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TOWNSHIP OF NUTLEY, NEW JERSEY
BOARD OF COMMISSIONERS

ORIGINAL

PUBLIC MEETING

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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

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TOWNSHIP OF NUTLEY

Job No. NJ1976589

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

2 (Pledge of Allegiance)

3 MAYOR PETRACCO: Okay, Madam Clerk, please?

4 MADAM CLERK: Yes, Mayor. Board of Commissioners
5 Public Meeting, Tuesday, November 25th, 2014. The time is
6 now 8:04. Pursuant to the requirements of the Open Public
7 Meeting Law, Chapter 231, notice of this meeting was
8 published in the December 12th, 2013 issues of the Nutley
9 Sun, the Star Ledger, and the Herald News. A copy of this
10 notice has been posted on the Nutley Town Hall bulletin
11 board and a copy is on file in the Municipal Clerk's Office.

12 Commissioner Rogers?

13 COMMISSIONER ROGERS: Here.

14 MADAM CLERK: Commissioner Tucci?

15 COMMISSIONER TUCCI: Here.

16 MADAM CLERK: Commissioner Evans?

17 COMMISSIONER EVANS: Here.

18 MADAM CLERK: Commissioner Scarpelli?

19 COMMISSIONER SCARPELLI: Here.

20 MADAM CLERK: Mayor Petracco.

21 MAYOR PETRACCO: Here.

22 MADAM CLERK: All present, Mayor.

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

25 MADAM CLERK: Yes, we have minutes for

1 October 21st, 2014. I need a motion.

2 UNIDENTIFIED SPEAKER: Move the minutes.

3 UNIDENTIFIED SPEAKER: Second.

4 MADAM CLERK: Commissioner Rogers?

5 COMMISSIONER ROGERS: Aye.

6 MADAM CLERK: Commissioner Tucci?

7 COMMISSIONER TUCCI: Aye.

8 MADAM CLERK: Commissioner Evans?

9 COMMISSIONER EVANS: Aye.

10 MADAM CLERK: Commissioner Scarpelli?

11 COMMISSIONER SCARPELLI: Aye.

12 MADAM CLERK: Mayor Petracco?

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

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

19 UNIDENTIFIED SPEAKER: Move it.

20 UNIDENTIFIED SPEAKER: Second.

21 MADAM CLERK: Commissioner Rogers?

22 COMMISSIONER ROGERS: Aye.

23 MADAM CLERK: Commissioner Tucci?

24 COMMISSIONER TUCCI: Aye.

25 MADAM CLERK: Commissioner Evans?

1 COMMISSIONER EVANS: Aye.

2 MADAM CLERK: Commissioner Scarpelli?

3 COMMISSIONER SCARPELLI: Aye.

4 MADAM CLERK: Mayor Petracco?

5 MAYOR PETRACCO: Aye. I see we have no reports.

6 We'll move on to bills.

7 MADAM CLERK: Yes, Mayor. I just need one moment

8 here. Public Affairs, \$210,370.95; Revenue & Finance,

9 \$3,149,562.10; Public Safety, \$97,678.91; Public Works,

10 \$134,880.99; Parks and Public Property, \$124,883.49.

11 Total payroll is \$769,229.69. For a grand total

12 of \$5,240,468.03. I need a motion.

13 UNIDENTIFIED SPEAKER: Move the bills.

14 UNIDENTIFIED SPEAKER: Second.

15 MADAM CLERK: Commissioner Rogers?

16 COMMISSIONER ROGERS: Aye.

17 MADAM CLERK: Commissioner Tucci?

18 COMMISSIONER TUCCI: Aye.

19 MADAM CLERK: Commissioner Evans?

20 COMMISSIONER EVANS: Aye.

21 MADAM CLERK: Commissioner Scarpelli?

22 COMMISSIONER SCARPELLI: Aye.

23 MADAM CLERK: Mayor Petracco?

24 MAYOR PETRACCO: Aye. Okay, I see we don't have
25 any ordinance introductions or public hearings. So we will

1 finally move on to our Eagle scouts and I want to thank
2 everybody for waiting tonight. We're sorry to keep you out
3 here.

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

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

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

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

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

25 Whereas, Steven's Leadership history in the Scouts

1 included Assistant Senior Patrol Leader, Quartermaster,
2 Patrol Leader and Assistant Patrol Leader; and

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

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

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

18 MR. BAIN: No, I'm good.

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

1 all those brothers and sisters, I must say.

2 MR. BAIN: Thank you, sir.

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

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

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

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

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

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

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

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

25 Now, therefore, be it resolved by the Board of

1 Commissioners, Township of Nutley, County of Essex, State of
2 New Jersey, that Matthew Capobianco be commended and
3 recognized for his outstanding completion of his Eagle Scout
4 service project and for providing to the Township of Nutley
5 a sense of true pride.

6 Would you like to say a few words, Matthew?

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

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

19 MR. CAPOBIANCO: Thank you.

20 MAYOR PETRACCO: Yeah, thank you.

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

23 Whereas, Nicholas Cozzarelli is a member of Boy
24 Scout Troop 22, sponsored by St. Thomas the Apostle Church
25 in Bloomfield; and

1 Whereas, Nicholas is the son of John Cozzarelli
2 and Margaret Cozzarelli, and brother to John Paul and Marc;
3 and

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

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

11 Whereas, Nicholas earned numerous merit badges for
12 the Eagle ran including citizenship in the community,
13 citizenship in the nation, personal management among many
14 others; and

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

20 Now, therefore, be it resolved by the Board of
21 Commissioners, Township of Nutley, County of Essex, State of
22 New Jersey that Nicholas Cozzarelli be commended and
23 recognized for his outstanding completion of his Eagle Scout
24 service project and for providing to the Township of Nutley
25 a sense of true pride.

1 Nicholas, would you like to say a few words?

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

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

12 Okay, Michael Sweetman.

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

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

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

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

24 Whereas, Michael's earned numerous merit badges
25 for the Eagle ran including citizenship in the community,

1 computers, oceanography among many others; and

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

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

12 Would you like to say a few words, Michael?

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

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

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

23 (Pause in the proceeding)

24 MAYOR PETRACCO: We will take a little break if
25 all the families of the Eagle Scouts, if you guys would like

1 to get up and leave now. If you'd like to stay for the
2 whole meeting, you're more than welcome to. Thank you so
3 much. Thanks again, guys. Congratulations.

4 (Pause in the proceeding)

5 MAYOR PETRACCO: Okay, Commissioner Tucci?

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

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

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

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

18 Whereas, funds are available from account 4-01-
19 512-200, and have been certified by the chief financial
20 officer, said certification being attached to this
21 resolution.

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

1 Township of Nutley. I move the resolution.

2 COMMISSIONER EVANS: Second.

3 MADAM CLERK: Commissioner Rogers?

4 COMMISSIONER ROGERS: Aye.

5 MADAM CLERK: Commissioner Tucci?

6 COMMISSIONER TUCCI: Aye.

7 MADAM CLERK: Commissioner Evans?

8 COMMISSIONER EVANS: Aye.

9 MADAM CLERK: Commissioner Scarpelli?

10 COMMISSIONER SCARPELLI: Aye.

11 MADAM CLERK: Mayor Petracco?

12 MAYOR PETRACCO: Aye.

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

24 COMMISSIONER EVANS: Second.

25 MADAM CLERK: Commissioner Rogers?

1 COMMISSIONER ROGERS: Aye.

2 MADAM CLERK: Commissioner Tucci?

3 COMMISSIONER TUCCI: Aye.

4 MADAM CLERK: Commissioner Evans?

5 COMMISSIONER EVANS: Aye.

6 MADAM CLERK: Commissioner Scarpelli?

7 COMMISSIONER SCARPELLI: Aye.

8 MADAM CLERK: Mayor Petracco?

9 MAYOR PETRACCO: Aye.

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

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

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

25 COMMISSIONER EVANS: Second.

1 MADAM CLERK: Commissioner Rogers?
2 COMMISSIONER ROGERS: Aye.
3 MADAM CLERK: Commissioner Tucci?
4 COMMISSIONER TUCCI: Aye.
5 MADAM CLERK: Commissioner Evans?
6 COMMISSIONER EVANS: Aye.
7 MADAM CLERK: Commissioner Scarpelli?
8 COMMISSIONER SCARPELLI: Aye.
9 MADAM CLERK: Mayor Petracco?
10 MAYOR PETRACCO: Aye.
11 COMMISSIONER TUCCI: Whereas, the Township of
12 Nutley through the Department of Parks and Recreation has a
13 need to acquire specialized and professional architectural
14 services for façade repair, restoration work, storm drainage
15 control and accessible main entrance design to the Nutley
16 Parks and Recreation Facility located at 44 Park Avenue; and
17 Whereas, the anticipated term of this contract is
18 for 12 months from the date of the contract award; and
19 Whereas, Dassa Haines Architectural Group, LLC, 16
20 Portland Place, Montclair, New Jersey has submitted a
21 proposal indicating they will provide such services for the
22 sum not to exceed \$15,000; and
23 Whereas, Dassa Haines Architectural Group has
24 completed and submitted a business entity disclosure
25 certification which certifies that said corporation has not

1 made any reportable contributions to a political or
2 candidate committee in the township of Nutley in the
3 previous one year, and that the contract will prohibit Dassa
4 Haines Architectural Group from making any reportable
5 contributions through the term of the contract; and

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

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

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

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

22 COMMISSIONER EVANS: Second.

23 MADAM CLERK: Commissioner Rogers?

24 COMMISSIONER ROGERS: Aye.

25 MADAM CLERK: Commissioner Tucci?

1 COMMISSIONER TUCCI: Aye.

2 MADAM CLERK: Commissioner Evans?

3 COMMISSIONER EVANS: Aye.

4 MADAM CLERK: Commissioner Scarpelli?

5 COMMISSIONER SCARPELLI: Aye.

6 MADAM CLERK: Mayor Petracco?

7 MAYOR PETRACCO: Aye.

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

9 MAYOR PETRACCO: Commissioner Evans.

10 COMMISSIONER EVANS: Thank you, Mayor.

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

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

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

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

24 Whereas, funds are available from account 4-01-
25 212-200 and have been certified by the chief financial

1 officer; and

2 Now, therefore, be it resolved that the Board of
3 Commissioners of the Township of Nutley authorizes the Mayor
4 to enter into a contract with Delaware.net, Inc., doing
5 business as Evo Government Websites for a term of service
6 beginning November 26th, 2014 through November 26th, 2015.

7 So moved.

8 COMMISSIONER TUCCI: Second.

9 MADAM CLERK: Commissioner Rogers?

10 COMMISSIONER ROGERS: Aye.

11 MADAM CLERK: Commissioner Tucci?

12 COMMISSIONER TUCCI: Aye.

13 MADAM CLERK: Commissioner Evans?

14 COMMISSIONER EVANS: Aye.

15 MADAM CLERK: Commissioner Scarpelli?

16 COMMISSIONER SCARPELLI: Aye.

17 MADAM CLERK: Mayor Petracco?

18 MAYOR PETRACCO: Aye.

19 COMMISSIONER EVANS: Whereas, the tax collector of
20 this municipality has previously issued tax sale
21 certificates to US Bank Trust for TLFC [sic] 2012A LLC,
22 which certificates are dated October 24th, 2013 for a series
23 of lot and blocks. Just a question for counsel, do I need
24 to read them all individually or could I just -- all right
25 -- for the lot and blocks listed herein.

1 Whereas, the purchaser of the aforesaid tax sale
2 certificates has indicated to the tax collector that they
3 have lost or otherwise misplaced the original tax sale
4 certificates and have duly filed the appropriate affidavits
5 of loss with the tax collector, a copy of which is attached
6 hereto; and

7 Now, therefore, be it resolved by the Board of
8 Commissioners of the Township of Nutley that the tax
9 collector is hereby authorized, upon receipt of the
10 appropriately executed and notarized loss affidavit and the
11 payment of a fee of \$100 per certificate, to issue
12 appropriate duplicate tax sale certificates to the said
13 purchaser covering the lost certificates as previously
14 described, all in accordance with the requirement of Chapter
15 99 of Public Laws of 1997.

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

22 COMMISSIONER TUCCI: Second.

23 MADAM CLERK: Commissioner Rogers?

24 COMMISSIONER ROGERS: Aye.

25 MADAM CLERK: Commissioner Tucci?

1 COMMISSIONER TUCCI: Aye.

2 MADAM CLERK: Commissioner Evans?

3 COMMISSIONER EVANS: Aye.

4 MADAM CLERK: Commissioner Scarpelli?

5 COMMISSIONER SCARPELLI: Aye.

6 MADAM CLERK: Mayor Petracco?

7 MAYOR PETRACCO: Aye.

8 COMMISSIONER EVANS: Whereas, 20~~13~~ delinquent

9 municipal water charges on block 9504, Lot 12 known as 45

10 Washington Avenue, were incorrectly listed and sold at the

11 tax sale conducted on October 23rd, 2014; and

12 Whereas, Certificate number 13-00216 was sold to

13 US Bank FNA New Jersey BOI, LLC in the amount of \$272.71 for

14 delinquent water charges and \$1,000 for the premium bid for

15 the delinquency on said property; and

16 Whereas, Tax Sale Law, NJSA Title 54 allows the

17 governing body to set aside a tax sale certificate when it

18 has been advertised with an incorrect lot and block;

19 Now, therefore, be it resolved by the Board of

20 Commissioners of the Township of Nutley, County of Essex,

21 New Jersey that certificate number 13-00216 sold to US Bank

22 FNA New Jersey BOI, LLC for property known as Block 9504 Lot

23 12 is hereby voided and that the amount of \$272.7~~1~~ for

24 delinquent water charges and \$1,000 for the premium bid be

25 refunded to the purchaser, US Bank FNA BOI, LLC. So moved.

1 COMMISSIONER TUCCI: Second.

2 MADAM CLERK: Commissioner Rogers?

3 COMMISSIONER ROGERS: Aye.

4 MADAM CLERK: Commissioner Tucci?

5 COMMISSIONER TUCCI: Aye.

6 MADAM CLERK: Commissioner Evans?

7 COMMISSIONER EVANS: Aye.

8 MADAM CLERK: Commissioner Scarpelli?

9 COMMISSIONER SCARPELLI: Aye.

10 MADAM CLERK: Mayor Petracco?

11 MAYOR PETRACCO: Aye.

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

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

23 Whereas, the EDAC has determined there is a need
24 to develop a better sense of market conditions and consumer
25 buying patterns as a basis for developing a strategic

1 revitalization plan for our business district; and

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

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

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

19 Whereas, it is anticipated that JGSC Group can
20 complete these services in a period not to exceed six months
21 and that funds are available from account 4-01-226-205 and
22 have been certified by the chief financial officer, said
23 certification being attached to this resolution;

24 Now therefore, be it resolved by the Board of
25 Commissioners of the Township of Nutley that the Mayor is

1 authorized to enter into a contract with JGSC Group, 16
2 North Center Street, Merchantville, New Jersey in order to
3 provide the consulting services needed to complete the
4 inventory, retail market analysis, consumer survey and
5 strategic plan no later than June 15th, 2015. So moved.

6 COMMISSIONER TUCCI: Second.

7 MADAM CLERK: Commissioner Rogers?

8 COMMISSIONER ROGERS: Aye.

9 MADAM CLERK: Commissioner Tucci?

10 COMMISSIONER TUCCI: Aye.

11 MADAM CLERK: Commissioner Evans?

12 COMMISSIONER EVANS: Aye.

13 MADAM CLERK: Commissioner Scarpelli?

14 COMMISSIONER SCARPELLI: Aye.

15 MADAM CLERK: Mayor Petracco?

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

19 COMMISSIONER EVANS: Sure. The environment that
20 we have is fairly complex as we all know. We've discussed
21 this together as a group over -- for some of us, years, and
22 for others, especially with the complexity of Roche, the
23 economic environment that we all face. One of the
24 challenges that we've all agreed on is that we all have
25 buyers for what we think might be a good thing to have in

1 our business district, but that without a plan, right, we
2 would have a difficult time coming to something which would
3 be very much supported by us as a Board and two, gives us a
4 better sense of how we look at the whole of Nutley, not just
5 the Roche property, per se. And also be able to engage with
6 landlords as well as the Chamber of Commerce because it's a
7 very active process. So with the discussion as a Board, we
8 all felt that it was important for us to do this. So an
9 activity of the EDAC was to investigate what's the way to do
10 that. What's the way to do that that would be expeditious
11 but thorough? And leverage our relationship with Main
12 Street, New Jersey.

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

1 support for it.

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

12 MAYOR PETRACCO: Commissioner Tucci?

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

18 For the Roche property, we need to assure our
19 residents, all right, and our business owners, that
20 everything we're going to do there will be complimented on
21 our Franklin Avenue business district, our Washington Avenue
22 business district, our Passaic Avenue, our Bloomfield Avenue
23 business districts. We have several. We don't have just
24 one. And there are many challenges that are out there
25 because of the economic conditions that we're living in

1 right nowa But by gathering this empirical data, all right,
2 and analyzing it, and having strategies presented to us, all
3 right, we can make intelligent decisions so that we can make
4 decisions that will not only be beneficial for the Roche
5 property moving forward for the next 50, 75 to 100 years,
6 but also for all of our business districts.

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

14 COMMISSIONER EVANSA We'll look forward to it.

15 MAYOR PETRACCO: Commissioner Scarpelli?

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

22 MAYOR PETRACCO: Commissioner Rogers?

23 COMMISSIONER ROGERS: Someone once said a long
24 time ago that without vision, the people perish. Well this
25 ensures that Nutley is not going to perish. Board of

1 Commissioners, and particularly I echo Commissioner Tucci's
2 sentiments. Commissioner Evans, you've done a fine job in
3 getting us started and the town is going to really prosper
4 in the days to come if we see this become what we expect it
5 to be. Thank you. Thank you very much.

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

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

23 So with Roche leaving, I think it's very important
24 that we do this now. I feel, I think the timing is just
25 perfect for it. So it will unite and come togethera So

1 thank you, Commissioner Evans, for doing the leg work on
2 this and I think it's really a step in the right direction
3 Okay.

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

8 MAYOR PETRACCO: Thank you.

9 COMMISSIONER EVANS: Can I continue now?

10 MAYOR PETRACCO: You can continue, Commissioner.

11 COMMISSIONER EVANS: Be it resolved, by the Board
12 of Commissioners of the Township of Nutley, in the County of
13 Essex, State of New Jersey that the treasurer be and she is
14 hereby authorized to refund overpayments of charges for
15 block 7101-9 for \$2,425.53; for block 9701, lot 5C, 13154,
16 \$2,362.91 for 2013 and \$2,339.76 for 2014 for a total amount
17 of \$7,128.20. So moved.

18 COMMISSIONER TUCCI: Second.

19 MADAM CLERK: Commissioner Rogers?

20 COMMISSIONER ROGERS: Aye.

21 MADAM CLERK: Commissioner Tucci?

22 COMMISSIONER TUCCI: Aye.

23 MADAM CLERK: Commissioner Evans?

24 COMMISSIONER EVANS: Aye.

25 MADAM CLERK: Commissioner Scarpelli?

1 COMMISSIONER SCARPELLI: Aye.

2 MADAM CLERK: Mayor Petracco?

3 MAYOR PETRACCO: Aye.

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

10 COMMISSIONER TUCCI: Second.

11 MADAM CLERK: Commissioner Rogers?

12 COMMISSIONER ROGERS: Aye.

13 MADAM CLERK: Commissioner Tucci?

14 COMMISSIONER TUCCI: Aye.

15 MADAM CLERK: Commissioner Evans?

16 COMMISSIONER EVANS: Aye.

17 MADAM CLERK: Commissioner Scarpelli?

18 COMMISSIONER SCARPELLIa Aye.

19 MADAM CLERK: Mayor Petracco?

20 MAYOR PETRACCOa Aye.

21 COMMISSIONER EVANS: Whereas, Samuel and Sylvia
22 Tatum, owners of the property at 142 Glendale Street, known
23 as Block 400 Lot 9, have applied for and received a property
24 tax exemption as Disabled Veteran, for the calendar year
25 2014, as authorized by NJSA 54:4-3.30; and

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

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

10 COMMISSIONER TUCCI: Second.

11 MADAM CLERK: Commissioner Rogers?

12 COMMISSIONER ROGERS: Aye.

13 MADAM CLERK: Commissioner Tucci?

14 COMMISSIONER TUCCI: Aye.

15 MADAM CLERK: Commissioner Evans?

16 COMMISSIONER EVANS: Aye.

17 MADAM CLERK: Commissioner Scarpelli?

18 COMMISSIONER SCARPELLI: Aye.

19 MADAM CLERK: Mayor Petracco?

20 MAYOR PETRACCO: Aye.

21 COMMISSIONER EVANS: Be it resolved, by the Board
22 of Commissioners of the Township of Nutley, County of Essex,
23 New Jersey that in accordance with the provision of R.S.
24 40A: 4-58, the following transfers of appropriations in the
25 2014 budget be and the same are hereby authorized and

1 approved:

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

11 COMMISSIONER TUCCI: Second.

12 MADAM CLERK: Commissioner Rogers?

13 COMMISSIONER ROGERS: Aye.

14 MADAM CLERK: Commissioner Tucci?

15 COMMISSIONER TUCCI: Aye.

16 MADAM CLERK: Commissioner Evans?

17 COMMISSIONER EVANS: Aye.

18 MADAM CLERK: Commissioner Scarpelli?

19 COMMISSIONER SCARPELLI: Aye.

20 MADAM CLERK: Mayor Petracco?

21 MAYOR PETRACCO: Aye.

22 COMMISSIONER EVANSa Thank you, Mayor.

23 MAYOR PETRACCO: Thank you. Commissioner
24 Scarpelli.

25 COMMISSIONER SCARPELLI: Whereas, a discrepancy

1 has arisen with respect to water consumption and billing for
2 the premises located at 45 Washington Avenue, Nutley, New
3 Jersey; and

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

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

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

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

15 1. The Township Clerk is hereby authorized to
16 cancel water charges for account number 9159-1 in the amount
17 of \$651.73 plus interest accrued to date; and

18 2. Said charges and water meter information shall
19 be transferred to 47 Washington Avenue, Account Number 9159-
20 0 [sic]. I move the resolution.

21 COMMISSIONER ROGERS: Second.

22 MADAM CLERK: Commissioner Rogers?

23 COMMISSIONER ROGERS: Aye.

24 MADAM CLERK: Commissioner Tucci?

25 COMMISSIONER TUCCIA Aye.

1 MADAM CLERK: Commissioneæ Evans?

2 COMMISSIONER EVANS: Aye.

3 MADAM CLERK: Commàssioner Scarpelli?

4 COMMISSIONER SCARPELLI: Aye.

5 MADAM CLERK: Mayor Petracco?

6 MAYOR PETRACCO: Aye.

7 COMMISSIONER SCARPELLI: Whereas, bids for 2014-
8 2015 acceptance of recycling vegetative waste to include
9 leaf and grass clippings were received and opened on
10 November 12th, 2014; and

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

16 Whereas, S. Rotondi & Sons, Inc., P.O. Box 1407,
17 Summit, New Jersey was the low bidder for the removal and
18 recycling of Class B Clean Wood/Brush in the amount of
19 \$6/per cubic feet [sic], for the removal and recycling of
20 Class Caleaves in the amount of \$7.95/per cubic yard for the
21 removal and recycling of Class C grass clippings in the
22 amount of \$13.95/per cubic yard; and

23 Whereas, the funds are available from account 4-
24 01-422-209 in the amount of \$61,000 and have been certified
25 by the Chief Financial Officer, said certification being

1 attached to this resolution;

2 Now, therefore, be it resolved by the Board of
3 Commissioners of the Township of Nutley, County of Essex,
4 State of New Jersey, that a contract be awarded to S.
5 Rotondi & Sons, not to exceed \$61,000 and that the Mayor and
6 Township Clerk are hereby authorized to enter into and sign
7 said contract for the Township of Nutley. I move the
8 resolution.

9 COMMISSIONER ROGERS: Second.

10 MADAM CLERK: Commissioner Rogers?

11 COMMISSIONER ROGERS: Aye.

12 MADAM CLERK: Commissioner Tucci?

13 COMMISSIONER TUCCI: Aye.

14 MADAM CLERK: Commissioner Evans?

15 COMMISSIONER EVANS: Aye.

16 MADAM CLERK: Commissioner Scarpelli?

17 COMMISSIONER SCARPELLI: Aye.

18 MADAM CLERK: Mayor Petracco?

19 MAYOR PETRACCO: Aye.

20 COMMISSIONER SCARPELLI: Whereas, the State of New
21 Jersey, Department of Transportation has requested that the
22 Township of Nutley, Department of Public Works adopt a
23 resolution in support of the Route 7 resurfacing of Schuyler
24 Avenue, North Arlington, New Jersey to Park Avenue, Nutley,
25 New Jersey; and

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

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

14 COMMISSIONER ROGERS: Second.

15 MADAM CLERK: Commissioner Rogers?

16 COMMISSIONER ROGERS: Aye.

17 MADAM CLERK: Commissioner Tucci?

18 COMMISSIONER TUCCI: Aye.

19 MADAM CLERK: Commissioner Evans?

20 COMMISSIONER EVANS: Aye.

21 MADAM CLERK: Commissioner Scarpelli?

22 COMMISSIONER SCARPELLI: Aye.

23 MADAM CLERK: Mayor Petracco?

24 MAYOR PETRACCO: Aye.

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

1 MAYOR PETRACCO: Thank you. Commissioner Rogers,
2 you have none this evening?

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

5 MAYOR PETRACCO: Thank you.

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

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

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

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

15 Whereas, the applications have been reviewed and
16 approved by the municipal clerk and the police department.

17 Now, therefore, be it resolved by the Board of
18 Commissioners of the Township of Nutley, County of Essex,
19 State of New Jersey that the aforementioned licenses are
20 approved and municipal clerk is authorized to issue the
21 licenses. I move the resolutiona

22 COMMISSIONER TUCCI: Second.

23 MADAM CLERK: Commissioner Rogers?

24 COMMISSIONER ROGERS: Aye.

25 MADAM CLERK: Commissioner Tucci?

1 COMMISSIONER TUCCI: Aye.

2 MADAM CLERK: Commissioner Evans?

3 COMMISSIONER EVANS: Aye.

4 MADAM CLERK: Commissioner Scarpelli?

5 COMMISSIONER SCARPELLI: Aye.

6 MADAM CLERK: Mayor Petracco?

7 MAYOR PETRACCO: Aye.

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

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

19 Whereas, no café shall open for business prior to
20 7:00 a.m., nor remain open for business after 11:00 p.m.,
21 and all persons occupying the café are required to vacate
22 the café no later than 11:30 p.m.;

23 Now, therefore, be it resolved that the Township
24 of Nutley, Board of Commissioners does hereby approve,
25 effective Friday, November 28th, 2014 the expansion of the

1 aforesaid Plenary Retail Consumption License number 0716-33-
2 027-009, located 223 A Franklin Avenue, Nutley, New Jersey
3 07110 to place under the license the area delineated in the
4 application from the sketch of licensed premises attached
5 thereto. I move the resolution.

6 COMMISSIONER TUCCI: Second.

7 MADAM CLERK: Commissioner Rogers?

8 COMMISSIONER ROGERS: Aye.

9 MADAM CLERK: Commissioner Tucci?

10 COMMISSIONER TUCCI: Aye.

11 MADAM CLERK: Commissioner Evans?

12 COMMISSIONER EVANS: Aye.

13 MADAM CLERK: Commissioner Scarpelli?

14 COMMISSIONER SCARPELLI: Aye.

15 MADAM CLERK: Mayor Petracco?

16 MAYOR PETRACCO: Aye.

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

23 COMMISSIONER TUCCI: Second.

24 MADAM CLERK: Commissioner Rogers?

25 COMMISSIONER ROGERS: Aye.

1 MADAM CLERK: Commissioner Tucci?

2 COMMISSIONER TUCCI: Aye.

3 MADAM CLERK: Commissioner Evans?

4 COMMISSIONER EVANSa Aye.

5 MADAM CLERK: Commissioner Scarpelli?

6 COMMISSIONER SCARPELLI: Aye.

7 MADAM CLERK: Mayor Petracco?

8 MAYOR PETRACCOa Aye.

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

12 MADAM CLERK: All persons addressing the Board of
13 Commissioners regarding community concerns should approach
14 the microphone and provide their name and address for the
15 record. Unless further time is granted by the Board, each
16 person shall limit their address to five minutes. All
17 remarks to the Board and its individual members must be
18 addressed to the Mayor. They may or may defer citizens'
19 comments to the appropriate member of the Board. Dialogue
20 between citizens and others addressing the Board shall be
21 allowed unless the Mayor, presiding officer, or the majority
22 of the membership of the Board shall determine that the
23 interest of decorum and/or the expeditious conduct of
24 municipal business are being adversely affected by such
25 dialogue.

1 MAYOR PETRACCO: Thank you, Madam Clerk, is there
2 anyone this evening that would like to address the Board of
3 Commissioners? Please come forward, state your name and
4 address for the record.

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

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

24 MS. PICONE: Thank you.

25 MAYOR PETRACCO: I had the opportunity to meet the

1 family and I made a promise to them that we won't stop
2 investigating --

3 MS. PICONE: I have faith in the town.

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

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

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

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

24 MS. PICONE: I'm sorry?

25 MAYOR PETRACCO: I said, what history has shown me

1 in public safety is that we -- you know, probably speeding
2 is the biggest complaint we get there. And it's either
3 somebody got a ticket because they were speeding or there's
4 not enough enforcement. And what we notice a lot of times
5 is when we set up in these neighborhoods, who is it doing
6 the speeding? The people that live there. And before you
7 know it, so --

8 MS. PICCONE: Absolutely.

9 MAYOR PETRACCO: -- I would say -- you know, I'll
10 definitely look into that and we'll definitely put more
11 patrols there, but you know, we have to police ourselves as
12 a township too. You know, I could look around and you know,
13 the speed limit in most of the town is 25 miles an hour. If
14 we gave a ticket to everybody doing 26 miles an hour, we
15 probably would all be guilty of that. So we have to, you
16 know, police ourselves to a certain, you know, point because
17 you can't have a cop behind every tree and all that stuff.
18 And when you have a fatal accident, like we did and, you
19 know, the whole town is saddened by that, and I know I am,
20 it's -- you know, it really wakes us up and you know, like I
21 tell my own kids, you know what, if you get a ticket, we can
22 pay the fine, all that stuff, but God forbid if you hit
23 somebody, you have to live with that the rest of your life.
24 So we have to police ourselves, but I'll step up the
25 enforcement over there as far as the speed bumps

1 Commissioner, do you want to -- or -- no?

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

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

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

19 MS. PICONE: What defines -- excuse me.

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

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

25 COMMISSIONER SCARPELLI: There's a lot of --

1 especially with speed bumps, there's a lot of engineering
2 concerns with grading and other things that, you know,
3 there's certain criteria that have to be met in order to put
4 a speed bump in, and they're very tough to meet.

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

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

12 MS. CORELLO: Good evening, and thank you for
13 hearing us out. I'm here representing the senior building
14 at 7 (indiscernible) and 47 --

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

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

20 MAYOR PETRACCO: Your name.

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

24 MAYOR PETRACCO: Thank you.

25 MS. CORELLO: And I'm concerned about our seniors

1 I know you guys do a lot of hard work, but I really don't
2 want any problems. I'd just like to ask you guys to help us
3 because we have a lot of seniors that walk around, that go
4 to doctors, and they have to walk across these busy streets.
5 We had a very bad tragedy and we really don't want to have
6 another one.

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

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

24 And just for the record, we just did -- like a
25 week prior to that accident, enforcement of the crosswalks.

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

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

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

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

22 MAYOR PETRACCO: That's okay.

23 MS. CORELLO: They can go right, and then they can
24 go left. You know, the green light and the red light
25 because I've seen it in certain areas.

1 MAYOR PETRACCO: I mean, we have all kinds of
2 different traffic lights throughout Nutley, but why don't we
3 set up a meeting, Marie, where we'll come out there. We'll
4 talk to you in your group and we'll see what, you know, the
5 needs are of the seniors and see how we could help you.

6 MS. CORELLO: I would really --

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

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

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

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

16 MAYOR PETRACCO: Happy Thanksgiving.

17 MS. CORELLO: Have a nice Thanksgivinga

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

22 MS. BRANDON: My name is Marge Brandon (ph). I
23 live at 7 Williams Street in Nutley. I come here with a
24 very heavy heart because we lost a neighbor, but I'm very
25 angry also. And the reason for my anger is I was almost

1 killed twice in one week because they won't stop and I was
2 in the crosswalk. I don't know what to do, Mayor. Do I
3 move back to the big city? I came here for a town. I --
4 you know, I'm in accordance with the rules and regulations,
5 but evidently, they don't apply. People come speeding here.
6 They have no vision for any life and I was the subject of
7 it. And when I walk in the crosswalk, the horns are bonking
8 -- they're honking, I'm sorry. They're honking for me to
9 move faster. Well, I'm a Jersey City girl and if I had the
10 time, I'd go out and beat the living hell out of them
11 because I'm angry. I'm a senior citizen. And if I can do
12 it and adhere to the rules and regulations, why can't they?

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

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

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

1 you only get one moma

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

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

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

7 MAYOR PETRACCO: Wait, let me just finish.

8 MS. BRANDON: Yes.

9 MAYOR PETRACCO: The thing is is that every time
10 we do enforcement, and we do it a lot with these crosswalks,
11 we write a bunch of tickets, you know, and as soon as the
12 cops leave, again, the problem persists. You know, it's not
13 something that, you know, we have 60 cops here. We have
14 five on a shift each day. So it's not that we could put a
15 cop on every corner. We have to police ourselves. The
16 residents of Nutley have to step up, our children that drive
17 cars, the seniors, it's everybody. Everybody's got to slow
18 down and say, you know what, this is Nutley, New Jersey and
19 we're hurting our own people, and we're being inconsiderate.
20 I can't teach every person manners. You know, and I know
21 you guys are frustrated, but the message is is that people
22 have to look out for this because somebody's mom got killed
23 and it's not right. And I'm sorry what's happened to you,
24 but like I said to the other woman that spoke tonight, I
25 will step up the enforcement around the senior citizens

1 homes. You know, I'd talk to the chief tomorrow morning,
2 first thing. We'll do some more of the enforcement around
3 the crosswalks, but eventually the cops disappear, you know,
4 from those posts and we have to do a better job with
5 ourselves.

6 MS. BRANDON: I understand, Mr. Mayor.

7 MAYOR PETRACCO: That's the thing.

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

9 MAYOR PETRACCO: Absolutely.

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

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

22 MS. LEONETTI: My name is Sandra Leonetti (ph),
23 another tenant from 7 Williams Street. I don't mean it to
24 be funny but it's getting to be comical. I live there at
25 the senior housing and I have a question that I need to be

1 enlightened. I need information because I'm ignorant. A
2 lot of the things that used to take place at 7 Williams as
3 far as the community room is concerned had been taken away
4 from us, any kind of privileges that we used to have. I
5 don't understand that, but that's not my question.

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

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

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

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

25 MS. LEONETTI: Here?

1 MAYOR PETRACCO: Yeah.

2 MS. LEONETTI: Okay.

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

13 MS. LEONETTI: Okay.

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

17 MS. LEONETTI: Okay, thank you very much.

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

21 MS. LANDRY: Penny Landry, 135 Lakeside Drive.
22 Mayor, Commissioners, question. The last economic
23 development advisory committee meeting, I requested to be
24 able to attend and I was told it was not open to the public.
25 Tonight, resolution 278-14 states that the Board of

1 Commissioners established the economic development advisory
2 committee within the department of revenue and finance. And
3 they are also recommending spending of municipal funds.

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

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

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

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

24 MS. LANDRY: Okay, so your answer is that the
25 meetings are not open to the public

1 UNIDENTIFIED SPEAKER: Correct.

2 MS. LANDRYe The economic development advisory
3 committee meetings are not open to the public, so they do
4 not follow Open Public Meetings Act. However, they do have
5 to follow Open Public Records Act.

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

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

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

17 MS. LANDRYe Okay.

18 UNIDENTIFIED SPEAKERe So I don't have a
19 definitive answer.

20 MS. LANDRYe Okay.

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

25 MS. LANDRYe Okay, so it's the decision whether

1 the Commissioners want to release economic development,
2 advisory committee, meeting minutes or not.

3 UNIDENTIFIED SPEAKER: Right.

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

11 MAYOR PETRACCO: Madam Clerk?

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

14 MAYOR PETRACCO: Yeah, we'll take it.

15 MS. LANDRY: Huh?

16 MAYOR PETRACCO: Please.

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

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

22 MS. LANDRY: Yes. Zone R1AA homes --

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

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

25 UNIDENTIFIED SPEAKER: I think I can answer that.

1 MS. LANDRY: Okay, great, thank you.

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

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

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

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

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

25 MS. LANDRY: Okay, so now --

1 UNIDENTIFIED SPEAKER: Now, it's not necessary to
2 have those specified because there is a zoning map that you
3 can view, and I think it's online that shows the block and
4 lotsa There's no zoning map online?

5 UNIDENTIFIED SPEAKER: I have to double check --

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

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

10 MS. LANDRY: Okay.

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

15 MS. LANDRY: Okay.

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

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

21 UNIDENTIFIED SPEAKER: We can absolutely do that.
22 It's just a question of where it exists.

23 MS. LANDRY: Okay. I have two more quick
24 questions, can I proceed? Ordinance number 3273 was passed
25 December 17th, 2013, and it partially reads that treasury

1 software was purchased for \$55,000 that would allow us to be
2 able to accept credit cards. It is now almost December
3 2014, and the \$55,000 software that would allow us to accept
4 credit card payments, I'd like to know the status of that.

5 MAYOR PETRACCO: I can address that.

6 MS. LANDRY: Okay.

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

9 MS. LANDRY: Okay.

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

14 MS. LANDRY: Poorly worded contract?

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

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

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

25 MS. LANDRY: Okay, thank you. And the last one

1 is --

2 UNIDENTIFIED SPEAKER: Excuse me, Ms. Landry, just
3 to clarify, the other part of your question is the treasury
4 software has been purchased. It has been installed as well.
5 So this was just a contract issue but that treasury software
6 is --

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

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

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

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

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

22 MS. LANDRY: Yes, sir.

23 UNIDENTIFIED SPEAKER: You can answer.

24 MS. LANDRY: Yes.

25 MAYOR PETRACCO: My understanding is, and correct

1 me if (indiscernible), that each department puts forward the
2 ranges of the salaries in their department based on their
3 budget. Those are the ones that we do on an hourly basis, I
4 believe. I don't know that there's much to the process
5 other than the (indiscernible).

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

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

14 MS. LANDRY: Yes.

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

18 MSa LANDRY: But yours are Union, this is for non-
19 Union.

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

25 MS. LANDRY: But you actually do a comparative

1 study which includes other townships?

2 MAYOR PETRACCO: All the time.

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

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

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

25 MS. LANDRY: But we're -- 3301 specifically

1 addresses non-Union.

2 COMMISSIONER TUCCI: Well, I'm getting to that.

3 MS. LANDRY: Okay. All right.

4 COMMISSIONER TUCCI: For the non-Union folks, we
5 try and keep parity with what the Union people are getting
6 because the one thing we don't want to do is punish our
7 management people, all right, who are pretty much steering
8 the boat, all right, as opposed to being unfair to the Union
9 people.

10 So when we get folks that are at the top of the
11 range, sometimes we need to expand that range, all right, to
12 encompass any percentage increase that they might be
13 entitled to.

14 MS. LANDRY: Okay.

15 COMMISSIONER TUCCI: But again, that's for folks
16 that are at the end of their careers, all right?

17 MS. LANDRY: Okay.

18 COMMISSIONER TUCCI: And those instances are few
19 and far between.

20 MS. LANDRY: Okay, great. I just wanted to know
21 that --

22 COMMISSIONER TUCCI: Can I ask a question, Mayor?
23 I mean, before we get too far down the road here. About
24 Mr. Genitempo, about your comment about the economic
25 development advisory board. They are not, in fact, public

1 meetings. But if the public wanted to attend, not to
2 participate, but to attend and just listen and observe
3 what's going on, is there a prohibition against that?

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

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

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

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

23 MS. LANDRY: So they were recommended? Because in
24 the meeting earlier the Mayor wanted to know who was on the
25 Board.

1 COMMISSIONER EVANS: Originally when it was set
2 up, each Commissioner was asked to recommend somebody to
3 participate in the Boarda

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

6 COMMISSIONER EVANS: Pretty -- many, yes.

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

9 COMMISSIONER EVANS: They had four at the last
10 meeting.

11 MS. LANDRY: Four out of 15?

12 COMMISSIONER EVANS: Yes, they did.

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

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

1 fact, allow folks to come and observe whether or not they're
2 on the agenda.

3 MS. LANDRY: Thank you, Commissioner.

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

8 MSa LANDRY: No, a committee meetinga

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

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

13 COMMISSIONER TUCCI: Okay, fine.

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

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

18 MS. LANDRY: Okay. Thank you. All right, and the
19 very last thing is respectfully, I've made this request
20 before, please, please, please include the (indiscernible)
21 user citizen in the redesign process for the new website. I
22 know that Commissioner Evans said a member of each -- an
23 employee of each department would be there. My request is
24 that one citizen representative for each department also be
25 included on the website redesign team, since there are

1 25,000 plus potential users, in addition to the departments
2 here, that I would really like to see a strong citizen input
3 (indiscernible) user input into the redesign of our
4 municipal website.

5 And I wish all of ya'll a great Thanksgiving.
6 Thank you.

7 MAYOR PETRACCO: Happy Thanksgiving, Ms. Landry.
8 Is there anyone else this evening? We have one more.

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

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

24 COMMISSIONER TUCCI: I'm sorry, I missed the
25 beginning of that. On where? On the website?

1 MSa GREENROVE: Yes, on the website.

2 MAYOR PETRACCC: You mean, on the website --

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

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

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

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

24 COMMISSIONER EVANS: To add to your point is right
25 now the redesign of the website will actually specifically

1 address as part of its design what are the things we can do,
2 which is sort of the -- in many towns they have the about
3 town section, which will allow clubs, organization in town,
4 businesses in town to --

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

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

15 As it relates to --

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

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

20 MS. GREENROVE: Yes.

21 COMMISSIONER EVANS: -- around why the website
22 needs to be updated and redesigned so it actually promotes
23 that. So I absolutely agree with you. And then with that
24 process, which we're going to do over the next several
25 months, I think we'll make sure we see how that's

1 considered. But to your point is there's no reason why your
2 organization or any organization can't have a space on that
3 website to promote the activities that are going on in
4 Nutley.

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

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

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

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

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

19 MS. GREENROVE: I don't even know who does that.
20 Who puts it on?

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

25 COMMISSIONER TUCCI: Dottie, we can work with you.

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

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

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

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

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

23 MS. GREENROVE: Tomorrow.

24 MAYOR PETRACCO: Tomorrow's your next event?

25 MS. GREENROVE: For the Santa thing that we're

1 having, the fundraiser.

2 MAYOR PETRACCO: At the Kings Manor?

3 MS. GREENROVE: Yes.

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

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

8 MAYOR PETRACCO: Okay.

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

11 MAYOR PETRACCO: Okay. Thank you so much.

12 MS. GREENROVE: Okay, thank you.

13 MAYOR PETRACCO: Happy Thanksgiving too.

14 MS. GREENROVE: Thank you, you too.

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

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

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

23 UNIDENTIFIED SPEAKER: Can you appeal to the
24 state?

25 UNIDENTIFIED SPEAKER: Mayor, they just raised

1 them from -- I believe it was \$85 to \$200 per offense.

2 UNIDENTIFIED SPEAKER: Here in Nutley?

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

5 UNIDENTIFIED SPEAKER: But we enforce that here in
6 Nutley.

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

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

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

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

17 UNIDENTIFIED SPEAKER: Yes, and --

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

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

23 UNIDENTIFIED SPEAKER: Move to adjourn.

24 MAYOR PETRACCO: Before we adjourn, can you guys
25 just be seated one second. What I should have done tonight

1 is just have a moment of silence for our senior citizen that
2 was killed by the car. So if I could just ask everybody to
3 bow your heads and just have a moment of silence for her.

4 (Moment of silence)

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

8 UNIDENTIFIED SPEAKER: Move to adjourna

9 UNIDENTIFIED SPEAKER: Second.

10 MADAM CLERK: Commissioner Rogers?

11 COMMISSIONER ROGERS: Aye.

12 MADAM CLERK: Commissioner Tucci?

13 COMMISSIONER TUCCI: Happy Thanksgiving, everyone.

14 Aye.

15 MADAM CLERK: Commissioner Evans?

16 COMMISSIONER EVANS: Aye.

17 MADAM CLERK: Commissioner Scarpelli?

18 COMMISSIONER SCARPELLI: Aye.

19 MADAM CLERK: Mayor Petracco?

20 MAYOR PETRACCO: Aye.

21 MADAM CLERK: The time is now 9:28.

22 (Meeting was adjourned at 9:28 P.M.)
23
24
25

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Thomas J. Evans *Date:* November 25, 2014
Seconded by: Commissioner Mauro G. Tucci *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, 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

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Thomas J. Evans Date: November 25, 2014
 Seconded by: Commissioner Mauro G. Tucci No. 272-14

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:

<u>Block</u>	<u>Lot</u>	<u>Address</u>	<u>Certificate Number</u>	<u>Amount/Premium</u>
601	7	87 Kingsland Street	201403	\$357.42/\$ 0.00
2303	17	441 Kingsland Street	201412	\$466.67/\$ 400.00
2800	6	261 High Street	201413	\$454.02/\$2,700.00
2901	31	54 Daily Street	201414	\$550.73/\$2,900.00
4000	24	174 Grant Avenue	201419	\$263.54/\$ 100.00
4002	19	157 Highfield Lane	201421	\$307.84/\$ 800.00
4801	34	40 Beech Street	201425	\$308.95/\$ 800.00
5100	9	29 Sunset Drive West	201427	\$308.95/\$ 800.00
5106	4	14 Sunset Drive West	201428	\$495.56/\$ 200.00
6502	2	9 Russell Avenue	201435	\$338.42/\$1,800.00
6602	16	109 Walnut Street	200436	\$797.49/\$2,400.00
7004	3	16 Myrtle Avenue	201440	\$531.92/\$ 300.00
7103	12	18 Oak Ridge Avenue	201441	\$482.36/\$2,000.00
7604	4	18 Woodland Avenue	201443	\$996.90/\$2,900.00
7900	15	282 Van Winkle Avenue	201446	\$325.39/\$2,400.00
8700	31	64 Carrie Court	201452	\$528.24/\$2,500.00
9401	6	71 Union Avenue	201454	\$285.06/\$ 400.00
9402	6	27 Princeton Street	201455	\$369.69/\$ 200.00
7901	9	3 Webster Street	201447	\$564.01/\$2,700.00
8203	13	79 Hopper Avenue	500010	\$244.23/\$2,200.00
7805	19	22 Vine Street	500014	\$382.00/\$1,000.00

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.

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

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

BOARD OF COMMISSIONERS

TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Alphonse Petracco **Date:** November 25, 2014

Seconded by: Commissioner Mauro G. Tucci **No.** 273-14

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

Holy Family Catholic Church	License No. 71-14 On-Premise Monthly 50/50 Cash Raffle	Last Sunday of the Month January-December 2015
HSA Good Shepherd Academy	License No. 72-14 Off-Premise Calendar Raffle	March, April & May 2015
PTO Yantacaw School	License No. 73-14 Off-Premise Calendar Raffle	March, April & May 2015

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

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

. . .

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

Eleni Pettas

foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held November 25, 2014

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* November 25, 2014
Seconded by: Commissioner Steven Rogers *No.* 274-14

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.

. . .

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

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* November 25, 2014
Seconded by: Commissioner Thomas J. Evans *No.* 275-14

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

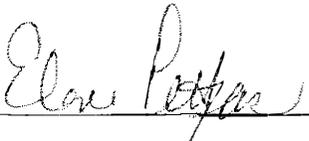
WHEREAS, The Director of the Department of Parks and Public Property has recommended the following change order from said contract as necessary:

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

WHEREAS, funds are available from Account 4-01-512-200, 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.

. . .

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

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Thomas J. Evans *Date:* November 25, 2014

Seconded by: Commissioner Mauro G. Tucci *No.* 276-14

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.

. . .

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

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli Date: November 25, 2014
 Seconded by: Commissioner Steven Rogers No. 277-14

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.

...

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

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Thomas J. Evans *Date:* November 25, 2014

Seconded by: Commissioner Mauro G. Tucci *No.* 278-14

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

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: a a a Commissioner Thomas J. Evans Date: November 25, 2014
 Seconded by: Commissioner Mauro G. Tucci 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.

Block & Lot	Address	Amount
7101 - 9	173 Centre Street	\$2,425.53 11/2014
9701 -5 -C1305	113 River Rd. A-5	\$2,362.91 02/2013
9701 -5 -C1305	113 River Rd. A-5	\$2,339.76 05/2014

. . .

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

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci Date: November 25, 2014

Seconded by: Commissioner Thomas J. Evans No. 281-14

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, 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

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Thomas J. Evans Date: November 25, 2014
 Seconded by: Commissioner Mauro G. Tucci No. 283-14

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

DEPARTMENT OF REVENUE & FINANCE

FROM:	TO:
Tax Assessor S/W 4-01-204-100 \$ 4,000.00	Tax Assessor O/E 4-01-204-200 \$ 4,000.00
Tax Collector S/W 4-01-206-100 15,000.00	Tax Collector O/E 4-01-206-200 15,000.00
Municipal Election O/E 4-01-213-200 27,000.00	Township Clerk O/E 4-01-210-200 10,000.00
	Information Technology O/E 4-01-212-200 17,000.00
Admin. Twp. Ordinances S/W 4-01-219-100 30,000.00	Construction Code O/E 4-01-218-200 30,000.00
Unemployment Comp O/E 4-01-248-200 25,000.00	Expense, Stationary, Print 4-01-220-200 25,000.00
Total \$101,000.00	Total \$101,000.00

. . .

I, Eleni Pettraco, 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

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Thomas J. Evans *Date:* November 25, 2014
Seconded by: Commissioner Mauro G. Tucci *No.* 284-14

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 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

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Alphonse Petracco *Date:* November 25, 2014
Seconded by: Commissioner Mauro G. Tucci *No.* 285-14

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, 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

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* November 25, 2014
Seconded by: Commissioner Thomas J. Evans *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 Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the Eleni Pettas foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held November 25, 2014

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* 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.

. . .

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

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* November 25, 2014
Seconded by: Commissioner Thomas J. Evans *No.* 288-14

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

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