TOWNSHIP OF NUTLEY, NEW JERSEY
BOARD OF COMMISSIONERS

PUBLIC MEETING

TRANSCRIPT OF
PROCEEDINGS:

November 25, 2014
8:03 p.m.

BEFORE:
Commissioner Steven Rogers
Commissioner Joseph Scarpelli
Commissioner Mauro Tucci
Mayor Alphonse Petracco
Commissioner Thomas J. Evans

Job No. NJ1976589
PROCEEDINGS

(Pledge of Allegiance)

MAYOR PETRACCO: Okay, Madam Clerk, please?

MADAM CLERK: Yes, Mayor. Board of Commissioners Public Meeting, Tuesday, November 25th, 2014. The time is now 8:04. Pursuant to the requirements of the Open Public Meeting Law, Chapter 231, 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: Here.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Here.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Here.

MADAM CLERK: Commissioner Scarrelli?

COMMISSIONER SCARPELLI: Here.

MADAM CLERK: Mayor Petracco.

MAYOR PETRACCO: Here.

MADAM CLERK: All present, Mayor.

MAYOR PETRACCO: Thank you. We'll move on to minutes.

MADAM CLERK: Yes, we have minutes for
October 21st, 2014. I need a motion.

UNIDENTIFIED SPEAKER: Move the minutes.

UNIDENTIFIED SPEAKER: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye. We have communications and correspondence, please?

MADAM CLERK: Yes, Mayor. We have a raffle application from Holy Family Catholic Church. They're requesting to hold a Sunday monthly 50/50 raffle in 2015. I need a motion.

UNIDENTIFIED SPEAKER: Move it.

UNIDENTIFIED SPEAKER: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?
COMMISSIONER EVANS: Aye.
MADAM CLERK: Commissioner Scarpelli?
COMMISSIONER SCARPELLI: Aye.
MADAM CLERK: Mayor Petracco?
MAYOR PETRACCO: Aye. I see we have no reports.
We'll move on to bills.
MADAM CLERK: Yes, Mayor. I just need one moment here. Public Affairs, $210,370.95; Revenue & Finance, $3,149,562.10; Public Safety, $97,678.91; Public Works, $134,880.99; Parks and Public Property, $124,883.49.
Total payroll is $769,229.69. For a grand total of $5,240,468.03. I need a motion.
UNIDENTIFIED SPEAKER: Move the bills.
UNIDENTIFIED SPEAKER: Second.
MADAM CLERK: Commissioner Rogers?
COMMISSIONER ROGERS: Aye.
MADAM CLERK: Commissioner Tucci?
COMMISSIONER TUCCI: Aye.
MADAM CLERK: Commissioner Evans?
COMMISSIONER EVANS: Aye.
MADAM CLERK: Commissioner Scarpelli?
COMMISSIONER SCARPELLI: Aye.
MADAM CLERK: Mayor Petracco?
MAYOR PETRACCO: Aye. Okay, I see we don't have any ordinance introductions or public hearings. So we will
finally move on to our Eagle scouts and I want to thank everybody for waiting tonight. We're sorry to keep you out here.

First of all, let me say by -- start by saying I apologize for not making the dinner at San Carlo's the other Sunday but we had a couple of things that happened in town. We had a fire and we had unfortunately a woman struck by a car and she did not make it. So it was a really crazy weekend. So with that being said, we thought we, the Commissioners, would bring you all here to a Commissioner meeting and give you guys a proclamation and a few kind words, and congratulate you guys.

So the first one that I'm going to read is for Steven Bain. I see Steven Bain standing there. Do you want to come up to the podium, Steve? I will read your proclamation first.

Whereas, Steven Bain is a member of Boy Scout Troop 22, sponsored by St. Thomas the Apostle Church in Bloomfield; and

Whereas, Steven is the son of Robert and Ann, and brother to Robert, Diana, Kathy, Jackie and Will; and

Whereas, Steven is currently a senior at Nutley High School and is actively involved in the Marching Band and serves as assistant equipment manager; and

Whereas, Steven's Leadership history in the Scouts
included Assistant Senior Patrol Leader, Quartermaster, Patrol Leader and Assistant Patrol Leader; and

Whereas, Steven earned merit badges for the Eagle Rank including citizenship in the community, environmental science, communicant, and space exploration among many others; and

Whereas, Steven's Eagle Project benefited Camp Glen Gray, a former Boy Scout facility by renovating Tindall Lodge, replacing windows, upgrading a storage area and restoring the outdoor fire ring; and

Now, therefore, be it resolved by the Board of Commissioners, Township of Nutley, County of Essex, State of New Jersey that Steven Bain be commended and recognized for his outstanding completion of his Eagle Scout service project and for providing to the Township of Nutley a sense of true pride. Congratulations, Steven. Would you like to say a few words, Steve? You're good?

MR. BAIN: No, I'm good.

MAYOR PETRACCO: Then I'll say a few words for you. I've known Steven for the last -- probably since kindergarten and I know his mom and dad sitting there and you've been around the Petracco family for a long time in the store and it really gives me great pride and it's no surprise to me of the fine young man you've turned out to be because you have a great foundation with your parents and
all those brothers and sisters, I must say.

MR. BAIN: Thank you, sir.

MAYOR PETRACCO: So, we'll call you up. We'll give you a presentation in a minute. We'll call all of you up, so please be seated. Thank you.

Okay, our next one is Matthew Capobianco. Would you like to come up front, Matt?

Whereas, Matthew Capobianco is a member of the Boy Scout Troop 22, sponsored by St. Thomas the Apostle Church in Bloomfield; and

Whereas, Matthew is the son of Greg and Mary Ann, and brother to Brian and Michael; and

Whereas, Matthew is currently a freshman at the Stevens Institute of Technology, majoring in biomedical engineering; and

Whereas, Matthew's leadership history in the Scouts included Patrol Leader, Den Chief and Librarian; and

Whereas, Matthew earned numerous merit badges for the Eagle Rank including citizenship in the community, emergency preparation; family life among many other; and

Whereas, Matthew's Eagle Project helped restore the grounds of the Franklin Reformed Church by clearing and landscaping the grounds, as well as cleaning the historic tombstones in the cemetery; and

Now, therefore, be it resolved by the Board of
Commissioners, Township of Nutley, County of Essex, State of New Jersey, that Matthew Capobianco be commended and recognized for his outstanding completion of his Eagle Scout service project and for providing to the Township of Nutley a sense of true pride.

Would you like to say a few words, Matthew?

MR. CAPOBIANCO: Yes. I would like to thank you, Mayor Petracco, and the entire Board of Directors. I'd also like to thank my parents. I couldn't have done it without them and for everyone at Troop 22. So, thank you.

MAYOR PETRACCO: Thank you, Matthew. And I -- Matt, before you sit down, Matt. I'd just like to add that I watched you walk by my house from kindergarten up, and obviously we're neighbors there and our dogs fight almost every night, as I told your mom and dad when I walked in, but it really gives me great pride to watch you grow up and turn into the fine young man that you are. You've come a long way since kindergarten.

MR. CAPOBIANCO: Thank you.

MAYOR PETRACCO: Yeah, thank you.

Okay, our next person or young man is Nicholas Cozzarelli.

Whereas, Nicholas Cozzarelli is a member of Boy Scout Troop 22, sponsored by St. Thomas the Apostle Church in Bloomfield; and
Whereas, Nicholas is the son of John Cozzarelli and Margaret Cozzarelli, and brother to John Paul and Marc; and

Whereas, Nicholas is currently a senior at St. Peter's Prep where he is in the National Honor Society and the National Italian Honor Society as well as an active member of Campus Ministry; and

Whereas, Nicholas' leadership history in the scouts included patrol leader, assistant patrol leader, quartermaster, and librarian; and

Whereas, Nicholas earned numerous merit badges for the Eagle rank including citizenship in the community, citizenship in the nation, personal management among many others; and

Whereas, Nicholas' Eagle Project benefitted the Nutley Kingsland Manor by the construction of a two-zone flower bed, repairing a brick patio, building and installing trash can holders to help contain the receptacles and landscaping the property; and

Now, therefore, be it resolved by the Board of Commissioners, Township of Nutley, County of Essex, State of New Jersey that Nicholas Cozzarelli be commended and recognized for his outstanding completion of his Eagle Scout service project and for providing to the Township of Nutley a sense of true pride.
Nicholas, would you like to say a few words?

MR. COZZARELLI: All right. I would just like to thank my parents for all their support throughout these years; Troop 22 for making me the leader I am today; and for all of you. It is an honor to be standing up here. Thank you.

MAYOR PETRACCO: Nick, thank you so much. I'd just like to say that Nicholas played on my (indiscernible) league team, and he grew up with my son, Vince, and I couldn't be prouder of Nick. You're like family to us. Congratulations.

Okay, Michael Sweetman.

Whereas, Michael Sweetman is a member of Boy Scout Troop 22, sponsored by St. Thomas the Apostle Church in Bloomfield; and

Whereas, Michael is the son of Donald and Michele Sweetman, and brother to Greg; and

Whereas, Michael is currently a senior at Delbarton School where he is an Honor Student, Senior Class President and Service Project Coordinator; and

Whereas, Michael's leadership history in the Scouts included patrol leader, color guard leader, summer camp senior patrol leader, and assistant patrol leader; and

Whereas, Michael's earned numerous merit badges for the Eagle rank including citizenship in the community,
computers, oceanography among many others; and

Whereas, Nicholas' Eagle Project -- I'm sorry, whereas Michael's Eagle Project benefitted the Community Nursery School of Nutley by cleaning and repainting of many rooms of the school; and

Now therefore, be it resolved by the Board of Commissioners, Township of Nutley, County of Essex, State of New Jersey, that Michael Sweetman be commended and recognized for his outstanding completion of his Eagle Scout service project and for providing to the Township of Nutley a sense of true pride.

Would you like to say a few words, Michael?

MR. SWEETMAN: I'd just like to thank you for recognizing all of our accomplishments and demonstrating interest in the Boy Scouts of America. Thank you.

MAYOR PETRACCO: I -- thank you, Michael. I'd just like to say, Michael, that Delbarton is a fine school and it's not easy to be an honor roll student up there. I know some kids that are up there and that's really fantastic what you're doing. Congratulations.

Would all of you guys like to come up and we'll take a picture and I'll present the proclamations to you?

(Pause in the proceeding)

MAYOR PETRACCO: We will take a little break if all the families of the Eagle Scouts, if you guys would like
to get up and leave now. If you'd like to stay for the whole meeting, you're more than welcome to. Thank you so much. Thanks again, guys. Congratulations.

(Pause in the proceeding)

MAYOR PETRACCO: Okay, Commissioner Tucci?

COMMISSIONER TUCCI: Yes, thank you, Mayor. The first resolution I have listed this evening I'm going to pull because we still need to investigate a certain part of that. So I'll start with my second one.

Whereas, the Township of Nutley entered into a contract with Downes Tree Service, 65 Royal Avenue, Hawthorne, New Jersey for tree removal service; and

Whereas, the director of the Department of Parks and Public Property has recommended the following change order for said contract as necessary:

Change order number 1, additional removal of dangerous trees in the amount of $10,000.

Whereas, funds are available from account 4-01-512-200, and have been certified by the chief financial officer, said certification being attached to this resolution.

Now, therefore, be it resolved, that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, authorize the clerk be and they are hereby authorized to enter into and sign a contract for the
Township of Nutley. I move the resolution.

COMMISSIONER EVANS: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER TUCCI: Be it resolved by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Township Clerk is hereby authorized to advertise for sealed bids for the roof repair of the Department of Public Works Garage, located at One Cortland Street, Nutley, New Jersey, to be received on behalf of the Board of Commissioners, in the Commission Chambers, Township Hall, 1 Kennedy Drive, Nutley, New Jersey, on Tuesday, December 23rd, 2014 at 3:00 p.m., prevailing time, at which time they will be opened and read.

I move the resolution.

COMMISSIONER EVANS: Second.

MADAM CLERK: Commissioner Rogers?
COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER TUCCI: Whereas, the Board of Commissioners of the Township of Nutley in the County of Essex, State of New Jersey authorize the township -- hold on, let's start again.

Whereas, the Board of Commissioners of the Township of Nutley in the County of Essex, State of New Jersey authorize the township clerk to go off for sealed bids for recreation uniforms and recreation equipment.

Be it resolved, an amendment for a sealed bid date was needed for "Recreation Uniforms & Recreation Equipment" from Wednesday, November 22nd [sic], 2014, to be received on Tuesday, December 2nd, 2014 in the Commission Chambers, Township Hall at 3:00 p.m. prevailing time, at which time they will be publicly opened and read. I move the resolution.

COMMISSIONER EVANS: Second.
MADAM CLERK: Commissioner Rogers?
COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?
COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?
COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?
COMMISSIONER SCARPHELLI: Aye.

MADAM CLERK: Mayor Petracco?
MAYOR PETRACCO: Aye.

COMMISSIONER TUCCI: Whereas, the Township of Nutley through the Department of Parks and Recreation has a need to acquire specialized and professional architectural services for façade repair, restoration work, storm drainage control and accessible main entrance design to the Nutley Parks and Recreation Facility located at 44 Park Avenue; and

Whereas, the anticipated term of this contract is for 12 months from the date of the contract award; and

Whereas, Dassa Haines Architectural Group, LLC, 16 Portland Place, Montclair, New Jersey has submitted a proposal indicating they will provide such services for the sum not to exceed $15,000; and

Whereas, Dassa Haines Architectural Group has completed and submitted a business entity disclosure certification which certifies that said corporation has not
made any reportable contributions to a political or
candidate committee in the township of Nutley in the
previous one year, and that the contract will prohibit Dassa
Haines Architectural Group from making any reportable
contributions through the term of the contract; and

Whereas, funds are available from Capital
Ordinance 2899K in the amount of $15,900 plus any
reimbursable expenses, and have been certified by the chief
financial officer, said certification being attached to this
resolution;

Now, therefore, be it resolved that the Board of
Commissioners of the Township of Nutley enter into a
contract with Dassa Haines Architectural Group as described
herein; and

Be it further resolved that the business
disclosure entity certification, political contribution form
and certificate of liability be placed on file with this
resolution.

Be it further resolved that a notice of this
action shall be printed once in the Nutley Sun in accordance
with the Local Public Contract Law. I move the resolution.

COMMISSIONER EVANS: Second.
MADAM CLERK: Commissioner Rogers?
COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?
COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

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

MAYOR PETRACCO: Commissioner Evans.

COMMISSIONER EVANS: Thank you, Mayor.

Whereas, the Township of Nutley has a need to redesign its municipal website and related technology services; and

Whereas, the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey advertised for Request for Qualifications; and

Whereas, qualifications were received from five companies on September 5th, 2014; and

Whereas, after a review of all submissions, it was determined that Delaware.Net, Inc. doing business as Evo Government Website, located at 28 Old Rudnick Lane in Dover, Delaware is best suited to redesign municipal website, and is the recommended provider, with a cost of $16,800; and

Whereas, funds are available from account 4-01-212-200 and have been certified by the chief financial
Now, therefore, be it resolved that the Board of Commissioners of the Township of Nutley authorizes the Mayor to enter into a contract with Delaware.net, Inc., doing business as Evo Government Websites for a term of service beginning November 26th, 2014 through November 26th, 2015.

So moved.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER EVANS: Whereas, the tax collector of this municipality has previously issued tax sale certificates to US Bank Trust for TLFC [sic] 2012A LLC, which certificates are dated October 24th, 2013 for a series of lot and blocks. Just a question for counsel, do I need to read them all individually or could I just -- all right -- for the lot and blocks listed herein.
Whereas, the purchaser of the aforesaid tax sale certificates has indicated to the tax collector that they have lost or otherwise misplaced the original tax sale certificates and have duly filed the appropriate affidavits of loss with the tax collector, a copy of which is attached hereto; and

Now, therefore, be it resolved by the Board of Commissioners of the Township of Nutley that the tax collector is hereby authorized, upon receipt of the appropriately executed and notarized loss affidavit and the payment of a fee of $100 per certificate, to issue appropriate duplicate tax sale certificates to the said purchaser covering the lost certificates as previously described, all in accordance with the requirement of Chapter 99 of Public Laws of 1997.

Be it further resolved, that a certified copy of this resolution and the loss affidavits be attached to the duplicate certificates to be issued to said purchaser and that said duplicate certificate shall be stamped or otherwise have imprinted upon it the word "duplicate" as required by law. So moved.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?
COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER EVANS: Whereas, 20d3 delinquent municipal water charges on block 9504, Lot 12 known as 45 Washington Avenue, were incorrectly listed and sold at the tax sale conducted on October 23rd, 2014; and

Whereas, Certificate number 13-00216 was sold to US Bank FNA New Jersey BOI, LLC in the amount of $272.71 for delinquent water charges and $1,000 for the premium bid for the delinquency on said property; and

Whereas, Tax Sale Law, NJSA Title 54 allows the governing body to set aside a tax sale certificate when it has been advertised with an incorrect lot and block;

Now, therefore, be it resolved by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that certificate number 13-00216 sold to US Bank FNA New Jersey BOI, LLC for property known as Block 9504 Lot 12 is hereby voided and that the amount of $272.71 for delinquent water charges and $1,000 for the premium bid be refunded to the purchaser, US Bank FNA BOI, LLC. So moved.
COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER EVANS: Whereas, the Board of Commissioners recognize the importance and value of having a robust business district that provides valuable services to our community and one that stimulates a desire to Shop Nutley; and

Whereas, the Board of Commissioners established an Economic Development Advisory Committee within the Revenue and Finance department, to investigate and recommend ways to approach the revitalization of our business district given ongoing economic challenges and the changing needs of our residents; and

Whereas, the EDAC has determined there is a need to develop a better sense of market conditions and consumer buying patterns as a basis for developing a strategic
revitalization plan for our business district; and

Whereas, the EDAC recommends the hiring of a consulting firm that possesses the experience and perspective to complete a comprehensive inventory of our business district, a retail market data analysis and a consumer survey that will form the basis for a strategic business plan that will promote revitalization over the next several years; and

Whereas, the EDAC has met with the JGSC Group and it is their consensus recommendation that the Board of Commissioners engage this firm as they possess the expertise and experience to execute these services in a timely manner; and

Whereas, the JGSC Group, a company who has been active in the Main Street, New Jersey program, will provide these services at a cost of $17,200 and quotations received from other potential consultants were significantly higher than the fee proposed by JGSC Group; and

Whereas, it is anticipated that JGSC Group can complete these services in a period not to exceed six months and that funds are available from account 4-01-226-205 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 the Mayor is
authorized to enter into a contract with JGSC Group, 16
North Center Street, Merchantville, New Jersey in order to
provide the consulting services needed to complete the
inventory, retail market analysis, consumer survey and

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye. Before we move on,
Commissioner, do you just want to give a brief summary of
what we're trying to do with this resolution?

COMMISSIONER EVANS: Sure. The environment that
we have is fairly complex as we all know. We've discussed
this together as a group over -- for some of us, years, and
for others, especially with the complexity of Roche, the
economic environment that we all face. One of the
challenges that we've all agreed on is that we all have
buyers for what we think might be a good thing to have in
our business district, but that without a plan, right, we would have a difficult time coming to something which would be very much supported by us as a Board and two, gives us a better sense of how we look at the whole of Nutley, not just the Roche property, per se. And also be able to engage with landlords as well as the Chamber of Commerce because it's a very active process. So with the discussion as a Board, we all felt that it was important for us to do this. So an activity of the EDAC was to investigate what's the way to do that. What's the way to do that that would be expeditious but thorough? And leverage our relationship with Main Street, New Jersey.

So with your guidance and support, I took that to the EDAC. We had those meetings and coming out of that was a recommendation of this consulting group because of their experience working with municipalities on this very issue. And the fact is that they've presented us with a plan that makes sense. Gather good foundational data, know what you have, understand where the market is, what is important for you to attract, and how we would all work together to be able to promote an environment which I think we all agree ends with Shop Nutley. So how do we define that brand? And if there's anything -- and you all have been very supportive because you've been drilling that into everyone. We have a business district. We have to use it. We have to build
support for it.

So how -- this gives us that opportunity to one, gather this analysis and do the data analysis; and then as a Commission body, forge that plan that we will need to have for two reasons. One is revitalization of our (indiscernible). Two, how do we make sure we're putting together the right approach and a complete plan that includes the Roche property. But that's the essence of what we've been doing and that's the basis of this. I know you all had significant comments on this, so please feel free to add to that.

MAYOR PETRACCO: Commissioner Tucci?

COMMISSIONER TUCCI: If I might? This is a very important first step. We can all surmise what we think we need in our business districts, and with the activity that's going on as far as a planning and different schemes that have been presented.

For the Roche property, we need to assure our residents, all right, and our business owners, that everything we're going to do there will be complimented on our Franklin Avenue business district, our Washington Avenue business district, our Passaic Avenue, our Bloomfield Avenue business districts. We have several. We don't have just one. And there are many challenges that are out there because of the economic conditions that we're living in...
right now. But by gathering this empirical data, all right, and analyzing it, and having strategies presented to us, all right, we can make intelligent decisions so that we can make decisions that will not only be beneficial for the Roche property moving forward for the next 50, 75 to 100 years, but also for all of our business districts.

So I'd like to thank Commissioner Evans and the economic development advisory committee for going through the task of reviewing all of the proposals and bringing this one to us. I am familiar with this group. They're a very credible group. They've done a lot of fine work in the State of New Jersey and in other states. And I think they're going to serve us well.

COMMISSIONER EVANS: We'll look forward to it.

MAYOR PETRACCO: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Knowledge is key so having the background information does allow us to make intelligent decisions, especially with Roche going forward that anything that does develop there does not compete with our downtown. So I think that we need this background information.

MAYOR PETRACCO: Commissioner Rogers?

COMMISSIONER ROGERS: Someone once said a long time ago that without vision, the people perish. Well this ensures that Nutley is not going to perish. Board of
Commissioners, and particularly I echo Commissioner Tucci's sentiments. Commissioner Evans, you've done a fine job in getting us started and the town is going to really prosper in the days to come if we see this become what we expect it to be. Thank you. Thank you very much.

MAYOR PETRACCO: Thank you. I'd just like to add, myself being a local merchant, you know, like I said after our first televised meeting to our residents, please shop Nutley because businesses are definitely struggling here. It's one of the biggest issues we have on our plate. We do have a lot of empty stores all over town. And a lot of the merchants come up to me, being a merchant in town, along with some other ones, and saying what are we doing?

So I -- we've been working very hard on this for a very long time and I think this is the step -- first step in really a strong direction because without a plan, it's hard to execute. So I -- now I think that being we have a plan, get professionals in here and make sure that we continue on this path and see what the residents of Nutley want, what they want to shop. I know I would like to see some clothing stores returned, an anchor store, and at least in the future, we will have a plan.

So with Roche leaving, I think it's very important that we do this now. I feel, I think the timing is just perfect for it. So it will unite and come togethera. So
thank you, Commissioner Evans, for doing the leg work on this and I think it's really a step in the right direction.
Okay.

COMMISSIONER EVANS: I appreciate the thank you, but this isn't being done alone. We're all doing this. So we should thank ourselves for being wise enough to know the importance of having a plan.

MAYOR PETRACCO: Thank you.

COMMISSIONER EVANS: Can I continue now?

MAYOR PETRACCO: You can continue, Commissioner.

COMMISSIONER EVANS: 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 charges for block 7101-9 for $2,425.53; for block 9701, lot 5C, 13154, $2,362.91 for 2013 and $2,339.76 for 2014 for a total amount of $7,128.20. So moved.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?
COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER EVANS: Be it resolved, by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey that the treasurer be and she is hereby authorized to refund overpayments of the property taxes in the amount of $6,108.90 for block 9700-9 for said -- I believe it's 2014, for Tax Court Judgment. So moved.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER EVANS: Whereas, Samuel and Sylvia Tatum, owners of the property at 142 Glendale Street, known as Block 400 Lot 9, have applied for and received a property tax exemption as Disabled Veteran, for the calendar year 2014, as authorized by NJSA 54:4-3.30; and
Whereas, an overpayment of property tax charges in the amount of $5,499.24 for the calendar year 2014 has resulted from the granting of said property tax exemption;

Now, therefore, be it resolved by the Board of Commissioners of the Township of Nutley, County of Essex, that the Township Treasurer be and is hereby authorized to refund said overpayment of property tax charges to Samuel and Sylvia R. Tatum, block 400, lot 9, in the amount of $5,499.24. So moved.

COMMISSIONER TUCCI: Second.
MADAM CLERK: Commissioner Rogers?
COMMISSIONER ROGERS: Aye.
MADAM CLERK: Commissioner Tucci?
COMMISSIONER TUCCI: Aye.
MADAM CLERK: Commissioner Evans?
COMMISSIONER EVANS: Aye.
MADAM CLERK: Commissioner Scarpelli?
COMMISSIONER SCARPELLI: Aye.
MADAM CLERK: Mayor Petracco?
MAYOR PETRACCO: Aye.
COMMISSIONER EVANS: Be it resolved, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that in accordance with the provision of R.S. 40A: 4-58, the following transfers of appropriations in the 2014 budget be and the same are hereby authorized and
approved:

From tax assessor salary and wage; tax collector salary and wage; municipal election O and E; administration of township ordinance salary and wage; and unemployment compensation O and E, a total of $101,000 to tax assessor O and E of $4,000; tax collector O and E of $15,000; township clerk O and E for $10,000; information technology O and E for $17,000; construction code O and E for $30,000; and expense, stationery and printing for $25,000 for a total amount of $101,000. So moved.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER EVANS: Thank you, Mayor.

MAYOR PETRACCO: Thank you. Commissioner Scarpelli.

COMMISSIONER SCARPELLI: Whereas, a discrepancy
has arisen with respect to water consumption and billing for
the premises located at 45 Washington Avenue, Nutley, New
Jersey; and

Whereas, water meter information for 47 Washington
Avenue was incorrectly added as a sub-account to this
property, account number 9159-1; and

Whereas, such discrepancy placed the property in
the 2013 tax sale for delinquent charges.

Whereas, the Township and owner at 45 Washington
Avenue have investigated this matter and resolved the
discrepancy as set forth herein;

Now, therefore, be it resolved by the Board of
Commissioners of the Township of Nutley, Count of Essex, as
follows:

1. The Township Clerk is hereby authorized to
cancel water charges for account number 9159-1 in the amount
of $651.83 plus interest accrued to date; and

2. Said charges and water meter information shall
be transferred to 47 Washington Avenue, Account Number 9159-
0 [sic]. I move the resolution.

COMMISSIONER ROGERS: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCIA Aye.
MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER SCARPELLI: Whereas, bids for 2014-2015 acceptance of recycling vegetative waste to include leaf and grass clippings were received and opened on November 12th, 2014; and

Whereas, the term of the contract shall be for one year from the award date with an option for a one year extension at the same price and/or agreed upon pre-stated increase and subject to availability of funds in the subsequent annual budget; and

Whereas, S. Rotondi & Sons, Inc., P.O. Box 1407, Summit, New Jersey was the low bidder for the removal and recycling of Class B Clean Wood/Brush in the amount of $6/per cubic feet [sic], for the removal and recycling of Class Caleaves in the amount of $7.95/per cubic yard for the removal and recycling of Class C grass clippings in the amount of $13.95/per cubic yard; and

Whereas, the funds are available from account 4-01-422-209 in the amount of $61,000 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, County of Essex, State of New Jersey, that a contract be awarded to S. Rotondi & Sons, not to exceed $61,000 and that the Mayor and Township Clerk are hereby authorized to enter into and sign said contract for the Township of Nutley. I move the resolution.

COMMISSIONER ROGERS: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER SCARPELLI: Whereas, the State of New Jersey, Department of Transportation has requested that the Township of Nutley, Department of Public Works adopt a resolution in support of the Route 7 resurfacing of Schuyler Avenue, North Arlington, New Jersey to Park Avenue, Nutley, New Jersey; and
Whereas, the project consists primarily of traffic signal replacement, milling and resurfacing within the intersections, sidewalk, and curb ramp replacement, improved pavement markings and signage and tree trimming and utility relocations, if necessary. The project limits are Schuyler Avenue, North Arlington, New Jersey to Park Avenue, Nutley, New Jersey; and

Now, therefore, be it resolved that the Mayor and Commissioners of the Township of Nutley, County of Essex, State of New Jersey hereby approve said resolution in support of the Route 7 resurfacing of Schuyler Avenue, North Arlington, New Jersey to Park Avenue, Nutley, New Jersey. I move the resolution.

COMMISSIONER ROGERS: Second.
MADAM CLERK: Commissioner Rogers?
COMMISSIONER ROGERS: Aye.
MADAM CLERK: Commissioner Tucci?
COMMISSIONER TUCCI: Aye.
MADAM CLERK: Commissioner Evans?
COMMISSIONER EVANS: Aye.
MADAM CLERK: Commissioner Scarpelli?
COMMISSIONER SCARPELLI: Aye.
MADAM CLERK: Mayor Petracco?
MAYOR PETRACCO: Aye.
COMMISSIONER SCARPELLI: That's all I have, Mayor.
MAYOR PETRACCO: Thank you. Commissioner Rogers, you have none this evening?

COMMISSIONER ROGERS: I have nothing, Mayor. Thank you.

MAYOR PETRACCO: Thank you.

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

Holy Family Catholic Church, license number 71-14, on-premise monthly 50/50 cash raffle, last Sunday of the month January to December 2015;

Good Shepherd Academy, license number 72-14, off-premise calendar raffle, March, April, and May of 2015;

PTO Yantacaw School, license number 73-14, off-premise calendar raffle, March, April, and May of 2015.

Whereas, the applications have been reviewed and approved by the municipal clerk and the police department. Now, therefore, be it resolved by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that the aforementioned licenses are approved and municipal clerk is authorized to issue the licenses. I move the resolutiona

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?
Whereas, an application has been filed for a place to place transfer (expansion of premises) of Plenary Retail Consumption license number 0716-33-027-009, South Side Grill, LLC, T/A Luna Wood Fired Tavern, 223 A Franklin Avenue, Nutley, New Jersey for purposes of expanding the premises under license wherein the sale, service, and storage of alcoholic beverages are authorized;

Whereas, the submitted application form is complete in all respects, the transfer fees have been paid and the license has been properly renewed or the current license term;

Whereas, no café shall open for business prior to 7:00 a.m., nor remain open for business after 11:00 p.m., and all persons occupying the café are required to vacate the café no later than 11:30 p.m.;

Now, therefore, be it resolved that the Township of Nutley, Board of Commissioners does hereby approve, effective Friday, November 28th, 2014 the expansion of the
aforesaid Plenary Retail Consumption License number 0716-33-027-009, located 223 A Franklin Avenue, Nutley, New Jersey 07110 to place under the license the area delineated in the application from the sketch of licensed premises attached thereto. I move the resolution.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

Be it resolved by the Township of Nutley, County of Essex, State of New Jersey that the following be appointed as a member of the Nutley Volunteer Fire Department, effective immediately. Daniel DiSimone, 107 Kenzel Avenue, Nutley, New Jersey 07110. I move the resolution.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.
MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

That concludes our business portion of the meeting. Madam Clerk, will you please read our five minute rule?

MADAM CLERK: All persons addressing the Board of Commissioners regarding community concerns should approach the microphone and provide their name and address for the record. Unless further time is granted by the Board, each person shall limit their address to five minutes. All remarks to the Board and its individual members must be addressed to the Mayor. They may or may defer citizens' comments to the appropriate member of the Board. Dialogue between citizens and others addressing the Board shall be allowed unless the Mayor, presiding officer, or the majority of the membership of the Board shall determine that the interest of decorum and/or the expeditious conduct of municipal business are being adversely affected by such dialogue.
MAYOR PETTRACCO: Thank you, Madam Clerk, is there anyone this evening that would like to address the Board of Commissioners? Please come forward, state your name and address for the record.

MS. PICONE: Good evening. My name is Joanne Picone (ph). I live at 7 Williams Street in Nutley. The reason I'm here tonight is to ask for help with the speeding that goes on on Center, William, and New Street. I live in the senior citizens, and the curve -- one of the cars are going to end up inside of senior citizens' building. I don't know what could be done. We did have a fatality that was very close to our hearts. We see the speedway -- sorry -- from Passaic Ave down to like Wells Fargo, just a speedway. We were hoping that possibly some speed bumps could be put in to slow down the speeding, prevent another fatality from occurring. And we're here asking for help, guidance, and assistance on what could be done with this. We're afraid that a child -- the school is right there. It's not only the kids speeding, it's adults too. We see it every, every day. That's why I'm here.

MAYOR PETTRACCO: I understand and I'd like to tell you that this whole Board of Commissioners are very saddened for the loss that you've had and --

MS. PICONE: Thank you.

MAYOR PETTRACCO: I had the opportunity to meet the
family and I made a promise to them that we won't stop investigating --

MS. PICONE: I have faith in the town.

MAYOR PETRACCO: -- (indiscernible) until we find out who did it. However, what times would you say that by the senior citizen home is the biggest time that you see the speeding? Is it after school? Is it in the morning? Or do you have any --

MS. PICONE: It's just a speedway, Mayor. It's a speedway. And it doesn't mean the kids are out of school and it's them. It's just from Passaic Ave down to Wells Fargo, boom. From Franklin Avenue, down Williams Street, around that bend, I do know there is a speed bump now on Vincent Placea. However, that one stretch, it's horrific. It's just horrific.

You know, and of course, we're all responsible for how we drive our vehicles, absolutely, 100 percent. However, perhaps a speed bump or maybe two people get their cars ruined if they're going over them that fast, they might -- maybe -- you know, or something else, anything -- it's just speed. It's just --

MAYOR PETRACCO: But what history has shown me in public safety --

MS. PICONE: I'm sorry?

MAYOR PETRACCO: I said, what history has shown me
in public safety is that we -- you know, probably speeding is the biggest complaint we get there. And it's either somebody got a ticket because they were speeding or there's not enough enforcement. And what we notice a lot of times is when we set up in these neighborhoods, who is it doing the speeding? The people that live there. And before you know it, so --

MS. PICCONE: Absolutely.

MAYOR PETRACCO: -- I would say -- you know, I'll definitely look into that and we'll definitely put more patrols there, but you know, we have to police ourselves as a township too. You know, I could look around and you know, the speed limit in most of the town is 25 miles an hour. If we gave a ticket to everybody doing 26 miles an hour, we probably would all be guilty of that. So we have to, you know, police ourselves to a certain, you know, point because you can't have a cop behind every tree and all that stuff. And when you have a fatal accident, like we did and, you know, the whole town is saddened by that, and I know I am, it's -- you know, it really wakes us up and you know, like I tell my own kids, you know what, if you get a ticket, we can pay the fine, all that stuff, but God forbid if you hit somebody, you have to live with that the rest of your life. So we have to police ourselves, but a will step up the enforcement over there as far as the speed bumpsa.
Commissioner, do you want to -- or -- no?

COMMISSIONER SCARPELLI: On (indiscernible), that center street's a county road, so we'll have to talk to the county engineering department. And as far as our roads, we'll refer to our engineer and see what we can do in the engineering to help any of this speeding. From a personal point of view, you know, we're sorry that we lost a resident and we're certainly sorry that you guys have lost a friend and a neighbor.

MS. PICONE: Can I get back to your office to see what, if any, progress was made or if we -- being -- what is a county road? I always thought a county road was a road that ran from one town to another. Now I'm being told it's --

COMMISSIONER SCARPELLI: We have several county roads in town. Franklin Avenue is a county road. Center Street's a county road. Parts of Union Avenue are county road. Part of --

MS. PICONE: What defines -- excuse me.

COMMISSIONER SCARPELLI: The county is responsible for the road. They own the road.

MS. PICONE: Okay, okay. So I'll follow up with your office and then it has to be taken to maybe another level? You can help me with that?

COMMISSIONER SCARPELLI: There's a lot of --
especially with speed bumps, there are a lot of engineering concerns with grading and other things that, you know, there's certain criteria that have to be met in order to put a speed bump in, and they're very tough to meet.

MS. PICONE: Okay. All right. Thank you. Thank you for your time. Happy Thanksgiving.

MAYOR PETRACCO: You too. Thank you for coming. And thank you for waiting tonight. Is there anyone else this evening that would like to address the Board of Commissioners? Please come up front. Just please state your name and address for the record.

MS. CORELLO: Good evening, and thank you for hearing us out. I'm here representing the senior building at 7 [indiscernible] and 47 --

MAYOR PETRACCO: Just please state your name for the record. I'm over here. Here I am. Just please state your name for the record.

MS. CORELLO: I'm sorry, I'm a little bit --

MAYOR PETRACCO: Your name.

MS. CORELLO: Okay, my name -- excuse me, what? My name is Marie Corello (ph) and I live at 7 Williams Street.

MAYOR PETRACCO: Thank you.

MS. CORELLO: And I'm concerned about our seniorsa
I know you guys do a lot of hard work, but I really don't want any problems. I'd just like to ask you guys to help us because we have a lot of seniors that walk around, that go to doctors, and they have to walk across these busy streets. We had a very bad tragedy and we really don't want to have another one.

Now, we have a problem here on the corner of William and Center Street and Franklin Avenue. Yes, they do cross with the light, but we have cars coming up Franklin Avenue, turning into Center; cars coming from Franklin into Center; and they really don't care. They just speed along and they don't care if they're going to hit somebody. And I don't know if you can help us or do we have to go to someone else? I would really, really appreciate your help because we still can't get over what happened two weeks ago.

MAYOR PETRACCO: I can help you with that. We're going to -- I might even set up a meeting with the seniors because it's very important to make sure that all the seniors cross in the crosswalks or at the lights as well. So Mrs. Corello, I'll set something up and we'll come down there and we'll talk about where they should cross the street, where everybody's going, and we'll put some more enforcement out there to make sure the traffic slows down.

And just for the record, we just did -- like a week prior to that accident, enforcement of the crosswalks.
It was done with public safety here in Nutley and the County. And I can't tell you how many tickets we issued of people -- you know when people step into the crosswalks, how people just don't stop and they keep going. And it was -- we did that for a week long, along with the county and we issued a lot of, a lot of tickets. But it seems like when the cops disappear, people go back to their own habits, and I have to tell you, I'm up in Morristown a lot, and when somebody steps in that crosswalk, people slam on their brakes. And here in Nutley, I've witnessed it myself where I cross -- step a foot in the crosswalk and nobody stops. But we have to police ourselves and, you know, it's a good message to get out for the holidays that, you know, all the residents of Nutley, you know, be considerate, be cautious of the crosswalks to make sure that they stop.

MS. CORELLO: Okay, can I ask just one question?

MAYOR PETRACCO: You could ask as many as you want.

MS. CORELLO: Is there anything -- because see like some of the streets they have that light where it tells you certain cars can go -- excuse me. I'm a little short.

MAYOR PETRACCO: That's okay.

MS. CORELLO: They can go right, and then they can go left. You know, the green light and the red light because I've seen it in certain areas.
MAYOR PETRACCO: I mean, we have all kinds of different traffic lights throughout Nutley, but why don't we set up a meeting, Marie, where we'll come out there. We'll talk to you in your group and we'll see what, you know, the needs are of the seniors and see how we could help you.

MS. CORELLO: I would really --

MAYOR PETRACCO: Because we're all here to help you.

MS. CORELLO: I would really appreciate it. And really, we know you're busy but we do need help. He don't want any more tragedies.

MAYOR PETRACCO: We're never too busy for the seniors.

MS. CORELLO: Okay, thank you. Thank you very much.

MAYOR PETRACCO: Happy Thanksgiving.

MS. CORELLO: Have a nice Thanksgivinga

MAYOR PETRACCO: You too. Is there anyone else this evening that would like to address the Board of Commissioners? Please state your name and address for the record.

MS. BRANDON: My name is Marge Brandon (ph). I live at 7 Williams Street in Nutley. I come here with a very heavy heart because we lost a neighbor, but I'm very angry also. And the reason for my anger is I was almost
killed twice in one week because they won't stop and I was
in the crosswalk. I don't know what to do, Mayor. Do I
move back to the big city? I came here for a town. I --
you know, I'm in accordance with the rules and regulations,
but evidently, they don't apply. People come speeding here.
They have no vision for any life and I was the subject of
it. And when I walk in the crosswalk, the horns are bonking
-- they're honking, I'm sorry. They're honking for me to
move faster. Well, I'm a Jersey City girl and if I had the
time, I'd go out and beat the living hell out of them
because I'm angry. I'm a senior citizen. And if I can do
it and adhere to the rules and regulations, why can't they?

MAYOR PETRACCO: Well, it's like I said before,
the same thing is that we can't police --

MS. BRANDON: I'm sorry that we're repeating --
that I'm repeating, but the anger inside of me, you have no
idea.

MAYOR PETRACCO: Well, we're -- listen, being the
head of public safety for this last several years, you know,
I take it personal. I take it that, you know, I feel like I
let that senior citizen down that got struck by the car. I
feel like I let their family down because I wish I could
have a cop on every corner. I wish that we weren't here
talking about that and, you know, that's somebody's mother,
and that woman happens to be my mother's age and you know,
you only get one moma

MS. BRANDON: Yeah, well, it was devastating to
us, Mr. Mayor.

MAYOR PETRACCO: But -- it's devastating to me
also, but the thing is --

MS. BRANDON: And also, may I add --

MAYOR PETRACCO: Wait, let me just finish.

MS. BRANDON: Yes.

MAYOR PETRACCO: The thing is is that every time
we do enforcement, and we do it a lot with these crosswalks,
we write a bunch of tickets, you know, and as soon as the
cops leave, again, the problem persists. You know, it's not
something that, you know, we have 60 cops here. We have
five on a shift each day. So it's not that we could put a
cop on every corner. We have to police ourselves. The
residents of Nutley have to step up, our children that drive
cars, the seniors, it's everybody. Everybody's got to slow
down and say, you know what, this is Nutley, New Jersey and
we're hurting our own people, and we are being inconsiderate.
I can't teach every person manners. You know, and I know
you guys are frustrated, but the message is is that people
have to look out for this because somebody's mom got killed
and it's not right. And I'm sorry what's happened to you,
but like I said to the other woman that spoke tonight, I
will step up the enforcement around the senior citizens
homes. You know, I'll talk to the chief tomorrow morning, first thing. We'll do some more of the enforcement around the crosswalks, but eventually the cops disappear, you know, from those posts and we have to do a better job with ourselves.

MS. BRANDON: I understand, Mr. Mayor.

MAYOR PETRACCO: That's the thing.

MS. BRANDON: But may I make a suggestion, please?

MAYOR PETRACCO: Absolutely.

MS. BRANDON: On Vincent -- on Williams Street going around to Vincent Place, I personally thing it would be a one way because you have cars coming either way and they come on two wheels and there's going to be a fatality there, and who wants that to happen? I didn't move to this town to be killed. And this is what's going on in this town. But I'm sorry, but I thank you.

MAYOR PETRACCO: We understand your frustration. Thank you. Is there anyone else this evening that would like to address the Board of Commissioners? Did you want to speak? Come on up. Mrs. Landry is very considerate. Thank you.

MS. LEONETTI: My name is Sandra Leonetti (ph), another tenant from 7 Williams Street. I don't mean it to be funny but it's getting to be comical. I live there at the senior housing and I have a question that I need to be
enlightened. I need information because I'm ignorant. A lot of the things that used to take place at 7 Williams as far as the community room is concerned had been taken away from us, any kind of privileges that we used to have. I don't understand that, but that's not my question.

My question is that we are not allowed to have any kind of a raffle, and I'm talking small stuff, dollar store item. I was told we needed to get a license in order to do any kind of a raffle of that sort. It is not anything that's going to amount to anything because I'm going to donate something, which costs me a dollar, let's set -- but somebody else is going to do the same thing. And all it is --

MAYOR PETRACCO: I don't think that's a town issue. I think that might be in your bylaws at the senior homes, because if they apply for a raffle license through the township, I'm sure like all of these organizations that I read tonight, that are having raffles, I'm sure that you guys could get a license for that if you needed to.

MS. LEONETTI: Yes, so that's really my question. Can you direct me in the area in which I need to go to get an application and what the requirements would be?

MAYOR PETRACCO: You can go right to the clerk's office.

MS. LEONETTI: Here?
MAYOR PETRACCO: Yeah.

MS. LEONETTI: Okay.

UNIDENTIFIED SPEAKER: Ma'am, your comment, it's actually governed by state law, the requirement to have a license in order to hold a raffle. But as the Mayor suggested, if you meet with the clerk, we will gladly help you fill out that paperwork and make it easy to do that. And you can -- with that license you can then host whatever raffles you need to submit. But understand, if it's a 50/50 raffle, you need permission for that. If it's another type of raffle, you'll need permission for that. But it's all governed by state law.

MS. LEONETTI: Okay.

UNIDENTIFIED SPEAKER: But if you stop by the Clerk's office, 1 Kennedy Drive, I'm sure we will be able to help you.

MS. LEONETTI: Okay, thank you very much.

MAYOR PETRACCO: It's right in this building downstairs. Just walk through the door and we'll help you. Happy Thanksgiving. Thank you. Okay, Ms. Landry?

MS. LANDRY: Penny Landry, 135 Lakeside Drive. Mayor, Commissioners, question. The last economic development advisory committee meeting, I requested to be able to attend and I was told it was not open to the public.

Tonight, resolution 278-14 states that the Board of
Commissioners established the economic development advisory committee within the department of revenue and finance. And they are also recommending spending of municipal funds.

So my question is does the EDAC fall under the Open Public Meetings Act and the Open Public Records Act?

MAYOR PETRACCO: Counsel, would you like to field that?

UNIDENTIFIED SPEAKER: Yes, and Ms. Landry, I know that you and I have exchanged e-mails on the topic and although you did cite to the correct statute, I -- my interpretation is clearly it is not subject to OPMA because they're not there to take action. They're there as a recommendation-type Board where they're giving recommendations to the Commission.

As you can see from the resolution tonight, they made a recommendation only. So it is not open to the public and that was my interpretation of it, of that statute. With regard to OPRA, I don't believe there's any prohibition against producing documents from there. I believe we have produced some documents from there. I know you're waiting for the meeting minutes of a certain meeting that have no yet been generated -- once we get them, we will provide them to you. So, no I --

MS. LANDRY: Okay, so your answer is that the meetings are not open to the public.
UNIDENTIFIED SPEAKER: Correct.

MS. LANDRY: The economic development advisory committee meetings are not open to the public, so they do not follow Open Public Meetings Act. However, they do have to follow Open Public Records Act.

UNIDENTIFIED SPEAKER: I don't think there's any specific law on whether they're subject to OPRA. We -- I believe we, as a township, have taken the position that we will produce those documents regardless of whether they are subject to OPRA or not.

MS. LANDRY: Okay, do you believe that or is that so? Are you going to release the minutes from the EDAC meetings or not?

UNIDENTIFIED SPEAKER: Ms. Landry, I went to three seminars (indiscernible) on OPRA, and frankly I don't have an answer to the question.

MS. LANDRY: Okay.

UNIDENTIFIED SPEAKER: So I don't have a definitive answer.

MS. LANDRY: Okay.

UNIDENTIFIED SPEAKER: Our position has been to be as open as possible on that committee and we're going to produce some of those documents. But I do not believe that they are technically subject to OPRA.

MS. LANDRY: Okay, so it's the decision whether
the Commissioners want to release economic development, advisory committee, meeting minutes or not.

UNIDENTIFIED SPEAKER: Right.

MS. LANDRY: Okay, so it's your decision. Okay, great. Thank you. The second one is I have a question about the zoning ordinance changes, chapter 700. It states that matter with strike-through is omitted in the ordinance. My area of interest is that it appears that zone R1AA area A, B, C and the PDR zone are all zoned out, scratched out in the new zoning. I don't know if you've seen this.

MAYOR PETRACCO: Madam Clerk?

MS. LANDRY: Does anybody else need a copy? I have another copy?

MAYOR PETRACCO: Yeah, we'll take it.

MS. LANDRY: Huh?

MAYOR PETRACCO: Please.

MS. LANDRY: Okay, so my question is scratched out of our zoning, chapter 700, are all of the blocks and lots that contain --

MAYOR PETRACCO: Ms. Landry, you have another copy you said?

MS. LANDRY: Yes. Zone R1AA homes --

MAYOR PETRACCO: Where's the extra copy? Got it?

MS. LANDRY: Yes. It's on our website.

UNIDENTIFIED SPEAKER: I think I can answer that.
MS. LANDRY: Okay, great, thank you.

UNIDENTIFIED SPEAKER: I think I'm correct. When this ordinance was written originally and passed, the zoning map had not changed, so they had it specified by block and lot what are R1A zones. Now that the zoning map has been changed, we're updating the zoning ordinance as no longer necessary to have each block and lot there. It's already on the zoning map.

MS. LANDRY: Okay, so zone R1AA is still zone 1RAA, but I was unable to find the zone R1 lots anywhere in zone -- chapter 700.

UNIDENTIFIED SPEAKER: Right, same reason these are being eliminated. There's a zoning map that you can look at and it will show you the block and lot and which zone they're in.

MS. LANDRY: Okay, and can that be included in this document that's on the website so people can know where their block and lot is because it was scratched out in there. So I'm just trying to figure out where it is now.

UNIDENTIFIED SPEAKER: It's just a matter of when this was passed and why they were specified is because a zoning map hadn't been changed and this was to change those specific block and lots to that new zone back whenever that was passed.

MS. LANDRY: Okay, so now --
UNIDENTIFIED SPEAKER: Now, it's not necessary to have those specified because there is a zoning map that you can view, and I think it's online that shows the block and lotsa There's no zoning map online?

UNIDENTIFIED SPEAKER: I have to double check --

MS. LANDRY: I was unable to locate it. That's why I'm bringing up the question.

UNIDENTIFIED SPEAKER: Ms. Landry, if it's possible to put it up on the website, absolutely.

MS. LANDRY: Okay.

UNIDENTIFIED SPEAKER: And simply, those that are being crossed out as Commissioner is explaining is we're -- this adjustment is to actually clean up the zoning code itself and make it more readable.

MS. LANDRY: Okay.

UNIDENTIFIED SPEAKER: So I will double check to see if it's possible to put that up. If it's not, I will let you know.

MS. LANDRY: Okay, well, if you need me to turn it into a pdf for you, I can. It's real simple.

UNIDENTIFIED SPEAKER: We can absolutely do that.

MS. LANDRY: Okay. I have two more quick questions, can I proceed? Ordinance number 3273 was passed December 17th, 2013, and it partially reads that treasury
software was purchased for $55,000 that would allow us to be able to accept credit cards. It is now almost December 2014, and the $55,000 software that would allow us to accept credit card payments, I'd like to know the status of that.

MAYOR PETRACCO: I can address that.

MS. LANDRY: Okay.

MAYOR PETRACCO: We had a lot of issues with regard to the contracts with the company.

MS. LANDRY: Okay.

MAYOR PETRACCO: We resolved them very recently and I think the treasurer's office is (indiscernible) shortly. I did not like the contract. I thought it was poorly worded in Nutley --

MS. LANDRY: Poorly worded contract?

MAYOR PETRACCO: Poorly worded in terms of protecting Nutley, so we made a lot of changes to the contract. It took a long time. We finally got a version that we're satisfied with. So --

MS. LANDRY: And when will that version -- new contract --

MAYOR PETRACCO: The contract's been agreed -- approved. I approved it in the final format. I believe it's been completely executed, so that should be moving forward very quickly.

MS. LANDRY: Okay, thank you. And the last one
UNIDENTIFIED SPEAKER: Excuse me, Ms. Landry, just to clarify, the other part of your question is the treasury software has been purchased. It has been installed as well. So this was just a contract issue but that treasury software is --

MS. LANDRY: Yeah, I'm aware of that. Yeah, thank you. I have a question about ordinance 3301, which will have its second reading on December 2nd. What specific process was used to determine the new salary ranges in ordinance 3301? Mayor?

MAYOR PETRACCO: You said that that is going to be -- the public hearing is at the next meeting, Alan?

MS. LANDRY: Yes, sir. That's what's on the website. December 2nd, second reading of salary ranges for the 2015 --

MAYOR PETRACCO: Right, should we -- counsel, should we discuss that tonight or at the public hearing?

UNIDENTIFIED SPEAKER: Well, I think she -- you're just trying to ask what the process is and how that came about.

MS. LANDRY: Yes, sir.

UNIDENTIFIED SPEAKER: You can answer.

MS. LANDRY: Yes.

MAYOR PETRACCO: My understanding is, and correct
me if (indiscernible), that each department puts forward the ranges of the salaries in their department based on their budget. Those are the ones that we do on an hourly basis, I believe. I don't know that there's much to the process other than the (indiscernible).

MS. LANDRY: Well, because other municipalities -- I did some research and what they do is they do a study based on ranges of other municipalities, okay? Just like another company would do that, a business would look at salary ranges based on the market. So I was wondering what our township process was for determining salary ranges --

MAYOR PETRACCO: Well, I can tell you what I do in public safety.

MS. LANDRY: Yes.

MAYOR PETRACCO: I can tell you what I do in public safety. Most of my employees are contract -- you know, contractual through --

MS. LANDRY: But yours are Union, this is for non-Union.

MAYOR PETRACCO: Okay, well, what I try to do in public safety is to attract and keep the best qualified people. And in order to do that, it's to be competitive in what other towns are paying, so forth, and so on, and create a range for that particular position.

MS. LANDRY: But you actually do a comparative
study which includes other townships?

MAYOR PETRACCO: All the time.

MS. LANDRY: Okay. And all the other
commissioners, because what Mr. Genitempo said was within
budget. So I'm just wondering if it is an actual
comparative study that is done to determine salary ranges.
Is it -- that's a yes or no.

COMMISSIONER TUCCI: Can I add something? What
the Mayor said is absolutely correct and I can tell you from
the parks department's perspective, what we do is we see
number one, what the economic conditions are, not only in
Nutley but in surrounding areas; what prevailing wages are;
and what folks are making for like positions that we have.
All right, and as an example, we actually lowered the
starting salary for laborers in the parks department from
about $32,000 at the time this is going back some years, I
know it's about up to 36 or 37 now, down to 25. All right,
which we negotiated with the Union because we needed help,
but we couldn't afford to pay those salaries. Because
within the salary guide, there are steps. So people get
increments as they go along and steps, all right, until they
reach the maximum.

Now for some of the positions in the parks
department, what I do --

MS. LANDRY: But we're -- 3301 specifically
addresses non-Union.

   COMMISSIONER TUCCI: Well, I'm getting to that.
   MS. LANDRY: Okay. All right.
   COMMISSIONER TUCCI: For the non-Union folks, we try and keep parody with what the Union people are getting because the one thing we don't want to do is punish our management people, all right, who are pretty much steering the boat, all right, as opposed to being unfair to the Union people.

   So when we get folks that are at the top of the range, sometimes we need to expand that range, all right, to encompass any percentage increase that they might be entitled to.
   MS. LANDRY: Okay.
   COMMISSIONER TUCCI: But again, that's for folks that are at the end of their career, all right?
   MS. LANDRY: Okay.
   COMMISSIONER TUCCI: And those instances are few and far between.
   MS. LANDRY: Okay, great. I just wanted to know that --
   COMMISSIONER TUCCI: Can I ask a question, Mayor? I mean, before we get too far down the road here. About Mr. Genitempo, about your comment about the economic development advisory board. They are not, in fact, public
meetings. But if the public wanted to attend, not to participate, but to attend and just listen and observe what's going on, is there a prohibition against that?

MR. GENITEMPO: It's not prohibited. I'm not saying it's prohibited, it's just not required.

COMMISSIONER TUCCI: I'm not saying you said that, I just need a clarification.

MS. LANDRY: Okay, because on that point, I did send an e-mail and requested to be able to observe and not participate and I didn't get a response back, but the township clerk did tell me that the meeting was not open to the public, because I sent an e-mail to Mr. Evans and Mr. Rogers. And Mr. Rogers referred it back to Mr. Evans, but I never heard back from Mr. Evans, so --

COMMISSIONER EVANS: It's a -- the response was that it's a committee meeting. The committee has no budget authority. It has no voting authority. It simply is there for discussions. So the members that are a part of the committee were recommended by the Board of Commissioners, and it's to have a thoughtful discussion about the state of the economic environment and what we could do for development to make recommendations to the Board.

MS. LANDRY: So they were recommended? Because in the meeting earlier the Mayor wanted to know who was on the Board.
COMMISSIONER EVANS: Originally when it was set up, each Commissioner was asked to recommend somebody to participate in the Board.

MS. LANDRY: And what year was that? 2011? And we have the same member since 2011?

COMMISSIONER EVANS: Pretty -- many, yes.

MS. LANDRY: Okay, thank you. And how many members were at the last meeting?

COMMISSIONER EVANS: They had four at the last meeting.

MS. LANDRY: Four out of 15?

COMMISSIONER EVANS: Yes, they did.

MS. LANDRY: Okay, good. All right, thank you.

COMMISSIONER TUCCI: Mayor, if I might. Excuse me, Ms. Landry, in the interest of open government, and I know that these folks, you know, donate their time. All right? And what we don't want are, you know, side bar issues being raised at the meeting when there is a fixed agenda. Maybe we need to revisit that and take a look at that. All right, because quite frankly -- personally, I don't see any harm in whether it's Mrs. Landry or someone else, all right, attending a meeting just as an observant. Not to disrupt, just to observe. I mean, I don't see no harm in that. Whether it's -- excuse me, whether it's this meeting or one of my shade tree meetings, because I do, in
fact, allow folks to come and observe whether or not they're on the agenda.

MS. LANDRY: Thank you, Commissioner.

COMMISSIONER EVANS: We want to follow that practice any time the Commissioners have a meeting with a group of people of any kind and the public says I'd like to observe it.

MS. LANDRY: No, a committee meeting.

COMMISSIONER TUCCI: Yeah, I don't see anything wrong with that.

COMMISSIONER EVANS: Let's just talk about how we would do that.

COMMISSIONER TUCCI: Okay, fine.

MS. LANDRY: So are you willing to do that, Commissioner Evans?

COMMISSIONER EVANS: I'll talk to the Board of Commissioners about it.

MS. LANDRY: Okay. Thank you. All right, and the very last thing is respectfully, I've made this request before, please, please, please include the (indiscernible) user citizen in the redesign process for the new website. I know that Commissioner Evans said a member of each -- an employee of each department would be there. My request is that one citizen representative for each department also be included on the website redesign team, since there are
25,000 plus potential users, in addition to the departments here, that I would really like to see a strong citizen input (indiscernible) user input into the redesign of our municipal website.

And I wish all of ya'll a great Thanksgiving.

Thank you.

MAYOR PETRACCO: Happy Thanksgiving, Ms. Landry.

Is there anyone else this evening? We have one more.

MS. GREENROVE: My name is Dorothy Greenrove (ph). I live at 31 Overlook Terrace, but I'm here to represent somebody else and that happens to be the Historic Restoration of Nutley, which also is known as the Kings of Manor.

We had an Oktoberfest and one of our patrons came up to us and asked us, why are we not on the Nutley alert system for our events. I don't know why. I thought originally that that was just to alert us of storms or things that were going on in town. But there are one, two, three, four of the departments that are advertised on that and I'm just wondering if there's any reason why we, as a Commission, which was put -- an organization that was organized by the Town of Nutley, why our events cannot also be on there.

COMMISSIONER TUCCI: I'm sorry, I missed the beginning of that. On where? On the website?
MSa GREENROVE: Yes, on the website.

MAYOR PETRACCO: You mean, on the website --

MS. GREENROVE: The alerts that we get on our website. Because apparently, a lot of people in this town, myself included, get one of those like every other day with something on it. Is there any reason why, as an organization that was organized by the Town of Nutley --

MAYOR PETRACCO: I think what we have to do with that, I think we have to have a discussion about that amongst the Commissioners because that alert process, to me, is to alert people of storms coming in or --

MS. GREENROVE: Right, that's what I thought it was originally, but that's not what I see today.

MAYOR PETRACCO: So, well, what I think we need to do is revisit that then because if we're going to have organizations on there, and not that I'm saying no to that, but I think it's a discussion that we need to have amongst ourselves because that alert system, to me, was designed for an emergency situation. Because what I don't want people to be doing is saying, you know, your device is going off and it's another function. When that alert comes through it should be something that's an emergent matter, in my opinion.

COMMISSIONER EVANS: To add to your point is right now the redesign of the website will actually specifically
address as part of its design what are the things we can do, which is sort of the -- in many towns they have the about town section, which will allow clubs, organization in town, businesses in town to --

MS. GREENROVE: But we're not an ordinary cluba. We are not a club. We are an organization that was designed by the Commissioners. We are part of the town.

COMMISSIONER EVANS: I was using it as an example. And the point is, you should be able to. But all -- the library should. Any of the associations in town will be able to use this site because part of the plan for the redesign of it is to create a space for that to ensure that there's access to promote all the good things that are going on in Nutley.

As it relates to --

MS. GREENROVE: Because apparently, that's the way people look at -- look for information today.

COMMISSIONER EVANS: Agreed, and that's the whole drive --

MS. GREENROVE: Yes.

COMMISSIONER EVANS: -- around why the website needs to be updated and redesigned so it actually promotes that. So I absolutely agree with you. And then with that process, which we're going to do over the next several months, I think we'll make sure we see how that's
considered. But to your point is there's no reason why your
organization or any organization can't have a space on that
website to promote the activities that are going on in
Nutley.

MAYOR PETRACCO: But I don't think you're asking
about the website. I think you're specifically asking about
the alert broadcasting system.

MS. GREENROVE: Well, that's how it comes through
now, as an alert.

MAYOR PETRACCO: Right, so is your question is
that you want a space on the website or you want it come as
an alert? You want to come as an alert, right? I
understand.

MS. GREENROVE: I'd like all the coverage I can
get. Put it that way.

UNIDENTIFIED SPEAKER: Mayor, let me just -- none
of those alerts are automatically generated. You know, they
have to be initiated and --

MS. GREENROVE: I don't even know who does that.

Who puts it on?

UNIDENTIFIED SPEAKER: That's what I'm saying is
that it's not like -- events have to be -- whatever is put
through the alert, someone has to initiate that process.
It's not done automatically. So --

COMMISSIONER TUCCI: Dottie, we can work with you.
We can has a discussion as to what would be appropriate, not on the emergency alert system, but perhaps to send out as an e-mail to help publicize some of the activities of whether it's Kinds of Manor, Historic Preservation Committee, the library board, the museum or whatever organization wants that. We can talk about that to see how we can get you on there. I can't see why we couldn't send out a notification, not an emergency alert, all right, because that's reserved --

MS. GREENROVE: No, well that's -- yeah, but that's how these things are all coming through today is on the alert thing.

COMMISSIONER EVANS: And it's interesting because they shouldn't be coming through on the alert.

COMMISSIONER TUCCI: I think the lines have been somewhat foggy and they've been maybe crossed, so we need to clarify that and address so that everyone gets equal time. Not on the emergency alert system, all right, on the notification.

MAYOR PETRACCO: So when you're having your next event, contact us. We'll see how we could help you, you know, getting the message out there.

MS. GREENROVE: Tomorrow.

MAYOR PETRACCO: Tomorrow's your next event?

MS. GREENROVE: For the Santa thing that we're
having, the fundraiser.

MAYOR PETRACCO: At the Kings Manor?

MS. GREENROVE: Yes.

MAYOR PETRACCO: What are the times? You're on T.V.

MS. GREENROVE: Okay, it's the 13th and 14th of December.

MAYOR PETRACCO: Okay.

MS. GREENROVE: We have four sessions at 10:00 and 2:00 each day.

MAYOR PETRACCO: Okay. Thank you so much.

MS. GREENROVE: Okay, thank you.

MAYOR PETRACCO: Happy Thanksgiving too.

MS. GREENROVE: Thank you, you too.

MAYOR PETRACCO: Is there anyone else that would like to address the Board of Commissioners?

UNIDENTIFIED SPEAKER: Quick, I forgot. What if we increased our traffic fines in walkways? Because if you have a big fine, people are less likely to repeat the offense. To those ladies who were talking here, if you --

MAYOR PETRACCO: I believe they are all state guidelines that we have to follow.

UNIDENTIFIED SPEAKER: Can you appeal to the state?

UNIDENTIFIED SPEAKER: Mayor, they just raised
them from -- I believe it was $85 to $200 per offense.

UNIDENTIFIED SPEAKER: Here in Nutley?

UNIDENTIFIED SPEAKER: Statewide. It's a state statute.

UNIDENTIFIED SPEAKER: But we enforce that here in Nutley.

UNIDENTIFIED SPEAKER: I believe we don't have any discretion on the amount of the fine. It's set by the state. We're preempted --

UNIDENTIFIED SPEAKER: What does the state say a crosswalk offense is?

UNIDENTIFIED SPEAKER: If you violate the -- failure to yield to a pedestrian in a crosswalk in New Jersey now, it's $200 per offense, where before it was $85.

UNIDENTIFIED SPEAKER: And that's for Nutley as well?

UNIDENTIFIED SPEAKER: Yes, and --

UNIDENTIFIED SPEAKER: So now if you have a crosswalk offense, it's $200? That's wonderful. Thank you.

MAYOR PETRACCO: Okay, thank you. Is there anyone else this evening that would like to address the Board of Commissioners?

UNIDENTIFIED SPEAKER: Move to adjourn.

MAYOR PETRACCO: Before we adjourn, can you guys just be seated one second. What I should have done tonight
is just have a moment of silence for our senior citizen that was killed by the car. So if I could just ask everybody to bow your heads and just have a moment of silence for her.

(Moment of silence)

MAYOR PETRACCO: Thank you. I would like to wish everybody a happy, happy Thanksgiving from the Board of Commissioners. And now we need a motion.

UNIDENTIFIED SPEAKER: Move to adjourn.

UNIDENTIFIED SPEAKER: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Happy Thanksgiving, everyone.

Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

MADAM CLERK: The time is now 9:28.

(Meeting was adjourned at 9:28 P.M.)
Resolution

Introduced by: Commissioner Thomas J. Evans
Seconded by: Commissioner Mauro G. Tucci
Date: November 25, 2014
No. 270-14

WHEREAS, the Township of Nutley has a need to redesign its municipal website and related technology services; and

WHEREAS, the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey advertised for Request for Qualifications (RFQ’s); and

WHEREAS, qualifications were received from five companies on September 5, 2014; and

WHEREAS, after a review of all submissions, it was determined that Delaware.Net, Inc. DBA Evo Government Websites, 28 Old Rudnick Lane, Dover, DE 19901 is best suited to redesign the municipal website, and is the recommended provider, with a cost of $16,800; and

WHEREAS, funds are available from account # 4-01-212-200 and have been certified by the Chief Financial Officer; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley authorizes the Mayor to enter into a contract with Delaware.Net, Inc. DBA Evo Government Websites for a term of service beginning, November 26, 2014 through November 26, 2015.

I, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held November 25, 2014.

<table>
<thead>
<tr>
<th>Record of Vote</th>
<th>Commissioner Rogers</th>
<th>Commissioner Tucci</th>
<th>Commissioner Evans</th>
<th>Commissioner Scarpelli</th>
<th>Mayor Petracco</th>
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<td>Absent/Excused</td>
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Resolution

Introduced by: Commissioner Thomas J. Evans

Seconded by: Commissioner Mauro G. Tucci

Date: November 25, 2014

WHEREAS, the Tax Collector of this municipality has previously issued tax sale certificates to US BANK CUST FOR TLCF 2012A LLC, which certificates are dated October 24, 2013, for the following block and lots:

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<th>Lot</th>
<th>Address</th>
<th>Certificate Number</th>
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</table>

WHEREAS, the purchaser of the aforesaid tax sale certificates has indicated to the Tax Collector that they have lost or otherwise misplaced the original tax sale certificates and have duly filed the appropriate Affidavits of Loss with the Tax Collector, a copy of which is attached hereto; and

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

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

1

Record of Vote

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<tr>
<th>Commissioner Rogers</th>
<th>Commissioner Tucci</th>
<th>Commissioner Evans</th>
<th>Commissioner Scarpetti</th>
<th>Mayor Petracco</th>
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Board of Commissioners
Township of Nutley, New Jersey

Resolution

Introduced by: Mayor Alphonse Petracco
Seconded by: Commissioner Mauro G. Tucci
Date: November 25, 2014
No. 273-14

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

<table>
<thead>
<tr>
<th>Organization</th>
<th>License No.</th>
<th>Description</th>
<th>Dates</th>
</tr>
</thead>
<tbody>
<tr>
<td>Holy Family Catholic Church</td>
<td>71-14</td>
<td>On-Premise Monthly 50/50 Cash Raffle</td>
<td>January-December 2015</td>
</tr>
<tr>
<td>HSA Good Shepherd Academy</td>
<td>72-14</td>
<td>Off-Premise Calendar Raffle</td>
<td>March, April &amp; May 2015</td>
</tr>
<tr>
<td>PTO Yantacaw School</td>
<td>73-14</td>
<td>Off-Premise Calendar Raffle</td>
<td>March, April &amp; May 2015</td>
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</tbody>
</table>

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

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

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

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<thead>
<tr>
<th>Record of Vote</th>
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</table>
WHEREAS, a discrepancy has arisen with respect to water consumption and billing for the premises located at 45 Washington Avenue, Nutley, New Jersey; and

WHEREAS, water meter information for 47 Washington Avenue, Nutley, New Jersey was incorrectly added as a sub-account to this property, Account Number 9159-1; and

WHEREAS, such discrepancy placed the property in the 2013 tax sale for delinquent charges.

WHEREAS, the Township and owner at 45 Washington Avenue have investigated this matter and resolved the discrepancy as set forth herein;

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

1. The Township Treasurer is hereby authorized to cancel water charges for Account Number 9159-1 in the amount of $651.73 plus interest accrued year to date.
2. Said charges and water meter information shall be transferred to 47 Washington Avenue, Account Number 9158-0.
WHEREAS, The Township of Nutley heretofore entered into a contract with Downes Tree Service Co., Inc. 65 Royal Avenue, Hawthorne, NJ for Tree Removal Service; and

WHEREAS, The Director of the Department of Parks and Public Property has recommended the following change order from said contract as necessary:

CHANGE ORDER #1  Additional Removal of Dangerous Trees  $10,000.00

WHEREAS, funds are available from Account 4-01-51a-200, and have been certified by the Chief Financial Officer and said certification is attached to this resolution; and

NOW THEREFORE, BE IT RESOLVED, that the Board of Commissioners and the Township Clerk be and there are hereby authorized to enter into and sign contract for the Township of Nutley.

Record of Vote

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<tr>
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</table>
WHEREAS, 2013 delinquent municipal water charges on Block 9504 Lot 12, known as 45 Washington Avenue, were incorrectly listed and sold at the tax sale conducted on October 23, 2014; and

WHEREAS, Certificate Number 13-00216 was sold to US Bank for FNA JERSEY BOI, LLC in the amount of $272.71 for delinquent water charges and $1,000.00 for the premium bid for the delinquency on said property; and

WHEREAS, Tax Sale Law, N.J.S.A. Title 54 allows the governing body to set aside a tax sale certificate when it has been advertised with an incorrect block and lot;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey, that Certificate Number 13-00216, sold to US Bank for FNA JERSEY BOI, LLC, for property known as Block 9504 Lot 12 is hereby voided and that the amount of $272.71 for delinquent water charges and $1,000.00 for the premium bid be refunded to the purchaser, US Bank for FNA BOI, LLC.

Record of Vote

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WHEREAS, Bids for 2014-2015 Acceptance of Recycling Vegetative Waste to include Leaf and Grass Clippings were received and opened on November 12, 2014; and

WHEREAS, the term of the contract shall be for one year from the award date with an option for a one year extension at the same price and/or agreed upon pre-stated increase and subject to availability of funds in the subsequent annual budget; and

WHEREAS, S. Rotondi & Sons, Inc., P.O. Box 1407, Summit, New Jersey 07902 was the low bidder for the removal and recycling of Class B Clean Wood/Brush in the amount of $6.00/per cubic yard, for the removal and recycling of Class C Leaves in the amount of $7.95/per cubic yard and for the removal and recycling of Class C Grass Clippings in the amount of $13.95/per cubic yard; and

WHEREAS, the funds are available from Account# 4-01-422-209 in the amount of $61,000.00 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, County of Essex, State of New Jersey, that a contract be awarded to S. Rotondi & Sons, Inc., not to exceed $61,000.00 and that the Mayor and Township Clerk are hereby authorized to enter into and sign said contract for the Township of Nutley.
WHEREAS, the Board of Commissioners recognize the importance and value of having a robust business district that provides valuable services to our community and one that stimulates a desire to Shop Nutley, and

WHEREAS, The Board of Commissioners established an Economic Development Advisory Committee, (EDAC), within the Revenue and Finance department, to investigate and recommend ways to approach the revitalization of our business district given ongoing economic challenges and the changing needs our residents, and

WHEREAS, the EDAC has determined there is a need to develop a better sense of market conditions and consumer buying patterns as a basis for developing a strategic revitalization plan for our business district, and

WHEREAS, the EDAC recommends the hiring of a consulting firm that possesses the experience and perspective to complete a comprehensive inventory of our business district, a retail market data analysis and a consumer survey that will form the basis for a strategic business plan that will promote revitalization over the next several years, and

WHEREAS, the EDAC has met with the JGSC Group and it is their consensus recommendation that the Board of Commissioners engage this Firm as they possess the expertise and experience to execute these services in a timely manner, and

WHEREAS, the JGSC Group, a company who has been active in the Main Street NJ program, will provide these services at a cost of $17,200 and quotations received from other potential consultants were significantly higher than the fee proposed by JGSC Group, and

WHEREAS, it is anticipated that JGSC Group can complete these services in a period not to exceed six months and that funds are available from account 4-01-226-205 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 the Mayor is authorized to enter into a contract with JGSC Group, 16 N. Centre Street, Merchantville, NJ 08109, in order provide the consulting services needed to complete the inventory, retail market analysis, consumer survey and strategic plan no later than June 15, 2015.

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held November 25, 2014.
BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: a a a Mayor John A. honse Petracco a a Date: November 25, 2014
Seconded by: Commissioner Mauro G. Tucci No. 279-14

WHEREAS, an application has been filed for a place-to-place transfer (EXPANSION OF PREMISES) of Plenary Retail Consumption License No. 0716-33-027-009, South Side Grill, LLC., T/A Luna Wood Fired Tavern, 223 A Franklin Avenue, Nutley New Jersey 07110 for purposes of expanding the premises under license wherein the sale, service and storage of alcoholic beverages are authorized;

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid and the license has been properly renewed for the current license term;

WHEREAS, no café shall open for business prior to 7:00A.M. Nor remain open for business after 11:00P.M., and all persons occupying the café are required to vacate the café no later than 11:30P.M.;

NOW, THEREFORE BE IT RESOLVED that the Township of Nutley, Board of Commissioners does hereby approve, effective Friday, November 28, 2014 the expansion of the aforesaid Plenary Retail Consumption License No. 0716-33-027-009 located, 223 A Franklin Avenue, Nutley, New Jersey 07110 to place under the license the area delineated in the application form and the sketch of licensed premises attached thereto.

Eleni Pallas, 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

Record of Vote

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<th>Commissioner Scarpetti</th>
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**Resolution**

**Introduced by:** Commissioner Thomas J. Evans  
**Seconded by:** Commissioner Mauro G. Tucci  
**Date:** November 25, 2014  
**No.:** 280-14

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 tax charges in the amount of $7,128.20 for the following accounts.

<table>
<thead>
<tr>
<th>Block &amp; Lot</th>
<th>Address</th>
<th>Amount</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>7101 - 9</td>
<td>173 Centre Street</td>
<td>$2,425.53</td>
<td>11/2014</td>
</tr>
<tr>
<td>9701 -5-C1305</td>
<td>113 River Rd. A-5</td>
<td>$2,362.91</td>
<td>02/2013</td>
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<tr>
<td>9701 -5-C1305</td>
<td>113 River Rd. A-5</td>
<td>$2,339.76</td>
<td>05/2014</td>
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</tbody>
</table>

I, [Township Clerk's Signature], 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 November 25, 2014.

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<tr>
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</table>
BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Township Clerk is hereby authorized to advertise for sealed bids for the ROOF REPAIR OF THE DEPARTMENT OF PUBLIC WORKS GARAGE, LOCATED AT ONE CORTLAND STREET, NUTLEY, NEW JERSEY, to be received on behalf of the Board of Commissioners, in the Commission Chambers, Township Hall, 1 Kennedy Drive, Nutley, NJ, on Tuesday, December 23, 2014 at 3:00 P.M. prevailing time, at which time they will be opened and read.

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 November 25, 2014.

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BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey, that the Treasurer be and she is hereby authorized to refund overpayments of the property taxes in the amount of $6,108.90 for said years due to successful 2014 Tax Court judgments.

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<th>Block &amp; Lot</th>
<th>Address</th>
<th>Amount</th>
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<tbody>
<tr>
<td>9700-9</td>
<td>43 River Road</td>
<td>$6,108.90</td>
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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 November 25, 2014

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BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that in accordance with the provision of R.S. 40A: 4-58, the following transfer(s) of appropriations in the 2014 Budget be and the same are hereby authorized and approved:

**DEPARTMENT OF REVENUE & FINANCE**

<table>
<thead>
<tr>
<th>FROM:</th>
<th>TO:</th>
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<tbody>
<tr>
<td>Tax Assessor S/W</td>
<td>Tax Assessor O/E</td>
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<td>4-01-204-200</td>
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<td>$4,000.00</td>
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<td>Tax Collector S/W</td>
<td>Tax Collector O/E</td>
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<td>Municipal Election O/E</td>
<td>Township Clerk O/E</td>
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<td>4-01-210-200</td>
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<td>27,000.00</td>
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<td>Admin. Twp. Ordinances S/W</td>
<td>Construction Code O/E</td>
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<tr>
<td>4-01-219-100</td>
<td>4-01-218-200</td>
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<td>30,000.00</td>
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<td>Unemployment Comp O/E</td>
<td>Expense, Stationary, Print</td>
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<td>4-01-248-200</td>
<td>4-01-220-200</td>
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<td>25,000.00</td>
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<td>$101,000.00</td>
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I, **[Signature]**, 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 November 25, 2014.

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Resolution

Introduced by: Commissioner Thomas J. Evans
Seconded by: Commissioner Mauro G. Tucci

WHEREAS, Samuel and Sylvia R. Tatum, owners of the property at 142 Glendale Street, known as Block 400 Lot 9, have applied for and received a property tax exemption as a Disabled Veteran, for the calendar year 2014, as authorized by N.J.S.A. 54:4-3.30; and

WHEREAS, an overpayment of property tax charges in the amount of $5,499.24 for the calendar year 2014 has resulted from the granting of said property tax exemption;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey, that the Township Treasurer be and is hereby authorized to refund said overpayment of property tax charges to Samuel and Sylvia R. Tatum, Block 400 Lot 9, in the amount of $5,499.24.

I, Eleni Perec, 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 November 25, 2014.

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BE IT RESOLVED by the Township of Nutley, County of Essex, State of New Jersey, that the following be appointed as a member of the Nutley Volunteer Fire Department effective immediately:

Daniel DiSimone
107 Kenzel Avenue
Nutley, New Jersey 07110
Resolution

Introduced by: Commissioner Mauro G. Tucci
Seconded by: Commissioner Thomas J. Evans
Date: November 25, 2014
No. 286-14

WHEREAS, by the Board of Commissioners of the Township of Nutley in the County of Essex New Jersey, that the Township Clerk is authorized for sealed bids for recreation uniforms and recreation equipment,

BE IT RESOLVED, an amendment for a Sealed Bid Date was needed for “Recreation Uniforms & Recreation Equipment” from Wednesday, November 26, 2014 to be received on Tuesday, Dec 2, 2014 in the Commission Chambers, Township Hall at 3:00 (prevailing time) at which time they will be publicly opened and read.

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

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<tr>
<th>Record of Vote</th>
<th>Commissioner Rogers</th>
<th>Commissioner Tucci</th>
<th>Commissioner Evans</th>
<th>Commissioner Scarpetti</th>
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BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli Date: November 25, 2014
Seconded by: Commissioner Steven Rogers No. 287-14

SUPPORTING THE STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION ROUTE 7 RESURFACING OF SCHUYLER AVENUE, NORTH ARLINGTON, NEW JERSEY TO PARK AVENUE, NUTLEY, NEW JERSEY

WHEREAS, the State of New Jersey, Department of Transportation has requested that the Township of Nutley, Department of Public Works adopt a resolution in support of the Route 7 Resurfacing of Schuyler Avenue, North Arlington, New Jersey to Park Avenue, Nutley, New Jersey; and

WHEREAS, the project consists primarily of traffic signal replacement, milling and resurfacing within the intersections, sidewalk and curb ramp replacement, improved pavement markings and signage and tree trimming and utility relocations, if necessary. The project limits are Schuyler Avenue, North Arlington, New Jersey to Park Avenue, Nutley, New Jersey; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Commissioners of the Township of Nutley, County of Essex, State of New Jersey hereby approve said resolution in support of the Route 7 Resurfacing of Schuyler Avenue, North Arlington, New Jersey to Park Avenue, Nutley, New Jersey.

Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held November 25, 2014

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Resolution

Introduced by: Commissioner Mauro G. Tucci

Seconded by: Commissioner Thomas J. Evans

Date: November 25, 2014

WHEREAS, the Township of Nutley through the Department of Parks and Recreation has a need to acquire specialized and professional architectural services for façade repair, restoration work, storm drainage control and accessible main entrance design to the Nutley Parks and Recreation Facility located at 44 Park Ave; and

WHEREAS, the anticipated term of this contract is for twelve (12) months from the date of contract award and;

WHEREAS, Dassa Haines Architectural Group, LLC, 16 Portland Pl, Montclair, NJ has submitted a proposal indicating they will provide such services for the sum not to exceed $15,900; and

WHEREAS, Dassa Haines Architectural Group has completed and submitted a Business Entity Disclosure Certification which certifies that said corporation has not made any reportable contributions to a political or candidate committee in the township of Nutley in the previous one year, and that the contract will prohibit Dassa Haines Architectural Group, LLC from making any reportable contributions through the term of the contract; and

WHEREAS, funds are available from Capital Ordinance 2899K in the amount of $15,900.00 plus any reimbursable expenses, and have been certified by the chief financial officer, said certification being attached to this resolution,

NOW, THEREFORE BE IT RESOLVED that the Board of Commissioners of the Township of Nutley enter into a contract with Dassa Haines Architectural Group, LLC as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification, Political Contribution Form and Certificate of Liability be placed on file with this resolution.

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

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

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