TOWNSHIP OF NUTLEY, NEW JERSEY

BOARD OF COMMISSIONERS

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PUBLIC MEETING ) TRANSCRIPT OF
) PROCEEDINGS:
)

December 2, 2014

7:42 p.m.

BEFORE:
Commissioner Steven L. Rogers
Commissioner Mauro Tucci
Commissioner Joseph Scarpelli
Mayor Alphonse Petracco

Job No. NJ1978125

Transcribed by: Lisa Beck
PROCEEDINGS

MAYOR PETRACCO: Madam Clerk.

MADAM CLERK: Yes, Mayor. Board of Commissioners public meeting, Tuesday, December 2nd, 2014. Pursuant to the requirements of the Open Public Meeting Law, chapter 231 Public Laws 1975, notice of this meeting was published in the December 12th, 2013 issues of the Nutley Sun, the Star Ledger, and the Herald News. A copy of this notice has been posted on the Nutley town hall bulletin board and a copy is on file in the municipal clerk's office.

Commissioner Rogers?

COMMISSIONER ROGERS: Here.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Here.

MADAM CLERK: Commissioner Evans is absent excused this evening. Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Here.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Here.

MADAM CLERK: All present, Mayor, except for Commissioner Evans, absent excused.

MAYOR PETRACCO: Thank you. Before we move on to our business portion of the meeting, I would just like to ask for a moment of silence. This week we had a gentleman, Mr. Jim Paulson (phonetic), who passed away who represented
our Nutley rescue squad for many, many years and it saddens me to bring to the town this news. Tonight was actually the wake. I can't say enough about the Paulson family. They really served this community well. So, please, let's have a moment of silence.

(Moment of silence)

MAYOR PETRACCO: Thank you. Okay. Madam Clerk, we'll move on to minutes?

MADAM CLERK: Yes, Mayor. We have meeting minutes this evening for November 6, 2014. Can I have a motion?

COMMISSIONER ROGERS: Move it.

COMMISSIONER SCARPELLI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

Okay. Communications and correspondence. I see we have none. I do have a proclamation tonight that I would like to read. It's for my dear friend at Clara Maass Hospital, Mrs. Mary Ellen Clyne -- I should say Dr. Mary Ellen Clyne.
Would you like to come to the podium when I read this, please?

Before I read the resolution, I'd just like to state for the record, I can't tell you the amount of countless times I've texted Mary Ellen. I have called her regarding Nutley residents that were on their way to Clara Maass or needed her aid. And I have to say that you've been such a great friend to me, the township, to the residents because I don't care what time of day or night it is, you always take my calls and respond to me. And the VIP treatment that our Nutley residents get at Clara Maass Hospital because of you is second to none and I really, really appreciate it from the bottom of my heart.

"WHEREAS Mary Ellen Clyne and her husband, Jerry Clyne, reside in the Township of Hillsborough; and WHEREAS Mary Ellen Clyne and her husband have two sons, Patrick and Jeffrey, and daughter Morgan; and WHEREAS Mary Ellen's career in the medical field began with her nursing degree from Muhlenberg School of Nursing; and WHEREAS Mary Ellen chose to further her education and obtain a bachelor's, master's and doctorate degree from Seton Hall University where she also served as a clinical and adjunct professor; and WHEREAS Mary Ellen, who currently holds the title of chief executive officer at Clara Maass Hospital, also held numerous supervisory and director positions at the General
Hospital at Passaic, the Hospital Center at Orange and Overlook Hospital; and WHEREAS Mary Ellen has been recognized and has received many awards for her leadership including, most recently, being honored by the John V. Kelly Memorial Foundation, North Community Health Centers Distinguished Service Award and as Irish Woman of the Year by the county and state officials.

"And now therefore, be it resolved by the Board of Commissioners, Township of Nutley, County of Essex, State of New Jersey that Mary Ellen Cline, a true friend to the Township of Nutley be recognized and honored for her significant contributions to the well-being and care for others under the leadership at Clara Maass Hospital."

We don't need a vote but if any of our commissioners would like to comment?

UNIDENTIFIED SPEAKER: Mary Ellen, I was happy to be at the Kelly Association meeting -- I'm sorry -- event where you were honored. And I just want you to know that it's an honor being part of this proclamation honoring you because you are, in fact, a treasure.

MS. CLYNE: Thank you.

UNIDENTIFIED SPEAKER: What you've done at Clara Maass and the improvements that you've made there and just the quality improvements that we've seen in the short period of time that you've been in charge is definitely a testament
to your intelligence and everything that you stand for. So I want to congratulate and I'd also like to congratulate your board at Clara Maass or I could say Barnabas Health Systems for being smart enough to appoint you. Congratulations. Very well deserved.

MAYOR PETRACCO: Commissioners?

COMMISSIONER ROGERS: Our health department has always been in touch with you. The service that you render is outstanding. But what is really important and I think is really neat is that in a day and age when, you know, you don't see women doing much because of the way the system is, you have forged the way in the medical field and in a corporate industry. And you're a great role model and I thank you for what you've done for us.

UNIDENTIFIED SPEAKER: Mary Ellen, on behalf of the board of commissioners, congratulations and doing a great job.

MAYOR PETRACCO: Would you like to say a few words?

MS. CLYNE: I want to thank you and the counsel for all the support that you've provided to Clara Maass Medical Center. We are improving services each and every day. I'm here for your residents in any way that I can be. My phone number is available if anybody ever needs me. I give out my business cards to the patients, their family
members. It always has my cell phone number on it. So anybody can call me at any time. And I'm here to serve your community in any way that we can. We want to see the community stay well, not need the hospital, believe it or not. We want to keep you well, keep you health, take good care of yourselves. We have a great exciting new project going on at the facility where we will be creating a brand new building which will house 32 brand new ICU beds, intensive care beds, with private showers, baths, sofa beds for the families to stay over. There'll be special rooms for the families to speak privately with the physicians. The old nurses' stations of the past will be gone. The nurses will be right outside of the rooms. And it'll have the state-of-the-art equipment available to the residents should they need that higher level of care. There's a brand new lobby that will be in place as well. And we've added a fifth level to the parking garage. And moving forward, we will also be adding four new additional OR suites to the facility for surgical services. And we've gotten new great advancement in equipment for lung screening programs for anybody who meets the criteria. If they've had long term history of smoking with a free CT scan that's provided and a brand new piece of technology called the electromagnetic bronchoscopy which will pinpoint the smallest of nodules that your if your CT scan results are positive. And we can
do actual robotic surgery which is less invasive than a regular surgery for somebody's lung. And really take care of the patients so that they can be diagnosed much sooner than they normally would have been.

So we're very excited about the future of the hospital. We've been nationally recognized by U.S. News and World Report as a top fifty hospital in the New York metro area. We have also been ranked by the Consumer Watchdog for Healthcare Safety, called the Leap Frog Group, where Clara Maass has been one of only 251 hospitals in the United States to get an A rating every single time those scores have come out. So we're very proud of the accomplishments.

We have a wonderful medical staff. You have your own resident from Nutley, Dr. John Kelly, who is the president of our medical staff. And we are here with his leadership to guide us. And we're delighted to serve the public in any way that we can and to be of assistance and continued support to you as you all have been to us. And it's my pleasure to help in any way that we can. So on behalf of the board, the medical staff and the entire healthcare team, I'm truly honored to accept your proclamation and I'm delighted that we've been able to develop the friendship as we've come along this journey together. So thank you.

MAYOR PETRACCO: Thank you again, Mary Ellen.
Okay. We will move on to -- we did minutes, I believe. We have an -- oh, I'm sorry. Thank you. Bills.

MADAM CLERK: Yes, Mayor. Public affairs, $21,781.70; revenue and finance, $2,460,784.19; public safety, $14,237.06; public works, $25,037.09; parks and public property, $627,950.39. Total payroll is $865,337.08 for a grand total of $4,015,127.51.

COMMISSIONER ROGERS: Move the bills.

COMMISSIONER SCARPELLI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

Thank you. We have ordinance public hearing tonight. Commissioner Scarpelli will read it for Commissioner Evans.

COMMISSIONER SCARPELLI: This is an ordinance to amend an ordinance codified in the Code of the Township of Nutley, Chapter 228, entitled "Vehicles and Traffic", particularly Article II (parking on certain streets), Section 14 entitled "Parking Prohibited During Certain
Hours" to add the location set forth therein which is River
Road on the west side, no parking from 36019 south of Park
Avenue, south for 29 feet.

MAYOR PETRACCO: Is there anyone here this evening
that would like to comment on Ordinance number 3299?

Need a motion.

COMMISSIONER SCARPELLI: Move that we close the
public hearing.

UNIDENTIFIED SPEAKER: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER SCARPELLI: Move the ordinance.

COMMISSIONER ROGERS: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.
MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

Thank you. Commissioner Rogers?

COMMISSIONER ROGERS: I have five resolutions.

Resolution number 24 -- correction -- 294-14. This is authorization of municipal services for Solid Waste Collection and Disposal, 432 owners, 1 River Road, Nutley, New Jersey a/k/a Arbor Hills; reimburse for solid waste disposal services. So moved as listed.

COMMISSIONER SCARPELLI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER ROGERS: Resolution number 295-14. Authorize agreement to provide services to mentally challenged individuals for New Jersey ARC, Essex County Unit, Inc., January 2015 to December 31, 2015, on the sum of $1,000.00. As listed, so moved.

COMMISSIONER SCARPELLI: Second.

MADAM CLERK: Commissioner Rogers?
COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.


COMMISSIONER SCARPELLI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER ROGERS: Resolution number 302-14. 2015 agreement for mental health services, Northwest Essex Community Healthcare Network, Inc., 570 Belleville Avenue, Belleville, New Jersey 07109 in the amount of $10,000. As listed, so moved.
COMMISSIONER SCARPELLI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: I abstain.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER ROGERS: Resolution number 305 -14.

Authorize transfer of appropriations in 2014 budget, total of amount, $5,500.00. As listed, so moved.

COMMISSIONER SCARPELLI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

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

Thank you.

MAYOR PETRACCO: Thank you. Commissioner Tucci?

COMMISSIONER TUCCI: Yes. "WHEREAS the Township
of Nutley has a need to acquire dental plan services on behalf of the township; and

"WHEREAS such services may be acquired as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and

"WHEREAS IMAC Insurance Management and Consulting shopped rates but none of the quotes were comparable to the benefits that the township currently has with Delta Dental; and

"WHEREAS the township has negotiated with Delta Dental of New Jersey, Inc. and has retained a one-year renewal rate with a three percent increase over our current rate; and

"WHEREAS the anticipated cost for this service will not exceed $335,000 per year; and

"WHEREAS funds will be available from account number 5-01-526-243 and 5-01-707-243 and will be certified by the chief financial officer, said certification subject to adoption in 2015 municipal budget; and

"WHEREAS Delta Dental of New Jersey has completed and submitted a business entity disclosure certification which certifies that Delta Dental 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 Delta Dental from making
any reportable contributions to determine the contract;

    "NOW, THEREFORE BE IT RESOLVED that the Board of
Commissioners of the Township of Nutley, State of New
Jersey, will authorize the Mayor to enter into a contract
with Delta Dental of New Jersey, Inc."

    I move the resolution.

COMMISSIONER SCARPELLI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER TUCCI: "WHEREAS the Township of
Nutley, Ordinance 2963, preservation of trees, state that
tree removal permits must be obtained for a cost of $50.00
per tree; and

    "WHEREAS the Township of Nutley, Department of
Parks and Recreation authorizes a refund for each tree
permit submitted upon the planting of a new tree on said
property, replacement trees, size and species must be
approved in advance by the Township of Forester; and

    "WHEREAS funds will be available from Account C-
"NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that the Township treasurer is authorized to refund the tree permit that he collected as per the shade tree ordinance for Natalie Turano, 24 Columbia Avenue, in the amount of $50.00."

I move the resolution.

COMMISSIONER SCARPELLI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER TUCCI: "WHEREAS the Township of Nutley has the need to acquire Vision Care Network Plan Services on behalf of the township; and"

"WHEREAS said services may be acquired as a non-fair and open contract pursuant to the provisions of NJSA 19:44A-20.4 or 20.5 as appropriate; and"

"WHEREAS Premier Vision Care, 990 Cedar Bridge Avenue, Brick, New Jersey submitted a proposal indicating
they will provide the services for the sum of $1,904; and

"WHEREAS funds will be available from account 5-01-526-245 and will be certified by the chief financial officer, said certification subjection to the adoption of the 2015 municipal budget;

"NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners, Township of Nutley authorizes the Mayor to enter into a contract with Premier Vision Care."

I move the resolution.

COMMISSIONER SCARPELLI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

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

MAYOR PETRACCO: Thank you. Commissioner Scarpelli.

COMMISSIONER SCARPELLI: "WHEREAS the Department of Public Works announces there will be free two-hour meter parking from December 15th, 2014 through December 25th, 2014; and
"WHEREAS suspension of meter parking during the holiday is a Nutley tradition to promote our business district and support local merchants; and

"WHEREAS the free two-hour parking will allow ample time for residents to take the opportunity to leisurely walk and shop Nutley first;

"NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners, the Township of Nutley, County of Essex, State of New Jersey wish you a happy and health holiday season."

I move the resolution.

COMMISSIONER ROGERS: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

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

MAYOR PETRACCO: Thank you.

"BE IT RESOLVED in accordance with the Open Public Meeting Law, Chapter 231, 1975, the public meeting of the Board of Commissioners of the Township of Nutley, Essex
 County, State of New Jersey are held the first and third Tuesday of every month."

Counsel, will you take the second paragraph?

UNIDENTIFIED SPEAKER: Yes, Mayor.

(Indiscernible) continued.

"PLEASE TAKE NOTICE that the public meetings of the year 2015 will be held on the following dates at the Township of Nutley Municipal Building, third floor (3rd) Commissioner Chambers, One Kennedy Drive, at 7 p.m. for a conference session followed by the regular meeting which will start no sooner than 7:30 p.m. at which time formal action may be taken."

MAYOR PETRACCO: "PLEASE TAKE NOTICE the Governing Body of the Township of Nutley, County of Essex, State of New Jersey may require an Executive Session at any given meeting listed below. In accordance with N.J.S.A. 10:4-12, the Governing Body will adopt a resolution at an open meeting indication (sic) the reasons for going into an Executive Session. No action will be taken in Executive Session.

"PLEASE TAKE FURTHER NOTICE, the Board of Commissioners of the Township of Nutley will hold an end of the year meeting on Wednesday, December 31, 2015 at 9:00 A.M., Township of Nutley Municipal Building, third (3rd) floor Commissioner Chambers, One Kennedy Drive. Formal
action may be taken."

Our list is January 6th, January 20th, February 3rd, February 17th, March 3rd, March 17th, April 7th, April 21st, May 5th, May 19th, June 2nd, June 16th, July 7th, July 21st, August 4th, August 18th, September 1st, September 15th, October 6th, October 20th, November 5th is a Thursday, November 17th, December 1st and December 15th and December 31st, 2015 at 9:00 a.m. (Thursday).

Before I move this resolution, what we're trying to accomplish with this resolution is when we do have to go into a public -- an executive session, not to keep the public waiting. So from now on, what we're going to try to do, or what we're going to do is we're going to start our meeting in Commissioner Chambers in the back at 7 and we will not come out to the floor until 7:30. So if we have any executive sessions that we have to talk about among our commissioners, we can do that and not keep the public waiting. So if anybody wants to come to a commissioner meeting, the meetings will start at 7:30 in this room from now on.

I move the resolution.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?
"BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that the following days shall be considered paid holidays":

The 2015 schedule is as follows:

- Thursday, January 1st, New Year's Day; Monday January 19th, Martin Luther King Jr. Day; Monday, February 16th, President's Day; Friday, April 3rd, Good Friday;
- Monday, May 25th, Memorial Day; Friday, July 3rd, Independence Day; Monday, September 7th, 2015, Labor Day;
- Monday, October 12th, Columbus Day; Tuesday, November 3rd, Election Day; Wednesday, November 11th, Veteran's Day;
- Thursday, November 26th, Thanksgiving; Friday, November 27th, 2015, Day After Thanksgiving;
- Thursday, December 24th, Christmas Eve (1/2 day); Friday, December 25th, 2015, Christmas Day; and Thursday, December 31st, New Year's Eve is a half a day." And again this is the schedule for 2015.

I move the resolution.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.
"BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the following newspapers are hereby designated as the official newspapers for advertising for the Township of Nutley, for the year 2015: The Nutley Sun, The Star Ledger, the Herald News."

I move the resolution.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

"WHEREAS, impaired drivers on our nation's roads kill more than 10,000 people each year and cost our society more than 37 billion dollars annually; and
"WHEREAS, 22 percent of motor vehicle fatalities in New Jersey in 2013 were alcohol-related; and

"WHEREAS, an enforcement crackdown is planned to combat impaired driving; and

"WHEREAS, the season at the end of the year is traditionally a time of social gatherings which often include alcohol; and

"WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the Drive Sober or Get Pulled Over Year-End Holiday Crackdown; and

"WHEREAS, the project will involve increased impaired driving enforcement from December 5th, 2014 through January 2nd, 2015; and

"WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

"THEREFORE BE IT RESOLVED that Mayor Alphonse Petracco declares his support for the Drive Sober or Get Pulled Over 2014 Year-End Holiday Crackdown from December 5th, 2014 through January 2nd, 2015 and pledges to increase awareness of the dangers of drinking and driving."

I move the resolution.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?
COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

"BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Township of Nutley shall apply for Community Development Block Grant monies for the year 2015; and WHEREAS, public hearings regarding the Community Development Block Grant Program were held on November 5th, 2014 and December 1st, 2014, at which time applications for grants were accepted;

"NOW THEREFORE, BE IT RESOLVED, that the Township of Nutley submits the following applications for funding for 2015 in this order:

"(1) Conover Avenue Reconstruction and Resurfacing from Union Ave. to St. Mary's Place for $159,358.00; and

"(2) Chestnut Place and Willow Place Reconstruction and Resurfacing for $93,536.00"

I move the resolution.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?
COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

"WHEREAS, the State of New Jersey, Office of Homeland Security, which is in, but not of, the Department of Law and Public Safety, is administering and coordinating a federal grant awarded to the State of New Jersey for the Broadband Technology Opportunity Program, 700 MHz LTE Broadband Project; and

"WHEREAS, the Township of Nutley desires to participate in the provision of the communication services provided by the BTOP Project and to further the interests of domestic preparedness; and

"WHEREAS, OHSP and the Township of Nutley desire to further the purpose of the BTOP Project by placing certain OHSP owned equipment within Nutley pursuant to the terms and conditions outlined in the Use and Occupancy Agreement attached hereto;

"NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners, Township of Nutley, County of Essex, State of New Jersey is hereby authorized and directed to:
"(1) execute the Use and Occupancy Agreement in the name of the Township of Nutley; and

"(2) to execute the Use and Occupancy Agreement without competitive bidding in accordance with N.J.S.A. 40A:11-5(2) of the Local Public Contracts Law because said services are between Township of Nutley and the State of New Jersey and is excluded from competitive bidding and advertising; and

"(3) to file a copy of this resolution with the chief financial officer of the Township of Nutley, the OHSP, and the Division of Local Government Services in the Department of Community Affairs, as required by N.J.S.A. 52:34-10.6(b)."

I move the resolution.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

"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:

From Zoning Board O/E 4-01-014-200, $3,000.00; and
From Zoning Board salary and wage 4-01-014-100,
$3,000.00; for a total of $3,000.00."

I move the resolution.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

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

MADAM CLERK: Yes, Mayor. "All persons addressing
the Board of Commissioners regarding community concern
should approach the microphone and provide their name and
address for the record. Unless further time is granted by
the board, each person shall limit their address to five
minutes. All remarks to the board and its individual
members must be addressed to the mayor. The mayor may defer citizens' comments to the appropriate member of the board. Dialogue between citizens and others addressing the board shall be allowed unless the mayor or presiding officer or the majority of the membership of the board shall determine that the interest of the quorum and/or the expeditious conduct of municipal business are being adversely affected by such dialogue."

   MAYOR PETRACCO: Thank you, Madam Clerk. Is there anyone here this evening that would like to address the board of commissioners.

   Please state your name and address for the record.

   MS. LANTREY: Hey, Mayor. Penny Lantrey (phonetic), 135 Lakeside Drive, Nutley, New Jersey.

   A clarification question on Resolution 290-14. Will conference sessions that begin at 7 that are not declared executive sessions still be open to the public?

   MAYOR PETRACCO: Yes.

   MS. LANTREY: Thank you. Okay. And then real quick, a second one. Chapter 3 of the New Jersey Tax Assessor's Handbook states that "Assessors are expected to attend meetings of the governing body." To the best of your knowledge, Commissioners, what was the last meeting attended by Assessor Librizzi?

   MAYOR PETRACCO: I don't recall. But we could --
the next meeting Commissioner Evans is here, we could ask him that question.

MS. LANTREY: Okay. But you don't know? I've been at most of the meetings this year and he wasn't here. Do you know if he attended any in 2013?

MAYOR PETRACCO: I don't remember.

MS. LANTREY: Do any of you remember Mr. Librizzi being at a board of commissioners meeting?

MAYOR PETRACCO: I believe he attended one meeting.

MS. LANTREY: In how many years?

MAYOR PETRACCO: I believe he attends at least one a year.

MS. LANTREY: Okay.

MAYOR PETRACCO: All right? But let's check that. All right. And usually, when he comes before us, he talks to us about his annual reassessment and how he's going about doing that --

MS. LANTREY: Okay.

MAYOR PETRACCO: -- because I know one year he came and spoke to us about how he was going to approach businesses in town. And then the following year, he came to us and told us how he was going to approach the entire town.

MS. LANTREY: Okay. You know, just because the state of New Jersey in their handbook for assessors really
strongly advocates that assessors attend meetings so they
can learn about the township from the governing body. So I
respectfully request that this board of commissioners make
the request to our tax assessor, Mr. Librizzi, that he start
to attend meetings in 2015. Request accepted?

MAYOR PETRACCO: Absolutely.

MS. LANTREY: Thank you.

MAYOR PETRACCO: Thank you. Is there anyone here
this evening that would like to address the board of
commissioners?

Please state your name and address for the record.

MR. ODRIA: Michael Odria (phonetic), 133 High
Street.

This is about Ordinance 3301. I know you guys are
not talking about it tonight but two town hall meetings ago,
I happened to get a list of Ordinance 3301 about the salary
wage increases. My question to you, sir, is this. Before
you vote on this ordinance, ask yourselves this question.
Answer me this, please. Do you think that the people of
Nutley, especially the property tax paying homeowners --
most likely this will affect our property tax next year. I
mean, it doesn't matter is it's BOC, BOE or the county
because whatever you guys do, our property taxes go up. My
question to you is this. Before you vote on this ordinance,
and most likely it will raise our property taxes, do you
think the families of this town can absorb another property
tax increase? Yes or no?

   MAYOR PETRACCO: I think that we are at our limits
here. And I pay a tax from just paying my property taxes
here that they are -- they're very difficult for me to even
pay at this point. However, I think that Nutley offers a
lot. I think it's a great town. I think you get a lot of
services. And I think you get a good bank for your buck
here.

   MR. ODRIA: So basically, you're saying yes, that
we can absorb another property tax increase?

   MAYOR PETRACCO: I'm saying to you that we do the
best that we can. We are one agency out of three that
affects the bill: the board of education, the board of
commissioners and also the county does. And I can tell you
that we've done everything in our power to manage these
costs so there is a minimal raise in any of the taxes. And
we do whatever we can do to provide the best services to the
residents of Nutley, the best school system, the safest
town, the parks, the water. I can go on and on and on. So
in order to do that, there's a cost associated with that.
And like we've talked about before, we have to weigh our
options. Do we want to start bringing down our education
level? Do we want to not make it a safe town in order to
balance our budget? And what we try to do up here, Michael,
all the time, and I know I do, and I won't talk for all the
commissioners, is try to strike a balance, try to say, okay,
where can we cut not to make it be lopsided. But we're
doing the best we can and I think that, in this climate,
we've been doing a pretty good job up here.

MR. ODRIA: Okay. Because I believe in
(indiscernible) control bureau of spending. And I do
remember -- I think it was March 2013 when -- remember
those -- you know, the Nutley police were speaking to you
about, you know, these -- what do you call this -- they
wanted some promotions and all that. And one cop after
another kept pounding you saying he's worth and some old guy
said no, he's blah, blah, blah, get out of this town. But
there was one woman --

MAYOR PETRACCO: They were telling me to get out
of town?

MR. ODRIA: Well, some woman -- some gentleman,
some older guy. If you go back to the minutes, maybe you
can find -- but more importantly is this. I remember
towards the end of the meeting, this one woman got up and
she said to you, I know you and I know most of the -- I'm
just using these police officers as an example because
they're town employees. They're the same as the guys who
pick up the garbage or work in the park. I'm just using --
but this one woman got up and she says, I drive a van for a
living and I know your children and most of your police
officers -- I know your children. She said something that
struck me to the core that I never mentioned before but I've
been reminded of it. From what I remember, she said, we
should all be happy we have a job. And I think it's a
blessing if you have a job that pays 52,000 dollars a year
'cause I look at some of these salaries and we homeowners
have to pay for this. And these are non-union employees. I
don't know if they get a pension. I don't know if they're
getting health care. Well, probably are. I'm not sure,
most likely they are. But what I'm trying to say is if
you're making more than 52 grand a year in the public
sector, that's a blessing, because we in the private sector
are really fighting to make every buck just to pay these
bills because it is a bill.

So before you vote, and we have more people move
out of this town -- and also like Chris Christy (phonetic)
said, 70 billion dollars has moved out of New Jersey over
the course of the past five years. Don't be a part of that.
You can put a stop to it. You know, cap and control your
spending and just to let you know --

MAYOR PETRACCO: It's five minutes. Thank you,

Madam Clerk.

MR. ODRIA: Just to let you know, I did
(indiscernible) Joe DiVincenzo, Essex County --
MAYOR PETRACCO: Executive.

MR. ODRIA: -- executive and I told him the same thing, too, because he told me, Mr. Odria, you know, I didn't raise your property taxes to two percent cap. I raised it 1.7. And I said to him, but you still raised it in the past three years. Can't you cap and control your spending, too?

Okay. That's all I want to say. But thank you very much.

MAYOR PETRACCO: Thank you, Michael. Is there anyone else here this evening that would like to address the board of commissioners? Seeing no one --

COMMISSIONER ROGERS: Move to adjourn.

COMMISSIONER SCARPELLI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

MADAM CLERK: The time is now 8:21.

MAYOR PETRACCO: Do you know where your children are?
(Whereupon, meeting concluded at 8:21 p.m.)
BE IT RESOLVED, in accordance with the Open Public Meeting Law, Chapter 231, PL. 1975 the public meetings of the Board of Commissioners of the Township of Nutley, Essex County, State of New Jersey are held the first and third Tuesday of every month.

PLEASE TAKE NOTICE, the public meetings for the year “2015” will be held on the following dates at the Township of Nutley Municipal Building, third (3rd) floor Commissioner Chambers, One Kennedy Drive beginning with a conference session at 7:00 P.M., and then the regular meeting which will not begin until at least 7:30 P.M. at which time formal action may be taken.

PLEASE TAKE NOTICE, the Governing Body of the Township of Nutley, County of Essex, State of New Jersey may require an Executive Session at any given meeting listed below. In accordance with N.J.S.A. 10:4-12 the Governing Body will adopt a resolution at an open meeting indication the reasons for going into an Executive Session. No action will be taken in Executive Session.

PLEASE TAKE FURTHER NOTICE, the Board of Commissioners of the Township of Nutley will hold an end of the year meeting on Wednesday, December 31, 2015 at 9:00 A.M., Township of Nutley Municipal Building, third (3rd) floor Commissioner Chambers, One Kennedy Drive. Formal action may be taken.

Record of Vote

| Yes  | X | X | X | X | X |
| No   |   |   |   |   |   |
| Not Voting |   |   |   |   |   |
| Absent/Excused |   | X |   |   |   |

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. December 2, 2014
Resolution

Introduced by: Mayor Alphonse Petracco

Seconded by: Commissioner Mauro G. Tucci

Date: December 2, 2014

No. 291-14

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that the following days shall be considered paid holidays:

2015 HOLIDAY SCHEDULE

<table>
<thead>
<tr>
<th>Date</th>
<th>Holiday</th>
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<tbody>
<tr>
<td>Jan 1, 2015</td>
<td>New Year's Day (observed)</td>
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<td>Jan 19, 2015</td>
<td>Martin Luther King Jr. Day</td>
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<td>Feb 16, 2015</td>
<td>President's Day</td>
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<td>Apr 3, 2015</td>
<td>Good Friday</td>
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<td>May 25, 2015</td>
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<td>Sep 7, 2015</td>
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<td>Nov 3, 2015</td>
<td>Election Day</td>
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<tr>
<td>Nov 11, 2015</td>
<td>Veteran's Day (Observed)</td>
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<td>Nov 26, 2015</td>
<td>Thanksgiving</td>
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<td>Nov 27, 2015</td>
<td>Day After Thanksgiving</td>
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<td>Dec 24, 2015</td>
<td>Christmas Eve (1/2 day)</td>
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<td>Dec 25, 2015</td>
<td>Christmas Day</td>
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<tr>
<td>Dec 31, 2015</td>
<td>New Year's Eve (1/2 day)</td>
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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 December 2, 2014.
Resolution

Introduced by: Mayor Alphonse Petracco
Seconded by: Commissioner Mauro Getucci
Date: December 2, 2014

Township of Nutley
One Kennedy Drive
Nutley, New Jersey 07110

2015 Newspaper Designation

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the following newspapers are hereby designated as the official newspapers for advertising for the Township of Nutley, for the year 2015:

THE NUTLEY SUN
ONE GARRET MOUNTAIN PLAZA
P.O. BOX 471
Woodland Park, New Jersey 07424

Herald News
ONE GARRET MOUNTAIN PLAZA
P.O. BOX 471
Woodland Park, New Jersey 07424

The Star Ledger
ONE STAR LEDGER PLAZA
Newark, New Jersey 07102

Eleni Pettas, RMC,
Municipal Clerk
Township of Nutley

Nutley Sun Issue/Thursday, December 11, 2014 /Via E-Mail: publicnotices@northjersey.com
Star Ledger Issue/Thursday, December 11, 2014 /Via E-Mail: legalads@starledger.com
The Herald News Issue/Thursday, December 11, 20134 /Via E-Mail: publicnotices@northjersey.com

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 December 2, 2014

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BOARD OF COMMISSIONERS  
TOWNSHIP OF NUTLEY, NEW JERSEY  

Resolution  

Introduced by: __________________________ Mayor Alphonse Petracco __________________________ Date: __December 2, 2014__  
Seconded by: __________________________ Commissioner Mauro G. Tucci __________________________ No. __293-14__  

Whereas, impaired drivers on our nation’s roads kill more than 10,000 people each year and cost our society more than $37 billion annually; and  

Whereas, 22% of motor vehicle fatalities in New Jersey in 2013 were alcohol-related; and  

Whereas, an enforcement crackdown is planned to combat impaired driving; and  

Whereas, the season at the end of the year is traditionally a time of social gatherings which often include alcohol; and  

Whereas, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the Drive Sober or Get Pulled Over Year End Holiday Crackdown; and  

Whereas, the project will involve increased impaired driving enforcement from December 5, 2014 through January 2, 2015; and  

Whereas, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;  

Therefore Be It Resolved that Mayor Alphonse Petracco declares his support for the Drive Sober or Get Pulled Over 2014 Year End Holiday Crackdown from December 5, 2014 through January 2, 2015 and pledges to increase awareness of the dangers of drinking and driving.  

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 December 2, 2014.  

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Resolution

WHEREAS, pursuant to N.J.A.S.A. 40:67-23.1 Seq. Arbor Hills is recognized as a “qualified private community”, and

WHEREAS, the Township is responsible to reimburse a qualified Community for certain services including solid waste disposal or to provide said services to the qualified private community in the same fashion as the municipality provides these services on public roads and streets:

WHEREAS, the Township has elected to reimburse Arbor Hills for solid waste disposal services,

NOW, THEREFORE, be it resolved by the Board of Commissioners of the Township of Nutley, in the County of Essex, as follows;

1. The Mayor and Township Clerk are hereby authorized to enter into a Municipal Services Agreement for solid waste collection and disposal with 432 Owners, 1 River Road, Nutley known as Arbor Hills in a form approved by the Township Attorney

2. A copy of this Resolution, as well as the Municipal Services Agreement, shall be placed in the file with the Clerk and a notice of this action shall be printed once in the Nutley Sun.

Record of Vote

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BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that the Township enter an agreement with the New Jersey Association for Retarded Citizens, Essex County Unit, Inc. a New Jersey Corporation, with offices on Naylon Avenue in the Township of Livingston, Essex County, New Jersey, wherein the “Unit” agrees to provide services to mentally challenged individuals and their families in the Township of Nutley, effective January 1, 2015 through December 31, 2015 in consideration of payment by the Township of Nutley to the “Unit of $1,000.00” payable in one sum, as a partial reimbursement of costs and services; and

BE IT FURTHER RESOLVED that the Mayor and the Township Clerk are hereby authorized and directed to execute said agreement on behalf of the Township of Nutley.

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 December 2, 2014.
BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, in the County of Essex, New Jersey, as follows:

WHEREAS, the Nutley Health Department wishes to provide health promotion screenings to its residents; and

WHEREAS, Noreen P. Mc Manus, CNM, is willing and able to provide cervical and breast cancer screening and education for the target population in accordance with "Minimum Standards;"

WHEREAS, the Local Public Contract Law (NJSA 40A:11-1) permits contracts for professional services without competitive bidding;

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

(a) the term of the contract is from January 1, 2015 through December 31, 2015,

(b) the amount to be paid by voucher will be $55.00 per hour, per clinic session,

(c) the Certified Nurse Midwife will present malpractice and liability insurance;

BE IT FURTHER RESOLVED that the Contract is awarded without competitive bidding as a "Professional Service" in accordance with the Local Public Contracts law, N.J.S.A. 40A:11-5(1) (a), because it is for service performed by persons authorized by law to practice a recognized professions; and

BE IT FURTHER RESOLVED that a copy of this Resolution, as well as the Contract shall be placed on file with the Clerk of the Township of Nutley; and a notice in accordance with the Local Public Contracts Law of New Jersey in the form attached hereto shall be published in the Nutley Sun.

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 December 2, 2014.

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WHEREAS, the Township of Nutley has the need to acquire dental plan services on behalf of the Township; and

WHEREAS, such services may be acquired as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44 A-20.4 or 20.5, as appropriate; and

WHEREAS, Imac Insurance Management & Consulting shopped rates but none of the quotes were comparable to benefits the Township currently has with Delta Dental; and

WHEREAS, The Township has negotiated with Delta Dental of New Jersey Inc., 1639 Rt. 10, P.O. Box 369, Parsippany, NJ 07054, and has retained a one-year renewal rate, with a 3% increase over our current rate; and

WHEREAS, the anticipated cost for this service will not exceed $335,000.00 per year; and

WHEREAS, funds will be available from Account# 5-01-526-243 and 5-01-707-243, and will be certified by the Chief Financial Officer, said Certification is subject to adoption of the 2015 Municipal Budget; and

WHEREAS, Delta Dental of New Jersey has completed and submitted a Business Entity Disclosure Certification which certifies that Delta Dental 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 Delta Dental from making any reportable contributions through the term of the contract; and

NOW THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Nutley authorizes the Commissioner of Parks and Public Property to enter into a contract with Delta Dental of New Jersey, Inc.

Eleni Pettas

TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci

Seconded by: Commissioner Joseph P. Scarpelli

Date: December 2, 2014

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Resolution

WHEREAS, The Township of Nutley Ordinance #2963, Preservation of Trees states that Tree Removal Permits must be obtained for a cost of $50.00 per tree; and

WHEREAS, The Township of Nutley, Department of Parks and Recreation authorizes a refund for each tree permit submitted upon the planting of a new tree on the said property; replacement tree(s) size and species must be approved in advance by the Township Forester; and

WHEREAS, funds will be available from account C-01-904-905; and

NOW THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that the Township Treasurer is authorized to refund the Tree Permit Fee collected as per the Shade Tree Preservation Ordinance.

Natale Turano 24 Columbia Ave $50.00

I, Eleni Ptas, 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 December 2, 2014

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WHEREAS, the Township of Nutley has the need to acquire vision care network plan services on behalf of the Township; and

WHEREAS, such services may be acquired as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44 A-20.4 or 20.5, as appropriate; and

WHEREAS, Premier Vision Care, 990 Cedar Bridge Ave, Suite B7-130, Brick, New Jersey 08723 submitted a proposal indicating they will provide the services for the sum of $1,904.00; and

WHEREAS, funds will be available from account #5-01-526-245, and will be certified by the Chief Financial Officer, said Certification is subject to adoption of the 2015 Municipal Budget; and

NOW THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Nutley authorizes the Commissioner of Parks and Public Property to enter into a contract with Premier Vision Care.

I, Eleni Petacco, 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 December 2, 2014.
WHEREAS, the Department of Public Works announces there will be free two hour metered parking from December 15, 2014 through December 25, 2014; and

WHEREAS, the suspension of metered parking during the holiday is a Nutley tradition to promote our business district and support local merchants; and

WHEREAS, the free two hour parking will allow ample time for residents to take the opportunity to leisurely walk and “Shop Nutley First”;

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, wishes you a Happy, Healthy Holiday Season.

Record of Vote

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<th>Commissioner Rogers</th>
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<th>Commissioner Scarpelli</th>
<th>Mayor Petracco</th>
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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 December 2, 2014.
BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Township of Nutley shall apply for Community Development Block Grant (CDBG) monies for the year 2015; and

WHEREAS, public hearings regarding the Community Development Block Grant Program were held on November 5, 2014 and December 1, 2014, at which time applications for grants were accepted;

NOW, THEREFORE, BE IT RESOLVED, that the Township of Nutley submits the following applications for funding for 2015:

Conover Avenue Reconstruction and Resurfacing from Union Ave. to St. Mary’s Place $159,358.00
Chestnut Place and Willow Place Reconstruction and Resurfacing $93,536.00

[Signature]

1, 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 December 2, 2014.

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WHEREAS, the Township of Nutley and Northwest Essex Community Healthcare Network, Inc., 570 Belleville Avenue, Belleville, New Jersey, 07109, desire to enter into an agreement wherein the Community Mental Health Services will provide mental health services to Nutley residents; and

WHEREAS, it is in the best interest of the Township of Nutley to enter into this agreement for a fee of $10,000 for 2015;

WHEREAS, Funds are available and have been certified by the Chief Financial Officer from said Certification attached hereto from Account # 5-01-118-209 for $10,000.00 for the period January 1, 2015 through December 31, 2015.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that the Director of Public Affairs and Township Clerk are hereby authorized to execute an agreement with Northwest Essex Community Healthcare Network, Inc.
BOARDS OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Alphonse Petracco Seconded by: Commissioner Mauro G. Tucci

Date: December 2, 2014
No. 303-14

RESOLUTION AUTHORIZING USE AND OCCUPANCY AGREEMENT BETWEEN THE TOWNSHIP OF NUTLEY AND THE STATE OF NEW JERSEY, OFFICE OF HOMELAND SECURITY AND PREPAREDNESS

WHEREAS, the State of New Jersey, Office of Homeland Security ("OHS"), which is in, but not of, the Department of Law and Public Safety, is administering and coordinating a federal grant awarded to the State of New Jersey for the Broadband Technology Opportunity Program ("BTOP") 700 MHz LTE Broadband Project ("BTOP Project"); and

WHEREAS, the Township of Nutley desires to participate in the provision of the communication services provided by the BTOP Project and to further the interests of domestic preparedness; and

WHEREAS, OHS and the Township of Nutley desire to further the purpose of the BTOP Project by placing certain OHS owned equipment within Nutley pursuant to the terms and conditions outlined in the Use and Occupancy Agreement attached hereto.

NOW, THEREFORE, BE IT RESOLVED, THAT THE BOARD OF COMMISSIONERS, TOWNSHIP OF NUTLEY, COUNTY OF ESSEX, STATE OF NEW JERSEY is hereby authorized and directed to:

1. execute the Use and Occupancy Agreement in the name of the Township of Nutley; and
2. to execute the Use and Occupancy Agreement without competitive bidding in accordance with N.J.S.A. 40A:11-5(2) of the Local Public Contracts Law because said services are between Township of Nutley and the State of New Jersey and is excluded from competitive bidding and advertising; and
3. to file a copy of this RESOLUTION with the chief financial officer of the Township of Nutley, the OHS, and the Division of Local Government Services in the Department of Community Affairs, as required by N.J.S.A. 52:34-10.6(b).

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 December 2, 2014.

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

DEPARTMENT OF PUBLIC SAFETY

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I, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 2, 2014.
Resolution

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 PUBLIC AFFAIRS

<table>
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<td>Dept. of Health O/E</td>
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<td>Public Health Reserve O/E</td>
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I, [Township Clerk's Signature], Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held

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