye.
18 MADAM CLERK: Commissioner Tucci?
19 COMMISSIONER TUCCI: Aye.
20 MADAM CLERK: Commissioner Evans?
21 COMMISSIONER EVANS: Aye.
22 MADAM CLERK: Commissioner Scarpelli?
23 COMMISSIONER SCARPELLI: Aye.
24 MADAM CLERK: Mayor Petracco?
25 MAYOR PETRACCO: Aye.

1 COMMISSIONER EVANS: BE IT RESOLVED by the board
2 of commissioners, township of Nutley and county of Essex,
3 New Jersey the treasurer be and she is hereby authorized to
4 refund overpayment of water charges in the amount of \$133.42
5 for block 1000, 1C5067.

6 So moved.

7 COMMISSIONER TUCCI: Second.

8 MADAM CLERK: Commissioner Rogers?

9 COMMISSIONER ROGERS: Aye.

10 MADAM CLERK: Commissioner Tucci?

11 COMMISSIONER TUCCI: Aye.

12 MADAM CLERK: Commissioner Evans?

13 COMMISSIONER EVANS: Aye.

14 MADAM CLERK: Commissioner Scarpelli?

15 COMMISSIONER SCARPELLI: Aye.

16 MADAM CLERK: Mayor Petracco?

17 MAYOR PETRACCO: Aye.

18 COMMISSIONER EVANS: Thank you.

19 MAYOR PETRACCO: Thank you.

20 Commissioner Scarpelli?

21 COMMISSIONER SCARPELLI: WHEREAS, resolution 232-
22 13 was adopted at the board of commissioners meeting held on
23 October 1st, 2013 for AJM Contractors, 300 Kuller Road,
24 Clifton, New Jersey for Sargent Street, Essex Street, and
25 additional various streets, curbs, and sidewalks; and

1 WHEREAS, the total grant amount in said resolution
2 was calculation incorrectly, resolution 232-13 shall be
3 rescinded;

4 WHEREAS, bids for Sargent Street, Essex Street,
5 and additional various streets, curbs, and sidewalks
6 received and opened on December 12th, 2013; and

7 WHEREAS, the base bid for Sargent Street, Essex
8 Street, and the additional various streets, curbs, and
9 sidewalks was in the amount of \$137,433, an alternate bid in
10 the amount of \$126,724, alternate bid number two in the
11 amount of \$94,850, for a total bid amount of \$359,007;

12 WHEREAS, the amount is subject to availability and
13 appropriation of sufficient funds from CDBG in the amount of
14 \$131,060 through monies provided by a grant from the Essex
15 County Division of Housing and Community Development and
16 ordinance number 3243 in the amount of \$227,947 and subject
17 to this caveat having been certified by the chief financial
18 officer, said certification be attached to this resolution.

19 NOW, THEREFORE, BE IT RESOLVED by the board of
20 commissioners, township of Nutley, county of Essex, state of
21 New Jersey that a contract be awarded to AJM Contractors for
22 a total amount not to exceed \$359,007 and that the mayor and
23 the township clerk are hereby authorized to enter into and
24 sign said contract for the township of Nutley subject to the
25 final approval and funding by the Essex County Division of

1 Housing and Community Development.

2 I move the resolution.

3 COMMISSIONER ROGERS: Second.

4 MADAM CLERK: Commissioner Rogers?

5 COMMISSIONER ROGERS: Aye.

6 MADAM CLERK: Commissioner Tucci?

7 COMMISSIONER TUCCI: Aye.

8 MADAM CLERK: Commissioner Evans?

9 COMMISSIONER EVANS: Aye.

10 MADAM CLERK: Commissioner Scarpelli?

11 COMMISSIONER SCARPELLI: Aye.

12 MADAM CLERK: Mayor Petracco?

13 MAYOR PETRACCO: Aye.

14 COMMISSIONER SCARPELLI: WHEREAS, bids for Sargent
15 Street, Essex Street and additional various streets, curbs,
16 and sidewalks were received and opened on December 12th,
17 2013;

18 WHEREAS, the base bid for Sargent Street, Essex
19 Street and additional various streets, curbs, and sidewalks
20 was in the amount of \$137,433 and alternate bid number one
21 in the amount of \$126,724, alternate bid number two in the
22 amount of \$94,850, for a total bid amount of \$359,007; and

23 WHEREAS, change order number one has been
24 authorized for ordinance number 3243 of the original
25 contract amount to be reduced in the amount of \$20,091.97,

1 for a total contract price of \$338,915.03.

2 NOW, THEREFORE, BE IT RESOLVED by the board of
3 commissioners, township of Nutley, county of Essex, state of
4 New Jersey that change order number one is attached is a
5 change from the contract previously made by the township of
6 Nutley with AJM Contractors for the project known as Sargent
7 Street, Essex Street and additional various streets, curbs,
8 and sidewalks are hereby authorized and approved.

9 And I move the resolution.

10 COMMISSIONER ROGERS: Second.

11 MADAM CLERK: Commissioner Rogers?

12 COMMISSIONER ROGERS: Aye.

13 MADAM CLERK: Commissioner Tucci?

14 COMMISSIONER TUCCI: Aye.

15 MADAM CLERK: Commissioner Evans?

16 COMMISSIONER EVANS: Aye.

17 MADAM CLERK: Commissioner Scarpelli?

18 COMMISSIONER SCARPELLI: Aye.

19 MADAM CLERK: Mayor Petracco?

20 MAYOR PETRACCO: Aye.

21 COMMISSIONER SCARPELLI: WHEREAS, the Mandatory
22 Source Separation and Recycling Act, P.L.1987, chapter 102,
23 has established a recycling fund from which tonnage grants
24 may be made to municipalities in order to encourage local
25 source separation and recycling programs; and

1 WHEREAS, it is the intent and the spirit of the
2 Mandatory Source Separation and Recycling Act to use the
3 tonnage grants to develop new municipal recycling programs
4 and to continue and to expand existing programs; and

5 WHEREAS, such a resolution should designate the
6 individual authorized to ensure that the application is
7 properly completed and timely filed.

8 NOW THEREFORE BE IT RESOLVED by the board of
9 commissioners of the township of Nutley, county of Essex,
10 state of New Jersey, that the township of Nutley hereby
11 endorses the submission of the 2013 Municipal Recycling
12 Tonnage Grant Application to the New Jersey Department of
13 Environmental Protection and designates Salvatore Ferraro,
14 recycling coordinator, township of Nutley to ensure that the
15 application is properly filed.

16 I move the resolution.

17 COMMISSIONER ROGERS: Second.

18 MADAM CLERK: Commissioner Rogers?

19 COMMISSIONER ROGERS: Aye.

20 MADAM CLERK: Commissioner Tucci?

21 COMMISSIONER TUCCI: Aye.

22 MADAM CLERK: Commissioner Evans?

23 COMMISSIONER EVANS: Aye.

24 MADAM CLERK: Commissioner Scarpelli?

25 COMMISSIONER SCARPELLI: Aye.

1 MADAM CLERK: Mayor Petracco?

2 MAYOR PETRACCO: Aye.

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

4 MAYOR PETRACCO: Thank you.

5 WHEREAS, raffle applications have been received
6 from the following organizations and the Nutley Music
7 Booster Association license number 30-14 on-premise 50/50
8 cash raffle, May 29th, 2014; Nutley Music Booster
9 Association license number 31-14 on-premise merchandise
10 raffle, May 29th, 2014;

11 WHEREAS, the applications have been reviewed and
12 approved by the municipal clerk and the police department.

13 NOW, THEREFORE BE IT RESOLVED by the board of
14 commissioners of the township of Nutley, county of Essex,
15 state of New Jersey that the aforementioned licenses are
16 approved and the municipal clerk is authorized to issue the
17 licenses.

18 I move the resolution.

19 COMMISSIONER TUCCI: Second.

20 MADAM CLERK: Commissioner Rogers?

21 COMMISSIONER ROGERS: Aye.

22 MADAM CLERK: Commissioner Tucci?

23 COMMISSIONER TUCCI: Aye.

24 MADAM CLERK: Commissioner Evans?

25 COMMISSIONER EVANS: Aye.

1 MADAM CLERK: Commissioner Scarpelli?

2 COMMISSIONER SCARPELLI: Aye.

3 MADAM CLERK: Mayor Petracco?

4 MAYOR PETRACCO: Aye.

5 Okay, that concludes our business portion of the
6 meeting.

7 Before we open to the public, Madam Clerk, could
8 you read our five-minute rule?

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

16 The mayor may defer citizen comments to the
17 appropriate member of the board. Dialogue between citizens
18 and others addressing the board shall be allowed, unless the
19 mayor or the presiding officer of the majority of the
20 membership of the board shall determine that the interests
21 of decorum and the expeditious conduct of municipal business
22 are being adversely affected by each dialogue.

23 MAYOR PETRACCO: Thank you.

24 Was there anyone here this evening that would like
25 to address the board of commissioners?

1 Actually, there's somebody getting up.

2 Please state your name and address for the record.

3 MR. MAGNIFICO: Jack Magnifico, 160 Park Avenue,
4 Nutley, New Jersey. Sixty-four years.

5 Got a question to ask you. While we're going over
6 all these resolutions, I see that a lot of the resolutions,
7 which yours, Peter or Joseph, are construction problems.
8 Don't we have enough capable men to do some of that work on
9 our own, rather than contract it out?

10 UNIDENTIFIED SPEAKER: No.

11 MR. MAGNIFICO: No? Okay. That answers that
12 question.

13 All right. Question number two -- I've been here
14 a long time, Tom, and being here, I have devoted myself to
15 our town. At the moment, not because of you, but because of
16 somebody else, I am paying 82,700 and some-odd dollars a
17 year in taxes, for which I get -- oh, I shouldn't say that.
18 Excuse me.

19 I get police protection. I get fire protection,
20 but I don't get any help with garbage. I don't get any help
21 with snow, and I'm just wondering. Is it possible that,
22 after utilizing 20 percent of my income on my building, any
23 way that we can remedy, not so much what you're getting, but
24 what I can get, but giving that to the town.

25 For instance, we're talking about the recycling.

1 Why shouldn't I be able to get something from the amount of
2 garbage? My garbage every week is \$850 pickup the garbage,
3 and that includes cartons and everything else. I'm just my
4 wits end with this. What shall we say it?

5 I call it abusive. Not from you. I know it's not
6 you. I call it abusive by our state, by our amendments.
7 Take money from our people, but more important, it cost me
8 at one point when I sold my business, my printing business,
9 the plant that I had in there, because when they got done
10 calculating what they were going to have to pay to the state
11 government and for their employees -- and the attorney there
12 knows the answer to that one, because he was there.

13 They sent me a letter. They pulled up stakes, and
14 they moved to Philadelphia.

15 Forty percent, was it, Alan?

16 Anyway, the idea was that they were paying more
17 than they had to pay if they moved the business to
18 Philadelphia. I thought I could fight them, but the law
19 wouldn't do it. I just wonder if there's any way we can
20 help the community not go down the tube, Nutley go down the
21 tube in the way of business, because right now, that
22 almighty buck that we get shrunk down to -- I don't even
23 want to say the word.

24 You know what I'm talking about. It's just very
25 tough, and I just -- when I first moved to this town and I

1 bought that building, I was paying \$2,500 for taxes. Right?
2 That was in the '80s. All right? And after we put on
3 stuff, it's already 83,700 and some odd dollars. A lot of
4 money.

5 I don't know if it's helping the town, but I sure
6 as heck hope that somewhere along the line that we realize
7 that what we're going to be doing -- not you, gentlemen, but
8 the state, the system is going to drive people out of the
9 state of New Jersey. That is -- what's going to happen to
10 the people that live here that want to work? What's going
11 to happen with LaRoche? Right?

12 I just don't know what else to tell you. My
13 heart's breaking with this thing, and there's nothing I can
14 do about it, except blow it out to you. We've got the same
15 thing with -- same situation with Andliss (ph). I spent --
16 I don't even want to go into the amount of money personally
17 to take care of one acre of ground that is empty, being
18 utilized as a garbage dump by the people along Walnut (sic)
19 Street. It's cost me already \$1,200 a year to have a
20 container in there to pick up their garbage.

21 When I asked the town to please help me so that we
22 could -- not me personally, but help Andliss so that we
23 could turn it into, not a profit -- we're not looking to
24 make a profit. We're looking to utilize it as a place for
25 parking. I'll give you a perfect example.

1 I don't know how many people walk up and down
2 Walnut Street when the snow was in there. Both sides of
3 that street are parked, are absolutely parked. A car starts
4 to go down there. The other car has to stop and pull into
5 somebody's driveway. Now, there is no need for that.

6 We have that whole acre-and-a-quarter. Part of it
7 is our building that exists, and one acre of ground behind
8 us is empty. It ain't doing the town any good. It ain't
9 doing Andliss any good. We're not looking to make money
10 with it. Andliss is not looking to make money.

11 We're just looking for a safety system, utilizing
12 that parking lot for the people on the street, our neighbors
13 and for the town. All of the mothers and fathers that have
14 been going and picking up their children at Washington
15 Avenue park in our parking lot, which is fine, but we need
16 to expand it.

17 I'll leave it up to you commissioners. See what
18 you can do, please, for the benefit of our town for the
19 future. That parking lot would mean a lot. A tremendous
20 improvement in our area and a tremendous improvement to the
21 mothers and fathers that pick up their kids, because they're
22 parked on Washington Avenue or they're parked in that side
23 street. It doesn't make sense. God bless you. Have a good
24 day.

25 MAYOR PETRACCO: Thank you. Thank you.

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

3 MS. LANDRY: First, Happy Mardi Gras. Penny
4 Landry, --

5 MAYOR PETRACCO: Thank you.

6 MS. LANDRY: 135 Lakeside Drive, Nutley, New
7 Jersey. At the BOC meeting on February 8th, Commissioner
8 Evans informed me that -- explained to me that the reason
9 for the higher land assessment on our lot, 135 Lakeside
10 Drive, was a mechanical calculation or a mechanical -- the
11 word mechanical with calculation or assessment. So I
12 contacted Mr. Robert Scott at the New Jersey State
13 Treasurer's Office, and he informed me that he has never
14 heard of any reference to mechanical calculations or
15 evaluations when referencing the land assessment process.

16 So he advised me to go back to the township -- so
17 that's why I'm here again -- for further explanation. So
18 tonight I'm here, Mayor Petracco, to ask you as the mayor to
19 give me your insights into these potential land assessments
20 irregularities that I have been talking about in Nutley, and
21 I want to recap specifically the issue that I have been
22 attempting to get an answer to since 2013.

23 Our lot, 135 Lakeside Drive, is in zone R-1, the
24 least desirable zone. It is a sloping lot. It is the least
25 desirable land.

1 It's smaller than 18 Edgewood, which is
2 Commissioner Evans' lot, which is in zone R-1AAA, the
3 highest lot land assessment. Our lot, 135 Lakeside Drive,
4 is 55 by 125. It was assessed in 2013 for \$202,t300. 18
5 Edgewood is 59 by 132. So ours is 55 by 125. 18 Edgewood
6 is 59 by 132. It's in zone R-1AA.

7 Our land was assessed \$36,t300 higher than
8 Mr. Evans' lot, which is larger and higher rating. The land
9 on Edgewood Drive has been reassessed downward in the years
10 2010, 2011, 2012, and 2013. The land on Lakeside has only
11 been reassessed in 2010.

12 So, Mayor Petracco, can you -- and also, I never
13 heard from Mr. Librizzi, and I've been home. So can you
14 explain this to me?

15 MAYOR PETRACCO: Well, Ms. Landry, we practice --
16 our form of government is a commission form of government.
17 So what I am is a commissioner as well as the mayor, but I
18 am solely in charge of public safety.

19 So, in this form of government, the only one that
20 can answer your question would be Commissioner Evans, if
21 you're prepared to answer, but I know that we've been
22 through this a couple of times now. You know, we're trying
23 to get some kind of satisfaction of an answer for you. So
24 unfortunately, I don't have the answer for you.

25 I know Commissioner Evans has tried to answer it a

1 few times. I think one of the meetings I was at that you
2 said that you went down to the county and that you
3 petitioned their board and how it works down there. I have
4 no knowledge of, you know, how the taxation works,
5 specifically.

6 If Commissioner Evans would like to answer, --

7 MS. LANDRY: Well, --

8 MAYOR PETRACCO: Well, go ahead.

9 MS. LANDRY: The issue is that the explanation
10 that was given is not accepted as a terminology that the
11 state treasurer's office has ever heard of -- mechanical
12 assessments. They do not know what that is.

13 COMMISSIONER EVANS: That would be incorrect.

14 MS. LANDRY: Okay. Well, I'm just telling you
15 what Mr. Robert Scott told me.

16 COMMISSIONER EVANS: Mr. Roberts is responding to
17 your question to him, which is incorrect. So I'd like to
18 clarify and try one more time to answer your question. The
19 process that is associated -- and, yes, you once again --
20 you have singled out my property. And, by the way, it's 69
21 by 132, not 59 by 132. So, if you're going to do it, please
22 be accurate.

23 MS. LANDRY: I took that right off of the tax
24 records at the New Jersey Tax --

25 COMMISSIONER EVANS: It's 69. Just, if you're --

1 MS. LANDRY: So it's larger?

2 COMMISSIONER EVANS: Absolutely.

3 MS. LANDRY: Oh, much larger.

4 COMMISSIONER EVANS: Okay?

5 MS. LANDRY: Okay.

6 COMMISSIONER EVANS: Okay. Just so you are aware
7 so it's accurate.

8 MS. LANDRY: 69 by 132. So it's actually larger
9 than what it says on the website?

10 COMMISSIONER EVANS: Yes.

11 MS. LANDRY: Okay.

12 COMMISSIONER EVANS: What I want to be clear about
13 is your focus on the difference in land value is a part of a
14 total calculation, a total analysis, a total determination
15 of what the total assessed value is for a property.

16 MS. LANDRY: Okay.

17 COMMISSIONER EVANS: When you -- and there's
18 technical terms that are involved. There's a technical term
19 -- it's called revaluation that, when the assessor is
20 ordered to revalue the town by the Essex County Tax Board,
21 an independent company is hired. They come in in an
22 independent process. They will visit each and every
23 property that they are allowed to enter to determine what
24 the improvements are in that property, what the land is for
25 that property. They will make a determination of what the

1 land value is and what the improvement value is, and they
2 will then make a determination of what the total value is of
3 those individual properties.

4 In that process, they also -- the independent
5 company makes a determination of what the neighborhoods are
6 for each -- for the township and breaks up the township into
7 these neighborhoods. Generally, they follow lines
8 associated with zoning. Okay? But generally, that's the
9 criteria. It follows a zoning line. So R-1A versus R-1AA
10 will create different neighborhoods.

11 So, when you single out my home, you are actually
12 looking at approximately 400 homes that are part of what is
13 considered to be the neighborhood where my house resides.
14 When the assessor -- when it's not in a revaluation process,
15 it's called the compliance process, which is another
16 technical term. It's a compliance process.

17 In that process annually, the assessor will make a
18 determination of whether or not assessed values in total
19 need to be adjusted either up or down, based upon market
20 activity. He goes through an analysis, a comprehensive one,
21 to make a determination by neighborhood what adjustments
22 need to be made.

23 He puts together his plan. It goes to the Essex
24 County Tax Board, where it is reviewed and approved by the
25 board. Once he obtains that approval, he effectively can

1 apply those adjustments to the individual properties within
2 the neighborhoods where adjustments need to occur.

3 MS. LANDRY: Okay.

4 COMMISSIONER EVANS: When he does that, because
5 it's not a revaluation, the only line item that he's allowed
6 to change is the land value line item. So, when I referred
7 to the word mechanical, I was referring to the fact that
8 it's a mechanical process, in effect, that, once adjustments
9 -- once you determine an adjustment needs to be made -- so,
10 for an example, if something is valued at \$10 and it needs
11 to be reduced to \$9, he does not go through an analysis and
12 say, "Hmm, how much do the improvements change, and how much
13 did the land change"? The only line item he is allowed to
14 change is the land value, which is why I said it was
15 mechanical.

16 So there is no such technical term as mechanical
17 assessing, as you refer to, which would actually cause you
18 to get an answer from the state which would say, "Never
19 heard of it." That's my word, but it's simply a way in
20 which that, once you make a determination of change, it's
21 applied in a compliance process to the land value only,
22 which, when you look at it, could cause one to think or feel
23 that land values are fluctuating.

24 And why are land values fluctuating? In a
25 compliance plan, land values are not fluctuating. Total

1 assessed value is changing, and the only way to actually
2 apply that adjustment is to the land value. Does that help?

3 MS. LANDRY: Yes.

4 COMMISSIONER EVANS: Thank you.

5 MS. LANDRY: And I have an additional question, if
6 that's okay. What year was the revaluation?

7 COMMISSIONER EVANS: I recall 2005.

8 MS. LANDRY: 2005? So there has not been another
9 assessment since 2005?

10 COMMISSIONER EVANS: Revaluation.

11 MS. LANDRY: Revaluation since 2005.

12 COMMISSIONER EVANS: No, there has been --

13 MS. LANDRY: So, between 2005 and 2010, okay -- I
14 don't have those figures, but there was no revaluation in
15 2009, which called for these land reassessments to go down
16 2010, 2011, 2012, 2013. So, if the valuation, the
17 revaluation happened in 2005, if I were to go sit in the --
18 wherever the tax office is -- and pull up all of the records
19 for 2006, 2007, 2008, 2009, you're saying that, because of
20 the revaluation in the answer that you just gave me, that I
21 should find, given your -- if you have \$10 and it needs to
22 go down to 9 and you have to spread it out over, that these
23 particular properties in Nutley, based on the 2005
24 revaluation, would have seen land value -- because that's
25 the only thing that can be adjusted, correct, land value,

1 after revaluation? Then, there would have been decreases in
2 2006, '07, '08, and '09 as well.

3 COMMISSIONER EVANS: The answer to your question
4 is prior to 2010, there were adjustments. The total
5 valuation of Nutley in roughly 2005 was \$4.3 billion. The
6 total valuation of Nutley today is under \$3.4 billion. So
7 there's been adjustments that have been ongoing.

8 To your point as to whether or not it was a
9 revaluation adjustment that was allowed to be done by the
10 assessor, a qualified assessor to do that, which George is,
11 or whether it was a compliance adjustment, which are two
12 technical terms, and they mean two different things, right?
13 You would have to look at the record to see what those
14 adjustments were in that timeframe, but it's not that
15 there's nothing happened between 2005 and 2010. I believe
16 there were adjustments.

17 MS. LANDRY: And what would be the factors that
18 would need to be considered for another revaluation of the
19 entire township?

20 COMMISSIONER EVANS: That's governed by statute,
21 and, when the total assessed values are so misaligned
22 against market value that the Essex County Tax Board would
23 order a revaluation to bring the assessed values into line.
24 There is something that is called an equalization ratio,
25 which is determined by the state, and currently, Nutley is

1 at 92 percent of market value. So, if you look at the
2 assessed values of individual properties, you should be able
3 to expect that, plus or minus 8 percent, you should be able
4 to sell the house for that amount. That's how close those
5 values are.

6 There is something else that, if an individual
7 property owner believes that somehow in this process that
8 their individual property is somehow misrepresented and they
9 have a challenge, they can speak to the assessor about that,
10 and also, if it's before April 1st of each year, they can
11 file an appeal to the Essex County Tax Board. We help any
12 resident do that.

13 We generally have somewhere between 50 and 60
14 appeals a year. Many towns have thousands, and we only have
15 50 to 60, and we actually help people file, and, in fact, if
16 you were to consider doing that, I would hire an independent
17 appraiser. I would make sure that he gave you a report or
18 she gave you a report and they were with you to testify
19 before the board.

20 MS. LANDRY: Let me ask you why, when I already
21 pay taxes, should I have to hire somebody to get a tax
22 refund. Shouldn't the system just be set up to just give me
23 --

24 COMMISSIONER EVANS: No.

25 MS. LANDRY: -- the correct valuation? Then,

1 should we consider hiring another firm? Who is this firm
2 anyway that anybody would have to go have their taxes
3 reassessed anyway?

4 COMMISSIONER EVANS: If you --

5 MS. LANDRY: If they're being properly assessed by
6 the people we hire to assess them, why do people have to pay
7 money and spend time and energy to go be reassessed?

8 COMMISSIONER EVANS: I appreciate your opinion,
9 right, your point of view. There are checks and balances in
10 the system to make sure that assessors are qualified, that
11 there's a governance process in place to make sure that
12 there is a fair distribution of tax. It's not a perfect
13 distribution of tax. It's a fair distribution of tax, and,
14 in Essex County, Nutley is among the top towns for fairness
15 in distribution of tax.

16 However, there are individual circumstances where
17 someone might agree with -- disagree with the one who is the
18 expert in that area, and so, therefore, the law provides for
19 an appeal process for you to, in effect, pursue that
20 process. So, if there is a disagreement that can't be
21 resolved, a taxpayer has every right to appeal.

22 MS. LANDRY: And I will.

23 To the point --

24 COMMISSIONER EVANS: And we'll help you with that.

25 MS. LANDRY: Well, you know, I have several people

1 I've spoken with who went down to the tax assessor's office
2 to pick up appeals forms, and you know what they were told?
3 We haven't had those here in years. So could you please
4 take that \$25,000 copier we bought and make some copies of
5 the tax appeal forms so that, when people do show up, they
6 are there?

7 COMMISSIONER EVANS: I'm not trying to be
8 argumentative.

9 MS. LANDRY: I'm not, either, but I'm just telling
10 you. You said you help people.

11 COMMISSIONER EVANS: It certainly sounds like
12 that.

13 MS. LANDRY: Okay? I have --

14 COMMISSIONER EVANS: We do.

15 MS. LANDRY: I've had two people tell me they went
16 to get the tax appeal forms and were told by whoever works
17 in the tax office that they are not available there and they
18 haven't been available for years.

19 COMMISSIONER EVANS: That's wrong.

20 MS. LANDRY: Well, it may be wrong, sir.

21 COMMISSIONER EVANS: Whoever told them that is
22 wrong.

23 MS. LANDRY: I'm just reporting --

24 MAYOR PETRACCO: Ms. Landry?

25 COMMISSIONER EVANS: My apologies to that person.

1 MS. LANDRY: Okay.

2 COMMISSIONER EVANSt And, if you'd let me know who
3 those people are directly, I will contact them and make sure
4 they get those forms.

5 MS. LANDRY: I will definitely do that. And, to
6 end, what I'd like to say about why it is that your lot is
7 the comparative lot. I had no idea you lived on Edgewood.
8 I went through Edgewood without knowing who, what, when, or
9 where about Edgewoodt, other than I have a friend who lives
10 there, and I chose the lot that was closest in size to mine
11 to do my research, and it just was a coincidence.

12 So I'm not singling you out. It is comparative
13 because it was the most similar. And so, I am just sorry it
14 just happened to be yours, and I still have not heard from
15 Mr. Librizzi. I would love to speak with him, but I think
16 that you guys told me he was going to call me. I have not
17 received a call from Mr. Librizzi.

18 COMMISSIONER EVANSt And I've advised legal
19 counsel to set that up.

20 MS. LANDRY: Thank you.

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

23 MR. MAGNIFICO: I've got my brain working now
24 (indiscernible). Tommy, --

25 COMMISSIONER EVANSt Yes.

1 MR. MAGNIFICO: How much of our town can I
2 estimate in the tax bracket are new condos, new apartment
3 houses, et cetera, et cetera? For instance, I know that we
4 have eight new developments on River Road. Not eight. We
5 have five that have been there for a number of years, and we
6 now have four that got the approval to build. How much
7 revenue is that generating as opposed to what we had there
8 before, which was a paint company here and a paint company
9 there?

10 COMMISSIONER EVANS: Sure.

11 MR. MAGNIFICO: You know what I'm talking about?

12 COMMISSIONER EVANS: Absolutely. So the -- I
13 can't give you an absolute amount. I can give you a range,
14 but I can give you a range.

15 MR. MAGNIFICO: Okay.

16 COMMISSIONER EVANS: That the new development on
17 East Centre Street as well as the new development on East
18 Centre Street/River Road piece combined is close to a
19 million dollars in revenue, compared to what was there,
20 which was somewhere less than \$100,000.

21 MR. MAGNIFICO: Just on those two?

22 COMMISSIONER EVANS: Just on those two.

23 MR. MAGNIFICO: That should be able then -- with
24 our gentleman here, we should be able to do better with our
25 residential taxes.

t t

1 COMMISSIONER EVANS: Yeah, so, you know, Jack,
2 this gets to be quite involved, but I appreciate the fact
3 that you raised it, because, at the time that Hoffman
4 LaRoche knocked down their buildings on South side of
5 Kingsland, right, those revenues were coming online, and,
6 while we weren't able to reduce taxes, we were able to
7 offset a significant hit.

8 MR. MAGNIFICO: Right. Then, may I have his
9 input? If that's the case, Hoffman LaRoche has got a lot of
10 buildings that could be utilized as apartment houses,
11 apartments. They've got three buildings. I used to do
12 business with them. They've got three beautiful buildings.

13 COMMISSIONER EVANS: They do.

14 MR. MAGNIFICO: And those three beautiful
15 buildings are in our territory, and you know what I'm
16 talking about.

17 COMMISSIONER EVANS: Uh-huh.

18 MR. MAGNIFICO: It could be an asset to us to
19 raise more money --

20 MAYOR PETRACCO: To change them into all
21 apartments?

22 MR. MAGNIFICO: Huh?

23 MAYOR PETRACCO: To change them into all
24 apartments? Is that what you're saying? Really?

25 MR. MAGNIFICO: It'll help. It'll help. It'll

1 help us keep our people, because our people are going to
2 start moving out. They can't afford it.

3 COMMISSIONER EVANS: Thank you for the
4 recommendation.

5 MAYOR PETRACCO: Thank you. Thank you.

6 MR. MAGNIFICO: You can't blame them.

7 MAYOR PETRACCO: Thank you.

8 MR. MAGNIFICO: Thank you.

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

11 Seeing no one, --

12 MR. ODRIA: My name is Michael Odria, 133 High
13 Street. First of all, I'd like to say I really sympathize
14 with the gentleman before me. Eighty-two thousand dollars?
15 That's horrible. And plus, --

16 MAYOR PETRACCO: Excuse me.

17 MR. ODRIA: -- a couple of his fellow workers had
18 to --

19 MAYOR PETRACCO: Excuse me one second. Do you
20 know what you're saying? It's horrible based on what? How
21 many units are in that building? How many -- where does it
22 say it? What's the value? Do you know that answer?

23 MR. ODRIA: No, I don't, but --

24 MAYOR PETRACCO: Is it a one- --

25 MR. ODRIA: -- I remember a couple of years ago --

1 MAYOR PETRACCO: Is it a one-family house?

2 MR. ODRIA: It's a building; am I correct on that?

3 MAYOR PETRACCO: Okay. So it's --

4 MR. ODRIA: I do know it's a building, but 82,000

5 --

6 MAYOR PETRACCO: Because the taxes are based on
7 the assessed value of what the property's worth.

8 MR. ODRIA: But I will say this. He's paying a
9 lot. I'm paying a lot. I'm sure these people on this side
10 are paying a lot, too, and my buddies over here are paying a
11 lot.

12 But you know what really would help us? I have
13 this chart here. It's from 2013. Our abstract rateables --
14 we're number 11. We're 3.2 in general tax rates. There is
15 a place called Essex Fells Borough (ph), which is at 1.9.
16 How come we're not at 1.9 or 1.8?

17 How come our general tax rate is so high? It
18 should be lowered. I mean, that would help all of us,
19 especially all the people that don't want to move out.

20 They're fighting to stay here, and, god forbid,
21 when Hoffman LaRoche leaves and that meeting on -- what is
22 it -- the 12th or next Wednesday and, you know, I hope our
23 property taxes don't jump up \$1,000 more a year, because
24 then, you're going to really have like -- how could I say
25 this? This fairness thing you're talking about -- that's

1 going to basically lead the people right out of this state.
2 It has to stop.

3 I mean, we elected you people. I mean, what's
4 going on? This has to stop. I mean, but truly, seriously,
5 how come our -- what is it? 3.2.9? How come we're not at
6 1.9 or 1.8? You know this chart I'm talking about. Am I
7 correct on that?

8 COMMISSIONER EVANS: I'd like to see it, if you
9 can. Is that the tax rates? Yeah, all right. Because the
10 amounts --

11 MR. ODRIA: Officer (sic). Just so we make sure
12 we're on par and all that, because I do have three more
13 questions. Of course, I'm going to try to do this as
14 quickly as possible for time and the -- right here, sir.
15 It's -- let's see. It's number 16. It's all in
16 alphabetical order, as you can see.

17 COMMISSIONER EVANS: Uh-huh.

18 MR. ODRIA: But, if you look at number six,
19 they're 1.9. We're at 3.2.

20 COMMISSIONER EVANS: Right. And so, if you --

21 MR. ODRIA: We're more than --

22 COMMISSIONER EVANS: I'm sorry. You were
23 referring to Essex Fells?

24 MR. ODRIA: Yes, they're --

25 COMMISSIONER EVANS: They're number six.

1 MR. ODRIA: How come we're not lower than them,
2 the tax rate?

3 COMMISSIONER EVANS: So our -- it's interesting,
4 right? Essex Fells --

5 MR. ODRIA: It's a very good question.

6 COMMISSIONER EVANS: No, if you look at it, right,
7 if you look at Essex Fells, their district school tax is
8 .56, and their regional school tax is roughly 43. Nutley
9 does not have a regional school system. We have a municipal
10 school system, and our rate is 1.5.

11 So, one, there's a difference in the school rate,
12 right, of roughly .6 percent of that difference, which
13 really goes to how they're able to manage their schools.
14 And the fact that they're regional -- Essex Fells is a small
15 community. Nutley is considered a large community. Our
16 population is over 25,000 in Nutley, 3.4 square miles. We
17 have a population that's actually 28,000.

18 Essex Fells is a much smaller community, has fewer
19 children to educate, and therefore, they have a regional
20 system that they employ. So I think that's one element of
21 it.

22 The same thing goes to when you look at the
23 municipal tax. Our municipal tax is 1.09, and Essex Fells
24 is .43. Given their community, they have many fewer police
25 officers, many fewer -- they have a voluntary fire

1 department, but it's because of the fact that it's a much
2 smaller community than Nutley. So, by comparing Nutley, a
3 large municipality in the state of New Jersey, to a small
4 municipality in the state of New Jersey, you will see those
5 differences.

6 MR. ODRIA: Well, I think this council -- if the
7 education part of the budget is very -- how could I say this
8 -- hesitant to cut, then this side has to cut, because we
9 all want to take care of our children, I guess. I mean, I'm
10 one of those that doesn't really care about -- how could I
11 say this? I think what I should -- what I'm trying to say,
12 what I care about from our schools is, you know, teach, you
13 know, math, science, history, of course, English. As for
14 the other courses, do away with them if you can't afford
15 them.

16 COMMISSIONER EVANS: I would disagree with you.

17 MR. ODRIA: We can afford them?

18 COMMISSIONER EVANS: Whether we can afford them or
19 not, we have to afford them because we need to educate our
20 children.

21 MR. ODRIA: Yeah, but --

22 COMMISSIONER EVANS: If we don't educate our
23 children, --

24 MR. ODRIA: -- the important academics.

25 COMMISSIONER EVANS: But what you refer to is

1 actually an education process that's served the industrial
2 revolution very well. So we're all most 100 years ago was a
3 teaching methodology that you're proposing, which is
4 irrelevant today.

5 MR. ODRIA: Well, as the people move out of this
6 town -- and I'm sure you notice people are moving out. I
7 mean, that irrelevancy is going to really count. Because,
8 like I said before on this podium, how are we going to pay
9 our town employees if we don't know how to cut. I mean,
10 look what happened to Newark.

11 COMMISSIONER EVANSt We are cutting.

12 MR. ODRIA: Look what happened to Newark, New
13 Jersey just last Tuesday. They're going to fire 1,000
14 teachers. You know why? Because the good people of Newark,
15 the good taxpayers of Newark can't afford them any more.
16 That's what it's going to come down to.

17 COMMISSIONER EVANSt (Indiscernible.) You know,
18 I'm glad you raised that, right? I'm glad you raised that,
19 because the school system --

20 MR. ODRIA: Has 40,000 less students than they did
21 back in the '70s. They used to have 80. Now they've got
22 40.

23 COMMISSIONER EVANSt You know what's interesting?
24 For them to educate fewer students -- this is an astonishing
25 number. To educate fewer students, they get \$293 million of

1 state aid a year. Nutley gets 11.

2 MR. ODRIA: And they still fired the 1,000.

3 COMMISSIONER EVANS: And maybe justifiably, right?
4 I don't know. I don't have any insight into it, but what's
5 very interesting to me is that a school system in the city
6 of Newark that has a passing grade at high school that's
7 under 40 percent is getting \$293 million worth of school
8 aid. Nutley, which has an outstanding school system with an
9 outstanding superintendent who has been working very hard
10 for the benefit of our children, is making great changes.

11 We're paying for that on the backs of Nutley
12 residents, and I'm glad you raised it, because I've been
13 fighting that for eight years. I've been down at the state.
14 I've pointed out the difference. I can't get a straight
15 answer out of the state for why the school system in
16 Belleville gets \$16 million more a year in state aid than
17 Nutley. I can't get a straight answer as to why Belleville
18 gets \$4 million more in municipal aid than Nutley.

19 When I add those things together, do you realize
20 that that's on average, is almost \$3,000 per household for
21 every Nutley resident, and it's the difference in state aid.
22 Forty-eight percent of the tax levy in the town of
23 Belleville is covered by state aid. In Nutley, 17 percent
24 of the levy is covered by state aid.

25 I've been fighting for that inequity, because

1 that's costing us a tremendous amount of money, and not just
2 me. Every one of these commissioners fight that every day,
3 and we have to look at what's the right way to educate our
4 children. We have to look at the right way to actually make
5 sure we preserve the integrity of this town and make it a
6 place where people can live, because I don't want it to turn
7 into what some of those other towns have turned into.

8 MR. ODRIA: Well, two things that I want to --

9 COMMISSIONER EVANS: And there's a cost to doing
10 that.

11 MR. ODRIA: Well, there's two things I want to
12 mention. As for those 1,000 teachers that are going to be
13 cut from the Newark school system -- and I know their
14 families, and they've got to feed their families and all
15 that, but, you know, maybe if they would have -- and they're
16 union. Maybe they would have said, you know, instead of
17 losing 1,000 people in the school system, maybe we should
18 cut our salaries.

19 And, as another thing, I did hear from -- I did
20 hear --

21 MAYOR PETRACCO: Can we --

22 MR. ODRIA: Chris Christy say that --

23 MAYOR PETRACCO: Mike?

24 MR. ODRIA: -- we're going to get a \$1.2 billion
25 property tax cut across the board in the budget for 2015.

1 How much is that going to affect my property taxes? Do you
2 have an idea? Like, I'm paying 11,351. How much will that
3 bring down my property taxes? I'm curious.

4 Do you have a -- of course, you listened to the
5 speech that he gave last Tuesday, the 2015 budget address to
6 the state of New Jersey. He did say \$1.2 billion in
7 property tax cuts. Do you have an idea how much that's
8 going to lower my property taxes? I'm at \$11,350 right now
9 from \$3,000.

10 COMMISSIONER EVANS: None of what he -- I didn't
11 listen to the speech. I don't understand the context of
12 that, but what I will tell you is that our standard
13 municipal aid and school aid for the township of Nutley
14 basically didn't go up or down. It remained the same.

15 MR. ODRIA: With all due respect, sir, --

16 COMMISSIONER EVANS: So to pass along that
17 increase or adjustment on how we would do that I'm all ears
18 to hear it, but I haven't heard it yet.

19 MR. ODRIA: I mean, with all due respect, sir, I
20 mean, honestly, if I was in that chair, anything that comes
21 out of Trenton my ears would be glued, just like radar. It
22 just -- I mean, honestly.

23 MAYOR PETRACCO: Michael, Michael?

24 MR. ODRIA: But the other thing I want to -- I'm
25 sorry. The mayor wanted to say something. I apologize.

1 COMMISSIONER EVANS: But I appreciate that,
2 because, you know, it is important to me to do that. So the
3 state budget is 146 pages. I read every page. I didn't
4 listen to the speech. I looked at where the budget looked
5 like, and I went through every single page of it. So I
6 appreciate your concern about whether or not I'm doing my
7 job. Let me tell you that I'm doing it every day.

8 MR. ODRIA: Okay.

9 MAYOR PETRACCO: Let's just make this the last
10 question, because our time has beeped a while ago.

11 MR. ODRIA: All right. I'm sorry to --

12 MAYOR PETRACCO: Please just wrap it up.

13 MR. ODRIA: I'm sorry to keep you waiting. I will
14 say this. I've heard you from time and time again,
15 Mr. Evans, saying that you do your best to lower our budget
16 -- to keep our budget as low as possible, but I have another
17 chart here. From the year 2012 to 2013, your finance review
18 budget increased -- your department, your finance department
19 budget increased by \$207,000 over the course of a year. I
20 thought you said you were going the other way. I mean,
21 that's -- if you want to see the chart, --

22 COMMISSIONER EVANS: No, you're looking at it --
23 it's just an overall chart or an individual line items? My
24 budget that I present actually has a rollup of town-wide
25 things in it that includes all of the payroll taxes that are

1 paid for all employees, pension costs for all employees in
2 the township of Nutley, right, sewer charges for the entire
3 township. It's not just my specific area. So I'd be happy
4 to go -- to look at that page. I don't know --

5 MR. ODRIA: If you wish. I mean, I brought it for
6 you to --

7 COMMISSIONER EVANS: But just understand. It's
8 how the budget works.

9 MR. ODRIA: Fair enough (sic).

10 MAYOR PETRACCO: Why don't we give the
11 commissioner a chance to review that? And then, if you'd
12 like to talk to him privately after the meeting, you may do
13 so. But, at this point, we're going to wrap up here.

14 So we are going to continue the meeting in an open
15 public portion.

16 Did you have any other questions?

17 MR. ODRIA: This goes -- when he's ready, I just
18 have to know this one because it's on a personal -- it's not
19 personal. It's for all of us. It's a simple question.
20 Because he brought up something earlier, you know, when he
21 was speaking, and I just have a question about it, because
22 it would help me out. Honestly, it would.

23 MAYOR PETRACCO: Please.

24 MR. ODRIA: I'm not making a lot of money, but
25 I'll wait 'til he's -- it's a good question. He brought it
t tt t t ttt tttt tttt t tt

1 up. So that's my other question.

2 MAYOR PETRACCO: Okay. You can ask it now.

3 COMMISSIONER EVANS: So I'm glad you did bring it
4 up. Because, in my budget for last year, one of the items
5 that was a new line item that wasn't there before was the
6 economic redevelopment for \$115,000, which relates to the
7 costs we incur for activities at Hoffman LaRoche, legal fees
8 and so on that are paid out of that. So that is a new item.
9 It was in my budget last year, but it relates to a specific
10 event that's happening in town. Some of the numbers are cut
11 off so it's hard for me to look at the comparisons.

12 MR. ODRIA: My screen couldn't print out the whole
13 thing. I'm sorry.

14 COMMISSIONER EVANS: But I see the one line item
15 which is the majority of what you're referring to.

16 MR. ODRIA: Now, the last question I want to ask
17 you -- because you brought it up. I would like to know how
18 this person got this. I'm sorry. Number 54-14, authorized
19 refund of overpayments of property taxes Block 5102, lot 6,
20 \$3,420. How do I get a --

21 COMMISSIONER EVANS: File a tax appeal.

22 MR. ODRIA: Huh?

23 COMMISSIONER EVANS: File a tax appeal.

24 MR. ODRIA: And you think I'm going to get this?

25 Can you -- in all seriousness -- I'm not --

1 COMMISSIONER EVANS: I have no idea.

2 MR. ODRIA: Would you help me get this? Because I
3 need it.

4 COMMISSIONER EVANS: What I can help you with is
5 the process. I cannot, as an elected official, go before
6 the Essex County Tax Board or even influence the tax
7 assessor of this township to influence any one person's
8 taxes one way or the other.

9 MR. ODRIA: Because you said --

10 COMMISSIONER EVANS: It's against the law.

11 MR. ODRIA: Okay.

12 COMMISSIONER EVANS: It's against the law, and I
13 won't violate the law.

14 MR. ODRIA: Because you said -- because you said,
15 after 2010, there were no reassessments and all that, but my
16 property taxes since 2010 have gone up --

17 COMMISSIONER EVANS: Do you have -- you have the
18 ability, and it's before April 1st. So I encourage you that
19 you have the ability to file a tax appeal. It's important
20 if you file a tax appeal to make sure that your house is
21 appraised. It's appraised by an independent appraiser.

22 You get a written report, and that expert is with
23 you to testify before the Essex County Tax Board. Because
24 it's actually a hearing. So you might consider legal
25 counsel to represent you if you believe that your taxes are

1 off and that your assessed value needs to be adjusted.

2 MR. ODRIA: Because I haven't done a thing with my
3 house since 2007 or something. Nothing.

4 COMMISSIONER EVANS: And I appreciate that, but
5 the appeal process is what it is.

6 MAYOR PETRACCO: Thank you.

7 Okay. We are going to -- sure.

8 MS. LANDRY: Pennie Landry, 135 Lakeside Drive.
9 Please, please, please, commissioners -- I know that it's
10 budget time, and I know you're doing your best, and just
11 squeeze a little bit more off the municipal side so we can,
12 you know, let the people have something to be happy about
13 when the budget comes out. Okay? I mean, I really, really,
14 really -- you know, I mean, when there's \$25,000 copiers and
15 things like that, it kind of gets people a little crazy. So
16 please, please squeeze.

17 COMMISSIONER EVANS: We work very hard on that.

18 MS. LANDRY: I know you do.

19 COMMISSIONER EVANS: And I will point out --

20 MS. LANDRY: I'm just asking you to squeeze a
21 little harder.

22 COMMISSIONER EVANS: No, but what I want to point
23 out is that actually, in 2012, we actually reduced the total
24 amount of the levy by the cuts that this board made.

25 MS. LANDRY: I know, and I'm just looking for that

1 to continue.

2 COMMISSIONER EVANS: We're going to do everything
3 we can to minimize that, and we do that every year, but we
4 do. We work very hard to do that and sometimes with health
5 care bills, pension bills, right -- just got pension bills
6 from the state on pension costs. It's up \$323,000.

7 MS. LANDRY: Yeah, that's a huge issue. So that
8 means -- because that's a benefit for some people but not
9 for all. We've got to like kind of squeeze other places,
10 and I'm just asking you with all my heart please, we need to
11 give the people of Nutley some good news. Thank you.

12 MAYOR PETRACCO: Thank you.

13 Okay. At this point, I believe that we are going
14 to continue our workshop.

15 Do we need a vote to do that, Madam Clerk?

16 MADAM CLERK: No, Mayor, we can just -- we can
17 move and step to the back room now to the conference room,
18 and you can proceed.

19 MAYOR PETRACCO: Okay.

20 MADAM CLERK: I just need a couple of minutes to
21 set up the recorder in the back. So, if you can just give
22 me about five minutes?

23 MAYOR PETRACCO: That'll be fine. Thank you.

24 MADAM CLERK: Thank you.

25 MAYOR PETRACCO: Thank you, everyone, for coming.

1 (End of public meeting)

2 (Pause)

3 (Beginning of executive session)

4 (During this session, the audio is poor.

5 Therefore, there are many indiscernibles.)

6 MAYOR PETRACCO: Okay. Should we put a time limit
7 of 12:00 on this meeting?

8 You don't have a long commute, do you, John?

9 MR. INGLESINO: Naw.

10 MAYOR PETRACCO: Okay. Yeah, okay.

11 UNIDENTIFIED SPEAKER: Get some time for the
12 traffic.

13 MAYOR PETRACCO: Thanks for the mint, whoever gave
14 it to me. Thanks, Ann (sic).

15 Okay. The purpose of this meeting, as all of you
16 know, (indiscernible) to be perfectly --

17 MADAM CLERK: Excuse me, Mayor. I just wanted to
18 make a quick announcement. I just want everyone to speak
19 loudly and clearly because we do have the --

20 MAYOR PETRACCO: Is this mine?

21 MADAM CLERK: Well, if you just move them down
22 because they're --

23 MAYOR PETRACCO: Oh, okay.

24 (Laughter)

25 MAYOR PETRACCO: Okay.

1 MADAM CLERK: Is the blue light on?

2 MAYOR PETRACCO: The blue light is on. Check one,
3 two.

4 MADAM CLERK: Wait, not yet. Okay.

5 MAYOR PETRACCO: Check. Could I sing an AC/DC
6 song?

7 MADAM CLERK: Just speak loud, yeah.

8 MAYOR PETRACCO: Okay. So I'll start over?

9 MADAM CLERK: Yes, just speak loudly because these
10 microphones don't pick up too -- as well as --

11 MAYOR PETRACCO: Okay.

12 Mauro, -- excuse me. Commissioner Tucci and
13 myself, Mauro, and Alan, our legal counsel, sat in on most
14 of these meetings of the repurposing. So tonight's purpose
15 is to -- we also have John Inglesino here this evening, his
16 legal counsel as well. What we want to accomplish tonight
17 is just to bring everybody up on -- to speed of where we're
18 at with Roche (sic) and a little snapshot of what we've been
19 working on as a governing body.

20 Alan, I think you're going to be our narrator
21 through this.

22 MR. GENITEMPO: Sure.

23 MAYOR PETRACCO: If you may.

24 MR. GENITEMPO: Sure. I just want to thank Sam
25 Carella (ph) for putting the binders together. She did a

1 very nice job of organizing some of this information. And
2 just to --

3 MAYOR PETRACCO: Let's give her a round of
4 applause.

5 MR. GENITEMPO: Yes, absolutely.

6 (Applause)

7 MAYOR PETRACCO: Sam has worked very, very hard on
8 this.

9 MR. GENITEMPO: Very hard.

10 You know, the first --

11 MAYOR PETRACCO: Sorry.

12 MR. GENITEMPO: The first section is just a little
13 history of Hoffman LaRoche, which you all have seen and
14 heard about before. We don't need to spend a lot of time
15 there.

16 The second item was what we had developed almost
17 about a year ago, I would say, maybe a little less -- was
18 our criteria for the redevelopment, and I thought it was
19 important to revisit that just to refresh our memory as to
20 what we put together and we worked on jointly to provide to
21 the planners in terms of what we were looking for in terms
22 of this project with regard to rateables, with regard to the
23 wants and the not wants. And so, that's there for your
24 review again -- and basically, what we were looking for at
25 the property.

1 The next section is what Roche had listed as their
2 criteria at one of the JRC meetings, which was preservation
3 of corporate values and reputation, minimize their long-term
4 environmental liability, a viable, marketable, flexible plan
5 that facilitates proper transfer and timely, final
6 divestment of the asset and then, the highest and best use
7 that returns a fair value to them while honoring our
8 criteria and their criteria.

9 The next item was Perkins Eastman's (ph) criteria
10 or their redevelopment criteria, and again, based on
11 conversations they had had with us, one of them being the
12 greatest generation of real estate tax revenues for both
13 Clifton and Nutley and a high level of job creation, et
14 cetera. And you can see those issues there. Again,
15 reiterating some of our criteria -- least impact on our
16 schools, least traffic impact on our communities, and the
17 earliest possible completion of development were some of the
18 high criteria items.

19 In January of this year, Perkins Eastman and the
20 RES Group finally issued their final report, which is listed
21 as part of Exhibit 6, which was dated January 17th, 2014,
22 and there's a letter there from Perkins Eastman with a
23 little bit of a summary report or executive summary. Then,
24 you get into the report itself, which we could spend a few
25 minutes going through.

1 I know you've had an opportunity to review it
2 somewhat, and we released it to the public. So it's out
3 there, and I'll try go through it quickly.

4 UNIDENTIFIED SPEAKER: These are just the
5 concepts, right?

6 MR. GENITEMPO: These are all --

7 UNIDENTIFIED SPEAKER: To be clear.

8 MR. GENITEMPO: Let's just be clear about what
9 this document is.

10 UNIDENTIFIED SPEAKER: Please.

11 MR. GENITEMPO: Okay? This document is a concept
12 or a set of concepts prepared by Perkins Eastman and the RES
13 Group on what the possible repurpose of the property could
14 be, taking into consideration the criteria that we provided
15 to them, the fact that we wanted high rateables, the
16 development as quickly as possible, but reasonably
17 developed, not having a huge impact on our school system.

18 UNIDENTIFIED SPEAKER: Quality of life issues.

19 MR. GENITEMPO: Quality of life for the neighbors
20 and the residents and the township, not affecting the
21 downtown area and hopefully helping the downtown area, and
22 all these things that we had put to them to the task of
23 trying to do. Clifton also gave them their position, which,
24 for the most part, was no residential and no retail or big
25 box store retail, and I'm sure Commissioner Tucci and,

1 Mayor, you'll correct me if anything I say doesn't jibe with
2 what you heard in those meetings.

3 So, for the most part, their report is somewhat
4 historical and gives us some information. You look at site
5 access and different potential new accesses to the site,
6 which are page two and page three. Some of the slopes and
7 buffers on page three that deal with, you know, parts of the
8 property that can't be built upon because of topography and
9 so forth. Then, on number four, you have the property
10 broken down at the different zones with different acreages,
11 some of which, obviously, are in Clifton, some in Nutley,
12 and you can see the breakdown there and some of the
13 topography issues related to that.

14 And then, page five is buildings and
15 infrastructure of value. These are the buildings that they
16 anticipate that will remain on the property once they
17 demolish the other buildings, most of which have already
18 been demolished, but there may be a few more that they
19 haven't done yet but are on plan.

20 There may also be some buildings that are not on
21 here. In other words, Roche doesn't necessarily agree that
22 these are what the final buildings are going to be. Roche
23 may have a different plan, and they've expressed that. So
24 that's why it's all conceptual. This is nothing that's been
25 agreed to by anyone, including Hoffman LaRoche. So it's

1 important to remember that.

2 Six is just kind of some ideals and principles for
3 the property.

4 And page seven, again, shows the property line
5 between Clifton and Nutley, that yellow -- I'm sorry. The
6 red dotted line down the middle.

7 And then, page eight is kind of like a little
8 pictorial of a potential use of First Avenue, sort of like a
9 walking street or a downtown street.

10 Page nine and page ten really are showing --
11 trying to relate the size of this development to other areas
12 in Nutley, you know, between Greland (ph) and Chestnut and
13 High Street. Kind of give you some perspective of size of
14 what First Avenue and the Roche property would actually fit.
15 And in Clifton, -- it's between Barclay (ph) Avenue and
16 Harding (ph) Avenue, just as an example.

17 Page 11, again, is showing access to the site,
18 potential flows of traffic, so forth, what it currently is,
19 including increased access off of Route 3 onto First Avenue.

20 Page 12 is very similar showing the Nutley side
21 more.

22 And again, page 13 showing an extra access through
23 Bloomfield Avenue -- the Clifton (indiscernible), and then,
24 there's some reference to implementing some parks and
25 spaces, green spaces on the property, you know, as part of

1 the development.

2 And again, page 15 shows you even more, and they
3 show you some examples of parks and spaces that they
4 believe, you know, could go into these type of developments.
5 Page 16.

6 Page 17 is interesting because it talks about
7 providing some water, green ways, you know, sort of like
8 recreational areas, bringing the underground streams up and
9 making them part of the topography.

10 Then they showed the next one, page 18, is the
11 stream system in 1951 showing the underground streams that
12 end up coming up at Kingsland Park.

13 Nineteen just is some informational drawings
14 regarding drainage and piping systems on the property.

15 Again, same thing with page 20. Just returning
16 some of it to the springway (sic).

17 Then, you have the -- page 21 is more of the green
18 showing development, plantings in certain areas that would
19 be green.

20 Page 22 was really just a historical look at what
21 the JRC was doing, phase 1 and phase 2. You know, we had
22 several meetings -- I know you're all aware of that -- in
23 which we met with the repurposing committee to discuss all
24 of these things, including providing our criteria, talking
25 about what the market would allow, and talking about the

1 creation of three potential options or plans or as we call
2 them, schemes for the future of the property, none of which,
3 again, have ever been agreed to by either Clifton or Nutley.

4 And then, also finding market data to determine
5 what types of uses the property could have and what those
6 potential uses could generate in terms of tax revenues, job
7 creation, which we'll get into a little bit more later in
8 terms of a little more detail. Again, this is really
9 conceptual. We relied upon RES Group, the professionals, to
10 come up with that data and talk about the impact on schools,
11 the number of schoolchildren -- children of school age that
12 might come out of the developments. Those type of things
13 are all part of the plan.

14 And you can see page 24, the three master plan
15 scenarios present and represent a range of perspective
16 development possibilities that are generally acceptable to
17 the communities of Clifton and Nutley, and the reason it
18 says that is because we have provided some criteria for
19 them, and they tried to comply with that criteria in their
20 design.

21 And here we go right into page 25 is first scheme,
22 as we call it, and the first scheme is really probably the
23 longest to take to develop over time. It's high on tech.
24 You can see the different colors. Biotech and research and
25 development -- they added buildings and brought that

1 creation of more of that would be beneficial. However, they
2 did indicate that that could take the longest to market and
3 to sell.

4 And you can see there's a lot of similarities from
5 plan to plan, and, when you go to page 26, you'll see the
6 breakdown of the square footage, the number of units, both
7 residential and building, you know, office space, and you
8 can see the colors in the schemes that break it down.

9 And then, there's also on page 27 indication of
10 what would be considered retail or commercial. Really very
11 little. Mostly storefronts running down what's called First
12 Avenue.

13 Scheme two -- again, they call this somewhat the
14 middle ground where still a lot of tech, a lot of biotech
15 and research and development, similar residential. In this
16 one, the only real difference is they have a continuing care
17 residential center on the Clifton side, and that's the only
18 residential there.

19 It gets moved to scheme four in the next one, but
20 you can see on page 29, again, square footages, number of
21 units -- these things we can obviously study in great
22 detail, and again, very high in tech.

23 Scheme four -- the reason there's scheme four --
24 there was a scheme three, and I don't remember much about
25 it, except nobody really liked it. So they really wanted to

1 rename scheme three scheme four and came up with a bit of a
2 different design, and this is the one that has probably the
3 earliest or the quickest gestation in terms of real estate
4 or real development of the project. A little less bio. and
5 pharma, research and development.

6 The continuing care nursing side is switched to
7 the South side of Kingsland Avenue. There is some
8 residential, six to eight-story, high-end ownership condo or
9 rentals, some of the age-restricted housing, very little
10 general apartment dwellings. More like high-rise luxury-
11 type. They even converted building 76, which is the fall
12 (sic) building, in this scheme to residential and retail.
13 So we can see that that's (indiscernible).

14 UNIDENTIFIED SPEAKER: The scheme three was very
15 heavy in residential.

16 MR. GENITEMPO: Right, thank you. That's true.

17 UNIDENTIFIED SPEAKER: That's why they --

18 MR. GENITEMPO: That's why we rejected it because
19 it had a significantly higher number of -- a significant
20 number or higher number of rental and real estate rental
21 units, condo units than the scheme four has now, and you can
22 see the number. And there's a big difference there with the
23 conversion of building 76, which they estimate could created
24 268 units or residential. So, if you take that out, the
25 number becomes much smaller.

1 And then, you can see page 32 is all the schemes
2 kind of on the same page. You just look at them all and see
3 the differences.

4 And page 33 is just a comparison of the data in
5 terms of size, square footage, number of units for each of
6 the three schemes.

7 And then, they break it down between Nutley and
8 Clifton, the square footage, try to give you a specific
9 there.

10 And then, page 35 are the parking requirements for
11 the site based on the general schemes.

12 Now, on page 36, it talks about evaluating the
13 schemes by criteria and the generation of school children.

14 Page 38 has a chart, which is really based on
15 information we gave them from the school system regarding
16 the number of children coming out of certain developments,
17 more recent developments in the township and to try to come
18 up with number of children that potentially could come out
19 of any of the schemes, and you'll see the chart coming up.
20 But, if you have, obviously, one bedroom or less, the number
21 is significantly lower than a three-bedroom, and a two-
22 bedroom is in between. So you can see how those numbers
23 work.

24 And page 40 has a little bit more of a specific
25 breakdown by scheme. So again, what you can restrict -- if

1 you have the ability to restrict the number of bedroom units
2 in any particular development, you have a better chance to
3 control the school population.

4 UNIDENTIFIED SPEAKER: Just one thing, Alan.

5 MR. GENITEMPO: Yes.

6 UNIDENTIFIED SPEAKER: It's important to note here
7 that, on page 38, where you speak to the generation of the
8 schoolchildren, this does not include Cambridge Heights.

9 MR. GENITEMPO: Correct, Cambridge Heights --

10 UNIDENTIFIED SPEAKER: All right? Cambridge
11 Heights did not make the cut. All right? So they couldn't
12 go back to the beginning of time. So where they picked it
13 up from it excluded Cambridge Heights, which I believe
14 generates about 167 students.

15 MR. GENITEMPO: I think it's 149 now, but I'm not
16 -- it's a changing number. Yeah, they didn't want to go
17 back --

18 UNIDENTIFIED SPEAKER: It started at what, 31, 32?

19 MR. GENITEMPO: Yeah, something like that.

20 UNIDENTIFIED SPEAKER: Going way back. So it's
21 been increasing.

22 MR. GENITEMPO: Yeah.

23 COMMISSIONER EVANS: It was (indiscernible) that
24 can actually bring at least 260 students.

25 UNIDENTIFIED SPEAKER: Yeah.

1 COMMISSIONER EVANS: So (indiscernible) planning
2 assumption to create (indiscernible).

3 UNIDENTIFIED SPEAKER: Yeah, and they didn't want
4 to go past ten years in Cambridge Heights.

5 UNIDENTIFIED SPEAKER: I remember that from the
6 on-site. To be honest with you, I remember the 31, 32
7 number, and I don't know where that 200 number came from.

8 COMMISSIONER EVANS: (Indiscernible.)

9 UNIDENTIFIED SPEAKER: Yeah.

10 UNIDENTIFIED SPEAKER: Commission.

11 MR. GENITEMPO: And that's a good point, because
12 they didn't want to go back beyond a certain number of
13 years, because then, you'd have to start including
14 everything.

15 UNIDENTIFIED SPEAKER: Right.

16 MR. GENITEMPO: So now, when you get to 42, again,
17 these are some assumptions that they have for the sale of
18 the site, and one of the things they want is a flexible
19 overlay of our zoning. They think that that will help make
20 the property more marketable, but again, that comes with
21 issues. They suggested obsolete buildings be demolished,
22 and Roche is doing a lot of that.

23 There's a lot of underground utilities and
24 infrastructure. There's even underground tunnels,
25 basically, that carry infrastructure under Roche that will

1 have to be considered, and, of course, the environmental
2 remediation, which we're going to talk about a little bit
3 later. They would love to sell to a single developer. They
4 think that's the most marketable.

5 And again, talking about absorption rates on page
6 43 -- scheme 1, you know, they estimate to be more than a
7 25-year absorption of the site for development down to
8 scheme 4, which would be 15 to 20, which would be the
9 shortest period of time. And again, biotech and R&D is the
10 longest to absorb because of the market right now.

11 UNIDENTIFIED SPEAKER: So, Alan, just to be clear
12 on that, --

13 MR. GENITEMPO: Uh-huh.

14 UNIDENTIFIED SPEAKER: -- scheme 1 is more than 25
15 years to fully fulfill the whole (indiscernible) is what you
16 are saying?

17 MR. GENITEMPO: Right. Right. Because, when you
18 look at it, it's very heavy in the purple color, which is
19 the R&D and the pharma and the bio.

20 UNIDENTIFIED SPEAKER: And, in scheme 2, just to
21 recap, --

22 MR. GENITEMPO: Is a little bit less --

23 UNIDENTIFIED SPEAKER: -- that's more of a mixed
24 use --

25 MR. GENITEMPO: Right.

1 UNIDENTIFIED SPEAKER: -- kind of long trend
2 (sic)?

3 MR. GENITEMPO: Sort of in the middle, yeah.

4 UNIDENTIFIED SPEAKER: And scheme four?

5 MR. GENITEMPO: Scheme four has, yes, the highest
6 residential, the lowest bio. and pharma.t, which makes it
7 easier to develop and market.

8 MAYOR PETRACCO: And, just to be spot on with
9 this, --

10 MR. GENITEMPO: Uh-huh.

11 MAYOR PETRACCO: -- these are numbers that were
12 assumed by Perkins Eastman?

13 MR. GENITEMPO: This is produced by them, right.

14 MAYOR PETRACCO: And they're -- and they're the
15 professionals?

16 MR. GENITEMPO: Them and the RES Group, which are
17 the marketing people, the real estate people.

18 MAYOR PETRACCO: Right.

19 MR. GENITEMPO: And, in reality, when we met last,
20 I think one of the last TRC meetings, the broker that Roche
21 hired from LaSalle came. He even indicated that he thought
22 the timeframes could be less, not as high as Perkins'
23 estimated, but that's a long discussion.

24 MAYOR PETRACCO: The reason why I bring that point
25 up is because, you know, since these schemes have been

1 released to the public, these people have, you know, grabbed
2 me and other commissioners as well. You know, people say --
3 you know, they'll come up to me, and they'll say to me,
4 "Geez, you know, there's an awful lot of residential there,"
5 or something. And the thing is that I just want to be clear
6 what I'm trying to accomplish and I think Commissioner Tucci
7 as well is that we're trying, you know, through the process
8 to strike a balance. You know, because if we were not able
9 to strike a balance and this project does take 25 years, it
10 could long-term, you know, impact basic (indiscernible)
11 significantly.

12 And so, what I was trying to do, I think, was get
13 some kind of concepts where if you twist and turn these
14 projects in order that you could get it to a capacity (sic),
15 you know, that's sooner than later, without compromising,
16 you know, the community.

17 MR. GENITEMPO: But you used the word balance,
18 which is the right word, because the opposite end of the
19 seesaw, if you want to balance, is the developer could come
20 in and want to put 4,000 residential units and apartments or
21 condos, and then, that's the balance. You could develop
22 that relatively quickly, according to what they tell us,
23 but, at the end of the day, is that going to serve what you
24 guys want? And that's the --

25 UNIDENTIFIED SPEAKER: And what the town wants.

1 MR. GENITEMPO: -- best for the community. Right,
2 exactly.

3 UNIDENTIFIED SPEAKER: What the town wants.

4 MR. GENITEMPO: So you could sell it quick to the
5 --

6 UNIDENTIFIED SPEAKER: Developer?

7 MR. GENITEMPO: -- developer. We don't own the
8 property, obviously.

9 UNIDENTIFIED SPEAKER: Right.

10 MR. GENITEMPO: And that's the tradeoff. So I
11 think that we -- originally scheme three had a lot of
12 residential that had a much larger impact, and it was over
13 1,500 units, if I remember.

14 UNIDENTIFIED SPEAKER: Right.

15 MR. GENITEMPO: And we told them that that was
16 unacceptable. At least that was the consensus, and they
17 came back -- and I want to thank John because -- John
18 Inglesino -- because he kind of told us there's this other
19 residential out there, this high-end apartment, six to
20 eight-story buildings that generate -- that have high
21 interest, high marketability yet not a huge impact on the
22 schools.

23 When we went back to RES to Patty O'Dell (ph) at
24 RES, she said, "Yeah, that's true. That is a very
25 marketable area right now,t" and they implemented that into

1 the plans. And, you know, I've talked to some developers,
2 and I'm sure John can jump in in this issue. A lot of
3 developers will tell you if you can get away with 500 units,
4 600 units on this property, you know, that's very good. You
5 know? But that's your decision to make, but that's
6 ultimately not a terrible, terrible compromise.

7 And, John, you do more development, obviously,
8 than anybody in this room, and, you know, interesting to
9 have your opinion on that.

10 UNIDENTIFIED SPEAKER: Well, Alan, if I might just
11 a couple of things --

12 MR. GENITEMPO: Yeah.

13 UNIDENTIFIED SPEAKER: -- I'd like to note, all
14 right, because, from the onset -- and everyone should
15 totally understand that our preference for this site in
16 being repurposed was to have a cloned Hoffman LaRoche.

17 MR. GENITEMPO: Uh-huh.

18 COMMISSIONER TUCCI: That was our first
19 preference. All right? The second thing is while the
20 concepts include suggestions that we made and that Clifton
21 made at the JRC meeting, we have not bored into the number
22 of units, the type of units.

23 The concepts are here. The ideas are here, but
24 this board has not made any final determination. Now,
25 that's not to say that we're walking away from suggestions,

1 because we're not. All right?

2 And again, as the mayor said, we're looking to
3 strike a balance between maintaining the character of the
4 township and not overloading the departments, all right, and
5 keep bringing new people in, bringing jobs in, bringing
6 rateables in, and stabilizing the tax base while at the same
7 time getting this back to a place where it's going to serve
8 this community for the next 75, 100 years moving forward.

9 So we are at the beginning of the process, not the
10 end of the process. While Perkins Eastman and the RES Group
11 have finished their work, based upon our comments, all
12 right, our work is just beginning.

13 MR. GENITEMPO: Right. And I think that the -- I
14 mean, I know John can address this, but it's a new world out
15 there in development. It's, you know, live, work, and play
16 in the same area.

17 John, is that the new mantra? And so, you're
18 going to have some residential, I think, requested by a
19 developer when they're trying to market, and maybe you can
20 comment on that.

21 MR. INGLESINO: There's no question about that. I
22 mean, the one point that I -- the one issue that I did want
23 to at least put on your radar as you're discussing this is
24 affordable housing and the requirements for affordable
25 housing.

1 Back in September, the state Supreme Court threw
2 out and ruled unconstitutional the round three rules
3 (indiscernible). The round three rules as a methodology was
4 basically, you know, you owe (sic) as you grow. You don't
5 grow, you don't owe. So that the town could more or less
6 control how much affordable housing it wanted to provide by
7 how much it was (indiscernible).

8 That concept had been thrown out by the Supreme
9 Court, and the court gave the Christy administration until
10 February to come up with, you know, new rules to implement
11 the court's ruling. And, of course, we're now in March, and
12 we don't have the new rules on the code.

13 What happened a few weeks ago is that the Fair
14 Share Housing folks filed what they call a motion to enforce
15 litigants' rights with respect to the Supreme Court ruling,
16 and there's a hearing scheduled tomorrow (indiscernible) at
17 the appellate division, and, you know, we have to just keep
18 an eye on it, because, at some point -- I don't know whether
19 that's going to be six months from now or two years from
20 now. But, at some point, municipalities are going to see
21 their Fair Share obligations go up most likely increasingly,
22 and it's just something to bear in mind as you balance also
23 the timeframe within which, you know, you want to sort of
24 have a clear direction on the property.

25 So you have a lot of very difficult issues, you

1 know, to navigate as we wade (sic) through (sic) this
2 project, and you're going to obviously, take the right
3 amount of time to get (indiscernible) development. And you
4 want to do that in a way that mitigates the commercial (sic)
5 impact on the community.

6 And the other piece to keep in mind as well is
7 this affordable housing obligation that, at the moment, has
8 not manifested itself, but it will over the course of time,
9 and that will be another factor. Because one of the things
10 that the state does is they look to, you know, the amount of
11 vacant land or developable land in the municipality to
12 determine what your Fair Share number is.

13 And we're going back to round two-type
14 methodology, which was as opposed to grow/share, owe as you
15 grow, it's the state gives each town a certain number of
16 affordable units that you have to provide, and then, it's up
17 to the municipality to determine how you're going to do
18 that. You have monies in the affordable housing trust fund,
19 designate particular areas. You can do rehabs or you have
20 (indiscernible) opportunities in town or not, or, you know,
21 there's typically areas in which municipalities will zone
22 for affordable housing, which will include multi-family with
23 affordable housing set-aside that would help get you to your
24 number (sic).

25 So, I mean, it's a lot to think about. It's a lot

1 of moving parts, and the timing of those parts all seem to
2 be not in sync.

3 MR. GENITEMPO: Uh-huh.

4 UNIDENTIFIED SPEAKER: But it is an issue that I
5 wanted to at least, you know, put on your radar.

6 UNIDENTIFIED SPEAKER: John, as we get a migration
7 vote (sic) from older apartments in town to the newer
8 apartments in town, because we've had a significant amount,
9 700, 800 over the years that have been identified here, do
10 we get credit for those units, the older units that have now
11 become -- that have been renovated and are now affordable
12 units?

13 MR. INGLESINO: It depends if they're deed
14 restricted and they meet the criteria. I mean, typically,
15 you know, units will be deed restricted for 20 or 25 years
16 as affordable housing units, and then, they come off deed
17 restriction, and then, there's a negotiation between the
18 municipalities and the property owners.

19 The property owners say, you know, hey, pay me
20 another 300,000 or \$500,000 and I'll agree to deed restrict
21 these units for another x amount of years, and so, property
22 owners are in that business. They're equipped to do it, and
23 they understand how to maximize the benefits out of doing
24 that, and they do it.

25 There are other property owners who, as the deed

1 restrictions begin to wear off, they say oh, we'd rather not
2 have these as affordable units. So the answer is, you know,
3 are these units deed restricted, how much time is left on
4 them, you know, what does that mean in terms of getting COA
5 (ph) credit (sic) for those units?

6 COMMISSIONER EVANS: So we have a COA plan, and we
7 went through that whole exercise with the state where I
8 think we identified and what are requirement was under phase
9 two before the state --

10 UNIDENTIFIED SPEAKER: Round two.

11 COMMISSIONER EVANS: Round two. Round two came
12 in. We should let you see, you know, what that looks like.

13 MR. GENITEMPO: Yeah, and, you know, there's --
14 nobody knows exactly what the numbers are going to be and
15 what the impacts are going to be, but they're probably, you
16 know, (indiscernible).

17 COMMISSIONER EVANS: But we were advised --
18 because, when this came out, there was this whole debate on
19 should you or shouldn't you, should you, you know, do
20 something or just ignore it, and the advice we got was
21 better to actually get in the game and start getting
22 something on paper that was a commitment that you negotiate
23 with the state rather than waiting for them to finally lock
24 this thing down, because you may not like the answer you
25 get.

1 So we were pretty early on, but I am actually not
2 clear then, you know, whether or not -- you know, what is
3 the implication around our plan because part of that plan,
4 obviously, was the fact is that the Roche site is
5 manufacturing and office zoned, not residential zoned. And
6 so, now, as the space becomes available, that could be
7 something (indiscernible).

8 MR. GENITEMPO: So one of the things -- if you go
9 to page 44, it's not all bad news in terms of projections,
10 eventual (sic) projections. Each scheme is broken down by
11 total potential tax revenue generated in 2013 current
12 dollars, and, in Nutley, scheme 1 is 13.9. Scheme 2 is
13 12.4, and scheme 4 is 14.1 (sic). Now, these are very
14 conceptual. You know, obviously, it requires a complete
15 build-out of the entire site.

16 COMMISSIONER EVANS: Can we -- can I just propose
17 -- Commissioner Tucci had said our work is just beginning,
18 right? So I am concerned about showing numbers that are on
19 page 44, given the fact that the schemes that are associated
20 with that are suggesting, you know, 10 to 15 years, 35 to 40
21 years, and let's see.

22 If it goes out 35 years, I'm going to be, you
23 know, somewhere around 92 years old, and I'm not sure I'll
24 remember too much then, right? But, when I'm in the nursing
25 home on Good Lake (sic), somebody can come and tell me about

1 the numbers, but I am concerned.

2 The reason why I say that and I agree
3 Mauro, that our work is just beginning is that
4 back to the beginning where it says Roche has
5 criteria -- protect their value and reputation
6 long-term liability (indiscernible) environmen
7 plan that facilitates timely divestment of the
8 are the first three. And then, the fourth is
9 best use.

you,
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proposing
mize
flexible
, right,
t and

10 When you go then to slide 42, it say
11 of the sale are that, you know, the fact that
12 a flexible overlay of the land plat prior to t
13 this board will have to debate, you know, quit
14 The buildings will be demolished, which they'r
15 aggressive on wanting to knock them down, beca
16 expect to do that this year.

mptions
will be
e, which
rously.

17 The infrastructure will remain in pl
18 know, that the buildings would be vacant and t
19 would be complete, and that they would sell it
20 developer by 2015. So I just want to suggest
21 know, like you said, our work is just beginning, because we
22 don't own it, and we don't know who's buying it. So we
23 don't know who we're actually going to, in eff
24 zoning with or take this conceptual plan and s
25 appetite (sic) is and support it.

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1 So (indiscernible) I agree with you that our work
2 is just beginning.

3 UNIDENTIFIED SPEAKER: And drawing the comparison
4 between what the schemes are showing as opposed to what the
5 market will do, correct?

6 COMMISSIONER EVANS: Yeah, absolutely. And so, if
7 you get a third party into this that says yeah, I'm going to
8 buy it, their assumptions are they're going to have to pay
9 for it. So there's obviously some debt (indiscernible)
10 associated with it, and they're going to want to get -- you
11 know, stop the (indiscernible). Nobody has deep pockets to
12 sit (sic) with, you know, a multi-million dollar purchase of
13 this property and wait.

14 UNIDENTIFIED SPEAKER: Even for the short-term, 15
15 to 20 years.

16 COMMISSIONER EVANS: Right, yeah.

17 UNIDENTIFIED SPEAKER: That's unacceptable for any
18 viable developer.

19 COMMISSIONER EVANS: Yeah, it's unrealistic. It's
20 unrealistic.

21 UNIDENTIFIED SPEAKER: Am I correct, John?

22 MR. INGLESINO: Yeah, no question, no question.

23 UNIDENTIFIED SPEAKER: Yeah, they're going to have
24 to show -- I mean, most projects that I'm seeing today
25 really have to show about a seven percent return on

1 investment pretty quickly in order to be financeable.

2 UNIDENTIFIED SPEAKER: Uh-huh.

3 UNIDENTIFIED SPEAKER: And that's really -- you
4 know, as you begin to interface with prospective developers,
5 you're going to hear a lot about that, I suspect, and there
6 is some truth to it. The project has to have a certain
7 yield in order for it to be financeable, and the yield has
8 to be predictable within, you know, --

9 COMMISSIONER EVANS: Yeah.

10 UNIDENTIFIED SPEAKER: -- a relatively short
11 period of time.

12 COMMISSIONER EVANS: And assume the people that
13 would be buyers of this site would have the resources and
14 assets in place to figure the assumptions out beforehand,
15 because they're not going to sit down at the table with the
16 seller and negotiate on the assumption that what they might
17 be able to consider. So again, you know, we're at just -- I
18 like the reference to what's in here as conceptual framing,
19 but, when we start to get into then projections off of what
20 this would be that has -- suggests that it's a bright, rosy
21 future and it's greater value than what it is today. Maybe.
22 You know? But we can't bank on that.

23 UNIDENTIFIED SPEAKER: John, what do you think
24 that, like, that short-term seven percent return is? How
25 short-term is that? Is it a year? Is it two? Is it five?

1 MR. INGLESINO: Well, that's what I'd like to see.
2 You know, it depends on the developer and its staying power
3 and its relationship, you know, with lenders.

4 COMMISSIONER EVANS: Absolutely.

5 MR. INGLESINO: I mean, on the, you know,
6 apartment deals at this point, you know, they like to see --
7 you know, they're basically 18 months they want to see
8 progress (sic).

9 UNIDENTIFIED SPEAKER: Progress.

10 MR. INGLESINO: (Indiscernible.)

11 UNIDENTIFIED SPEAKER: It depends on the kinds of
12 development, right?

13 MR. INGLESINO: Yeah, it depends on the
14 development. There's a lot of different factors that go
15 into it, but, you know, suffice it to say, to Commissioner
16 Tucci's point, is right is that there certainly will be an
17 expectation that they're going to wait, you know, ten years
18 before there's any positive return on investments.

19 UNIDENTIFIED SPEAKER: Sure.

20 COMMISSIONER EVANS: Yeah, absolutely, absolutely.
21 And they won't actually be able to get the financing unless
22 they can demonstrate in their modeling what that return is.

23 UNIDENTIFIED SPEAKER: Correct.

24 COMMISSIONER EVANS: Up front.

25 UNIDENTIFIED SPEAKER: Which I think can help our

1 township, because, if they're in more of a hurry to be able
2 to (indiscernible) those numbers and get a return, you know,
3 hopefully these, you know, 10, 15, 25-year, you know,
4 projections here will come sooner than later to us.

5 UNIDENTIFIED SPEAKER: Right.

6 UNIDENTIFIED SPEAKER: I mean, do you think that's
7 something that's more apt to happen than not?

8 MR. INGLESINO: Certainly, that's the hope. I
9 mean, I think that it would be a good thing for, you know,
10 the brokers who've been engaged by Roche to be sharing
11 information with you so that you're able to make decisions
12 on the basis of what you have confidence the market is going
13 to yield, and that's really the point is you have to have
14 confidence as to what the market is saying about this
15 property. The only way you're going to get that is if the
16 broker is (indiscernible) --

17 UNIDENTIFIED SPEAKER: And what we're willing to
18 accept from a zoning perspective.

19 MR. INGLESINO: Right. They're sharing
20 information with you, and then, you want to manage what the
21 market is saying relative to what the community needs are or
22 tolerance is for certain types of development so that you
23 can make informed long-term decisions. But getting that
24 information piece from the broker in terms of what the
25 market is saying, what are their activities so you have

1 confidence in the marketing plan of the broker and then, you
2 know, understanding that, and understanding what the market
3 is saying becomes, I think, an important factor in your
4 policy decisions relative to zoning or redevelopment or
5 whatever, you know, approval avenue you decide to pursue.

6 COMMISSIONER EVANS: So, John, I have a question
7 from the standpoint of your legal perspective. If we as a
8 board were to sit down and consider that the area, in fact,
9 needs a redevelopment and with (indiscernible), what would
10 be involved with that? And my question is to this whole
11 thing around timing, a buyer being able to get a financing
12 plan in place to be able to do it. When you consider those
13 other factors, one, what's involved with that? And what do
14 you think the implications would be, positive or negative,
15 to this transfer process?

16 MR. INGLESINO: Well, the steps are -- they're
17 spelled out in the statute. There's a series of public
18 actions that would have to be taken.

19 First of all, an area in need of redevelopment is
20 the area that would (indiscernible), and you would have the
21 opportunity to ask for a redevelopment plan that could be
22 much more detailed than a zoning ordinance. And, with that
23 redevelopment designation, you have financing tools
24 available to encourage development to get this property
25 financial -- kind of an edge, if you will, over other

1 properties in other municipalities that would be taxed on an
2 ad valorem basis.

3 For example, you could come up with
4 (indiscernible) in a redevelopment area (indiscernible) and
5 the taxes in which the property owner would be paying less
6 payments than they would under ad valorem taxes as a way to
7 stimulate or encourage, you know, corporate-type investment
8 on the property. The steps are pretty simple.

9 The first thing you would do is pass a resolution
10 (indiscernible) accompanied by authorizing and directing the
11 planning board to study the area to determine whether it
12 could be (indiscernible). Then it goes to the planning
13 board. The planning board would hire a planner who would
14 prepare a study, an area in need of redevelopment study, and
15 there are nine different criteria (indiscernible)
16 redevelopment the planner would study and evaluate to see
17 whether or not this property meets any of those criteria.

18 If the property meets any of the criteria, then it
19 qualifies as an area in need of redevelopment. The public
20 hearing is held at the planning board (indiscernible). A
21 notice would go out to the community. There's a public
22 hearing. There's public input, public notice on that, and
23 that's where the hearing is conducted.

24 The planning board then makes a recommendation on
25 the basis of the planning report and the public hearing to

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1 the governing body as to whether or not it recommends that
2 you declare the area in need of redevelopment, and then, you
3 will take that action. You would not reopen for a public
4 hearing. That's not at the planning board level. You would
5 take that action. You have the power to actually declare
6 the area in need of redevelopment, and you can do so, as
7 your question alludes to, either on a condemnation or non-
8 condemnation basis.

9 If you do it on the condemnation basis, then that
10 means you reserve upon yourselves the right to take the
11 required property by eminent domain so that you can, you
12 know, better position the property for board development.
13 That's been a controversial subject in the past in parts of
14 New Jersey, but the reality is is that, if you determine
15 that it's in the public interest to redevelop the property,
16 condemnation is a tool at your discretion which is
17 specifically described in article eight, section three of
18 the New Jersey State Constitution.

19 Once the property has been declared in need of
20 redevelopment, then you would begin the process of
21 developing a redevelopment plan, and there's flexibility as
22 to how you can do that. You can keep control of that at
23 this body, and you can appoint yourselves the redevelopment
24 agency, if you wanted to, and you can work with the planner,
25 your planner on developing a redevelopment plan for the

1 site.

2 And then, that plan would be implemented into law
3 in a process that's very similar, in fact, identical to the
4 way you would do a zoning ordinance. Okay? There would be
5 an introduction of an ordinance, a referral to the planning
6 board, which is consistent with the master plan. If it's
7 not consistent with the master plan, you still have a
8 variety of mechanisms to do that.

9 Redevelopment, in fact, in the urban areas is a
10 way to update the master plans, because they never update
11 their master plans in the urban areas. They just do it
12 through redevelopment plans. So you could do that, and
13 then, the plan would be in place, and you would be able to
14 designate a redeveloper for the site.

15 So you could either do that through an RFP
16 process. There's no legally prescribed manner in which you
17 choose a redeveloper, but you could have a competitive
18 process, if you wanted to, beauty contest, if you will, but
19 again, you want to have confidence that whatever plan you
20 come to is a plan that the market is going to respond to.
21 You don't want to spend, you know, tens of thousands of
22 dollars on a plan, go out to an RFP and then, nobody show up
23 and bid. So it's that engagement, you know, with the
24 current brokers to really understand the market that I think
25 is going to be very, very helpful.

1 UNIDENTIFIED SPEAKER: John, in your professional
2 opinion -- I know you have vast experiences here, and that's
3 why you're here, and that's why we've assembled the team
4 that we have assembled -- yourself, Steve Froman (ph), Alan,
5 and all of our other professionals. Typically, when a
6 community goes through something like this, as the elected
7 representatives of the people of this town, that decision
8 making process -- all right. Doesn't it rightfully belong
9 at this level, this body? Because we're going to be holding
10 public hearings.

11 We're going to be demonstrating to folks what
12 Perkins Eastman has presented to us. We're going to solicit
13 their input, take their input, digest it and then come up
14 with our vision, based upon what the needs of the community
15 are (indiscernible).

16 MR. INGLESINO: That's a good point. I should
17 have discussed that a little more in terms of redevelopment
18 plan visioning process. Let's say, you know, for whatever
19 reason, no buyers are coming to the table at the moment.

20 You know, a lot of times what a town will do is
21 they'll hire a planning organization that has various
22 disciplines, and they will actually go through a visioning
23 process with the community (sic) and an engagement process
24 with the community and public so that, you know, the plan
25 that is developed for the site is one that, you know, the

1 planner believes will have support from the market.

2 They always have to be tweaked, but one that also
3 would have the community input in mind. It's a longer
4 range, you know, exercise from start to finish, because, you
5 know, you're going through a public vision process, and
6 there are good companies who do this sort of thing and they
7 include disciplines within them. They have planners. They
8 have transportation people. They have (indiscernible).

9 They have, you know, different disciplines within,
10 you know, a company to really work with the community in an
11 interactive way to develop a community-based ground-up plan
12 that would hopefully be supported by the community and one
13 that the market should respond to. You know, again, that's
14 a different way of approaching the property, but, if you
15 went under that scenario, you would have the ability to
16 control the property through the redevelopment process.

17 You would have complete control of the planning
18 process, and you would have complete control of the
19 engagement process with the market. So you would have all
20 the information.

21 UNIDENTIFIED SPEAKER: And a lot of these things
22 can go on simultaneously.

23 MR. INGLESINO: Yeah, a lot of these things could
24 go on simultaneously. That's exactly right.

25 COMMISSIONER EVANS: So that's very helpful. So

1 one element of it is, if we declare it for redevelopment, we
2 go through condemnation.

3 MR. INGLESINO: Uh-huh.

4 COMMISSIONER EVANS: Okay. So we take it over,
5 right? And we can add to that and say let's go through a
6 planning process. And I agree with you the importance of a
7 good demographer going through that to make sure that we're
8 properly considering the entire business district of Nutley
9 to what's the, you know, potential of impact in improvement
10 in values of our homes by making Nutley desirable.

11 Because a lot of things that, I guess, consider
12 that. So one step is to do that with redevelopment with
13 condemnation so we've taken it over.

14 MR. INGLESINO: But I want to --

15 COMMISSIONER EVANS: If we don't -- so my question
16 -- I'm sorry I'm taking a long time. If we don't take that
17 step on condemnation but we go through -- we declare it in
18 need of redevelopment and we do that planning process,
19 what's the implication of that in terms of being able to
20 work with Roche? You know, because it would be in addition
21 to what we have already, right, or a potential buyer?

22 MR. INGLESINO: Well, the condemnation process --
23 the power of condemnation can be controversial, and it can
24 be contested.

25 COMMISSIONER EVANS: Uh-huh.

1 MR. INGLESINO: You know, there is a statutory --
2 especially when (indiscernible) I think it's 45 days from
3 the date of the (indiscernible) declaration within which
4 Roche would have to determine whether or not it wanted to
5 challenge your determination that the property actually
6 qualifies as an area in need of redevelopment. So, you
7 know, there would be a lot of thought and a lot of work with
8 the planner. Because the planner ultimately is the one that
9 has to, you know, have its plan upheld in court, have its
10 findings upheld in court.

11 If Roche or any property owner were to contest a
12 blight (sic) designation, you know, that could tie you up in
13 court, and that could be a very contested, you know, kind of
14 adversarial process. If they -- but it also is a process
15 that enables you to get the property.

16 Now, you have to pay them for the property, based
17 upon, you know, the appraised value, the current market
18 value of the property. It's just (indiscernible) in the
19 context that you'd have to pay them for the property, but
20 then, you would control the property. So, if you really
21 wanted to control the property, that's sort of one way to do
22 it.

23 If you did it as a non-condemnation, then, you
24 know, the threat of imminent domain is relieved, and most
25 likely -- I can't say with absolute certainty, but

1 certainly, the chances are increased significantly that
2 Roche or any other property owner is not going to, you know,
3 challenge a blight declaration, if there is no fear of
4 condemnation, and that -- the new provision in the law used
5 to be that, if an area was declared in need of
6 redevelopment, that you had condemnation as a matter of law,
7 that law was changed in January of this year, basically, to
8 give you condemnation versus non-condemnation, because non-
9 condemnation -- you still get the benefit of the pilot, of
10 the development area bond, the other financial tools that
11 are useful to you in terms of incentivizing, creating
12 economic development --

13 COMMISSIONER EVANS: Uh-huh.

14 MR. INGLESINO: -- on the site.

15 COMMISSIONER EVANS: And, in terms of -- I'm
16 sorry.

17 UNIDENTIFIED SPEAKER: (Indiscernible.)

18 COMMISSIONER EVANS: Just to (indiscernible).
19 Without condemnation, we would not be able to designate the
20 redeveloper?

21 MR. INGLESINO: You would still be able to
22 designate the redeveloper. You would absolutely be able to
23 do that, but you wouldn't be able to condemn the property.

24 COMMISSIONER EVANS: Fair enough. I just wanted
25 to clarify.

1 MR. INGLESINO: The redeveloper at that point
2 would either be the property owner or a consensual contract
3 purchaser of the property owner.

4 COMMISSIONER EVANS: Go ahead.

5 UNIDENTIFIED SPEAKER: The timing of the
6 condemnation, the point we would have to decide if we wanted
7 to go that route or not -- when is that in that process? Is
8 that at the very beginning, or is that further down the
9 line?

10 MR. INGLESINO: The timing is up to you. Once the
11 blight declaration is -- once you've made the blight
12 declaration and if it's done on a condemnation basis -- you
13 know, if they don't, you know, file a challenge within the
14 statutory period, you know, then you can condemn it pretty
15 much whenever you want. You know, you don't have to do it
16 right away.

17 UNIDENTIFIED SPEAKER: Are we compelled -- excuse
18 me. Are we compelled to condemn if we --

19 MR. INGLESINO: No.

20 UNIDENTIFIED SPEAKER: -- declare a blighted area
21 with condemnation?

22 MR. INGLESINO: No, no, just as another tool --

23 UNIDENTIFIED SPEAKER: I'm sorry.

24 MR. INGLESINO: -- in your toolbox at that point.

25 COMMISSIONER EVANS: Yeah, (indiscernible).

1 UNIDENTIFIED SPEAKER: John, just a question on
2 condemnation. Would it be required to condemn the entire
3 property on the Nutley side, or would it be in proportions
4 or parcels of the property? How would you --

5 MR. INGLESINO: It could be portions, but, you
6 know, you have one property owner. So you would probably
7 want to condemn all of it.

8 UNIDENTIFIED SPEAKER: But you have to pay for it?

9 MR. INGLESINO: Yeah, you have to, because, if you
10 condemn it, you have to pay for it.

11 UNIDENTIFIED SPEAKER: Has that been done yet on a
12 scale of Nutley's size versus another sized property?

13 MR. INGLESINO: I'm sure it has. Not in recent
14 years. I mean, after the Gallantin (ph) case in 2007, which
15 was a landmark Supreme Court case in the state of New Jersey
16 that basically -- where the courts, I would argue, rewrote
17 one of the criteria for blight, that that case has had a
18 chilling effect on each (sic) county exercising their right
19 to eminent domain under the (indiscernible) development
20 clause. So it is not the tool that is used as often as it
21 once was, because a lot of property owners get threatened
22 when they feel their property is going to be condemned, and,
23 you know, the politics of condemnation is volatile.

24 (Laughter)

25 MR. INGLESINO: This all started with the case out

1 in Connecticut.

2 COMMISSIONER EVANS: Uh-huh.

3 MR. INGLESINO: Back in 2005 or so. What's
4 interesting about that case was that was a redevelopment
5 case that was decided on the federal Constitution, which
6 actually there is a much more lenient standard for
7 condemnation under the federal Constitution than there is
8 under the state of New Jersey Constitution.

9 In fact, most of Washington, D.C. was developed
10 through condemnation, and, you know, there's a string of
11 cases that came out from the federal government, you know,
12 many, many years ago. The last one was back in the '50s,
13 which actually made condemnation -- you know, hey, the
14 public purpose was very broadly, you know, defined.

15 New Jersey, through its statutes and its
16 Constitution, put some checks and balances in our
17 condemnation, but, you know, it didn't matter.

18 UNIDENTIFIED SPEAKER: But now, you can condemn
19 for public purpose when you condemn and resell it for
20 private purpose. That's where --

21 MR. INGLESINO: Well, redevelopment
22 (indiscernible) history of the New Jersey State Constitution
23 actually defines blight and redevelopment as a public
24 purpose, and that's where, you know, the public gets crazy,
25 but, you know, the New Jersey State Constitution says once a

1 property is declared in need of redevelopment, blighted,
2 then the taking of that property is a public purpose because
3 you have -- the concept is that you have determined that
4 it's in the public interest to redevelop this property, and
5 it meets the statutory criteria. It's blighted.

6 You can now take it and implement your
7 redevelopment plan, which necessarily involves selling it to
8 a private developer, but you can see where politically that
9 can get all -- these are very technical terms -- schmutzed
10 up. And you can see where the politics of that can go
11 haywire (indiscernible).

12 UNIDENTIFIED SPEAKER: It's a legal term, not a
13 technical term.

14 UNIDENTIFIED SPEAKER: Yeah.

15 COMMISSIONER EVANS: So, just so I'm clear, if we
16 don't do something like this, declare it in for rehab, go
17 through that process, it moves sort of control over to this
18 board, right?

19 MR. INGLESINO: Uh-huh.

20 COMMISSIONER EVANS: We don't do that, and we
21 leave it as is. Then, in fact, it's sort of a traditional
22 seller finds a buyer, and, based upon what's been prepared,
23 hopefully something consistent falls out. We sort of hope
24 for that.

25 MR. INGLESINO: Right.

1 COMMISSIONER EVANS: We then either work with --
2 generally, we work then with the buyer, who'd want to
3 redevelop, and basically, the debate becomes based upon what
4 the buyer hoped to do, what should the zoning become, and
5 then, what's the fight over site plan approval that
6 ultimately, you know, delivers that. So it feels like
7 there's really not much and that we become very passive in
8 that process, other than trying to (indiscernible).

9 If we do something that says it's a redevelopment
10 plan, you know, with or without condemnation, you have the
11 ability to exercise more control and possibly help the sale,
12 right? And those who are selling and those who are buying
13 understand, you know, better what the expectations are of
14 the township.

15 It feels like we have a stronger voice with
16 condemnation -- with redevelopment versus condemnation.

17 UNIDENTIFIED SPEAKER: That's an important point
18 you bring up, because I think we need to send out a strong
19 signal that we are serious about what goes on there. And,
20 when we talk about blighting the area and condemnation, I
21 think it's important for everyone to understand it's just
22 the Nutley portion, correct?

23 UNIDENTIFIED SPEAKER: Correct. Oh, yeah.

24 UNIDENTIFIED SPEAKER: It's not the Clifton
25 portion. It's just the piece that lies within our

1 boundaries.

2 UNIDENTIFIED SPEAKER: Right.

3 UNIDENTIFIED SPEAKER: Except that part of the
4 problem is that the boundary line goes right through a
5 couple of buildings.

6 UNIDENTIFIED SPEAKER: Uh-huh.

7 UNIDENTIFIED SPEAKER: Yeah.

8 UNIDENTIFIED SPEAKER: It creates a little bit of
9 a (indiscernible) issue.

10 (Cross-talk)

11 UNIDENTIFIED SPEAKER: It's a lot easier if
12 (indiscernible) if Clifton was on the same page.

13 COMMISSIONER EVANS: Well, we can conclude that
14 the seven percent of 76 is fine.

15 (Laughter)

16 UNIDENTIFIED SPEAKER: And, Tom, in talking what
17 you just said about, you know, bringing it up to our level
18 -- Mauro mentioned it, and you mentioned it. You talk about
19 this assumptions for sale of the site, this flexible overlay
20 zoning. I think that's something that --

21 COMMISSIONER EVANS: Comes here, right?

22 UNIDENTIFIED SPEAKER: Well, it may come here, but
23 I think that that's a big assumption.

24 COMMISSIONER EVANS: Yeah, well, that's why --

25 UNIDENTIFIED SPEAKER: That's a big assumption.

1 COMMISSIONER EVANS: That's why I had raised it,
2 because they're assuming that they're going to sell this.

3 UNIDENTIFIED SPEAKER: It's a big assumption,
4 yeah.

5 COMMISSIONER EVANS: And they're going to get
6 that.

7 UNIDENTIFIED SPEAKER: Yeah.

8 COMMISSIONER EVANS: Right?

9 UNIDENTIFIED SPEAKER: It's a big assumption.

10 UNIDENTIFIED SPEAKER: I think --

11 UNIDENTIFIED SPEAKER: At least from this
12 commissioner's point of view.

13 (Cross-talk)

14 UNIDENTIFIED SPEAKER: I don't think the
15 assumption is that they're going to get it. I think their
16 assumption -- they're laying that assumption on the table to
17 say it'll make this more marketable and easier to develop if
18 that's on the table, and I'm not saying we should. I'm just
19 saying that's where I think it comes from there.

20 UNIDENTIFIED SPEAKER: Well, you know, I always --
21 you know, I know they were working for us and Clifton.
22 Sometimes I wonder --

23 UNIDENTIFIED SPEAKER: Yeah.

24 UNIDENTIFIED SPEAKER: -- when I see something
25 like that who they were really working for.

1 UNIDENTIFIED SPEAKER: So the only thing that I'd
2 like to add to this conversation, if I may, is that I sat
3 pretty quietly through all that condemnation talk. As of
4 now, I would think that our position would be to wait and
5 see what kind of buyers or who's interested in the site that
6 Roche is working hand-in-hand and with the realtor who's
7 marketing the property to see who they bring before we --
8 you know, I mean, I understand these are something we could
9 do, but I don't know that we would want to exercise that
10 just yet.

11 UNIDENTIFIED SPEAKER: Okay. I don't want to
12 speak for anybody.

13 UNIDENTIFIED SPEAKER: Well, look. And I just
14 heard his answer (indiscernible).

15 MR. INGLESINO: I mean, certainly, one strategy --
16 and it's kind of how I started off -- is this sort of get
17 information from the broker, from Roche. I mean, what have
18 they been doing? Who's interested in the site?

19 Because, if they have a buyer who is of interest
20 to the town in terms of, you know, the reuse for some or
21 all, a portion of the site, then you can you can start to
22 interact with that prospective buyer to sort of figure out
23 whether it's a rezone or whether it's a redevelopment are on
24 a non-condemnation basis to accommodate, you know, that use
25 that you desire, but that's why the most important thing

1 right now is to be getting the information.

2 UNIDENTIFIED SPEAKER: To get the information
3 because -- just let me finish. Because, if we get the
4 information that, you know, we could all agree on, I mean, I
5 don't think that the township is in the business to be
6 acquiring properties and paying for properties right now,
7 you know, especially that we are -- you know, and we have
8 reports here that it could be 25 years before, you know, we
9 collect a rateable that could come back to us.

10 Now, I don't know all the pilot programs that the
11 state can offer and all that.

12 John, you're the expert on that, but --

13 MR. INGLESINO: Well, once you acquire the
14 property, you'll also (indiscernible).

15 UNIDENTIFIED SPEAKER: But that's my point.

16 UNIDENTIFIED SPEAKER: There's no question about
17 that.

18 UNIDENTIFIED SPEAKER: That's my point. So now, a
19 \$9 million rateable that we have today --

20 UNIDENTIFIED SPEAKER: It's your property now.

21 UNIDENTIFIED SPEAKER: You buy it. You own it.

22 UNIDENTIFIED SPEAKER: But we own it.

23 (Cross-talk)

24 UNIDENTIFIED SPEAKER: So that's why I just wanted
25 to be clear that -- John, I just wanted to be clear that

1 it's my position, until somebody corrects me, that we -- I
2 mean, we are looking to acquire Roche. I mean, we're hoping
3 for a good outcome that Roche works with Nutley and Clifton
4 for an end use that everybody is content with.

5 UNIDENTIFIED SPEAKER: John, but Roche has to be
6 100 percent transparent with us.

7 MR. INGLESINO: Well, that's -- they don't have to
8 be. It's --

9 UNIDENTIFIED SPEAKER: If we go down to -- you're
10 talking about cooperation, right? So are they 100 percent
11 transparent with us? That's the question, and, if they are
12 not, then how do we run into that problem where we just live
13 with what they share with us? Because you're talking about
14 a process where we need to know what's going on, who we're
15 dealing with, who we're going to deal with in the future.

16 MR. INGLESINO: Well, that becomes, you know, the
17 art of the relationship. You know?

18 COMMISSIONER EVANS: If you exclude the history of
19 surprises, I think they're transparent.

20 (Laughter)

21 UNIDENTIFIED SPEAKER: But that answer is just --
22 that answers the question though, doesn't it?

23 UNIDENTIFIED SPEAKER: Just be mindful, though, if
24 we were to declare it an area in need of redevelopment with
25 condemnation, that doesn't mean we have to condemn it.

1 UNIDENTIFIED SPEAKER: We do.

2 UNIDENTIFIED SPEAKER: And we actually do. I
3 think we need to position ourselves -- John, you correct me
4 if I'm wrong -- in the strongest spot that we could possibly
5 be in.

6 COMMISSIONER EVANS: Right.

7 UNIDENTIFIED SPEAKER: And we don't have to make
8 that decision. We could also, you know, by resolution just
9 refer to the planning board and start the process.

10 UNIDENTIFIED SPEAKER: (Indiscernible.)

11 COMMISSIONER EVANS: Right.

12 UNIDENTIFIED SPEAKER: So it would be to their
13 benefit to be transparent.

14 COMMISSIONER EVANS: Yeah, I think the question
15 around all of this discussion is how do we improve our
16 voice, the strength of our voice, the quality of our voice
17 and sort of actually be clear that we don't want to be
18 ignored. Right? It feels like, if we let things go as a
19 traditional sale would go, then you're already reacting to a
20 process, and we've gone pretty far down the line before we
21 even know about it.

22 Because I'm sure, given the size of it, there'll
23 be a nondisclosure agreement signed that says no one talks
24 about this until it's done. So a normal corporate
25 environment. So, by the time we know about it under -- my

1 sense is under, you know, normal rules, we're already
2 catching up.

3 UNIDENTIFIED SPEAKER: That's right. We're
4 reacting.

5 COMMISSIONER EVANS: Right.

6 UNIDENTIFIED SPEAKER: We're not proactive.

7 COMMISSIONER EVANS: And so, I just think -- and I
8 agree with you, Joe, that our strategy around this has to be
9 how do we make sure that we maintain the strongest voice
10 possible, and I think being demonstrative in our actions
11 around what we think is important and making that really
12 clear -- because, when I look at this and I compare what --
13 and there's nothing wrong with what Roche wants to do.

14 Their desires -- you know, preserve my corporate
15 reputation, clean it up, transfer it to somebody else.
16 Because they have already announced their exit. So there's
17 no benefit for them to say we could stay around longer,
18 right? So, as expeditiously as possible, transfer.

19 At that point, we're reacting. So anything we can
20 do that gets us a stronger voice, that actually positions us
21 -- and, to the point earlier, it could possibly be
22 redevelopment with condemnation, but we don't have to
23 exercise it.

24 UNIDENTIFIED SPEAKER: Uh-huh.

25 COMMISSIONER EVANS: Right?

1 UNIDENTIFIED SPEAKER: John, a question. The
2 pilots --

3 COMMISSIONER EVANS: It's just another tool.

4 UNIDENTIFIED SPEAKER: The pilots and the rabs --
5 are they available to the municipalities if you don't go for
6 redevelopment, with or without condemnation?

7 MR. INGLESINO: They're only available if the area
8 is in the area of in need of redevelopment, but they are
9 available whether you go area need with condemnation or area
10 in need without.

11 UNIDENTIFIED SPEAKER: Right. My point of that
12 question is -- I knew the answer to that.

13 MR. INGLESINO: Yeah.

14 UNIDENTIFIED SPEAKER: My question is doesn't that
15 benefit a developer at some point in time to not object to
16 us doing that, because it opened up the toolbox for us to
17 work with them; is that true?

18 MR. INGLESINO: It certainly should, particularly
19 if you do it on a non-condemnation basis. I would think
20 that would be something that would be welcomed.

21 UNIDENTIFIED SPEAKER: It doesn't have to be
22 adversarial. That process is not necessarily adversarial to
23 Roche or any potential buyer.

24 COMMISSIONER EVANS: You know, I'm not thinking it
25 would be.

1 MR. INGLESINO: Correct.

2 UNIDENTIFIED SPEAKER: Yeah. No, I'm just saying
3 I want to make that clear.

4 UNIDENTIFIED SPEAKER: Correct, correct.

5 COMMISSIONER EVANS: The other thing was in a
6 pilot. Am I correct -- and this is -- I read this, but I'm
7 not sure I read it the right way. That, if you do a pilot
8 which is payment in lieu, you know, of tax -- you negotiate
9 a fixed amount -- that you can actually eliminate the county
10 portion of that payment for a period of time.

11 MR. INGLESINO: No, the county gets five percent.

12 COMMISSIONER EVANS: Okay.

13 MR. INGLESINO: They get a minimum, statutory
14 minimum of five percent. You could eliminate the school
15 payment, entirely, if you want to, but you can't --

16 COMMISSIONER EVANS: The answer's yes?

17 (Laughter)

18 MR. INGLESINO: The county gets five percent, and
19 you get the rest. So the way the numbers usually work
20 conceptually is, you know, the county -- I mean, your -- I
21 don't know what the -- actually, I presume in Essex County
22 -- you're in Essex County. So the county portion of your
23 tax bill is probably higher than five percent that was
24 matched.

25 COMMISSIONER EVANS: Seventeen.

1 MR. INGLESINO: Seventeen? So, you know, I think
2 Morris County is a lot less. So redevelopment -- the county
3 doesn't care. I don't know whether Essex County government
4 has a sensitivity to whether or not you do something as an
5 area in need of redevelopment or whether they get the
6 minimum statutory percentage of five percent or whether, you
7 know, they're going to expect something higher.

8 COMMISSIONER EVANS: Well now, they lose about 13
9 million?

10 MR. INGLESINO: Yeah, I just don't know. Well,
11 you know, the theory of redevelopment, too, is, but for the
12 pilot, you wouldn't have the project.

13 COMMISSIONER EVANS: Uh-huh.

14 MR. INGLESINO: So, you know, five percent, you
15 know, is better than nothing, right? So that's one way to
16 look at it.

17 COMMISSIONER EVANS: Because, if we took it, you
18 know, there wouldn't be any tax on it. So they'd lose it
19 all.

20 MR. INGLESINO: Right.

21 UNIDENTIFIED SPEAKER: So, if we went down the
22 pilot route, even though they were getting a tax break, not
23 necessarily that we're getting less in taxes --

24 MR. INGLESINO: The municipality will get more,
25 usually, because -- and that's why, in the pilots, you're

1 usually appealing to the property owner and to the
2 municipality (indiscernible) the budget gets more. The
3 county gets a little less (indiscernible) gets --

4 UNIDENTIFIED SPEAKER: And that's one of the
5 advantages of having an area (indiscernible) redevelopment
6 in need of redevelopment.

7 UNIDENTIFIED SPEAKER: So when does the election
8 have to be made as to whether it's condemnation versus non-
9 condemnation?

10 MR. INGLESINO: Right upfront.

11 UNIDENTIFIED SPEAKER: So, when you first do your
12 first resolution, you have to indicate what you're going
13 for?

14 MR. INGLESINO: Yeah, and it has to be in all the
15 notices to the property owner.

16 UNIDENTIFIED SPEAKER: So, John, just another
17 question just -- I'm sorry, (indiscernible).

18 UNIDENTIFIED SPEAKER: That's fine. I didn't know
19 what he meant by upfront. It means that's upfront from when
20 it goes to the planning board or when it comes back to it?

21 MR. INGLESINO: No, when you do the initial
22 authorizing resolution to the planning board.

23 UNIDENTIFIED SPEAKER: Yeah, I think it's
24 important for everyone to understand something. While we're
25 talking about designating the area as in need of

1 redevelopment and talking with condemnation, without
2 condemnation, our relationship with Hoffman LaRoche has not
3 been adversarial at all. While some of the conclusions and
4 some of the assumptions in the concept, all right, may raise
5 our eyebrows, all right, and may be conflicting with
6 ultimately what we would like to see there, our first
7 approach, as it always is, is one of cooperation and in
8 getting this done as quickly and as painlessly as possible.

9 COMMISSIONER EVANS: Yeah.

10 UNIDENTIFIED SPEAKER: But again, realizing that
11 our first responsibility, right, is to our residents. The
12 same as Hoffman LaRoche's is to corporate.

13 COMMISSIONER EVANS: Right. And my history with
14 them has always been very cordial. Right? All of this
15 discussion is about is what can we do to strengthen our
16 voice, --

17 UNIDENTIFIED SPEAKER: Options.

18 COMMISSIONER EVANS: -- consider what those things
19 are in light of the factors that this conceptual plan here
20 has a lot of options in it that have a really significant
21 window associated with that, and it's all predicated on the
22 fact that ultimately a buyer will be identified who wants to
23 do that.

24 UNIDENTIFIED SPEAKER: Right.

25 COMMISSIONER EVANS: So I just figured is that

1 this -- and I don't think this -- there's not an intent here
2 to be adversarial. Just be about where are our options, and
3 really, what it comes down to -- what are our options to
4 strengthen our voice.

5 UNIDENTIFIED SPEAKER: Well, we do think, for
6 example -- and it's a good point. I mean, this is where the
7 communication and the interaction between Roche and Kroger
8 (sic) and the municipality, it seems to me, is critically
9 important, because, you know, they're out there trying to
10 market biomed. companies, right? The biomed. company wants
11 to make a decision where to go. Okay?

12 Nutley -- oh, don't you want Roche to be able to
13 say hey, you know, this municipality will consider making
14 this an area in need of redevelopment so that when you're
15 doing your proforma, you know, you might be able to figure
16 in a pilot payment (indiscernible) maybe the site looks more
17 competitive, you know, to the type of user that you want to
18 help, you know, bring them in, but you need that kind of
19 cooperative communication with Roche and the broker so that,
20 you know, that broker is presumably out there talking to
21 these, you know, new pharma. companies or whoever it is
22 that's desirable to be there, you know, they're having that
23 kind of conversation.

24 And then, what you want are, you know, people
25 calling you up to the broker. You want the broker coming

1 back and saying hey, I have a prospective, really good user,
2 you know, we'd like to talk to them about, you know, whether
3 we'd be willing to go down the redevelopment area
4 (indiscernible), you know, have a pilot payment, you know,
5 mechanism. And that's the kind of interaction that I think
6 you -- the cooperation that you're really wanting to see and
7 that communication.

8 UNIDENTIFIED SPEAKER: I think that's on the
9 horizon for us, because I can remember at our repurposing
10 meetings this coming up, you know, some of these talks about
11 how, you know, you could repurpose the property and, you
12 know, to qualify for an area of redevelopment and so forth
13 and so on, pilot programs as well. You know?

14 And I know you talked about some rabs before,
15 John. Just for all of us that, you know, that might not
16 know exactly what that is, can you just explain that?

17 MR. INGLESINO: Just redevelopment area bonds.
18 Basically, if there is a structure that needs to be
19 developed on the property, (indiscernible) will restore any
20 kind of public infrastructure that (indiscernible) bonding,
21 do that and secure those bonds with a pilot payment.

22 UNIDENTIFIED SPEAKER: Uh-huh.

23 MR. INGLESINO: So that they wouldn't -- and I
24 guess Steve can tell you better than I can, because he's
25 the, quote, finance guy, but, you know, that wouldn't count

1 against the net debt of the municipality.

2 COMMISSIONER EVANS: Right.

3 MR. INGLESINO: Wouldn't put your taxpayers on the
4 hook.

5 UNIDENTIFIED SPEAKER: Right.

6 MR. INGLESINO: You know, the pilot payments would
7 secure, you know, those bonds. So a financing technique
8 again.

9 COMMISSIONER EVANS: Yeah.

10 MR. INGLESINO: That's available for public
11 (indiscernible).

12 COMMISSIONER EVANS: Our bonding ability -- you
13 know, we're in great shape (indiscernible). Roughly, it's
14 about 124 million borrowing power against roughly 12 million
15 in outstanding debt (indiscernible).

16 UNIDENTIFIED SPEAKER: Just to finish the
17 (indiscernible) here, --

18 UNIDENTIFIED SPEAKER: Yeah, why don't we get
19 (indiscernible).

20 (Cross-talk)

21 MR. GENITEMPO: Let's get through this.

22 UNIDENTIFIED SPEAKER: We're almost done. Because
23 --

24 COMMISSIONER EVANS: Nine years at 2.6 (sic).

25 MR. GENITEMPO: Interesting -- there at page 46

1 talks about -- we asked them to look at the economic impact
2 of unemployment, jobs, and you can see each breakdown on 46,
3 each of the breakdown of each scheme, you know, both direct
4 and indirect, construction, during construction phase and
5 then, during full operations. You know? Scheme 4
6 estimating 6,700 direct employees. Roche, at peak
7 employment, was 8,500 employees. So those are interesting
8 numbers.

9 Again, all conceptual. Nothing in stone.

10 And then, the next page, 47, talks about economic
11 impact on wages. You know, if you -- that's 6,900, 6,700
12 employees in scheme 4. They're estimating \$653 million in
13 wages being paid out in 2013 dollars, again.

14 And then, on page 48, again is the overall impact
15 of on and off-site, and, not only the site, but also the
16 additional areas of the town, the other businesses, the
17 local business, and again, this is in -- it's actually
18 billions, 1.6 billion, if you look at scheme 4 after
19 everything's broke out. Again, very conceptual, very
20 estimated, estimatable.

21 So those are just, you know, some ideas. Again,
22 as Commissioner Evans said, I wouldn't take those numbers to
23 the bank or anything at this point in time, but we asked
24 them to give us some rough numbers on impact, and they did
25 that.

1 Then, really, the rest of the slides are kind of
2 -- just kind of a commentary on what our criteria was and
3 whatever criteria was met. If it's green, it was met. If
4 it's red, it wasn't met. And, in some cases, they're half
5 green and half red, et cetera.

6 UNIDENTIFIED SPEAKER: Alan, a question on those.
7 Because I just want to make sure I'm understanding properly.

8 MR. GENITEMPO: Not my favorite charts, by the
9 way.

10 UNIDENTIFIED SPEAKER: Yeah, yeah, yeah.

11 UNIDENTIFIED SPEAKER: Definitely.

12 UNIDENTIFIED SPEAKER: Just when we look at the
13 different schemes and these color codings here, --

14 MR. GENITEMPO: Uh-huh.

15 UNIDENTIFIED SPEAKER: -- does minimizes impact on
16 public schools, which is obviously (indiscernible).

17 UNIDENTIFIED SPEAKER: You're at 51, right?

18 UNIDENTIFIED SPEAKER: Right, page 51. You go to
19 scheme four -- does not meet the criteria. Okay?

20 UNIDENTIFIED SPEAKER: I think what --

21 COMMISSIONER EVANS: Does not minimize.

22 UNIDENTIFIED SPEAKER: In other words, there's the
23 highest number of --

24 UNIDENTIFIED SPEAKER: Right.

25 MR. GENITEMPO: -- residential units in scheme

1 four. So, in their mind, it's only partially being met.
2 It's more closely being met in scheme one and scheme two,
3 which has less residential units.

4 UNIDENTIFIED SPEAKER: All Right. And then, when
5 we go to the next page, maxes generation of real estate tax
6 rateable. We go to scheme four again. So, I mean, two of
7 the -- and I'm just -- that's why I want to make sure I'm
8 understanding this. Because scheme four -- when you look at
9 it -- when I look at it, I kind of --

10 MR. GENITEMPO: Yeah, I think that's a mistake.

11 UNIDENTIFIED SPEAKER: Yeah, because it doesn't
12 seem to make sense to me.

13 UNIDENTIFIED SPEAKER: John?

14 COMMISSIONER EVANS: Well, at one level, right, a
15 corporate, industrial use -- you value differently than a
16 residential use, and so, if you take an assessed value of
17 what the value is per unit and you think about apartments.
18 There's a certain market value per apartment. And so, it's
19 a different method. So residential could conceivably
20 generate less revenue -- may look nice, but could easily
21 generate less tax revenue.

22 UNIDENTIFIED SPEAKER: Depending on the use,
23 correct?

24 COMMISSIONER EVANS: When you compare it to --
25 yeah, the use. When you -- and I'm doing that in the

1 context of comparing that to one, two, and three.

2 UNIDENTIFIED SPEAKER: Right.

3 MR. GENITEMPO: And, Commissioner, one other
4 thing. In scheme four, the overall generated revenue,
5 according to this, seems less than (indiscernible). Nutley,
6 though, the Nutley portion is significantly higher.

7 UNIDENTIFIED SPEAKER: So you're saying we're
8 looking at the whole --

9 MR. GENITEMPO: So it's a total picture.

10 UNIDENTIFIED SPEAKER: Total picture? Okay.
11 All right.

12 MR. GENITEMPO: And then, you get to page 53,
13 which are the next steps, and again, this is kind of talking
14 about flexible (indiscernible). I think we beat that to
15 death. So --

16 UNIDENTIFIED SPEAKER: Kind of (indiscernible).

17 MR. GENITEMPO: Right. And then, really,
18 interesting on page -- section seven, there's a summary of a
19 traffic report that Roche commissioned which talks about the
20 infrastructure or actually the other -- the areas around the
21 Roche property that -- you know, the four corners areas and
22 Route 3 exits, Bloomfield Avenue, the Route 3, you know,
23 entrance.

24 Of course, what's currently there would have to be
25 modified, and they've come up with estimate of about --

1 actually, the full plan -- I think it's about \$2.3 million.
2 Here it is. Page 5 of the plan, approximately \$2.35 million
3 in modifications to traffic area. Then there's a list of
4 them, several of them. And they didn't think that was very
5 significant, based on the amount of areas that were being
6 potentially affected. So just for some informational
7 purposes there.

8 This doesn't address really much -- I know the
9 commissioners discussed a lot about transit and getting some
10 type of a transit hub there or some type of additional, you
11 know, access to transit, and that's not really addressed
12 very much because of the difficulty in making that happen.

13 And then, finally, just to complete it, section
14 eight is an issue talking about ongoing remediation of the
15 site. Roche has obviously worked closely with the DEP, and
16 our own people are in discussions with -- I don't know if
17 Commissioner Scarpelli's department -- the engineer would be
18 dealing with them.

19 And they're moving forward with their plan. By
20 May of this year, they have to have all their plans
21 submitted to the DEP for (indiscernible). So, from what we
22 understand, that's all progressing on time.

23 So that is it. Next week, we have Ming Woo, the
24 principal from Perkins is going to be here. We asked him to
25 kind of modify this and make it a little bit shorter

1 presentation, and Bruce Murray (ph) from RES is also going
2 to be here to talk about their participation in it, present
3 it to the public and the commissioners.

4 UNIDENTIFIED SPEAKER: And that's March 12th.

5 MR. GENITEMPO: March 12th.

6 UNIDENTIFIED SPEAKER: At what time?

7 MR. GENITEMPO: 7:00 at the high school.

8 UNIDENTIFIED SPEAKER: 7:00? At the high school?

9 MR. GENITEMPO: Uh-huh.

10 UNIDENTIFIED SPEAKER: And that will be open for
11 public comment?

12 MR. GENITEMPO: Right, we'll open it up for
13 questions and answers. They'll stay and answer questions,
14 if they can, and I guess if anything's directed at
15 (indiscernible), that would be part of it. John is going to
16 be there also.

17 I understand that Roche wants to come and observe.
18 So they've asked if they can (indiscernible).

19 UNIDENTIFIED SPEAKER: (Indiscernible.)

20 UNIDENTIFIED SPEAKER: They're residents.

21 MR. GENITEMPO: Yeah, they also will be there to
22 answer questions.

23 UNIDENTIFIED SPEAKER: (Indiscernible.)

24 MAYOR PETRACCO: Okay. I would just like to thank
25 everyone for attending tonight's meeting, residents and the

1 governing body.

2 John, thank you for coming (indiscernible) very,
3 very (indiscernible)t. You're really positive. Always nice
4 to see you.

5 Alan and Sam, I can't thank you enough for
6 preparing this.

7 And, just in closing, you know, I'd like to thank
8 Commissioner Tucci for spending the summer with me at Roche.

9 COMMISSIONER TUCCI: We had a wonderful summer
10 together.

11 MAYOR PETRACCO: Yeah, everybody was in their
12 pool.

13 (Laughter)

14 MAYOR PETRACCO: But I just wanted to -- in
15 closing, it's very important for me to make this statement.
16 You know, this has been a really team effort by all the
17 commissioners, all of our staff, our administrators, right
18 down through, you know, a lot of people of the township and
19 people that are recording (sic)t. So it'ts a team effort.

20 I think that we all can attest how much we love
21 the town and how concerned we are about Roche leaving and
22 how much interest we have in, you know, with all our
23 families being in the town and living here ourselves. The
24 commitment we have to making sure that we get the best
25 results for the residents that we can at the end of the day.

1 Goodnight, everyone. See you tomorrow.

2 UNIDENTIFIED SPEAKER: We need a motion to --

3 UNIDENTIFIED SPEAKER: Motion to adjourn.

4 MADAM CLERK: Gentlemen, we need a motion to
5 adjourn and a second, please.

6 COMMISSIONER EVANS: Motion to adjourn.

7 COMMISSIONER ROGERS: Second.

8 MADAM CLERK: Okay. Motion to adjourn by
9 Commissioner Evans. That was seconded by
10 Commissioner Rogers?

11 Commissioner Rogers?

12 COMMISSIONER ROGERS: Aye.

13 MADAM CLERK: Commissioner Tucci?

14 COMMISSIONER TUCCI: Aye.

15 MADAM CLERK: Commissioner Evans?

16 COMMISSIONER EVANS: Aye.

17 MADAM CLERK: Commissioner Scarpelli?

18 COMMISSIONER SCARPELLI: Aye.

19 MADAM CLERK: Mayor Petracco?

20 MAYOR PETRACCO: Aye.

21 MADAM CLERK: Thank you, gentlemen. Meeting
22 adjourned.

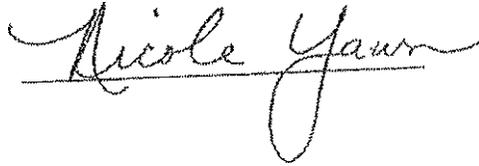
23 (Whereupon, these proceedings were concluded at
24 10:49 PM)

25

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

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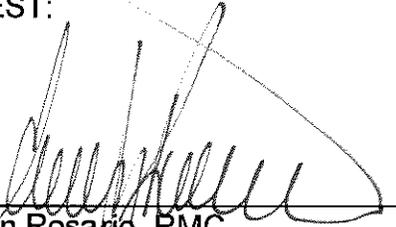
I, Nicole Yawn, certify that the foregoing transcript is a true and accurate record of the proceedings.

A handwritten signature in cursive script that reads "Nicole Yawn". The signature is written in black ink and is positioned above a horizontal line.

Date: March 26, 2014

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

ATTEST:



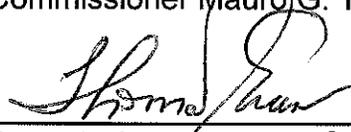
Evelyn Rosario, RMC
Municipal Clerk
(Meeting Minutes Approved at the)
(April 15, 2014 Board of)
(Commissioners Meeting)



Commissioner Steven Rogers



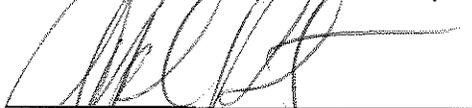
Commissioner Mauro G. Tucci



Commissioner Thomas J. Evans



Commissioner Joseph P. Scarpelli



Mayor Alphonse Petracco

Uniform Construction Code Revenue 2013 Annual

Total Number of Permits	Type of Construction	Estimated Cost	Construction Fees
<u>NEW CONSTRUCTION</u>			
3	Business (B) Certificate of Occupancy	\$ 796,000	\$ 3,661 365
4	Residential (R-2) Certificate of Occupancy	3,200,000	43,364 4,336
5	Residential (R-5) Certificate of Occupancy	783,280	7,468 746
11	Accessory/Utility (U) Certificate of Occupancy	258,143	990 150
	<i>Total</i>	<i>\$ 5,037,423</i>	<i>\$ 61,080</i>
<u>ADDITIONS</u>			
2	Business (B) Certificate of Occupancy	\$ 67,000	\$ 543 175
30	Residential (R-5) Certificate of Occupancy	1,924,836	16,448 2,435
	<i>Total</i>	<i>\$ 1,991,836</i>	<i>\$ 19,601</i>
<u>ALTERATIONS</u>			
1	Assembly (A-1)	\$ 1,000	\$ 0
10	Assembly (A-2)	63,805	0
4	Assembly (A-3)	134,800	0
3	Assembly (A-5)	500	0
93	Business (B)	947,480	10,985
2	Educational (E)	31,200	0
1	Mercantile (M)	11,000	0
1	Residential (R-1)	154,800	2,970
128	Residential (R-2)	564,286	5,683
1,094	Residential (R-5)	5,400,978	57,143
79	Accessory/Utility (U)	573,886	8,848
	<i>Total</i>	<i>\$ 7,883,835</i>	<i>\$ 85,629</i>

Uniform Construction Code Revenue

Total Number of Permits	Type of Construction	Estimated Cost	Construction Fees
<u>DEMOLITIONS</u>			
2	Business (B)	\$ 1,842,000	\$ 37,940
7	Residential (R-5)	111,740	600
7	Accessory/Utility (U)	18,900	637
		\$ 1,972,640	\$ 39,177
<u>PERMIT UPDATES</u>			
NEW CONSTRUCTION			
2	Residential (R-2)	\$ 123,500	\$ 0
7	Residential (R-5)	45,350	118
ADDITIONS			
11	Residential (R-5)	\$ 321,360	\$ 2,935
	Certificate of Occupancy		218
ALTERATIONS			
2	Assembly (A-2)	\$ 2,200	\$ 100
11	Business (B)	307,620	4,060
3	Residential (R-1)	20,772	176
5	Residential (R-2)	8,100	100
38	Residential (R-5)	81,574	485
2	Accessory/Utility (U)	8,100	85
	<i>Total</i>	\$ 918,576	\$ 8,189
<u>SIGNS</u>			
AWNING			
5	Assembly (A-2)	\$ 13,475	\$ 1,172
6	Business (B)	6,200	429
1	Residential (R-2)	770	56
SIGN			
2	Assembly (A-2)	\$ 9,450	\$ 694
3	Business (B)	3,725	224
1	Accessory/Utility (U)	1,000	0
	<i>Total</i>	\$ 34,620	\$ 2,575

Uniform Construction Code Revenue

Total Number of Permits	Type of Construction	Estimated Cost	Construction Fees
<u>OIL TANKS</u>			
TANK FILL			
1	Residential (R-5)	\$ 2,365	\$ 0
TANK REMOVAL			
1	Assembly (A-3)	\$ 3,000	\$ 0
3	Business (B)	16,350	125
1	Residential (R-1)	1,295	25
5	Residential (R-2)	15,900	350
87	Residential (R-5)	194,602	2,225
	<i>Total</i>	\$ 233,512	\$ 2,725
<u>MISCELLANEOUS PERMITS</u>			
TEMPORARY COs			
1	Business (B)		\$ 100
1	Residential (R-2)		100
6	Residential (R-5)		600
VARIATIONS			
1	Business (B)		150
1	Accessory/Utility (U)		100
	<i>Total</i>		\$ 850
<u>SUBCODES</u>			
963	Building		\$ *
671	Electric		52,756
696	Plumbing		67,969
514	Fire		39,596
62	Elevator		22,195
	<i>Total</i>		\$ 182,156
<u>FEES WAIVED*</u>			
55	Building		\$ 10,037
16	Electric		1,325
5	Plumbing		465
6	Fire		480
1	CO		75
3	Demolition		450
62	DCA		886
	<i>Total</i>		\$ 13,718

Uniform Construction Code Revenue

<u>PENALTIES COLLECTED</u>		
<u>1</u>	False or Misleading Statement	<u>\$ 1,000</u>
<u>6</u>	Work without permits	<u>2,150</u>
	<i>Total</i>	<u>\$ 3,150</u>
	<i>Grand Total</i>	<u>\$ 18,072,342</u>
	<i>Total Permits Issued</i>	<u>1,682</u>

*Total broken down above

Zoning Revenue

Number of Permits	Zoning Description	Total Fees Collected
614	Zoning Review	\$ 10,440
216	Garage Sales	2,160
15	Shed	750
86	Driveway	4,300
13	Retaining Wall	650
0	Carport	0
17	Lawn Signs	425
95	Fences	4,600
26	Signs (Non-UCC)	1,031
0	Filming	0
389	Zoning Certificates (1 family)	29,175
31	Zoning Certificates (2 family)	4,500
1	Zoning Certificates (3 family)	225
68	Zoning Certificates (Business)	3,350
17	Zoning Certificates (Sale of Building)	4,390
a 15	aZoning Certificate (Re-Inspection)	360
25	Temporary Zoning Certificate	1,250
312	Apartment Rental Certificates	11,120
2	Apartment Rental (Re-Inspection)	50
0	Penalty (Non-UCC)	0
27	Contractors Licenses (New)	1,350
90	Contractors Licenses (Renewal)	2,250
4	Outdoor Seating	400
3	Radius Maps	30
3	Christmas Tree Sales	75
1	Carnival	0
3	Reimbursement for Landscaping Services	533.50
a 54a	Zoning Board of Adjustment	12,305
7	Planning Board	8,100
Grand Total		\$ 103,819.50

Inspections

Subcode	Number of Inspections
<u>BUILDING</u>	2,435
<u>ELECTRICAL</u>	1,310
<u>PLUMBING</u>	1,015
<u>FIRE</u>	1,211
<i>Total</i>	5,971

*N.J.A.C. 5:23-4.5(j) Conflict of interest:

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UCC Violations & Court Appearances

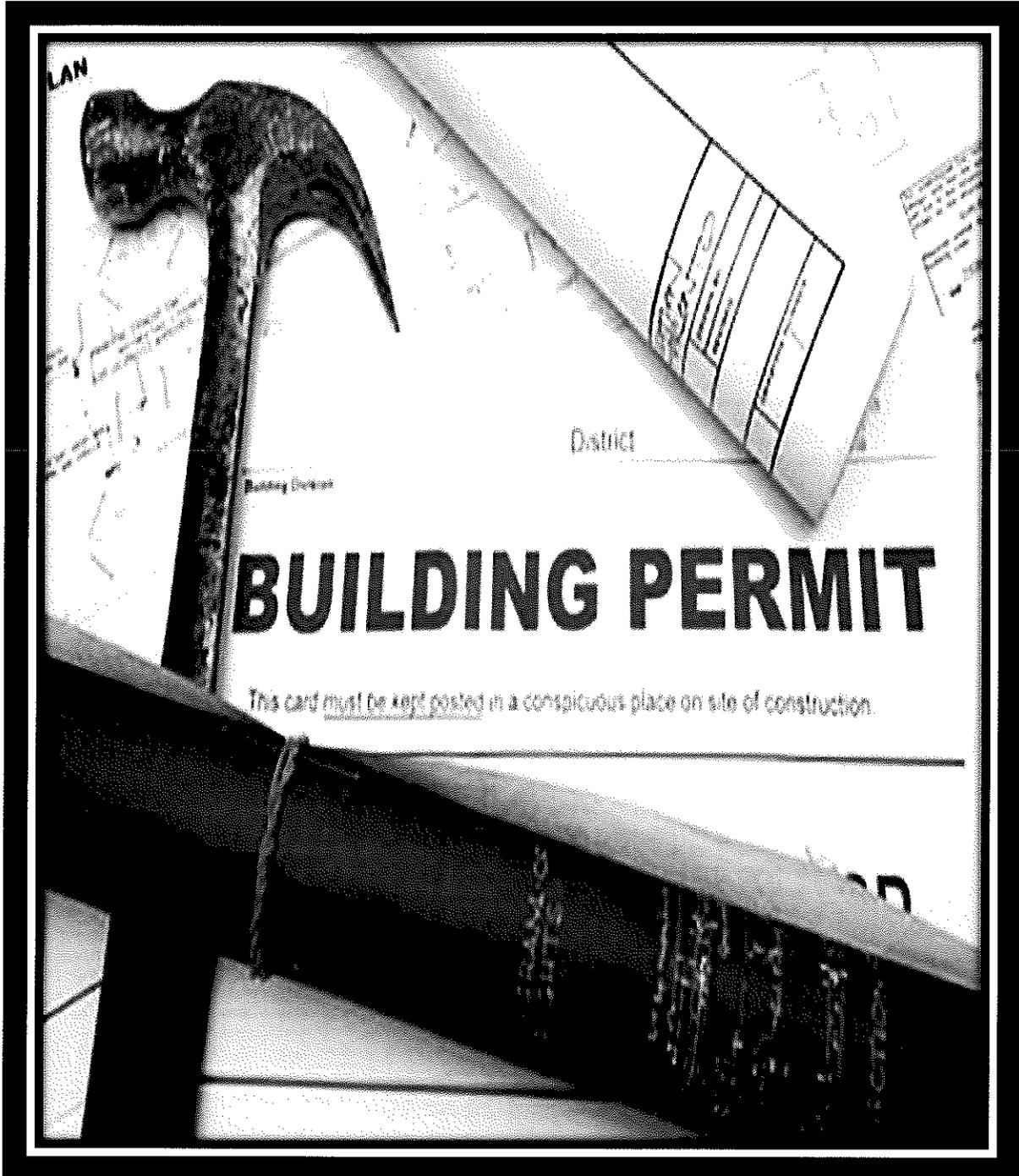
<u>Description of Violation</u>	<u>Number of Violations</u>
<u>UCC VIOLATIONS</u>	
Failure to comply with an order	<u>3</u>
Failure to obtain inspection	<u>3</u>
False or misleading statement	<u>1</u>
Occupancy without a certificate of occupancy	<u>6</u>
Stop Construction Order	<u>15</u>
Unsafe Structure	<u>15</u>
Violation of Electric Subcode	<u>1</u>
Violation of Plumbing Subcode	<u>2</u>
Work without required permits	<u>36</u>
<i>TOTAL</i>	<u>82</u>
<u>COURT APPEARANCES</u>	<u>93</u>

Zoning Violations

<u>Description of Violation</u>	<u>Number of Violations</u>
<u>ZONING VIOLATIONS</u>	
Clothing bin without permits	2
Corner sight clearance	4
Detached accessory structure setback	1
Failure to obtain a zoning certificate	21
Front yard parking	5
High grass	43
Improper Fencing	1
Off-premises parking	1
Outdoor café without a license	16
Prohibited commercial vehicles	6
Prohibited signs & banners	3
Prohibited uses in all districts	2
Property maintenance	50
Retaining wall maintenance	5
Sign without permits	2
Termination of business	5
Trailer and boat storage and parking	2
Unregistered/ Uninsured vehicle	12
Work without a zoning permit	22
<i>TOTAL</i>	<i>203</i>

TOWNSHIP OF NUTLEY CODE ENFORCEMENT

2
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3



2013 YEAR END REPORT
REVENUE & FINANCE DEPARTMENT
COMMISSIONER, THOMAS J. EVANS

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Uniform Construction Code Revenue October 2013

Total Number of Permits	Type of Construction	Estimated Cost	Construction Fees
<u>NEW CONSTRUCTION</u>			
1	Residential (R-5) Certificate of Occupancy	\$ 210,000	\$ 934
2	Accessory/Utility (U) Certificate of Occupancy	49,500	93 327 0
	<i>Total</i>	<i>\$ 259,500</i>	<i>\$ 1,354</i>
<u>ADDITIONS</u>			
3	Residential (R-5) Certificate of Occupancy	\$ 112,675	\$ 984 225
	<i>Total</i>	<i>\$ 112,675</i>	<i>\$ 1,209</i>
<u>ALTERATIONS</u>			
17	Business (B)	\$ 77,515	\$ 1,090
53	Residential (R-2)	35,296	286
133	Residential (R-5)	544,754	6,285
8	Accessory/Utility (U)	57,685	705
	<i>Total</i>	<i>\$ 715,250</i>	<i>\$ 8,366</i>
<u>DEMOLITIONS</u>			
1	Business (B)	\$ 15,000	\$ 330
1	Accessory/Utility (U)	1,000	150
		<i>\$ 16,000</i>	<i>\$ 480</i>
<u>PERMIT UPDATES</u>			
<u>NEW CONSTRUCTION</u>			
1	Residential (R-2)	\$ 3,500	\$ 0
3	Residential (R-5)	4,350	50
<u>ADDITIONS</u>			
1	Residential (R-5)	\$ 6,000	\$ 51
<u>ALTERATIONS</u>			
1	Residential (R-5)	\$ 36,000	\$ 0
	<i>Total</i>	<i>\$ 79,850</i>	<i>\$ 101</i>

Uniform Construction Code Revenue October 2013

Total Number of Permits	Type of Construction	Estimated Cost	Construction Fees
<u>SIGNS</u>			
AWNING			
1	Assembly (A-2)	\$ 1,900	\$ 290
	<i>Total</i>	<i>\$ 1,900</i>	<i>\$ 290</i>
<u>OIL TANKS</u>			
TANK REMOVAL			
1	Business (B)	\$ 1,250	\$ 100
1	Residential (R-2)	3,000	25
23	Residential (R-5)	49,412	600
	<i>Total</i>	<i>\$ 53,662</i>	<i>\$ 725</i>
<u>SUBCODES</u>			
115	Building		\$ *
108	Electric		7,705
74	Plumbing		6,585
72	Fire		5,759
	<i>Total</i>		<i>\$ 20,049</i>
<u>FEES WAIVED*</u>			
3	Building		\$ 562
2	Electric		155
5	DCA		53
	<i>Total</i>		<i>\$ 770</i>
	Grand Total	\$ 1,238,837	\$ 33,344
	Total Permits Issued		251

*Total broken down above

Uniform Construction Code Revenue November 2013

Total Number of Permits	Type of Construction	Estimated Cost	Construction Fees
<u>NEW CONSTRUCTION</u>			
4	Residential (R-2) Certificate of Occupancy	\$ 3,200,000	\$ 43,364
1	Accessory/Utility (U) Certificate of Occupancy	3,743	68
	<i>Total</i>	<i>\$ 3,203,743</i>	<i>\$ 47,768</i>
<u>ADDITIONS</u>			
5	Residential (R-5) Certificate of Occupancy	\$ 325,450	\$ 2,668
	<i>Total</i>	<i>\$ 325,450</i>	<i>\$ 3,043</i>
<u>ALTERATIONS</u>			
1	Assembly (A-2)	\$ 2,000	\$ 0
1	Assembly (A-3)	1,400	0
3	Business (B)	65,198	1,068
4	Residential (R-2)	13,399	0
83	Residential (R-5)	376,961	3,694
5	Accessory/Utility (U)	21,050	364
	<i>Total</i>	<i>\$ 480,008</i>	<i>\$ 5,126</i>
<u>PERMIT UPDATES</u>			
<u>NEW CONSTRUCTION</u>			
1	Residential (R-2)	\$ 120,000	\$ 0
1	Residential (R-5)	1,000	0
<u>ALTERATIONS</u>			
1	Assembly (A-2)	\$ 1,550	\$ 100
6	Residential (R-5)	10,249	85
	<i>Total</i>	<i>\$ 132,799</i>	<i>\$ 185</i>
<u>SIGNS</u>			
<u>AWNING</u>			
1	Business (B)	\$ 1,600	\$ 63
<u>SIGN</u>			
1	Business (B)	\$ 1,300	\$ 104
	<i>Total</i>	<i>\$ 2,900</i>	<i>\$ 167</i>

Uniform Construction Code Revenue November 2013

Total Number of Permits	Type of Construction	Estimated Cost	Construction Fees
	<u>OIL TANKS</u>		
	<u>TANK REMOVAL</u>		
6	Residential (R-5)	\$ 14,150	\$ 150
	<i>Total</i>	<i>\$ 14,150</i>	<i>\$ 150</i>
	<u>SUBCODES</u>		
63	Building		\$ *
53	Electric		4,180
58	Plumbing		7,256
38	Fire		3,170
	<i>Total</i>		<i>\$ 14,606</i>
	<i>Grand Total</i>	<i>\$ 7,359,050</i>	<i>\$ 56,289</i>
	<i>Total Permits Issued</i>		<i>124</i>

*Total broken down above

Uniform Construction Code Revenue December 2013

Total Number of Permits	Type of Construction	Estimated Cost	Construction Fees
<u>NEW CONSTRUCTION</u>			
2	Accessory/Utility (U)	\$ 84,900	\$ 264
	Certificate of Occupancy		75
	<i>Total</i>	\$ 84,900	\$ 339
<u>ADDITIONS</u>			
3	Residential (R-5)	\$ 187,000	\$ 2,421
	Certificate of Occupancy		244
	<i>Total</i>	\$ 187,000	\$ 2,665
<u>ALTERATIONS</u>			
3	Business (B)	\$ 3,174	\$ 0
8	Residential (R-2)	31,149	897
81	Residential (R-5)	399,601	3,540
2	Accessory/Utility (U)	4,350	50
	<i>Total</i>	\$ 438,274	\$ 4,487
<u>DEMOLITIONS</u>			
1	Residential (R-5)	\$ 14,000	\$ 150
1	Accessory/Utility (U)	2,000	75
		\$ 16,000	\$ 225
<u>PERMIT UPDATES</u>			
<u>ADDITIONS</u>			
2	Residential (R-5)	\$ 70,300	\$ 657
	Certificate of Occupancy		75
<u>ALTERATIONS</u>			
3	Business (B)	\$ 280,850	\$ 3,960
1	Residential (R-2)	500	0
3	Residential (R-5)	2,302	50
	<i>Total</i>	\$ 353,952	\$ 4,742
<u>SIGNS</u>			
<u>SIGN</u>			
1	Assembly (A-2)	\$ 5,450	\$ 360
	<i>Total</i>	\$ 5,450	\$ 360

Uniform Construction Code Revenue December 2013

Total Number of Permits	Type of Construction	Estimated Cost	Construction Fees
	<u>OIL TANKS</u>		
	<u>TANK REMOVAL</u>		
3	Residential (R-5)	\$ 9,250	\$ 75
	<i>Total</i>	<u>\$ 9,250</u>	<u>\$ 75</u>
	<u>MISCELLANEOUS PERMITS</u>		
	<u>TEMPORARY COS</u>		
	Business (B)		
1	Residential (R-2)		\$ 100
	<i>Total</i>		<u>\$ 100</u>
	<u>SUBCODES</u>		
63	Building		\$ *
49	Electric		4,040
59	Plumbing		6,926
48	Fire		3,820
2	Elevator		408
	<i>Total</i>		<u>\$ 15,194</u>
	<u>FEES WAIVED*</u>		
1	Building		\$ 60
1	Electric		100
1	DCA		4
	<i>Total</i>		<u>\$ 164</u>
	<u>PENALTIES COLLECTED</u>		
1	Work without permits		\$ 250
	<i>Total</i>		<u>\$ 250</u>
	<i>Grand Total</i>	<u>\$ 1,094,826</u>	<u>\$ 28,601</u>
	<i>Total Permits Issued</i>		<u>125</u>

*Total broken down above

Zoning Revenue October 2013

Number of Permits	Zoning Description	Total Fees Collected
46	Zoning Review	\$ 825
36	Garage Sales	360
1	Shed	50
8	Driveway	400
2	Retaining Wall	100
	Carport	
2	Lawn Signs	50
4	Fences	200
1	Signs (Non-UCC)	40
	Filming	
38	Zoning Certificates (1 family)	2,850
4	Zoning Certificates (2 family)	600
	Zoning Certificates (3 family)	
5	Zoning Certificates (Business)	250
1	Zoning Certificates (Sale of Building)	250
	Zoning Certificate (Re-Inspection)	
3	Temporary Zoning Certificate	150
42	Apartment Rental Certificates	1,470
	Apartment Rental (Re-Inspection)	
	Penalty (Non-UCC)	
1	Contractors Licenses (New)	50
	Contractors Licenses (Renewal)	
	Outdoor Seating	
	Radius Maps	
	Photocopies	
	Political Signs	
	Reimbursement for Landscaping Services	
7	Zoning Board of Adjustment	2,530
	Planning Board	
	Grand Total	\$ 10,750

Zoning Revenue November 2013

Number of Permits	Zoning Description	Total Fees Collected
44	Zoning Review	\$ 960
9	Garage Sales	90
1	Shed	50
7	Driveway	350
	Retaining Wall	
	Carport	
	Lawn Signs	
10	Fences	600
1	Signs (Non-UCC)	30
	Filming	
26	Zoning Certificates (1 family)	1,950
3	Zoning Certificates (2 family)	450
	Zoning Certificates (3 family)	
5	Zoning Certificates (Business)	250
	Zoning Certificates (Sale of Building)	
	Zoning Certificate (Re-Inspection)	
5	Temporary Zoning Certificate	250
19	Apartment Rental Certificates	665
	Apartment Rental (Re-Inspection)	
	Penalty (Non-UCC)	
2	Contractors Licenses (New)	100
49	Contractors Licenses (Renewal)	1,225
	Outdoor Seating	
1	Radius Maps	10
	Photocopies	
	Political Signs	
	Reimbursement for Landscaping Services	
1	Zoning Board of Adjustment	175
2	Planning Board	1,425
1	Christmas Tree Sales	25
	Grand Total	\$ 8,605

Zoning Revenue December 2013

Number of Permits	Zoning Description	Total Fees Collected
39	Zoning Review	\$765
1	Garage Sales	10
	Shed	
3	Driveway	150
1	Retaining Wall	50
	Carport	
1	Lawn Signs	25
	Fences	
7	Signs (Non-UCC)	221
	Filming	
15	Zoning Certificates (1 family)	1,125
4a	Zoning Certificates (2 family)	600
a a a a	Zoning Certificates (3 family)	
5a	Zoning Certificates (Business)	250
3a	Zoning Certificates (Sale of Building)	750
	Zoning Certificate (Re-Inspection)	
2	Temporary Zoning Certificate	100
7	Apartment Rental Certificates	245
	Apartment Rental (Re-Inspection)	
	Penalty (Non-UCC)	
3	Contractors Licenses (New)	150
12	Contractors Licenses (Renewal)	300
	Outdoor Seating	
1	Radius Maps	10
	Photocopies	
	Political Signs	
	Reimbursement for Landscaping Services	
	Zoning Board of Adjustment	
3a	Planning Board	3,650
	Grand Total	\$ 8,401

Inspections October 2013

Subcode	Number of Inspections
<u>BUILDING</u>	<u>238</u>
<u>ELECTRICAL</u>	<u>107</u>
<u>PLUMBING</u>	<u>80</u>
<u>FIRE</u>	<u>126</u>
<i>Total</i>	<u>551</u>

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Inspections November 2013

Subcode	Number of Inspections
<u>BUILDING</u>	<u>221</u>
<u>ELECTRICAL</u>	<u>111</u>
<u>PLUMBING</u>	<u>114</u>
<u>FIRE</u>	<u>82</u>
<i>Total</i>	<u>518</u>

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Inspections December 2013

Subcode	Number of Inspections
<u>BUILDING</u>	<u>194</u>
<u>ELECTRICAL</u>	<u>83</u>
<u>PLUMBING</u>	<u>77</u>
<u>FIRE</u>	<u>66</u>
<i>Total</i>	<u>420</u>

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UCC Violations & Court Appearances
October 2013

<u>Description of Violation</u>	<u>Number of Violations</u>
 <u>UCC VIOLATIONS</u>	
Failure to comply with an order	<u>1</u>
Stop Construction Order	<u>1</u>
Unsafe Structure	<u>1</u>
Work without required permits	<u>3</u>
<i>TOTAL</i>	<u>6</u>
	 <u>13</u>
 <u>COURT APPEARANCES</u>	

UCC Violations & Court Appearances November 2013

<u>Description of Violation</u>	<u>Number of Violations</u>
 <u>UCC VIOLATIONS</u>	
Stop Construction Order	<u>1</u>
Unsafe Structure	<u>1</u>
Work without required permits	<u>2</u>
<i>TOTAL</i>	<u>4</u>
 <u>COURT APPEARANCES</u>	 <u>13</u>

UCC Violations & Court Appearances
December 2013

<u>Description of Violation</u>	<u>Number of Violations</u>
 <u>UCC VIOLATIONS</u>	
Stop Construction Order	<u>1</u>
Unsafe Structure	<u>1</u>
Work without required permits	<u>1</u>
<i>TOTAL</i>	<u>3</u>
 <u>COURT APPEARANCES</u>	 <u>7</u>

Zoning Violations
October 2013

<u>Description of Violation</u>	<u>Number of Violations</u>
<u>ZONING VIOLATIONS</u>	
Failure to obtain a zoning certificate	<u>2</u>
Prohibited signs & banners	<u>1</u>
Property maintenance	<u>3</u>
Sign without permits	<u>1</u>
Work without a zoning permit	<u>2</u>
<i>TOTAL</i>	<u>9</u>

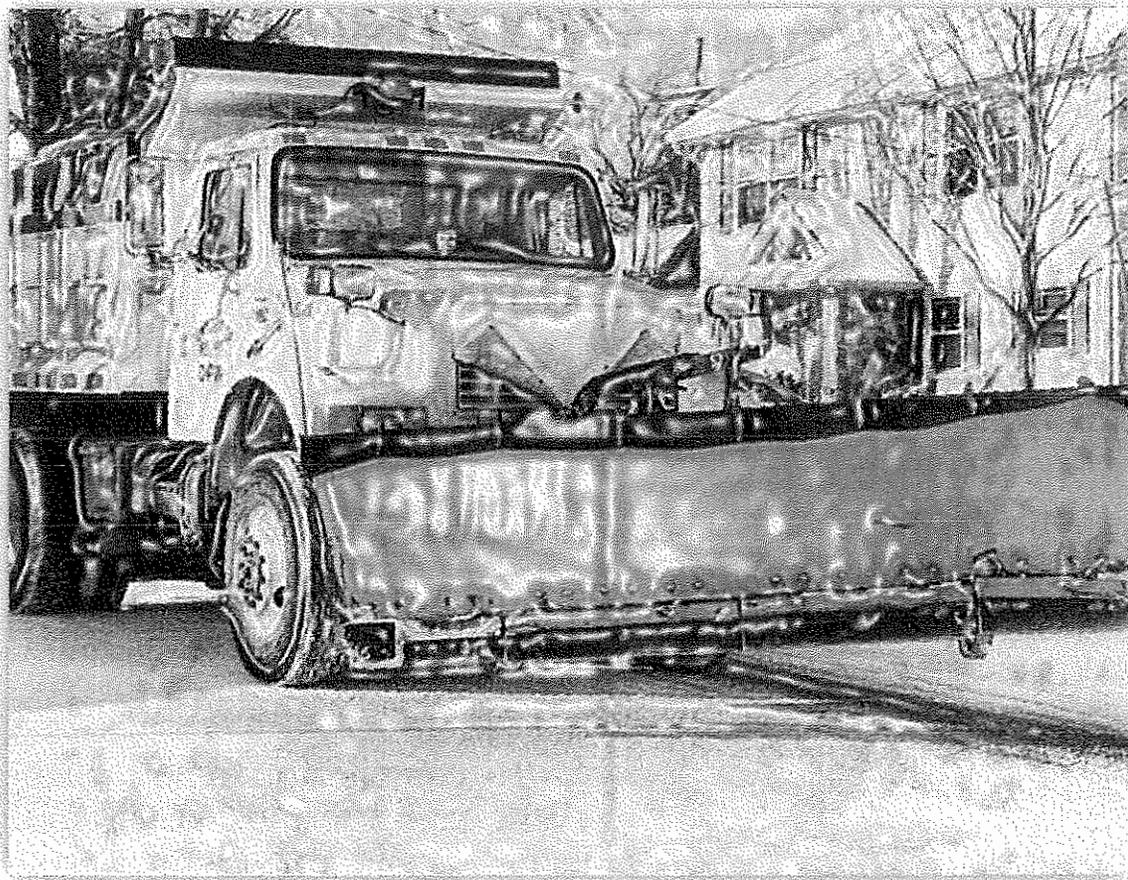
Zoning Violations
November 2013

<u>Description of Violation</u>	<u>Number of Violations</u>
<u>ZONING VIOLATIONS</u>	
Failure to obtain a zoning certificate	<u>1</u>
Termination of business	<u>2</u>
<i>TOTAL</i>	<u>3</u>

Zoning Violations
December 2013

<u>Description of Violation</u>	<u>Number of Violations</u>
<u>ZONING VIOLATIONS</u>	
Failure to obtain a zoning certificate	1
Property maintenance	1
<i>TOTAL</i>	

Commissioner Dr. Joseph P. Scarpelli Monthly Progress Reports



Water/Sewer Division September 2013

Water/Sewer Division October 2013

Water/Sewer Division November 2013

Water/Sewer Division December 2013

Parking Lot Division/December 2013

Parking Lot Division/January 2014

Recycling Data/April 2013

Road/Recycling Division/April 2013



TOWNSHIP OF NUTLEY

DEPARTMENT OF PUBLIC WORKS
NUTLEY, NEW JERSEY 07110

JOSEPH P. SCARPELLI, D.C.
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Superintendent / CPWM

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January 30, 2014

**Commissioner Joseph P. Scarpelli
Director, Department of Public Works
Township of Nutley
Nutley, New Jersey 07110**

Dear Commissioner Scarpelli:

Progress of work in the Department of Public Works Water/Sewer Division for the month of September, October, November and December 2013 is as follows:

See Attached:

Respectfully submitted;

**Mike Luzzi
Superintendent
ML/pd**

MONTHLY REPORT

SEPTEMBER TO DECEMBER 2013

- Fixed curb boxes Satherthwaite and Walnut
- Installed Water Meters At various locations
- Mark-outs
- Install new water & sewer at 38-40 Weston St.
- Installed Water Meters At various locations
- Mark-outs
- Fixed curb box 308 Chestnut St.
- Installed Water Meters At various locations
- Mark-outs
- Start foundation at Town Well for shed
- Clean up Lot 1 for Movie-night
- Installed Water Meters At various locations
- Mark-out
- Clean-up under Rail-Road Trestle on Park Ave.
- Dug curb at 106 Alexander
- Installed Water Meters At various locations
- Mark-outs
- Lay foundation for well in Oval
- Water samples
- Pick-up barricade
- Working on Town Well
- Installed Water Meters At various locations
- Mark-outs
- Flush mains
- Installed Water Meters At various locations
- mark-outs
- Poured cement slab for shed for well
- Installed Water Meters At various locations
- Mark-outs
- Clean up Pump Station
- Clean catch basin
- Poured another slab of cement at Town Well
- Fixed water main break at 13 Essex St.
- Installed Water Meters At various locations
- Mark-out
- Fixed catch basin in Holy Family Parking Lot
- Fixed curb box at 308 Chestnut St.
- Installed Water Meters At various locations
- Mark-outs
- Clean catch basins

- Repaired Curb box at 162 Pake St
- Installed Water Meters At various locations
- Mark-outs
- Repaired Catch Basin at 24 Vreeland Ave.
- Repaired curb box at 79 Kenzel Ave.
- Replace hydrant at corner of Franklin & East Plaza
- Installed Water Meters At various locations
- Mark-outs
- Cleaned Catch basins
- Installed Water Meters At various locations
- Mark-outs
- Replaced Fire Hydrant at Van Winkle and Harrison which had been hit by a car
- Ran electric to water shed
- Installed Water Meters At various locations
- Mark-outs
- Flush sewer mains
- Shredding day
- Paving around water shed
- Installed Water Meters At various locations
- Mark-outs
- Filled potholes and trenches
- Fixed catch basin in front of Senior Citizen Bldg. on Williams St.
- Installed Water Meters At various locations
- Mark-outs
- Installed Water Meters At various locations
- Mark-outs
- Maintain Pump Station
- Installed Water Meters At various locations
- Mark-outs
- Flushed blocked main at Centre and Passaic Ave.
- Read Industrial Book
- Flushed Main Lines
- Installed Water Meters At various locations
- Mark-outs
- Repaired water main break at Bloomfield Ave. in front of Rheinheimer Park
- Installed Water Meters At various locations
- Mark-outs
- Cleaned Catch Basins
- Cleaned around DPW Yard
- Cleaned Catch Basins
- Installed Water Meters At various locations
- Mark-outs
- Cleaned Yard
- Fixed Water Leak at Bloomfield Ave. and Harrison St. by Contemporary Glass

- Installed meters
- Retread curb box at 10 Oak Street
- Installed Water Meters At various locations
- Mark-outs
- Flushed main line at Washington & Hancox
- Flushed main lines
- Cleaned Catch basins
- Installed Meters
- Mark-outs
- Contractor Starts repair on broken sewer line at Hancox and Washington Ave.
- Installed Meters
- Mark-outs
- Contractor still working at Hancox and Washington Ave.
- Installed Meters
- Mark-outs
- Repaired sidewalk slabs at 25 Race Street
- Repaired sidewalk slabs at 31 Wayne Place
- Installed Meters
- Mark-outs
- Started repairing town well spigot
- Contractor still on Washington & Hancox
- Installed Meters
- Mark-outs
- Finished up sewer line with contractor at Hancox & Washington Ave.
- Installed meters
- Mark-outs
- Flushed Sewer mains
- Holiday- Bad sewer line call in Belleville
- Replaced Sewer and Water line at 42 Burton Place
- Installed Water Meters At various locations
- Mark-outs
- Worked on Shed for Town well
- Installed water Meters at various locations
- Repaired sidewalk slabs on Crestwood Crt.
- Flushed Main-lines
- Installed water meters at various locations
- Worked on Town well Shed
- Reset sidewalks at 116 North Road
- Installed water meters at various locations
- Flushed main lines
- Worked on Shed for town well
- Repaired water leak at Dog park at Rheinheimer Park
- Installed water meters at various locations
- Mark-outs

- Reset sidewalk at 116 North Road
- Replaced slabs at 16 Oak and 20 Oak St.
- Installed water meters at various locations
- Mark-outs
- Flush main lines
- Cleaned catch basins
- Replaced sidewalk slabs at 45 Oak St.
- Worked on shed for town well
- Installed water meters
- Mark-outs
- 107 McKinley curb done
- Installed water meters at various locations
- Flushed main lines.
- Cleaned catch basin tops
- Installed water meters at various locations
- Picked up leaf bags
- Installed water meters at various locations
- Worked on Town Well with Plumber
- Cleaned Catch Basins
- Picked up leaf bags
- Reset sidewalk slab on 107 Beech St.
- Installed water meters for various location
- Mark-outs
- Cleaned catch basins
- Installed sidewalks at the corner of Beech & Bloomfield
- Reset 4 sidewalk slabs
- Installed water meters at various locations
- Cleaned catch basins
- Put out barricades for Halloween Parades at Schools
- Flushed main sewer lines
- Installed water meters at various locations
- Mark- outs
- Checked pump station
- Installed water meters at various locations
- Fixed catch basin in front of garage
- Cleaned catch basin
- Installed water meters at various location
- Picked up leaf bags
- Helped Belleville with main back-up their truck was down
- Fixed catch basin on Funston
- Repaired curb box at 349 Washington Ave.
- Cleaned catch basins
- Installed water meters at various locations
- Picked-up leaf bags

- Flushed main lines
- Cleaned catch basins
- Picked-up leaf bags
- Installed water meters at various locations
- Cleaned catch basin tops
- Picked up leaf bags
- Checked water leak at corner of Humbert and Park
- Installed water meters in various locations
- Cleaned catch basins
- Picked-up leaf bags
- Mark-outs
- Reset sidewalk slabs at 4 Parrallel St.
- Cleaned catch basins
- Flushed main lines
- Paved trench at Parks Dept.
- Installed waters meters at various locations
- Fixed Sidewalk at corner of Humber and Park Ave.
- Repaired Fire Hydrant 50 Columbia
- Repaired Fire Hydrant 122 Newman
- Picked-up leaf bags
- Installed water meters in various locations
- Cleaned Catch Basins
- Picked up leaf bags
- Installed water meters at various locations
- Replaced 5 Slabs and Apron at 117 Crestwood Ave.
- Fixed water leak at 18 Van Riper
- Installed water meters at various locations
- Mark-outs
- Picked up leaf bags
- Installed benched by Town clock
- Installed water meters at various locations
- Cleaned catch basins
- Flushed Main Lines
- Rakes Program
- Installed water meters in various locations
- Checked for leaks at 208 Grant Ave. using z-core
- Picked up leaf bags
- Cleaned catch basins
- Installed Water meters in various locations
- Mark-outs
- Helped Parks Dept. clean debris out of 3rd River
- Cleaned catch basins
- Installed water meters at various locations
- Checks for leaks

- Flushed Main lines
- Salted intakes after ice storm
- Installed water meters at various locations
- Cleaned catch basin tops
- Snowplowed
- Salted after storm
- Pickup leaf bags
- Water samples
- Cleaned catch basins
- Flushed main lines
- Installed water meters at various locations
- Cleaned catch basins
- Picked up leaf bags
- Plowed snow
- Clean up after snow storm
- Picked up leaf bags
- Fixed water main break at 9 White Terrace
- Flush main lines
- Cleaned catch basins
- Maintain pump station
- Flushed main lines
- Installed water meters at various locations
- Picked up leaf bags
- Mark-outs



TOWNSHIP OF NUTLEY

DEPARTMENT OF PUBLIC WORKS
NUTLEY, NEW JERSEY 07110

JOSEPH P. SCARPELLI, D.C.
Director

Phone: (973) 284-4959
Fax: (973) 284-4995

MICHAEL LUZZI
Superintendent / CPWM

Phone: (973) 284-4984
Fax: (973) 284-4995

January 14, 2014

Commissioner Joseph P. Scarpelli
Director, Department of Public Works
1 Kennedy Drive
Nutley NJ 07110

Dear Commissioner Scarpelli:

Revenues collected by the Parking Lot Division of the Department of Public Works for the month ending December 31, 2013 are as follows:

Street Meters.....	\$	468.85
Parking Lot Meters.....	\$	1,506.75
Monthly Parking.....	\$	18,650.00

TOTAL MONTHLY FEES COLLECTED.....	\$	20,625.60
--	-----------	------------------

Sincerely,

Patty Davis

Attachment

/pd

c: Jack Barry

Township of Nutley
Department of Public Works - Parking Division

<i>Type</i>	<i>Location</i>	<i>Jan</i>	<i>Feb</i>	<i>Mar</i>	<i>Apr</i>	<i>May</i>	<i>Jun</i>	<i>Jul</i>	<i>Aug</i>	<i>Sep</i>
Parking Lots	Parking Lot 1									
Parking Lots	Parking Lot 2									
Parking Lots	Parking Lot 3									
Parking Lots	Parking Lot 7									
Street Meters										

Total Parking Meter Revenue \$1,975.60
--

Permit No	Parker	Payment Amount	Payment Type	Check No
12/4/2013				
58811				
135	Mandee	\$210.00	Cash	
137	Joe Bono	\$70.00	Cash	
140	Monika Dopart	\$60.00	Cash	
153	Daniel Helber	\$60.00	Cash	
173	Grace Marchione (NSM)	\$50.00	Cash	
416	Jennifer Hernandez	\$120.00	Cash	
516	Matt Jenkins	\$60.00	Cash	
574	Cirilo Davila (NP)	\$50.00	Cash	
629	Gillian Edgar	\$60.00	Cash	
640	Joseph Pacheco	\$120.00	Cash	
641	Rafael Castro	\$60.00	Cash	
657	Jaclyn Serrani	\$50.00	Cash	
658	Justin Souza	\$50.00	Cash	
661	Austin Granata	\$50.00	Cash	
667	Vilma Velasco (NP)	\$50.00	Cash	
672	Faisal Sukkar	\$70.00	Cash	
677	Lily Tehrune	\$50.00	Cash	
679	Lindsay Magill	\$50.00	Cash	
695	Tristan Rossi	\$100.00	Cash	
704	Robert Melillo	\$100.00	Cash	
<i>Total for Voucher 58811</i>		\$1,490.00		
58812				
102	Mary Evans	\$60.00	Check	
108	Angel Salazar	\$100.00	Check	
112	MRNJ	\$840.00	Check	
205	Steve Temsick	\$60.00	Check	
258	N. Gilbert	\$100.00	Check	
275	Rachel Walling	\$100.00	Check	
457	Nutley Senior Manor	\$200.00	Check	
477	Mark Trafecante	\$100.00	Check	
502	Ray Rurup	\$120.00	Check	
509	Amjad Saiyed	\$60.00	Check	
525	Jaylene Stierli	\$60.00	Check	
590	Nutley Studio	\$540.00	Check	
609	Joseph Kulinka	\$100.00	Check	
620	Alice Mundy (NP)	\$50.00	Check	
623	David Picardi	\$60.00	Check	
632	John Lopez	\$100.00	Check	
643	Luis Franco	\$60.00	Check	
652	Mary Lamia (NP)	\$50.00	Check	
654	Morgan Gualtieri (NHS)	\$50.00	Check	
662	Dionna DeGrazio (NHS)	\$50.00	Check	
682	Jonathan Caplan	\$50.00	Cash	

Permit No	Parker	Payment Amount	Payment Type	Check No
694	Jong Gill Park (NP)	\$50.00	Check	
<i>Total for Voucher 58812</i>		\$2,960.00		
Total for 12/4/2013		\$4,450.00		
12/19/2013				
210	Margaretta Labate		Check	
<i>Total for Voucher</i>				
58818				
101	Dr. Michael Straker	\$420.00	Check	
104	Luis Mengen	\$300.00	Check	
130	Joe Marinello	\$420.00	Check	
145	Sportscare	\$2,100.00	Check	
207	J. Cancelosi	\$900.00	Check	
210	Margaretta Labate	\$180.00	Check	
216	Internet Medical Group/Dr. Vecchione	\$560.00	Check	
224	Dr. Agresti	\$840.00	Check	
228	Dr. Ernest Defazio	\$210.00	Check	
230	Robert Richardson, MD	\$420.00	Check	
234	Francine Lopa	\$210.00	Check	
235	Nutley Vacuum	\$210.00	Check	
237	Dr. Del Vecchio	\$420.00	Check	
258	N. Gilbert	\$75.00	Check	
467	Chaundra Cameron	\$100.00	Check	
560	Elena Fedulova	\$100.00	Check	
628	Angela Immerso (NP)	\$50.00	Check	
687	Jung-Yu Lin	\$60.00	Check	
696	Brielle Feaster (NHS)	\$100.00	Check	
705	Kiera Byrnes	\$75.00	Check	
706	Loretta Considine (NP)	\$50.00	Check	
<i>Total for Voucher 58818</i>		\$7,800.00		
58819				
610	Jahneen Pena	\$100.00	Cash	
698	Candace Bouknight	\$60.00	Cash	
<i>Total for Voucher 58819</i>		\$160.00		
Total for 12/19/2013		\$7,960.00		
12/27/2013				
58820				
121	Iacullo & Martino	\$420.00	Check	
134	Catherine P. Rygiel	\$300.00	Check	
160	M. Bolch	\$510.00	Check	
196	Joseph's Photographers	\$600.00	Check	
240	Montclair Radiological Assoc.	\$3,360.00	Check	

<i>Permit No</i>	<i>Parker</i>	<i>Payment Amount</i>	<i>Payment Type</i>	<i>Check No</i>
269	Cardiology Associates	\$420.00	Check	
477	Mark Trafecante	\$100.00	Check	
694	Jong Gill Park (NP)	\$50.00	Check	
<i>Total for Voucher 58820</i>		\$5,760.00		
58821				
236	Margaret Picado	\$100.00	Cash	
276	Jesse Vorasithanukul	\$100.00	Cash	
360	Jeffy Vorasitthanukul	\$100.00	Cash	
416	Jennifer Hernandez	\$120.00	Cash	
680	Maegan Flynn	\$60.00	Cash	
<i>Total for Voucher 58821</i>		\$480.00		
Total for 12/27/2013		\$6,240.00		

<p>Total Parking Permit Revenue \$18,650.00</p>



TOWNSHIP OF NUTLEY

DEPARTMENT OF PUBLIC WORKS
NUTLEY, NEW JERSEY 07110

JOSEPH P. SCARPELLI, D.C.
Director

Phone: (973) 284-4959
Fax: (973) 284-4995

MICHAEL LUZZI
Superintendent / CPWM

Phone: (973) 284-4984
Fax: (973) 284-4995

February 7, 2014

Commissioner Joseph P. Scarpelli
Director, Department of Public Works
1 Kennedy Drive
Nutley NJ 07110

Dear Commissioner Scarpelli:

Revenues collected by the Parking Lot Division of the Department of Public Works for the month ending January 2014 are as follows:

Street Meters.....	\$	2,133.45
Parking Lot Meters.....	\$	3,998.35
Monthly Parking.....	\$	8,940.00

TOTAL MONTHLY FEES COLLECTED.....	\$	15,071.80
--	-----------	------------------

Sincerely,

Patty Davis

Attachment

/pd

c: Jack Barry

Permit No	Parker	Payment Amount	Payment Type	Check No
662	Dionna DeGrazio (NHS)	\$50.00	Check	1766
663	Alexa Capozzi (NHS)	\$100.00	Check	11724
671	Giulia Catalano	\$100.00	Check	252
684	Shayne Martin (NHS)	\$150.00	Check	4497
706	Loretta Considine (NP)	\$50.00	Check	217
708	Gianna Liaci (NHS)	\$50.00	Check	2310
<i>Total for Voucher 58823</i>		\$4,600.00		
Total for 1/8/2014		\$6,080.00		

1/30/2014

58824

108	Angel Salazar	\$100.00	Check	575
151	Luiz Deroma	\$360.00	Check	873
173	Grace Marchione (NSM)	\$50.00	Check	2439
216	Internet Medical Group/Dr. Vecchione	\$560.00	Check	
477	Mark Trafecante	\$100.00	Check	122
628	Angela Immerso (NP)	\$50.00	Check	1205
664	Amanda Christian	\$50.00	Check	5001
669	Michael McCue	\$100.00	Check	2540
689	University Radiology	\$420.00	Check	233580
705	Kiera Byrnes	\$50.00	Check	889
710	Eric Dieterle (NHS)	\$250.00	Check	1799
712	Jaylene Stierli	\$60.00	Check	0178
<i>Total for Voucher 58824</i>		\$2,150.00		

58825

236	Margaret Picado	\$100.00	Cash	
574	Cirilo Davila (NP)	\$50.00	Cash	
615	Dorian Johnson	\$100.00	Cash	
623	David Picardi	\$60.00	Cash	
644	Emily Boyle (NHS)	\$100.00	Cash	
666	Joey DiPaolo (NHS)	\$100.00	Cash	
667	Vilma Velasco (NP)	\$50.00	Cash	
679	Lindsay Magill	\$50.00	Cash	
682	Jonathan Caplan	\$50.00	Cash	
711	Lauren Gnoinski (NHS)	\$50.00	Cash	
<i>Total for Voucher 58825</i>		\$710.00		

Total for 1/30/2014 **\$2,860.00**

<p>Total Parking Permit Revenue \$8,940.00</p>
--

Permit No	Parker	Payment Amount	Payment Type	Check No
1/8/2014				
58822				
120	John Viscide	\$100.00	Cash	
135	Mandee	\$210.00	Cash	
137	Joe Bono	\$70.00	Cash	
140	Monika Dopart	\$60.00	Cash	
153	Daniel Helber	\$60.00	Cash	
516	Matt Jenkins	\$60.00	Cash	
579	Frank Malagon	\$100.00	Cash	
623	David Picardi	\$60.00	Cash	
629	Gillian Edgar	\$60.00	Cash	
640	Joseph Pacheco	\$60.00	Cash	
641	Rafael Castro	\$60.00	Cash	
657	Jaclyn Serrani	\$50.00	Cash	
661	Austin Granata	\$50.00	Cash	
670	Jessica Genitempo (NHS)	\$100.00	Cash	
672	Faisal Sukkar	\$70.00	Cash	
677	Lily Tehrune	\$50.00	Cash	
695	Tristan Rossi	\$100.00	Cash	
707	Danielle Toritto	\$100.00	Cash	
709	Moorice Caparo	\$60.00	Cash	
<i>Total for Voucher 58822</i>		\$1,480.00		
58823				
102	Mary Evans	\$60.00	Check	603
108	Angel Salazar	\$100.00	Check	572
112	MRNJ	\$840.00	Check	2520
173	Grace Marchione (NSM)	\$50.00	Check	2424
190	Cedar Management	\$600.00	Check	32054
205	Steve Temsick	\$60.00	Check	4832
275	Rachel Walling	\$100.00	Check	680
457	Nutley Senior Manor	\$200.00	Check	7013
502	Ray Rurup	\$60.00	Check	2035
509	Amjad Saiyed	\$60.00	Check	168
560	Elena Fedulova	\$100.00	Check	187
563	Nutley Senior Parkside	\$750.00	Check	004508
590	Nutley Studio	\$540.00	Check	1093
609	Joseph Kulinka	\$100.00	Check	101
620	Alice Mundy (NP)	\$50.00	Check	1623
624	Ray Rurup	\$60.00	Check	2035
632	John Lopez	\$100.00	Check	143
635	Christine Dubose	\$60.00	Check	637
643	Luis Franco	\$60.00	Check	1420
652	Mary Lamia (NP)	\$50.00	Check	349
654	Morgan Gualtieri (NHS)	\$50.00	Check	4872
658	Justin Souza	\$50.00	Check	541

<i>Collection Date</i>	<i>Parking Lots</i>	<i>Street Meters</i>	<i>Daily Total</i>
1/9/2014	\$1,120.50		\$1,120.50
1/10/2014	\$344.10		\$344.10
1/13/2014		\$542.90	\$542.90
1/15/2014		\$464.90	\$464.90
1/16/2014		\$454.40	\$454.40
1/17/2014		\$305.75	\$305.75
1/21/2014		\$365.50	\$365.50
1/27/2014	\$2,533.75		\$2,533.75
	<hr/>		
	\$3,998.35	\$2,133.45	\$6,131.80

Total Parking Meter Revenue \$6,131.80
--

Township of Nutley
Department of Public Works - Parking Division

<i>Type</i>	<i>Location</i>	<i>Jan</i>	<i>Feb</i>	<i>Mar</i>	<i>Apr</i>	<i>May</i>	<i>Jun</i>	<i>Jul</i>	<i>Aug</i>	<i>Sep</i>
Parking Lots	Parking Lot 1	\$2,595.50								
Parking Lots	Parking Lot 2	\$579.50								
Parking Lots	Parking Lot 4	\$161.30								
Parking Lots	Parking Lot 5	\$165.60								
Parking Lots	Parking Lot 6	\$17.20								
Parking Lots	Parking Lot 7	\$479.25								
Street Meters		\$2,133.45								
		<hr/>								
		\$6,131.80								

Total Parking Meter Revenue

\$6,131.80

April

2013

MONTHLY RECYCLING FIGURES

MONTH	TONS					TOTAL	\$ TOTAL
	PAPER MIX	COMINGLED	ELECTRONIC	LEAVES			
JAN.	150.20	133.63	7.79			291.62	14,523.10
FEB.	113.82	87.10	5.52			206.44	10,580.40
MARCH	105.68	93.47	5.41			204.56	10,730.63
APRIL	141.83	70.59	7.77			220.19	10,914.70
MAY							
JUNE							
JULY							
AUG.							
SEPT.							
OCT.							
NOV.							
DEC.				2030.00			
TOTAL	511.53	384.79	26.49	2030.00		922.81	\$46,748.83

WITH A CHARGE FOR LEAVES OF \$8.50 /CU.YD, THE TOTAL CHARGE IS (\$67,575.00)
 YEARLY REVENUE FROM LANDSCAPE REGISTRATION/DROP-OFF IS \$23,225.00
 AT A TIPPING FEE OF \$86.45 / TON, THE COST AVOIDANCE IS \$82,130.09

TOTAL SAVINGS FOR RECYCLING (SALES + COST AVOIDANCE - LEAVES) IS **\$84,528.92**

MONTH	2012	2013 TOTAL	% CHANGE 2012/2013
JAN.	226.63	291.62	28.68
FEB.	207.02	206.00	-0.49
MARCH	199.14	204.56	2.72
APRIL	195.85		-100.00
MAY	268.11		-100.00
JUNE	212.97		-100.00
JULY	202.34		-100.00
AUG.	223.73		-100.00
SEPT.	214.14		-100.00
OCT.	199.46		-100.00
NOV.	1444.00		-100.00
DEC.	272.52	2030.00	644.90
TOTAL	3865.91	2732.18	-29.33

FINAL YEARLY % CHANGE
 NOT ACCURATE UNTIL END
 OF YEAR

WORKSHEET

	<u>POUNDS</u>	<u>UNIT \$</u>	<u>TONS</u>	<u>INCOME</u>
PAPER MIX	283,660	100.00	87.97	\$8,796.87
		Residual	-53.86	
CONT. MIX	141,180	30.00		\$2,117.83
LEAVES	<u>Yards</u> 10,150			
TOTALS				\$ 10,914.70

REVENUES BY MONTH

<u>MONTH</u>	<u>PAPER MIX</u>	<u>CONT. MIX</u>	<u>TOTAL</u>
JAN	\$ 10,514.00	\$ 4,009.10	\$ 14,523.10
FEB	\$ 7,967.40	\$ 2,613.00	\$ 10,580.40
MAR	\$ 7,926.38	\$ 2,804.25	\$ 10,730.63
APR	\$ 8,796.87	\$ 2,117.83	\$ 10,914.70
MAY			
JUN			
JUL			
AUG			
SEP			
OCT			
NOV			
DEC			
Tonnage Grant 2011			\$ 24,502.12
TOTAL			\$ 71,250.95



TOWNSHIP OF NUTLEY

DEPARTMENT OF PUBLIC WORKS
NUTLEY, NEW JERSEY 07110

JOSEPH P. SCARPELLI, D.C.
Director

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MICHAEL LUZZI
Superintendent / CPWM

Phone: (973) 284-4984
Fax: (973) 284-4995

January 30, 2014

Commissioner Joseph P. Scarpelli
Director, Department of Public Works
Township of Nutley
Nutley, New Jersey 07110

Dear Commissioner Scarpelli:

Department of Public Works progress of work in the Road/Recycling Division for the month of April 2013 is as follows:

All Public works equipment was serviced and repaired by our Mechanics.

We picked up recycling throughout the township, consisting of plastic, paper, aluminum, mixed glass and clear glass and brought it back to the garage where it is separated and put into bins.

Once recyclables are loaded, they are put into large carting containers and brought to various places, such as:

Newspaper to Galaxy Recycling, Jersey City, NJ

Co-Mingled to Galaxy Recycling, Jersey City, NJ

This occurs several times a week.

Potholes around the township were filled in with hot asphalt. Also, large patches of asphalt were laid down, where needed.

Reflectors are placed on all dead end barricades throughout the township.

Dead end barricades were painted throughout the township.

On days and nights of very heavy rain, we work with the police Department on flooded streets so we may maintain all catch basins, clearing them of debris to prevent flooding of streets. This procedure is done all winter with the Police and during snow season also.

We assist the Police in vehicular accidents, cleaning up debris left by the accidents.

We try to assist the departments when we have the manpower. We pick up loose leaves and leaves in bio-bags, when required, all around the township, with the help from the Water

Department and the Parks Department. Commissioner Joseph P. Scarpelli--Page 2 Department of Public Works progress of work in the Road/Recycling Division for the Month of April 2013.

On Mondays and Fridays, we divided up the work load by picking up the recyclables at the condos, located at various areas throughout the town and doing work on our roads, such as filling in potholes, using winter mix, weather permitting cleaning off tops of catch basins and also inside them.

The Road Department also carts several containers of debris to Bergen County Utilities Authority, North Arlington, NJ for the Clean Communities Department and the Parks Department.

MONTHLY STANDARD PROCEDURES are as follows:

Newspaper is brought to Jersey City, NJ several times a week.

We empty litter baskets, every Monday and Friday located in all the parking lots, well area, town hall area and garages.

On Mondays and Fridays, we also send out our sweepers to clean around the Town Hall, Public Safety Building and Parking Lots.

We maintain the appearance of parking lots by picking up loose leaves and debris. Our sweepers are sent out every day to various areas in town to keep our streets as clean as possible. This also starts early in the morning.

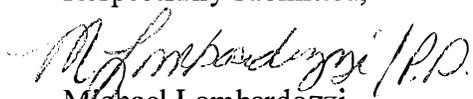
We pick up all salt barrels.

Drivers and helper inspect trucks every morning, checking oil or broken lenses. When work is needed, the trucks are turned over to your Mechanics' Department for service.

The following is an ACCOUNTING OF RECYCLING for the month:

Paper	141.83	Tons
Co-Mingled	70.59	Tons
Electronics	7.77	Tons

Respectfully submitted,


Michael Lombardozzi
Road Supervisor
ML:pad

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY MARCH 4, 2014							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
13-04517	MICRO CENTER	479.99					479.99
13-03869	DELL MARKETING	3,276.96					3,276.96
13-04425	CONSOLIDATED PLASTIC	548.01					548.01
13-04548	IMMEDICENTER	69.00					69.00
13-04460	METROGRAPHICS	215.00					215.00
13-04340	HEWLETT PACKARD	107.65					107.65
13-04433	R.R. DONNELLY	187.50					187.50
13-03247	W.B. MASON	270.00					270.00
13-03886	W.B. MASON	2,077.36					2,077.36
13-03885	W.B. MASON	173.76					173.76
13-04341	W.B. MASON	652.63					652.63
13-04309	HOME DEPOT	37.35					37.35
13-04066	FOREMOST ENTERPRISES	1,170.00					1,170.00
13-03954	STAPLES	39.35					39.35
13-04561	MONTCLAIR HEALTH DEPT.	4,354.00					4,354.00
13-03871	SPS	2,990.00					2,990.00
13-00366	POLAND SPRING	31.32					31.32
13-04623	AT & T MOBILITY	87.22					87.22
13-04688	JOSEPH RICCIARDI PAINTS	235.10					235.10
13-04473	THE SIGN POST LLC	750.00					750.00
13-04563	MOORE MEDICAL LLC	1,082.45					1,082.45
14-00254	NJ MEADOWLANDS COMM	6,194.52					6,194.52
13-04770	ATLANTIC, TOMORROWS	795.13	1,047.10	576.81	457.04	1,901.38	4,777.46
13-04690	TREASURER NJ	5.00					5.00
13-04689	TREASURER NJ	1,275.00					1,275.00
14-00187	COURTNEY JOHNSON	170.78					170.78

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY MARCH 4, 2014							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS& PUBLIC PROPERTY	TOTALS
13-00366	POLAND SPRING	21.70					21.70
13-00366	POLAND SPRING	43.86					43.86
13-00935	MAJOR LEAGUE AUTO SPA	5.00					5.00
13-04283	ORCHARD HILL	240.00					240.00
13-04777	AT & T MOBILITY	438.72					438.72
13-00144	TIRE MANAGEMENT	167.50					167.50
14-00378	ESSEX CNTY. UTILITIES AUTH.	89,772.76					89,772.76
14-00405	PATRICIA CRUZ	32.10					32.10
14-00135	MICRO CENTER	119.98					119.98
14-00190	MUNIDEX INC	458.40					458.40
14-00203	SELECTIVE BUSINESS MACH	250.00					250.00
14-00483	TREASURER SCHOOL MONEY		2,205,492.00				2,205,492.00
14-00484	T/N PAYROLL AGENCY ACCT		888.79				888.79
14-00490	T/N PAYROLL AGENCY ACCT		37,659.48				37,659.48
14-00488	T/N PAYROLL AGENCY AFLAC		39.27				39.27
14-00587	T/N PAYROLL AGENCY AFLAC		112.20				112.20
14-00487	CEDE & COMPANY		54,050.00				54,050.00
14-00522	T/N PAYROLL AGENCY DCRP		115.07				115.07
14-00491	RUTGERS UNIVERSITY		972.00				972.00
14-00108	RICHARD RENN		1,515.00				1,515.00
13-04404	UPS		9.48	9.39		9.17	28.04
13-04464	VERIZON WIRELESS		48.01	781.26			829.27
13-04662	VERIZON WIRELESS		48.01	781.44			829.45
13-04749	ZIP & TANNENBAUM		1,598.30				1,598.30
13-03710	STAPLES		955.80				955.80
13-04059	STAPLES		274.59				274.59

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY MARCH 4, 2014							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
13-04221	PATERSON STAMP WORKS		105.35				105.35
13-04167	MATTHEW BENDER		66.00				66.00
13-04510	WASHINGTON AVENUE		540.00				540.00
13-04684	WASHINGTON AVENUE		240.00				240.00
13-04496	OFFICE BUSINESS SYSTEMS		257.00				257.00
13-04475	WAGE WORKS		25.00				25.00
13-04424	DELL MARKETING		3,250.72				3,250.72
13-04307	DELL MARKETING		5,961.43				5,961.43
13-04621	AT & T MOBILITY		339.28				339.28
13-04624	AT & T MOBILITY		248.33				248.33
13-00593	MILLENNIUM STRATEGIES		3,333.00				3,333.00
13-04228	NO. JERSEY MEDIA GROUP		21.95				21.95
13-04757	NO. JERSEY MEDIA GROUP		1,237.98				1,237.98
13-00501	PIRO,ZINNA CIFELLI,PARIS		1,779.30				1,779.30
13-00501	PIRO,ZINNA CIFELLI,PARIS		1,729.00				1,729.00
13-04497	DELGEN PRESS		170.00				170.00
13-04409	DELGEN PRESS		139.00				139.00
13-03409	VITAL COMMUNICATIONS		56.70				56.70
13-03034	W.B. MASON		553.49				553.49
13-04344	W.B. MASON		35.58				35.58
13-04023	W.B. MASON		115.71				115.71
13-03915	W.B. MASON		193.39				193.39
13-03838	W.B. MASON		19.88				19.88
13-04142	W.B. MASON		354.49				354.49
13-04240	W.B. MASON		39.66				39.66
13-04108	W.B. MASON		247.97				247.97

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY MARCH 4, 2014							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
13-03712	CDW GOVERNMENT		3,377.00				3,377.00
13-02128	LAWYERS DIARY & MANUAL		95.00				95.00
13-04494	SPATIAL DATA LOGIC		1,000.00				1,000.00
13-04334	HEWLETT PACKARD		599.00				599.00
13-04335	HEWLETT PACKARD		495.65				495.65
13-04471	NJ LAW JOURNAL		167.95				167.95
13-04725	NJ STATE DCEPT.OF HLTH & SR.		9.60				9.60
13-00453	MAJOR LEAGUE AUTO SPA		21.00				21.00
13-04538	THE STAR-LEDGER		284.20				284.20
13-04708	THE STAR-LEDGER		553.32				553.32
13-00367	POLAND SPRING		109.00				109.00
13-00367	POLAND SPRING		102.12				102.12
13-04785	US BANK CUST FOR TLCF 2012A		3,513.74				3,513.74
13-04786	US BANK CUST EMPV		75,961.05				75,961.05
13-04787	US BANK CUST FOR PRO CAP.		2,342.10				2,342.10
13-04788	US BANK CUST FOR PRO CAP.		2,968.76				2,968.76
13-04789	US BANK CUST FOR PRO CAP.		251.95				251.95
13-04790	BRACH EICHLER J EASTWICK		5,611.40				5,611.40
13-04791	RICHARD & DENISE PANZER		1,741.76				1,741.76
13-04792	ALBERT & LISETTE ALFONSO		909.65				909.65
13-04793	PATRICK & J. MCGUINNNESS		2,457.46				2,457.46
13-04794	AMILKAR VELEZ		198.36				198.36
13-04795	ED SALOMON		229.76				229.76
13-04796	RAMON PARTIDA		164.04				164.04
13-04806	US BANK TOWER DBWIII		67,768.11				67,768.11
13-04807	ISAAC MORADI		601.42				601.42

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY MARCH 4, 2014							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
13-04808	ISAAC MORADI		1,664.85				1,664.85
13-04809	US BANK CUST FOR PRO CAP I		669.08				669.08
13-04810	EOS ENERGY VENTURES		449.23				449.23
13-04811	SBMUNICUST%LB-HONEYBADGER		21,715.88				21,715.88
13-04682	PATERSON STAMP WORKS		102.80				102.80
13-04518	W.B. MASON		3,759.00				3,759.00
13-04781	EIC INSPECTION AGENCY		540.00				540.00
13-04493	HEWLETT PACKARD		465.54				465.54
13-04774	AT & T MOBILITY		340.33				340.33
13-04773	AT & T MOBILITY		194.01				194.01
13-04769	VERITEXT REPORTING		2,567.25				2,567.25
13-04200	LAWYERS DIARY AND MANUAL		102.00				102.00
14-00165	TRUMP TAJ MAHAL		300.00				300.00
14-00166	MCANJ		290.00				290.00
13-00079	NAIFA		525.00				525.00
13-03176	RUTGERS UNIVERSITY		30.00				30.00
14-00194	MUNICIPAL CLERKS ASSOC.		50.00				50.00
14-00172	MUNICIPAL CLERKS ASSOC.		290.00				290.00
14-00171	MUNICIPAL CLERKS ASSOC.		100.00				100.00
14-00164	SELECTIVE BUS. MACHINES		125.00				125.00
14-00143	GEORGE LIBRIZZI		50.00				50.00
14-00148	MICRO-CENTER		29.99				29.99
14-00197	TRUMP TAJ MAHAL		300.00				300.00
14-00116	GOV.PURCHASING ASSOC.		200.00				200.00
14-00115	NJ LEAGUE MUNICIPALITIES		1,943.00				1,943.00
14-00091	MUNICIPAL CLERKS ASSOC.		40.00				40.00

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY MARCH 4, 2014							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
14-00139	MUNICIPAL CLERKS ASSOC.		100.00				100.00
14-00119	NEOPOST INC		5,434.07				5,434.07
14-00118	NO. NJ CHAPTER NIGP		160.00				160.00
14-00117	EDMUNDS & ASSOC.		11,274.00				11,274.00
14-00249	MARSHALL & SWIFT/BOECKH		1,270.95				1,270.95
14-00113	OFFICE BUSINESS SYSTEMS		851.00				851.00
14-00120	RUTGERS UNIVERSITY		951.00				951.00
13-03599	JOHNSTON COMMUNICATION		336,750.00				336,750.00
13-00594	HENDRICKS APPRAISAL		450.00				450.00
14-00287	WAGE WORKS		25.00				25.00
14-00530	WAGE WORKS		25.00				25.00
14-00497	CABLEVISION		17.58				17.58
14-00493	THE STAR-LEDGER		52.50				52.50
14-00529	MUNICIPAL CLERKS ASSOC.		66.00				66.00
14-00114	MATTHEW BENDER		66.00				66.00
14-00341	HOME DEPOT		499.00				499.00
13-04686	W.B. MASON		329.94				329.94
14-00141	MICRO CENTER		29.99				29.99
13-01494	CDW GOVERNMENT		417.00				417.00
14-00112	GENERAL CODE		1,195.00				1,195.00
14-00209	RUTGERS UNIVERSITY		100.00				100.00
14-00443	NO JERSEY MEDIA		866.86				866.86
14-00204	SELECTIVE BUS. MACHINES		125.00				125.00
13-02871	SCARINCI HOLLENBECK			2,375.00			2,375.00
13-00828	INHALATION THERAPY			124.44			124.44
13-04527	MICRO CENTER			849.96			849.96

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY MARCH 4, 2014							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
13-04141	NUTLEY PARK SHOPRITE			2,506.00			2,506.00
13-04329	GRAINGER			32.21			32.21
13-04107	GRAINGER			24.34			24.34
13-04480	GRAINGER			487.80			487.80
13-04535	CHIEF SUPPLY CORP			508.19			508.19
13-04553	CERTIFIED SPEEDMETER			660.00			660.00
13-04520	INDEPENDENCE CONSTR.			900.00			900.00
13-03835	BUYASAFE.COM			181.26			181.26
13-04479	TRIANGLE COMM			475.00			475.00
13-04642	RYAN LUCAS			699.22			699.22
13-04641	ALAN NARDIELLO			887.09			887.09
13-04423	MOBILE TECH			917.00			917.00
13-00102	NICOLETTE TOWING			12.00			12.00
13-00102	NICOLETTE TOWING			12.00			12.00
13-00102	NICOLETTE TOWING			12.00			12.00
13-04414	ECBF			60.00			60.00
13-04579	VERIZON			95.84			95.84
13-00557	NO. JERSEY MEDIA GROUP			74.02			74.02
13-00368	POLAND SPRING			71.57			71.57
13-04577	BURGER KING			93.42			93.42
13-04290	BARTON NURSERY ENTERPRISE			1,125.00			1,125.00
13-04117	SELECTIVE BUSINESS MACH			195.00			195.00
13-.3923	CLEANAIR CO.			150.00			150.00
13-04106	GEN-EL IND			63.34			63.34
13-04321	GEN-EL IND			575.76			575.76
13-04292	CENTRE RIDGE GARDEN			1,181.80			1,181.80

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY MARCH 4, 2014							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
13-04447	CABLEVISION			54.95			54.95
13-04152	WEST ESSEX BLDG SUPPLY			47.12			47.12
13-03998	FIREFIGHTER ONE			490.00			490.00
13-00450	XEROX CORP			34.95			34.95
13-00105	XEROX CORP			29.70			29.70
13-02141	LAWYERS DIARY AND MANUAL			190.00			190.00
13-03032	ATLANTIC UNIFORM			3,632.75			3,632.75
13-04125	STATE TOXICOLOGY LAB			270.00			270.00
13-04356	STATE TOXICOLOGY LAB			45.00			45.00
13-04291	RITACCO BROTHERS			75.00			75.00
13-03314	PREMIER SECURITY ELECTONICS			2,885.00			2,885.00
13-04523	JOE CAPPELLO			22.75			22.75
13-03613	INTERSTATE ARMS			487.50			487.50
13-04097	VISUAL COMPUTER			11,336.28			11,336.28
13-04123	DELGEN PRESS			65.00			65.00
13-03979	DELGEN PRESS			349.00			349.00
13-04214	DELGEN PRESS			698.00			698.00
13-00827	MOONEY GENERAL PAPER			191.02			191.02
13-00101	NBC AUTO PARTS			881.96			881.96
13-02418	ROUTE 23 AUTO MALL			128.25			128.25
13-00103	P & A AUTO PARTS			1,430.66			1,430.66
13-04685	THOMAS STRUMOLO			110.04			110.04
13-04446	CABLEVISION			36.39			36.39
13-04468	LINDA DIACHØYSN			34.22			34.22
13-04540	TURNOUT FIRE & SAFETY			619.34			619.34
13-04539	TURNOUT FIRE & SAFETY			268.85			268.85

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY MARCH 4, 2014							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
13-00099	MAJOR LEAGUE AUTO			245.00			245.00
13-04525	COUNTY OF BERGEN			465.00			465.00
13-04524	COUNTY OF BERGEN			650.00			650.00
13-04566	PETER ANDOLINO			410.00			410.00
13-04521	STEWART & STEVENSON POWER			508.00			508.00
13-04522	STEWART & STEVENSON POWER			506.00			506.00
13-04726	T.SLACK ENVIRONMENTAL			202.18			202.18
13-04533	CHIEF SUPPLY CORP			732.80			732.80
13-03940	W.B. MASON			239.19			239.19
13-03601	W.B. MASON			74.60			74.60
13-04438	W.B. MASON			392.84			392.84
13-03883	W.B. MASON			581.08			581.08
13-04439	W.B. MASON			96.70			96.70
13-04743	TURNOUT UNIFORMS			36.17			36.17
13-04742	TURNOUT UNIFORMS			625.00			625.00
13-04741	TURNOUT UNIFORMS			132.05			132.05
13-04740	TURNOUT UNIFORMS			53.01			53.01
13-04738	TURNOUT UNIFORMS			39.99			39.99
13-04739	TURNOUT UNIFORMS			88.50			88.50
13-04737	TURNOUT UNIFORMS			194.99			194.99
13-04736	TURNOUT UNIFORMS			340.00			340.00
13-04735	TURNOUT UNIFORMS			31.12			31.12
13-04734	TURNOUT UNIFORMS			268.05			268.05
13-04698	TURNOUT UNIFORMS			625.00			625.00
13-04697	TURNOUT UNIFORMS			92.11			92.11
13-04696	TURNOUT UNIFORMS			625.00			625.00

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY MARCH 4, 2014							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
13-04695	TURNOUT UNIFORMS			66.00			66.00
13-04694	TURNOUT UNIFORMS			198.98			198.98
13-04631	TURNOUT UNIFORMS			302.53			302.53
13-04558	TURNOUT UNIFORMS			122.98			122.98
13-04557	TURNOUT UNIFORMS			213.04			213.04
13-04572	TURNOUT UNIFORMS			29.99			29.99
13-04444	NUTLEY PARK SHOPRITE			143.79			143.79
13-03725	CENTER FOR PUBLIC SAFETY			650.00			650.00
13-04509	CI TECH			750.00			750.00
13-04598	QUALITY COMM.			4,464.00			4,464.00
13-04703	GRAMCO BUSINESS			225.00			225.00
13-04071	W.B. MASON			94.44			94.44
13-00099	MAJOR LEAGUE AUTO			100.00			100.00
13-00554	LANGUAGE LINE SERVICE			61.63			61.63
13-03033	EAGLE POINT GUN SHOP			2,334.72			2,334.72
13-04436	HEWLETT PACKARD			156.75			156.75
13-04037	ALL TRAFFIC SOLUTIONS			1,795.00			1,795.00
13-04596	COVANTA 4 RECOVERY			500.27			500.27
13-00368	POLAND SPRING			166.63			166.63
13-04636	SAFE-T			145.00			145.00
13-04635	W.B. MASON			967.90			967.90
13-04677	CITY FIRE EQUIPMENT			271.15			271.15
13-00104	MAJOR LEAGUE AUTO			8.00			8.00
13-02278	SHI INTERNATIONAL			22,140.00			22,140.00
13-00450	XEROX CORP			34.95			34.95
13-00105	XEROX CORP			29.70			29.70

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY MARCH 4, 2014							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS& PUBLIC PROPERTY	TOTALS
13-00557	NO. JERSEY MEDIA			58.25			58.25
13-01994	PERKINS EASTMAN ARCHT.			4,439.67			4,439.67
13-04640	MORRIS COUNTY PUBLIC SAFETY			275.00			275.00
13-04776	AT & T MOBILITY			45.45			45.45
13-04771	AT & T MOBILITY			2,669.35			2,669.35
13-04772	AT & T MOBILITY			63.69			63.69
13-04262	W.B. MASON			235.02			235.02
13-04768	DELL MARKETING			3,250.00			3,250.00
14-00383	NJ PLANNING OFFICIALS			294.00			294.00
13-04764	WEST GROUP			66.00			66.00
13-04611	SIGNAL CONTROL			1,900.00			1,900.00
13-04797	TURNOUT FIRE SAFETY			401.96			401.96
13-04803	TURNOUT FIRE SAFETY			60.00			60.00
143-0480	TURNOUT UNIFORMS			114.99			114.99
13-04801	TURNOUT UNIFORMS			625.00			625.00
13-04800	TURNOUT UNIFORMS			311.94			311.94
13-04799	TURNOUT UNIFORMS			65.00			65.00
13-04798	TURNOUT UNIFORMS			325.02			325.02
13-03029	TECHNICAL FIRE SERVICES			900.00			900.00
13-00554	LANGUAGE LINE SERVICE			17.11			17.11
13-01994	PERKINS EASTMAN ARCHT.			2,617.31			2,617.31
14-00169	THOMAS PERROTA			42.79			42.79
14-00168	THOMAS STRUMOLO			102.66			102.66
14-00126	NUTLEY PARK SHOPRITE			74.88			74.88
13-04472	GRAMCO BUSINESS			2,875.00			2,875.00
13-00102	NICOLETTE TOWING			12.00			12.00

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY MARCH 4, 2014							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
13-03837	W.B.MASON				237.92		237.92
13-03882	W.B. MASON				1,017.89		1,017.89
13-04440	W.B. MASON				101.71		101.71
13-04720	GRAINGER				93.34		93.34
13-00041	GRAINGER				25.04		25.04
13-00041	GRAINGER				188.63		188.63
13-04166	A.P. CERTIFIED TESTING				2,555.00		2,555.00
13-04619	PETER ANDOLINO				992.25		992.25
13-03995	PETER ANDOLINO				104.99		104.99
13-04137	ALL SERVICE CONTRACTORS				2,175.00		2,175.00
13-00047	AMERICAN HOSE & HYDRAULIC				113.18		113.18
13-00047	AMERICAN HOSE & HYDRAULIC				356.31		356.31
13-00047	AMERICAN HOSE & HYDRAULIC				225.00		225.00
13-04454	AMERICAN HOSE & HYDRAULIC				330.00		330.00
13-04136	AMERICAN HOSE & HYDRAULIC				737.30		737.30
13-04338	BUY WISE AUTO PARTS				738.50		738.50
13-04498	BUY WISE AUTO PARTS				1,843.75		1,843.75
13-03596	BRADLEY TIRE				982.02		982.02
13-04723	BRADLEY TIRE				25.00		25.00
13-04187	BRADLEY TIRE				711.96		711.96
13-04432	BIO SHINE				1,688.56		1,688.56
13-04336	BIO SHINE				1,414.58		1,414.58
13-04332	DELL MARKETING				8,126.80		8,126.80
13-04313	FETTE FORD				56.30		56.30
13-04453	FETTE FORD				26.94		26.94
13-04104	FRANK'S AUTO GLASS				75.00		75.00

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY MARCH 4, 2014							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
13-04574	FRANK CONNELL ASSOC.				20.00		20.00
13-03856	GARDEN STATE HIGHWAY				3,938.00		3,938.00
13-04285	HELM HOLDING CO				450.00		450.00
13-02718	HILTI, INC				787.46		787.46
13-04095	KEER ELECTRICAL SUPPLY				2,195.37		2,195.37
13-04576	KEY-TECH				1,300.00		1,300.00
13-03992	LAWSON PRODUCTS				583.79		583.79
13-03993	MASTERMAN'S LLP				584.53		584.53
13-04065	METRIC PARKING DIV.				1,565.94		1,565.94
13-04408	MID-ATLANTIC TRUCK				290.82		290.82
13-04702	NORTHEAST SWEEPER				593.00		593.00
13-04556	INTERCITY TIRE				500.99		500.99
13-04469	NICOLETTE TOWING				85.00		85.00
13-04435	NICOLETTE TOWING				450.00		450.00
13-04718	P & A AUTO PARTS				52.08		52.08
13-00044	P & A AUTO PARTS				307.87		307.87
13-00044	P & A AUTO PARTS				249.65		249.65
13-04064	POM INC				3,421.76		3,421.76
13-04312	PRESSURE KING				180.00		180.00
13-03894	POLLARD WATER				1,592.45		1,592.45
13-04653	POWERPOR ELECTRICAL				3,100.00		3,100.00
13-04644	ROUTE 23 AUTO MALL				101.62		101.62
13-00059	ROUTE 23 AUTO MALL				113.00		113.00
13-00059	ROUTE 23 AUTO MALL				220.29		220.29
13-04716	JOSEPH RICCIARDI PAINTS				263.90		263.90
13-04442	TANIS & SON				627.00		627.00

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY MARCH 4, 2014							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
13-04516	TOTAL CENTER				872.55		872.55
13-04204	VAN DINES				489.00		489.00
13-04511	VAN DINES				437.91		437.91
13-00039	ATHENIA MASON				8.75		8.75
13-00039	ATHENIA MASON				75.00		75.00
13-04626	A T & T MOBILITY				1,470.34		1,470.34
13-00046	AGL WELDING				52.88		52.88
13-00046	AGL WELDING				220.01		220.01
13-00046	AGL WELDING				54.40		54.40
13-01371	BLOOMFIELD MASONRY				199.68		199.68
13-01371	BLOOMFIELD MASONRY				596.18		596.18
13-04450	CABLEVISION				17.57		17.57
13-04260	HOME DEPOT				552.81		552.81
13-04430	MICRO CENTER				159.99		159.99
13-00055	NEWARK ASPHALT				2,350.35		2,350.35
13-00055	NEWARK ASPHALT				154.12		154.12
13-00056	NORTHEAST AUTO				118.95		118.95
13-00056	NORTHEAST AUTO				39.00		39.00
13-00043	ONE CALL CONCEPTS				80.90		80.90
13-00369	POLAND SPRING				171.10		171.10
13-03961	BELL-RIDGE PLUMBING				3,146.84		3,146.84
13-00040	BELL-RIDGE PLUMBING				196.38		196.38
13-00040	BELL-RIDGE PLUMBING				83.28		83.28
13-01646	PENNONI ASSOCIATES				270.00		270.00
13-00452	PENNONI ASSOCIATES				200.00		200.00
13-00452	PENNONI ASSOCIATES				300.00		300.00

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY MARCH 4, 2014							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS& PUBLIC PROPERTY	TOTALS
13-00452	PENNONI ASSOCIATES				2,250.00		2,250.00
13-00061	SUPERIOR DISTRIBUTORS				258.89		258.89
13-00061	SUPERIOR DISTRIBUTORS				101.04		101.04
13-00062	TILSON NJ				772.78		772.78
13-00063	VIOLA BROTHERS				79.74		79.74
13-00063	VIOLA BROTHERS				44.39		44.39
13-04222	WATER ENVIRONMENTAL				86.00		86.00
13-01766	WORK N GEAR				174.99		174.99
13-01769	WORK N GEAR				1,329.25		1,329.25
13-04721	DELUXE INTERNATIONAL TRUCK				168.36		168.36
13-04405	DELUXE INTERNATIONAL TRUCK				414.07		414.07
13-04455	TERRE CO.				809.20		809.20
13-04670	PSE& G				72.55		72.55
13-01696	MAJOR LEAGUE SPA				6.00		6.00
14-00175	NJ CONFERENCE OF MAYORS				695.00		695.00
14-00102	P.W.ASSOC.OF NJ				60.00		60.00
13-03823	BUSCH SYSTEMS				2,000.00		2,000.00
13-00452	PENNONI ASSOCIATES				2,250.00		2,250.00
13-00452	PENNONI ASSOCIATES				550.00		550.00
13-00452	PENNONI ASSOCIATES				420.00		420.00
13-00452	PENNONI ASSOCIATES				405.00		405.00
13-00452	PENNONI ASSOCIATES				945.00		945.00
13-00452	PENNONI ASSOCIATES				110.00		110.00
13-00452	PENNONI ASSOCIATES				360.00		360.00
14-00462	CARA GRAPHICS				955.63		955.63
14-00496	CARA GRAPHICS				1,912.50		1,912.50

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY MARCH 4, 2014							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
14-00475	NJSHB0-ACTIVE					378,213.12	378,213.12
14-00478	NJSHBP-RETIREE					178,143.21	178,143.21
14-00472	DELTA DENTAL PLAN					12,722.60	12,722.60
14-00480	DELTA DENTAL PLAN					13,334.42	13,334.42
13-03976	ALSIDE SUPPLY					4,307.25	4,307.25
13-04761	JEAN FRANCIS					629.40	629.40
13-04722	PSE & G					4.28	4.28
13-04717	PSE & G					5.09	5.09
13-04724	PSE & G					1,038.72	1,038.72
13-04710	PSE & G					535.83	535.83
13-04719	PSE & G					10.64	10.64
13-04746	RICHARD HULBERT					1,258.80	1,258.80
13-04756	FRANK FERRY					629.40	629.40
13-04699	RAYMOND HACKETT					1,234.80	1,234.80
13-04761	ROBERT SCHWARZE					1,258.80	1,258.80
13-04746	WILLIAM LOPA					617.40	617.40
13-04756	KARL DRONKE JR					1,258.80	1,258.80
13-04699	RICHARD GINGORELLI					623.40	623.40
13-04700	LEROY W RASP					1,258.80	1,258.80
13-04701	WILLIAM GASKELL					1,258.80	1,258.80
13-04627	CHARLES GROSS					1,258.80	1,258.80
13-04628	JOSEPHINE LAMEDICIA					1,258.80	1,258.80
13-04629	FRED KINGSTON					629.40	629.40
13-04630	MARGARET OBROCKTA					629.40	629.40
13-04485	JOSEPH PEPE					1,258.80	1,258.80
13-04486	ROBERT MALANGA					2,517.60	2,517.60

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY MARCH 4, 2014							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
13-04564	RICH MORAN					2,517.60	2,517.60
13-04565	WALTER DOCKERY					623.40	623.40
13-04567	GIUSEPPI RUSSO					629.40	629.40
13-04487	ANGELO FERRARA					1,258.80	1,258.80
13-04541	JOSEPH GABRIELE					1,258.80	1,258.80
13-04714	PHILIP HEFFELFINGER					629.40	629.40
13-04715	BETTY SORRENTINO					629.40	629.40
13-04762	FRANK FOCESATO					629.40	629.40
13-04763	ANTONIO CAPALBO					1,258.80	1,258.80
13-04294	AMERICAN HOSE					386.00	386.00
13-00261	AMERICAN HOSE					281.98	281.98
13-04040	APPROVED FIRE PROT.					38.50	38.50
13-03806	ARTISTIC FENCE					25.72	25.72
13-04647	AT & T MOBILITY					615.02	615.02
13-03430	ALLIED BUILDING					1,772.95	1,772.95
13-04210	ARCO STEEL					1,380.00	1,380.00
13-00260	AGL WELDING SUPPLY					110.23	110.23
13-00260	AGL WELDING SUPPLY					105.01	105.01
13-00260	AGL WELDING SUPPLY					110.23	110.23
13-00260	AGL WELDING SUPPLY					113.65	113.65
13-00021	ABLE PAINT					195.20	195.20
13-00021	ABLE PAINT					60.09	60.09
13-03580	MOONEY-GENERAL					994.25	994.25
13-03606	ATHENIA MASON					1,824.66	1,824.66
13-04452	CABLEVISION					159.80	159.80
13-04451	CABLEVISION					8.78	8.78

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY MARCH 4, 2014							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS& PUBLIC PROPERTY	TOTALS
13-00030	COMPLETE SAW					92.80	92.80
13-00030	COMPLETE SAW					208.40	208.40
13-00030	COMPLETE SAW					16.00	16.00
13-00023	CONTEMPORARY GLASS					113.00	113.00
13-04297	CONTEMPORARY GLASS					120.00	120.00
13-00023	CONTEMPORARY GLASS					9.90	9.90
13-04198	COUNTY CONCRETE					359.38	359.38
13-04251	GODOY CONSTRUCTION					5,835.00	5,835.00
13-00025	GRANT SUPPLIES					171.70	171.70
13-00025	GRANT SUPPLIES					4.80	4.80
13-00025	GRANT SUPPLIES					51.45	51.45
13-04255	GABRIEL PELAGGI MONUMENTS					1,885.00	1,885.00
13-00020	N.GLANTZ & SON					139.01	139.01
13-00024	GRAINGER					119.02	119.02
13-00024	GRAINGER					22.50	22.50
13-00024	GRAINGER					64.48	64.48
13-04650	HOME DEPOT					715.48	715.48
13-04191	HOME DEPOT					347.48	347.48
13-04146	HOME DEPOT					158.35	158.35
13-04615	HESS CORP					4,073.80	4,073.80
13-04618	HESS CORP					615.82	615.82
13-04308	KENNEDY IND					367.36	367.36
13-04484	MULTI PACKAGING SYS					1,664.25	1,664.25
13-04248	DUJETS CORP					98.00	98.00
13-04253	DURABLE RECYCLING					336.96	336.96
13-03989	NEWARK ASPHALT					155.27	155.27

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY MARCH 4, 2014							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
13-00371	POLAND SPRING					150.00	150.00
13-00370	POLAND SPRING					5.99	5.99
13-04585	ROBERTS & SON					257.00	257.00
13-04034	SAUL'S UPHOLSTERY					165.82	165.82
13-01932	THE SHADE TREE					1,125.00	1,125.00
13-01932	THE SHADE TREE					1,143.75	1,143.75
13-03429	TANIS & SON					4,242.00	4,242.00
13-02495	TREE KING					3,375.00	3,375.00
13-03821	TRUSTY TREE SERVICE					500.00	500.00
13-04467	TRUSTY TREE SERVICE					2,000.00	2,000.00
13-04578	VERIZON					179.27	179.27
13-04495	VERONA IND					319.74	319.74
13-00027	VIOLA BROTHERS					597.06	597.06
13-04207	VIOLA BROTHERS					5,189.80	5,189.80
13-03428	VIOLA BROTHERS					787.05	787.05
13-04206	VIOLA BROTHERS					167.07	167.07
13-04499	W.B. MASON					799.99	799.99
13-03884	W.B. MASON					722.90	722.90
13-03579	W.B. MASON					343.38	343.38
13-04461	W.W.K. INC					52.90	52.90
13-04280	FOSTER & CO					624.74	624.74
13-00029	WEST ESSEX BLDG					29.48	29.48
13-00021	ABLE PAINT					59.56	59.56
13-00012	NORTHEAST AUTO					14.50	14.50
13-00012	NORTHEAST AUTO					90.00	90.00
13-00011	M & R CAR WASH					50.00	50.00

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY MARCH 4, 2014							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS& PUBLIC PROPERTY	TOTALS
13-00022	BELL RIDGE PLUMBING					112.30	112.30
13-00021	BELL RIDGE PLUMBING					66.43	66.43
13-00015	P & A AUTO PARTS					3.62	3.62
13-04691	JOSEPH RICCIARDI PAINTS					452.15	452.15
13-03756	ATLANTIC UNIFORM					1,839.55	1,839.55
13-00018	SUPERIOR DISTRIBUTOR					43.40	43.40
13-04551	TERRE CO					1,712.00	1,712.00
13-04468	HOOVER TRUCK					28.56	28.56
13-04529	ROOTØ					275.78	275.78
13-04333	COPY SHOP					10,750.00	10,750.00
13-03424	WORK N GEAR					108.00	108.00
13-04687	FRANKLIN CENTRAL					143.99	143.99
13-04531	GREAT NORTHERN EQUIP					652.09	652.09
13-04441	VIRIDIAN ENVIRONMENTAL					952.15	952.15
13-04476	SAFETY-KLEEN					235.12	235.12
13-04406	GARDEN STATE HIGHWAY PROD					95.00	95.00
13-04783	JOHN BEARD					1,258.80	1,258.80
14-00131	FRED PRYOR SEMINARS					429.00	429.00
13-04775	AT & T MOBILITY					1,895.79	1,895.79
14-00263	NOREEN HAVERON					486.32	486.32
14-00295	NOREEN HAVERON					486.32	486.32
13-00855	CABLEVISION					2,167.67	2,167.67
13-03268	ATLANTIC-KENMARK ELEC					418.00	418.00
13-03896	GRANT SUPPLIES					173.56	173.56
13-04668	PSE & G					21,992.93	21,992.93
13-04669	PSE & G					1,784.69	1,784.69

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY MARCH 4, 2014							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
13-04474	MOONEY-GENERAL					2,089.60	2,089.60
13-00648	MAGICTOUCH CONSTRUCTION					351.62	351.62
13-00030	COMPLETE SAW					390.90	390.90
13-00370	POLAND SPRING					42.66	42.66
13-00371	POLAND SPRING					50.65	50.65
13-04666	VIOLA BROTHERS					742.58	742.58
13-04530	CHEMSEARCH					196.62	196.62
13-04748	NATURE'S CHOICE					1,100.00	1,100.00
13-04507	METUCHEN CENTER					797.50	797.50
13-04651	WORLD DATA PRODUCTS					2,107.46	2,107.46
13-04506	R & R TROPHY					597.60	597.60
13-02953	FOSTER & CO					175.70	175.70
13-04504	BSN SPORTS					685.67	685.67
13-04230	ATLANTIC BINGO					6,300.00	6,300.00
13-04649	CEMCO					5,050.64	5,050.64
13-03863	MCMMASTER-CARR					619.94	619.94
13-04683	BRADLEY TIRE					614.62	614.62
13-04804	CABLEVISION LIGHPATH					860.04	860.04
14-00473	BARBARA CIASCO					629.40	629.40
14-00519	PAY-PAL INC					30.00	30.00
13-04643	FRANK CONTELLA					40.00	40.00
13-04151	PRINTING TECH					850.00	850.00
13-03607	MAINIBRO'S SPORT SHOP					162.00	162.00
13-04658	PANCAKE PALACE					350.00	350.00
13-04434	A.C. MOORE					165.86	165.86
13-04528	NUTLEY PARK SHOPRITE					32.37	32.37

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

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

PAYROLL-REGULAR FEBRUARY 27, 2014:

Department of Public Safety	63,440.16
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Sub Total

PAYROLL-OVERTIME FEBRUARY 27, 2014:

Department of Public Safety	1,971.88
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Sub Total

TOTAL PAYROLL:	65,412.04
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The Payroll list in the foregoing schedule includes amounts to be deducted for:

Federal Withholding Tax	6,687.46
Social Security	0.00
N.J. State Tax	1,739.52
Medicare	888.79
Wage Execution	0.00
Deferred Compensation	0.00
Employee Disability Ins.	0.00

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

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

PAYROLL-REGULAR FEBRUARY 28, 2014:

Department of Public Affairs	22,033.34
Department of Revenue & Finance	62,103.55
Department of Public Safety	446,969.58
Department of Public Works	59,812.56
Department of Parks & Public Properties	78,153.39
Department of Recreation Commission	7,443.38
Water Operations	40,209.33
Due To From General Capital	4,247.11
600 SERIES	2,511.54
POLICE OUTSIDE DUTY	2,237.50
C.E.H.A.	727.94

Sub Total 726,449.22

PAYROLL-OVERTIME FEBRUARY 28, 2014:

Department of Public Affairs	0.00
Department of Revenue & Finance	463.84
Department of Public Safety	36,541.14
Department of Public Works	48,338.87
Department of Parks & Public Properties	15,635.06
Water Operations	5,439.07
600 Series	0.00

Sub Total 106,417.98

TOTAL PAYROLL: 832,867.20

GRAND TOTAL: 4,855,029.12

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

Federal Withholding Tax	108,307.24
Social Security	27,971.91
N.J. State Tax	32,071.04
Medicare	12,050.61
Wage Execution	4,043.50
Deferred Compensation	25,441.83
Employee Disability Ins.	5,154.10

Ordinance No. 3279
Introduced by Commissioner Steven Rogers
Introduced on March 4, 2014
Public Hearing: Tuesday April 1, 2014

Ordinance No. 3279

“AN ORDINANCE TO AMEND AN ORDINANCE CODIFIED IN THE CODE OF THE TOWNSHIP OF NUTLEY, CHAPTER 29, ENTITLED “CONSUMER PROTECTION DEPARTMENT”.

BE IT ENACTED by the Board of Commissioners of the Township of Nutley that Chapter 29 of the Code of the Township of Nutley be amended as follows:

29-1. Department established.

There is hereby established a Department of Consumer Protection within the Department of Public Affairs whose function it shall be to protect against unlawful activities practiced upon consumers. The Department shall enforce all applicable federal and state statutes and rules and regulations affecting consumers.

29-2. Definitions.

SALE – Any transaction, including internet transactions, conducted within the Township limits wherein, for value received, a person sells or offers to sell, trade or barter any item or service.

23-3. Department head and other personnel; appointment.

Within the Department of Consumer Protection there shall be an Investigator, and such other persons as the Director shall deem necessary. The head of the Department shall be designated and appointed by the Director of the Department of Public Affairs.

29-4. Functions.

ADD

D. All consumer complaints shall be forwarded to the Office of the New Jersey State Attorney General, as required by law.

29.7 – Credentials of investigator; securing and execution of search warrant.

The person appointed to the position as Investigator shall be provided with official credentials indicating his/her position, and this document shall be carried at all times on his/her person and shall constitute his/her authority to conduct inquiries, inspections and investigations into all aspects of sales, attempts to sell, advertising or merchandising of goods and services within the Township of Nutley. In the event that an investigation requires the entry into premises, said Investigator shall, in conjunction and cooperation with the Police Department, appear before the Judge of the Municipal Court and prepare the necessary affidavit in order to secure a search warrant. The execution of such a search warrant shall only be accomplished in the company of and in cooperation with duly authorized members of the Police Department.

ORDINANCE # 3278

INTRODUCED BY: DEPUTY MAYOR THOMAS J. EVANS FOR MAYOR ALPHONSE PETRACCO

INTRODUCED ON: FRIDAY, JANUARY 24, 2014

PUBLIC HEARING: TUESDAY, FEBRUARY 18, 2014

ADOPTION: TUESDAY, MARCH 4, 2014

ORDINANCE NO.3278

"AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE TO FIX THE SALARIES OF CERTAIN OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF NUTLEY, COUNTY OF ESSEX, STATE OF NEW JERSEY, EFFECTIVE JANUARY 1, 2014."

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

SECTION 1

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

NON-UNION EMPLOYEES

LEGAL DEPARTMENT

TITLE	BASE SALARY MINIMUM	BASE SALARY MAXIMUM
Assistant Municipal Prosecutor	\$ 30,000.00	\$ 45,000.00

SECTION 2

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

SECTION 3

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

SECTION 4

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

SECTION 5

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

A public hearing concerning ordinance no. 3278 was duly held on Tuesday, February 18, 2014. A motion to open the public hearing was offered by Deputy Mayor Evans, seconded by Commissioner Scarpelli, all ayes on a roll call vote (Commissioner Rogers – aye, Commissioner Scarpelli – aye, Deputy Mayor Evans – aye) there were no public comments, Deputy Mayor Evans made a motion to close the public hearing, seconded by Commissioner Scarpelli, all ayes on a roll call vote (Commissioner Rogers – aye, Commissioner Scarpelli – aye, Deputy Mayor Evans – aye)

A vote for adoption will be held at the Tuesday, March 4, 2014 Board of Commissioners meeting.

ORDINANCE # 3278

INTRODUCED BY: DEPUTY MAYOR THOMAS J. EVANS FOR MAYOR ALPHONSE PETRACCO

INTRODUCED ON: FRIDAY, JANUARY 24, 2014

PUBLIC HEARING BY MAYOR ALPHONSE PETRACCO ON TUESDAY, FEBRUARY 18, 2014

ORDINANCE NO. 3278

“AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED “AN ORDINANCE TO FIX THE SALARIES OF CERTAIN OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF NUTLEY, COUNTY OF ESSEX, STATE OF NEW JERSEY, EFFECTIVE JANUARY 1, 2014.”

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

SECTION 1

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

NON-UNION EMPLOYEES

LEGAL DEPARTMENT

TITLE	BASE SALARY MINIMUM	BASE SALARY MAXIMUM
Assistant Municipal Prosecutor	\$ 30,000.00	\$ 45,000.00

SECTION 2

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

SECTION 3

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

SECTION 4

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

SECTION 5

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Steven Rogers *Date:* March 4, 2014
Seconded by: Commissioner Joseph P. Scarpelli *No.* 44-14

WHEREAS, in 1988 the month of March was designated by the United States Congress as “National Women’s History Month”; and

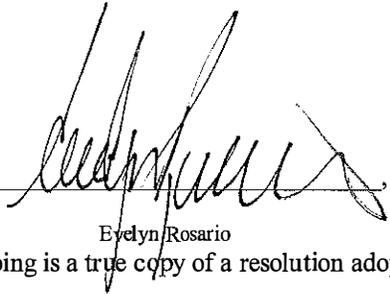
WHEREAS, Women’s History Month promotes the teaching of women’s history and the achievements of women throughout the world; and

WHEREAS, it is important for the residents of the township to recognize the growing contributions and achievements of the women of the Township of Nutley and the State of New Jersey;

NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners of the Township of Nutley calls upon all citizens of Nutley to observe the month of March as **Women’s History Month** at which time all of the residents may join in commemorating women, past and present, who have rendered a service to our nation, our state and our township.

ALSO, THEREFORE BE IT RESOLVED, that the Board of Commissioners of the Township of Nutley calls upon all citizens of Nutley to observe, **International Women's Day**, Saturday, March 8th, a global day celebrating the economic, political and social achievements of women past, present and future since 1910.

. . .

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 March 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	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* March 4, 2014
Seconded by: Commissioner Thomas J. Evans *No.* 45-14

WHEREAS, AT&T Corp., through its operating subsidiaries, including AT&T Communications of New Jersey, L.P., Teleport Communications America, LLC, and Teleport Communications New York (collectively, "AT&T"), is a communications carrier authorized to provide service by the New Jersey Board of Public Utilities and the Federal Communications Commission; and

WHEREAS, AT&T, as a public utility and common carrier, has requested approval to install communications facilities in Nutley public right-of-way; and

WHEREAS, AT&T is seeking to lease or obtain conduit space and access to poles with other utilities, particularly Verizon New Jersey Inc., and Verizon has required that AT&T obtain approval of the Township of Nutley Board of Commissioners as a condition of such access;

NOW THEREFORE BE IT RESOLVED BY the Board of Commissioners of the Township of Nutley in the County of Essex, State of New Jersey that:

1. Permission and authority are hereby granted to AT&T to install communications facilities, or lease or obtain for such communications facilities space on existing poles or in existing conduits, in the public right-of-way in Nutley in order to provide communications services to the public, and to operate, maintain, and repair said facilities, subject to the following:
 - a. The facilities shall be installed in underground conduit and/or on to existing utility poles in the public right-of-way.
 - b. AT&T, its successors and assigns, shall adhere to all applicable Federal, State, and Local laws regarding safety requirements for the use of the public right-of-way,
 - c. AT&T, its successors and assigns, shall comply with all Federal, State, and Local laws requiring permits prior to beginning construction.
 - d. Such permission be and is hereby given upon the condition and provision that AT&T, its successors and assigns, not only indemnify and save harmless the Township of Nutley, its officers, agents, and servants, from any claims whatsoever arising from or in any way connected to the acts or omissions of AT&T in use of the public right-of-way but shall agree on behalf of the Township to defend any action at law or equity which may be brought against the Township upon such claims or from claims arising during the construction period, excluding in all instances claims arising out of gross negligence or willful misconduct on the part of the Township.
 - e. In addition to the aforesaid indemnity agreement, AT&T, its successors and assigns shall at its own cost and expense procure and keep at all times in full force and effect paid up policies for Comprehensive General Liability Insurance in favor of the Township, in the amount of at least \$5,000,000, covering bodily injury and property damage arising out of anyone accident. Proof of said coverage, naming the Township as an insured and including the indemnification clause in Section D shall be filed with the Township Clerk prior to the installation of any plant.

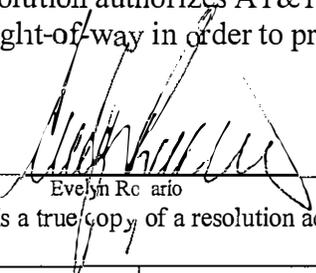
The Township shall have the right to increase the amount of Comprehensive General Liability Insurance and to alter the terms of insurance called for under this section provided it does so generally for all companies using the public right-of-way within the Township. Said insurance shall not be subject to cancellation or change until thirty (30) days after the Township Clerk has received written notice thereof as evidenced by return receipt of certified or registered letter.

- f. Such permission be and is hereby given upon the further condition that in the use of the public right-of-way AT&T, its successors and assigns, shall become subject to any lawful Ordinance or Resolution now or hereafter adopted by the Township.
- g. Such permission be and is hereby given upon the condition that AT&T shall obtain all applicable permits which may be required by the Township.
- h. AT&T shall be responsible for the repair of damage to paving, existing utility lines, or any surface or subsurface installations, etc., arising from the construction, installation or maintenance of said plant.
- i. Notwithstanding any provision contained herein, neither the Township nor AT&T shall be liable to the other for consequential, incidental, exemplary, or punitive damages on account of any activity pursuant to this instrument.
- j. This instrument shall be adopted on behalf of the Township by the Nutley Township Board of Commissioners and attested to by the Township Clerk who shall affix the Township Seal thereto. Said execution, approval, and filing shall constitute the existence of public notification.
- k. The permission and authority hereby granted shall be for a period of 50 years. However, after 15 years from the date of this agreement, the Township shall have the right to terminate permission and authority, by Resolution with a minimum one year notice to AT&T to sell or liquidate its facilities in the public right-of-way. Conversely, AT&T shall be allowed to terminate permission and authority, by request of Resolution with a minimum of one year from passage of such Resolution to sell or liquidate its facilities in the public right-of-way.

STATEMENT

This resolution authorizes AT&T to install communications lines within conduit or on existing poles in the public right-of-way in order to provide communications services to the public.

...

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 March 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	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* March 4, 2014
Seconded by: Commissioner Thomas J. Evans *No.* 46-14

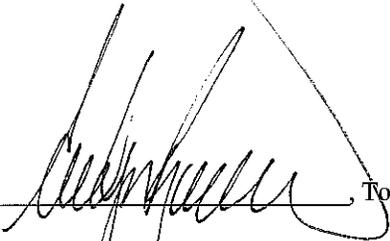
WHEREAS, sealed bids were received for electrical services on February 13, 2014 in the Township of Nutley; and

WHEREAS, Sal Electric Co. Inc., 83 Fleet street, Jersey City, New Jersey, 07306 was the low bidder at:

- \$90.47 Per hour rate for FOREMAN
- \$79.36 Per hour rate for JOURNEYMAN
- \$27.77 Per hour rate for APPRENTICE

WHEREAS, funds are available from Account #508-224 (Subject to Adoption of 2014 Budget), not to exceed 40,000, and have been certified by the Chief Financial Officer, said certification being attached to this resolution;

NOW THEREFORE, BE IT RESOLVED, but the board of Commissioners of the Township of Nutley, County of Essex, and State of New Jersey that a contract for electrical services be awarded to Sal Electric Co.

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 March 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	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* March 4, 2014
Seconded by: Commissioner Thomas J. Evans *No.* 47-14

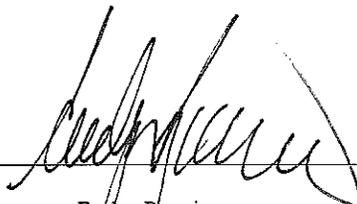
WHEREAS, sealed bids were received for plumbing services on February 13, 2014 in the Township of Nutley; and

WHEREAS, Magic Touch Construction Co., 59 West Front Street, Keyport, NJ 07735 was the low bidder at:

\$81.50 Per hour rate for PLUMBER
 \$45.50 Per hour rate for APPRENTICE
 10% MATERIAL

WHEREAS, funds are available from Account #508-224 (Subject to Adoption of 2014 Budget), not to exceed 40,000, and have been certified by the Chief Financial Officer, said certification being attached to this resolution;

NOW THEREFORE, BE IT RESOLVED, but the board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that a contract for plumbing services be awarded to Magic Touch Construction Co.

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 March 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	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

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

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* March 4, 2014
Seconded by: Commissioner Thomas J. Evans *No.* 48-14

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

WHEREAS, The Requests for Qualification for Qualified Academy for Training Youth Soccer Programs was received and opened on February 18, 2014 by the Township Clerk; and

WHEREAS, a response to the request for proposal was from The Soccer Factory, 175 Beaverbrook Road, Lincoln Park, NJ 07035

WHEREAS, The Soccer Factory, 175 Beaverbrook Road, Lincoln Park, NJ 07035 has provided these services in the past to the Township of Nutley and is particularly suited to provide continued service; and

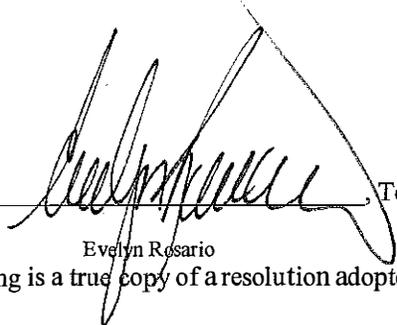
WHEREAS, the anticipated term of this contract is commencing January 1, 2014 thru December 31, 2014 to be followed by a period of evaluation and review at which time the contract may be extended, not to exceed two years in total; and

WHEREAS, the contract is not to exceed \$45,000.00 and funds are available from account T-24-909-909 and have been certified by the Chief Financial Officer, said certification being attached to this resolution;

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley that a contract be awarded to The Soccer Factory, 175 Beaverbrook Road, Lincoln Park, NJ 07035 as described herein; and

BE IT FURTHER RESOLVED that the response to the Request for Qualification be placed on file with this resolution, and

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, Evelyn Rosario, 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 March 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	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

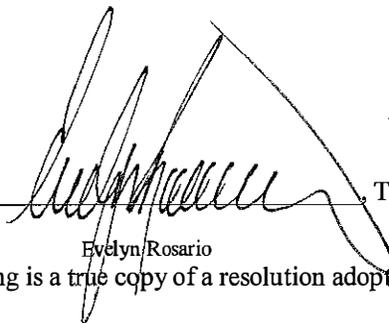
Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* March 4, 2014
Seconded by: Commissioner Thomas J. Evans *No.* 57-14

WHEREAS, Charles DiGiacomo, a Laborer in the Department of Parks and Public Property, has requested a leave of absence without pay; and

WHEREAS, Charles DiGiacomo, a permanent full-time employee under the provision of civil service in the State of New Jersey, may receive a Leave of Absence without pay in accordance with the New Jersey Administrative Code, Title 4A:6-12B;

NOW THEREFORE, be it resolved by the Board of Commissioners, Township of Nutley, County of Essex, and State of New Jersey that this leave be granted from March 5, 2014 until March 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 March 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	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

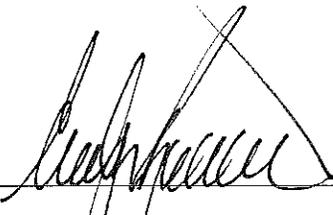
Resolution

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

Seconded by: Commissioner Mauro G. Tucci *No.* 52-14

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, in the County of Essex, New Jersey that the Township Treasurer be and she is hereby authorized to refund JRV, Inc, 36 Calais Road, Mendham, NJ 07945 in the total amount of \$1,122.00. The original contractor did not start any of the work, and a new contractor applied for and paid for a new permit. The property owner paid for the original permit under check number #1122 in the amount of \$940.00 for permit #13-00166 and \$182.00 for permit #13-00166+A.

...

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 March 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	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

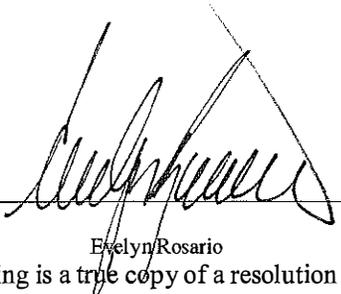
Introduced by: Commissioner Thomas J. Evans *Date:* March 4, 2014
Seconded by: Commissioner Mauro G. Tucci *No.* 53-14

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

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

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

. . .

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 March 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	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

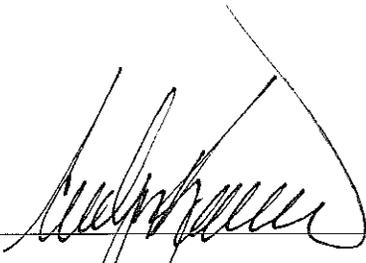
Introduced by: Commissioner Thomas J. Evans *Date:* March 4, 2014

Seconded by: Commissioner Mauro G. Tucci *No.* 54-14

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 property taxes in the amount of \$3,420.21 for the following account.

Block & Lot	Address	Amount
5102 6	113 Mapes Ave.	\$ 3,420.21-04/29/13

. . .

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 March 4, 2014

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

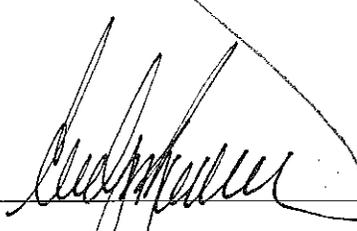
Resolution

Introduced by: Commissioner Thomas J. Evans *Date:* March 4, 2014
Seconded by: Commissioner Mauro G. Tucci *No.* 55-14

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 a Veteran property tax deduction for tax year 2013 in the amount of \$250.00. The following listed taxpayer is eligible to receive the refund.

Block& Lot	Address	Amount
5601 11	40 Povershon Rd.	\$ 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 March 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	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

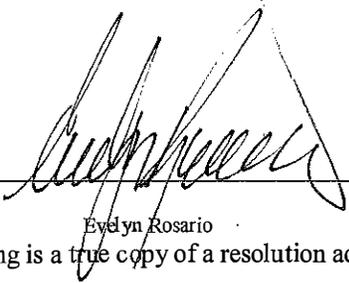
Resolution

Introduced by: Commissioner Thomas J. Evans *Date:* March 4, 2014
Seconded by: Commissioner Mauro G. Tucci *No.* 56-14

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 overpayment of water charges in the amount of \$133.42.

Block & Lot	Address	Amount
1000 1 C5067	566 Coventry Dr.	\$133.42

. . .

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 March 4, 2014

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* March 4, 2014
Seconded by: Commissioner Steven Rogers *No.* 49-14

WHEREAS, Resolution 232-13 was adopted at the Board of Commissioners meeting held on October 1, 2013 for AJM Contractors, 300 Kuller Road. Clifton, NJ 07011 for Sargent Street, Essex Street and additional Various Streets, Curbs, and Sidewalks; and

WHEREAS, the total grant amount in said resolution was calculated incorrectly and resolution 232-13 shall be rescinded; and

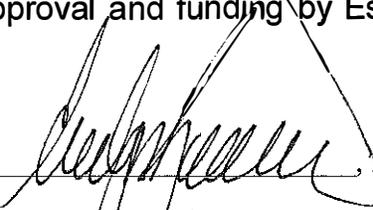
WHEREAS, bids for Sargent Street, Essex Street and additional Various Streets, Curbs, and Sidewalks received and opened on September 12, 2013; and

WHEREAS, the base bid for Sargent Street, Essex Street and additional Various Streets, Curbs and sidewalks was in the amount of \$137,433.00 and Alternate Bid #1 in the amount of \$126,724.00 and Alternate Bid #2 in the amount of \$94,850.00 for a total bid amount of \$359,007.00; and

WHEREAS, the award amount is subject to availability and appropriation of sufficient funds from Community Development Block Grant in the amount of \$131,060.00 through monies provided by a grant from the Essex County Division of Housing and Community Development and Ordinance #3243 in the amount of \$227,947.00 and subject to this caveat, have been certified by the Chief Financial Officer, said certification being attached to this resolution;

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that a contract be awarded to AJM Contractors, Inc., for a total bid amount not to exceed \$359,007.00 and that the Mayor and the Township Clerk are hereby authorized to enter into and sign said contract for the Township of Nutley subject to final approval and funding by Essex Count Division of Housing and Community Development.

. . .

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 March 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	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

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

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* March 4, 2014
Seconded by: Commissioner Steven Rogers *No.* 50-14

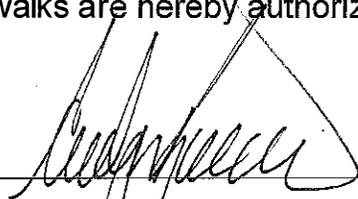
WHEREAS, bids for Sargent Street, Essex Street and additional Various Streets, Curbs, and Sidewalks were received and opened on September 12, 2013; and

WHEREAS, the base bid for Sargent Street, Essex Street and additional Various Streets, Curbs and Sidewalks was in the amount of \$137,433.00 and Alternate Bid #1 in the amount of \$126,724.00 and Alternate Bid #2 in the amount of \$94,850.00 for a total bid amount of \$359,007.00; and

WHEREAS, Change Order #1 has been authorized for Ordinance #3243 of the original contract amount to be reduced in the amount of \$(20,091.97) for a total contract price of \$338,915.03;

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners in the Township of Nutley, County of Essex, State of New Jersey, that the Change Order #1 as attached, is a change from the contract previously made by the Township of Nutley with AJM Contractors, for the Project known as Sargent Street, Essex Street and additional Various Streets, Curbs, and Sidewalks are hereby authorized and 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 March 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	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* March 4, 2014
Seconded by: Commissioner Steven Rogers *No.* 51-14

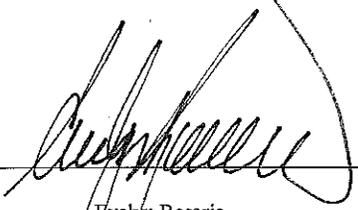
WHEREAS, the Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, such a resolution should designate the individual authorized to ensure that the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Township of Nutley hereby endorses the submission of the 2013 Municipal Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection and designates Salvatore Ferraro, Recycling Coordinator, Township of Nutley, to ensure that the application is properly filed.

. . .

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 March 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	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

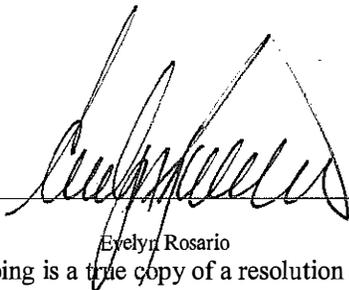
Introduced by: Commissioner Mauro G. Tucci FOR Mayor Alphonse Petracco *Date:* March 4, 2014
Seconded by: Commissioner Thomas J. Evans *No.* 57A-14

WHEREAS the Township of Nutley Zoning Board received \$1,000.00 escrow deposit from Mr. Michael Russ, DMD, PC for property located at 111 Centre Street for professional services, and

WHEREAS the Zoning Board of Adjustment has reviewed and determined the remaining escrow balance of \$1,000.00 is due to Mr. Michael Russ, DMD, PC, and

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, NJ, that the above amount is refunded to Mr. Michael Russ, DMD, PC.

. . .

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 March 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>					<u>ABSTAINED</u>
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Alphonse Petracco *Date:* March 4, 2014
Seconded by: Commissioner Mauro G. Tucci *No.* 58-14

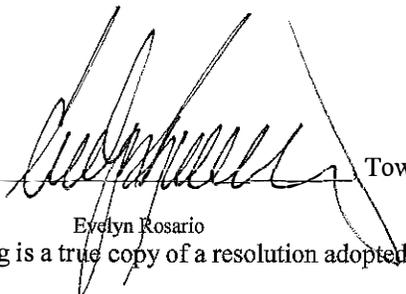
WHEREAS, raffle applications have been received from the following organizations; and

Nutley Music Booster Association	License No. 30-14 On-Premise 50/50 Cash Raffle	May 29, 2014
Nutley Music Booster Association	License No. 31-14 On-Premise Merchandise Raffle	May 29, 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, State of New Jersey that the aforementioned 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 March 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	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					