TOWNSHIP OF NUTLEY, NEW JERSEY

BOARD OF COMMISSIONERS

) ) ) ) ) )
PUBLIC MEETING ) TRANSCRIPT OF
) ) ) PROCEEDINGS:
)

December 16, 2014

8:05 p.m.

BEFORE:

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

Job No. NJ1986327
PROCEEDINGS

(Pledge of Allegiance)

MAYOR PETRACCO: Madam Clerk, whenever you're ready.

MADAM CLERK: Yes, Mayor. Board of Commissioners Public Meeting, Tuesday, December 16th, 2014. The time is now 8:05. Pursuant to the requirements of the Open Public Meeting Law, Chapter 231, notice of this meeting was published in the December 12th, 2013 issues of the Nutley Sun, the Star Ledger, and the Herald News. A copy of this notice has been posted on the Nutley Town Hall bulletin board and a copy is on file in the Municipal Clerk’s Office.

Commissioner Rogers?

COMMISSIONER ROGERS: Here.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Here.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Here.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Here.

MADAM CLERK: Mayor Petracco.

MAYOR PETRACCO: Here.

MADAM CLERK: All present, Mayor.

MAYOR PETRACCO: Okay, I see we have no minutes, communications, or correspondence. We did have the
presentation of the Surrogate. We'll move on to reports.

Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Yes, Mayor. I have various reports for 2014.

MAYOR PETRACCO: Thank you. And Commissioner Tucci.

COMMISSIONER TUCCI: I have a Shade Tree report for the months of October and November.

MAYOR PETRACCO: Okay, we'll move on to the bills, please.

MADAM CLERK: Yes, Mayor.

Public Affairs, $193,076.51; Revenue & Finance, $4,300,637.99; Public Safety, $97,032.97; Public Works, $313,682.34; Parks and Public Property, $118,745.01.

Total payroll is $778,719.52. For a grand total of $5,801,894.34.

MAYOR PETRACCO: I need a motion.

UNIDENTIFIED SPEAKER: Move the bills.

UNIDENTIFIED SPEAKER: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.
MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye. Thank you.

MADAM CLERK: Welcome.

MAYOR PETRACCO: We'll move on to some ordinance/public hearings. Commissioner Evans.

COMMISSIONER EVANS: Thank you. Tonight we have a public hearing related to some modifications to our zoning code, Chapter 700 of the code. This is an additional installment on the changes that we have been making. So, as a Board, been very focused on those things we can do to promote business, shop Nutley, and encourage business development in our Town. So previously having revised the sign ordinance, the parking ordinance, as well as some of the other things, especially during the summer when we modified rules around backyard pools and things like that to conform to State Code.

So this is an additional set of work. One of the things that was noted that there were several inconsistencies in our Code. There was interpretation in our Code in terms of definitions that made it more difficult to, in effect, interact with our Code and do business in the Town. The resulting impact of that was actually requiring people to go get variances that would not necessarily be
(indiscernible). So with this, there's a series of changes here that continues those changes.

Some of the highlights are, you know, more clarification on a habitable attic; the size of a parking spot related to multiple family dwellings, including compact cars. The change of allowing a business owner that has a conforming business that may -- but it may have additional parking requirements, so like an auto body shop, that may need to have off-premise parking to actually have that review done with the code office versus requiring them to take the extra step to go for a variance which may delay it. There's no relief to the code requirement, just procedurally, it's a simpler process. So we did things to address that.

There are multiple changes in here. I want to acknowledge that Patton & Dola (ph), our construction official, Dave Berry (ph), our zoning official are here tonight and that if there's any questions or clarifications, they're happy to contribute to the discussion. So with that, we are introducing this ordinance which incorporates a series of changes, part of the additional installment that's still under (indiscernible).

MAYOR PETRACCO: Thank you. Is there anyone here from the public that would like to comment on ordinance number 3300? Hearing no one.
COMMISSIONER EVANS: Hearing no one, move to close the public hearing.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER EVANS: Move the ordinance.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.
COMMISSIONER EVANS: Thank you. The next ordinance for tonight for public hearing is the non-Union salary ordinance, number 3301. This is our annual review of the salary ordinance which gives guidance as to the range of a salary, both the minimum and maximum salary. So this covers all of the departments, not just revenue and finance, but all non-Union employees across all five municipal departments.

MAYOR PETRACCO: Thank you. Is there anyone here this evening that would like to comment on ordinance number 3301?

MS. LANDRY: Penny Landry, 135 Lakeside Drive, Nutley.

The homeowners of Nutley have for the past few years faced an increase in property taxes. And, respectfully, I would like to ask the Board of Commissioners, I did go through the salary ranges and you know at the last meeting I asked how we had derived or come up with these salary ranges. And I was not totally clear as to if comparative analysis was done or not and I would like to respectfully ask that there be a cap placed on the salary ranges that were set forth in 2014 and that those be capped instead of -- there are some salary ranges which in the new ordinance are raised and I am here as a home owning tax payer asking that the ranges that are increasing in this
ordinance be capped at the 2014 ranges and that there would 
be no additions for 2015 or increases in any salary ranges 
for the year 2015. That is my request.

And then I have a question relating to the 
ordinance, if I may proceed.

MAYOR PETRACCO: Sure.

MS. LANDRY: One of the increases deals with our 
tax assessor. In 2011, Tax Assessor Labrisi (ph) had a base 
asking a couple of questions I found out that the difference 
in the two numbers, between the base pay and the gross pay, 
was from the settlement of the non-Union salary ordinance 
for the years 2009, 2010, and 2011. The additional pay to 
Mr. Labrisi constituted retroactive pay adjustments to cover 
the increases for the three years, 2009, 2010, and 2011. And as I understand it, not only Mr. Labrisi, but all non-
Union employees received a retro pay adjustment to cover the 
agreed to salary adjustment for each of those years.

So in 2009, 2010, and 2011, all non-Union 
employees received a retroactive pay grade. And the way 
that this has been --

MAYOR PETRACCO: Calculated?

MS. LANDRY: -- fund? I don't know what the right 
word is, that it's okay is to say that the reason for this, 
okay, was because of the Union collected bargaining
agreements for those years, okay, raised the salaries of the Union employees. Now, it was in made -- in my estimation, it was made to look like -- because the Union employees were given a raise, that the same thing had to happen for non-Union employees.

But after doing some research, what I discovered is that even though the collective bargaining agreements provided for raises for Union employees, there is no law or standard which states that because Union employees received raises, that non-Union employees also receive wages. That decision is solely the decision of the five commissioners who are before me.

So the decision of these five commissioners was because the Union collective bargaining agreement was made, that you chose also to make the same salary increase effective for non-Union employees. So my question is, is there any collective bargaining agreement being worked on right now for our Union employees which could have the same impact, meaning the five of you also coming forth and agreeing to raises in addition to the salary caps or the salary ranges being set forth in this ordinance? Are there any current collective bargaining agreements so that we have no surprises when another retroactive pay increase could possibly show up?

MAYOR PETRACCO: Well, let me -- I'll start with
this and then if any commissioners would like to join in.
First of all, what has happened for the several years that
I'm here dealing with the police and fire contracts,
probably two of the bigger contracts through the
municipality on our side, is when I first got in, I don't
know if you're aware, police and fire are -- they go to
something that's called binding arbitration.

MS. LANDRY: Correct.

MAYOR PETRACCO: Traditionally, through the years,
it was a standard in the industry that police and firemen
were getting awards of 4 percent raises or greater. Now
with Christie getting elected, the last several years there,
he's put a tool kit together and the raises have changed
dramatically.

MS. LANDRY: Correct.

MAYOR PETRACCO: So where we've had bigger
increases in the past, now we pretty much are settled on 2
percent increments for police and fire. Then there's also
been some zero percent increases during those years too that
we've negotiated and pretty much traditionally when you went
to binding arbitration in the past, it was -- the word was
pretty close or more often a 4 percent increase a year.
Traditionally, these contracts are four year periods. So
we've been able to chop that in half. So instead of in four
years receiving a 16 percent increase, now they're receiving
a 8 percent increase over four years. Plus now they're paying into their medical benefits and things of that sort. So the tide has really changed. The nose of the cruise ship is starting to turn. So we don't have these big increments and it's not such a burden on the town. But I'll just speak to me about my non-Union workers. I know Commissioner Tucci explained at the last meeting that we tried to strike a balance up here, and we try not to punish our non-Union workers also.

And I think the thing -- I'll speak from my heart tonight. When these increments are made, especially to the non-Union workers, it's not that they're making those large salaries. So those raises are much, much less. If you take the average non-Union worker, if there's a range from 35 to 55,000, it's -- a 2 percent raise for them is a lot different than on somebody that's making $100,000.

So it's my belief and my feeling is to not punish our non-Union workers, especially that they're usually the people that are low on the totem pole. Does anybody else want to jump in?

MS. LANDRY: Well, I beg to differ because there are many, many people on that list that are not in those ranges you just spoke about.

MAYOR PETRACCO: Well, you know, also let me say this to you is that it takes these people many years to get
to that top range, too. It's not that these people start at
100,000 and 100 plus thousand. You know, if you take our
police and firemen, and our non-Union workers, when they
first start, our academy pay, Ms. Landry, at a police
department is 25,000 a year. Now what we've been able to
attain in these negotiations were additional steps. So
we've been able to add steps, Captains, Lieutenants, so
forth and so on.

So it's, like I said, is it perfect? Probably
not, but it has changed dramatically for these people. All
these people also are paying in for their medical benefits.
So, you know, even though if they're getting a 2 percent
raise, they still might be -- their salaries might be
getting rolled back when you do the math.

MS. LANDRY: But respectfully, Mayor, the question
was are there any collective bargaining proceedings
currently taking place at this time that could --

MAYOR PETRACCO: There's none in my department.

MS. LANDRY: There's none in your department. Are
there any Union collective bargaining, sir?

UNIDENTIFIED SPEAKER: None in public works or
parks department with the Teamsters.

MS. LANDRY: Mr. Rogers?

COMMISSIONER TUCCI: I negotiate with the
Teamsters, and we have no negotiations (indiscernible).
MS. LANDRY: None going on right now? Okay, all right, great.

COMMISSIONER TUCCI: And if, in fact -- and when we do, that information is in fact public, updates as to what we're discussing and why we're discussing it, what the outcome of those is (indiscernible).

MS. LANDRY: Okay, so if this ordinance is passed, then we can say that because there's no arbitration -- I mean bargaining agreements going on right now, that those will -- the stay set, excuse me, and the employees will not be punished, as you said, by not receiving the same raises, correct?

MAYOR PETRACCO: Look, I'm not saying it's a punishment, and I'm well aware I am in the private sector, and believe me, I'm as frustrated as anybody is and I just want you to know that, you know, we have been working very diligently and very hard and I don't want to give the same story every week after week but it's -- you know, we try to strike a balance up here and it's not an easy process. And I understand the private sector people that say, no one should get a raise and no one should get a cost of living, but the truth of the matter is is that we try to be fair up here and consistent.

And even with these raises, okay, we are all responsible for our individual budget. So when I go about
my budget process and I mark in these raises, I see where we
could save money and that our budget doesn't grow. So I
don't want you to think that we -- I are being reckless up
here by giving out these raises. There was a point when I
laid off police and fire, and I sat -- and it was through a
negotiation period. And I sat up here and I said, look, if
we're going to continue on this path where we're going to
give out 4 percent raises and the benefits and all that,
we're just going to do it with fewer of you. And I went
through with layoffs, and I don't think you were coming to
the meetings at that point.

So again, because we're giving out these
incremental raises to try to have some consistency and
fairness to the non-Union workers, it doesn't mean that
we're not responsible for our budgets in that we can't find
money in those budgets to try to keep them somewhat under
control.

MS. LANDRY: Mayor, I do -- I know that you guys
do the best that you can. This is about a specific
ordinance. And then my next question dealing with the
ordinance is the list is quite extensive with the number of
positions that cover -- this ordinance covers, are there any
of these positions for which there is currently no one
holding that position? I'll just bring one up, sign maker.
Do we currently have a sign maker on staff here at the
Township?

UNIDENTIFIED SPEAKER: Not in public works, no.

It's open.

MS. LANDRY: Okay, because it was -- it's open?

So my second request as to this ordinance is that any non-

essential jobs that are listed on this ordinance that

currently are open, that they be taken out of this

ordinance, and that that position not be filled until said
time as we can have a freeze on property taxes. That is a

formal request that any open positions currently covered

under this ordinance be taken out of the ordinance and that

position be frozen until such time as we achieve some level

of tax -- property tax stability in this Town pending what

happens with Roche, etcetera, etcetera.

So, so far I have a request to take those out.

And then to your increase -- the increases that you talked

about, can I have a second to read something related to just

one particular --

MAYOR PETRACCO: Sure.

MS. LANDRY: -- position? If you take, as an

e example, Tax Assessor Labrisi's salary in those three years

that were aforementioned, they represent an average annual

increase of 3.4 percent for each year. 3.4 percent, which I

understand is under the 4 percent you said used to happen.

By way of comparison for those years, average annual
increases were 1.6 in 2009, 2.3 in 2010, and 2.7 in 2011.

So my question is how is an average of 3.4 percent for the tax assessor's increase, how is that justified?

MAYOR PETRACCO: Comment?

COMMISSIONER EVANS: I don't know how you're calculating your numbers. The increase that non-Union employees got in those years is the same for everyone. So I don't know what the basis of it is. I'd have to check those numbers.

MS. LANDRY: You don't know what the basis for the increase was?

COMMISSIONER EVANS: The negotiated increase for each year, for each one of the employees, how you determine 1.6 and those numbers, I don't have that calculated.

MS. LANDRY: I took the total and then determined the percentage from the total. So you said negotiated. I thought these were non-Union positions.

COMMISSIONER EVANS: They're negotiated among the Commissioners.

MS. LANDRY: Negotiated by the Commissioners.

Thank you for clarifying. So the Commissioners negotiated the salary increases for Township employees for 2009, 2010, and 2011. Would any of you other Commissioners recall how it was negotiated? Mr. Evans doesn't remember. No one?

COMMISSIONER TUCCI: Let me try and answer that.
And I don't want to speak about anyone in particular because I don't know the particular (indiscernible) departments. But typically, when someone receives a percentage increase, they get the percentage increase, and depending on where they are on the scale, they may also be entitled to a cost of living increase.

So as the salary increases, that cost of living increases. I can speak for the park's department and I'm very happy and proud to tell everyone that over the years, through efficiencies and economies, we've consolidated many of our positions. I mean, I've recently had my Shade Tree supervisor retire at a salary in excess of $75,000. And I had another employee pick up those responsibilities for about $10,000. All right?

And that's not counting the dollars that we return at the end of the year, all right? Because again, this year, as in many of the other departments, all right, when all is said and done and we have our closeout meeting, there's probably anywhere from 200 to $250,000 just in the park's department alone that's returned to the treasury. So we only spend what we absolutely need. So sometimes what's budgeted and what's actually expended is not the same. All right? But we have to budget for that because we don't know what we're going to encounter.

I mean, when we get into the resolutions a little
while later, you'll see that there are going to be some
increases in some contractual services that we go out for:
electrical and plumbing. All right? And that's, again,
because it's best guess when we put that budget together.
But depending on what the actual necessities are in the
Township and what happens, that'll determine what the final
expenditures are.

MS. LANDRY: Okay.

COMMISSIONER TUCCI: I hope that clarified it a
little bit for you. And again, following up on what the
Mayor said, a lot of the people, at least in my department,
and I'm sure it's the same in some of the other departments,
a lot of the folks that are in this non-Union salary
ordinance are confidential employees. There are management
people. These are the people that direct the departments.
These are the people that direct the Union employees. And I
can tell you that if you go back and look at my budget in my
department, any increases that we've agreed to for both the
Union and the non-Union people are usually offset with those
economies and those efficiencies.

So again, as the Mayor said, we don't want to
punish our management people. We want to reward them for
doing a better job. But sometimes we get into a situation
where we have long-term employees whose salaries are up
there and they've earned those salaries over the years, so
they're deserving of that. But those salaries and those
increases are usually offset by economies and efficiencies
and as, I believe it was Commissioner Scarpelli with the --
whether it was the sign fell or someone else. We reduced
the starting salary for our laborers in the park's
department from 37,000 down to 25,000. So it's difficult
for people to live on $25,000 a year and try to support a
family. And I know --

MS. LANDRY: Yes, as many people in the private
sector do know that.

COMMISSIONER TUCCI: Yes, it absolutely is. And
again, it goes to the balance because we need to balance the
services that we provide with the taxes that our people are
paying.

MS. LANDRY: Right, as --

COMMISSIONER TUCCI: And none of us here are
exempt from any of those taxes. We all pay them --

MS. LANDRY: Right.

COMMISSIONER TUCCI: -- and we're all not happy
with the amount that we paid, but sometimes there are
circumstances that are beyond our control to drive these
things. And where there are not circumstances beyond our
control, then we're going to zero in on those and we're
going to take a good, hard look at how we do things and why
we do things so that our people get the maximum benefit from
every dollar that we collect.

  MS. LANDRY: And that is respected and appreciated. And I do respect and appreciate the job done by both the Union and the non-Union employees. However, what is going on in our economy is that in the private sector, these type of percentages are not happening, and the layoffs are happening where we're not having layoffs here at Townhall. And these people who are in the private sector, okay, are having escalating taxes, but they're not having the same increases in their compensations. So to be fair to all, I am just asking that, two things: that we maintain the 2014 salary ranges and revisit this ordinance maybe after we find out what Roche -- what is happening with Roche because as you said, the ranges do not change for all employees. They do change for some of the higher end employees as you said that most people are in that other range, which doesn't make any sense to me because if we were following what you said, Mayor, then the salary ranges would have changed for those lower end employees and not salaries for positions like our tax assessor, who was at a higher end. Okay?

So I'm asking two things. We table this ordinance until such time as we have a little better indication as a public body, the homeowners and citizens, as to what is going to happen to our ratables in regards to Roche, which I understand a decision is forthcoming. And that any
positions that currently are open within the list of non-
Union employees in ordinance 3301, that they be taken out of
the ordinance and that we have a freeze on those positions,
such as sign maker and other open positions, until such time
as we can give some hope to the homeowners and taxpayers of
Nutley, that we are going to have some tax relief in the
future.

Now, I'm not sure what the legal process is for
this, can you five just say, okay, Ms. Landry has said what
she's going to say and we're going to vote on the ordinance
or do you table the ordinance and discuss it, maybe call
some other people in town and see what they think, okay. I
get calls. I get e-mails every day from people scared to
death to come up here and do what I do. I have four other
e-mails that I could read tonight concerning this, but I'm
not going to. I'm going to continue to encourage people to
show up here, to speak directly to you, to speak to you. Do
we always get the answer we want? No. But this is the
process, the process that this Township was founded on, that
we're able to come here and ask you, and make requests.

MAYOR PETRACCO: We welcome people to come out and
we appreciate your comments, but I think that would be up to
Commissioner Evans if he wanted to table it and then it's up
to each Commissioner to vote on it. Just to move this
along, Ms. Landry, do you have any other comment about this
ordinance?

MS. LANDRY: No, but we will have public comment at the end of the meeting, correct?

MAYOR PETRACCO: Sure. Yes, we will.

MS. LANDRY: Okay, thank you so much.

MAYOR PETRACCO: Thank you.

MS. LANDRY: Please consider. Thank you.

MAYOR PETRACCO: Thank you. Is there anyone else here this evening that would like to --

MR. ODREA: Michael Odrea (ph), 133 High Street. Anyone can take this question. Since you brought it up, Commissioner Evans, or even Steven Rogers could take this question, or you, the Mayor.

Union or non-Union employee, it doesn't matter to me. It's all the same to me. These salary increases that you are talking about, no matter how small or how large they are, it's a simple yes or no question. Will it raise the homeowners of this town, Nutley, will it raise their property taxes next year? Yes or no.

COMMISSIONER TUCCI: I'll answer that question, not necessarily, no. If you were listening to what I said before, that the increases are offset by economies, and efficiencies, and consolidations. The short answer to your question is not necessarily.

MR. ODREA: Okay. Just in case it does, anyone
can take this question, do you think the homeowners of this
town can take on, or absorb, or just eat another property
tax increase if it happens next year because of this issue?
Yes or no. Do you think we could afford another property
tax increase, the homeowners of this town?

COMMISSIONER TUCCI: Are you asking me again?

MR. ODREA: Anyone. Yes or no.

COMMISSIONER TUCCI: I'll give you an answer. No.

My answer is no.

MR. ODREA: Okay, I'm happy that you said that
because we --

COMMISSIONER TUCCI: I'm glad that

(indiscernible).

MR. ODREA: -- the homeowners of this town, look
to this body --

COMMISSIONER TUCCI: That's right.

MR. ODREA: -- for protection. I'm not here to
say that no one in this town wants to punish anyone
economically, financially. But what I'm trying to say is as
a homeowner, and I've talked to other people, they feel the
same way, every time we look at our property tax invoice in
August for those who, you know, physically go downstairs and
pay it every year and you get that invoice in August, we
feel like we're being punished. And, you know, we do need
property tax relief. I mean, I look at some of these --
MAYOR PETRACCO: Michael, let me just interrupt you for one second. You know, look, I think saying punish is the wrong word. We get a lot in Nutley for what we pay for, too. We have excellent services, a great school system, a safe town, great services, all that stuff. And like we've said before, and like Commissioner Tucci just said, we're not here to raise your property taxes. We work very, very hard to keep the property tax down as much as we can. But like I've said at the other meetings too. This isn't just a Nutley, New Jersey problem. This is a state problem. There's nobody that sits up here more than me that's been frustrated through these years about, you know, the tool kits that were coming out of the Governor's office.

MR. ODREA: I know Chris Christie allowed you to raise it up to 2 percent. And what he should've done when he got elected the first time is institute a property tax freeze period across the board.

MAYOR PETRACCO: Well, let me just finish. But like Commissioner Tucci said, and I'm sure all the other Commissioners agree, because we're giving out a raise that's very minimum, okay, when you add into the people that have to pay into their medical coverage now. It's almost like they're not getting a raise by the time -- they might be getting rolled backwards. And like we've been saying up here, because we're bounded by binding arbitration in my
department and we're giving out raises there, do we not give them out to the non-Union workers? Do we say no? Do we segregate them?

MR. ODREA: I said Union or non-Union, it doesn't mean anything to me. It's all the same.

MAYOR PETRACCO: Yeah, but there's -- but because people -- you know what, there's a process. That's what I'm saying. It's not -- when there's a Union contract, you know, especially in police and fire, which I know about is very difficult. It's not that I could go there and say, okay, we're not handing out raises. It's over with. There's a process that they have to appeal to. And then you get into a binding arbitration situation. And then an arbitrator tells you what you're going to pay them.

So it's not as easy as it is from that side of the bench to sit there and say no more, we've had enough. We pay taxes here and we pay a lot of money for them. But again, it's not just a Nutley, New Jersey problem. When you go around Essex County, we are very much in line what the tone is there. And again, we manage our money through our departments and our budgets. We don't replace people. We consolidate people the last several years that I'm standing on this board, so the property taxes don't go up even more than they've been going up.

MR. ODREA: I understand, but Mr. Mayor --
MAYOR PETRACCO: You know, and -- go ahead.

MR. ODREA: You and I are in the same field, basically. We're private sector. And you and I are the employer. We're the employers of this town. And the bottom line is this, if I go to my boss in the private sector, which is 91 percent of this country, and this state, and this town, and everything else, if I say to my boss "hey, I need a raise." And he says, well, I can't give you one, but there's the door. There's your option of getting another job. You know, that's my option. I mean, even he puts a capping control on me of what I can make. And it is my choice to quit that job and find another one. Basically, cap and control. I mean, people moving out of this town, you even said so yourself, 17 businesses closed down or something like that on Franklin Avenue. I mean, it's not easy.

I mean, we, like you -- like you said, your store took a hit because of, I don't know, because of a bad economy. We're not immune to the market forces. The market forces dictate our salaries. I'm a commissioned salesman and I'm taking a big hit. But while I'm losing, my property taxes are going up. You know, I'm trying to make ends meat.

MAYOR PETRACCO: Well, I could assure you that this body is doing everything that they can to control the property tax --
MR. ODREA: Cap and control.

MAYOR PETRACCO: -- to control property tax, and manage our budgets, and look, I've said this and I'll say it very to the point. We're a body of five. We work very hard to do this. It's not as easy as it looks from that side of the aisle to say, okay, stop this. There's processes in place. Look, we're frustrated too. We live here. We're not exempt from paying our taxes and believe me, we know how quickly they come around. But, you know, we try to strike that balance. We try to give you a safe community, a good school system, and plenty of services. And it's not -- they're not for nothing. And you need manpower and you need people to do it to get the job done.

And you know what, we want to make it attractive for people to want to work in our community as well. We want to get the best and the brightest to work here. And we are not out of line, at all, from the towns that I've investigated of what we paid. In my findings, I think we're somewhere in the middle of that average of the county of what we're paying our employees here.

I know that in police and fire, we are not to the top tier of that. We're right in the middle of that. So it's about striking a balance, Michael. We're doing the best job we can, and you know, we really work really hard to try to keep these property's taxes down. And we know people
are struggling in the private sector. I'm one of them. You know, and there's a lot of people in there. But I don't give up. Instead of raising that white flag, I just work harder and I do what I have to do to make everything work out. If it's get another job or whatever I can do to work harder, that's what we do. We don't give up.

MR. ODREA: All right, well, before you vote on this ordinance, think about the homeowners.

MAYOR PETRACCO: Thank you, Michael. Is there anyone else here --

COMMISSIONER EVANS: May I make a comment?

MAYOR PETRACCO: Yes, can you make -- sure.

COMMISSIONER EVANS: I think it's important to convey, and I appreciate the commentary that I've heard tonight, but I sit here and I can't think of a time when this Board of Commissioners hasn't thought about the residents of this town, every day, every decision that we make is about many factors, but one of those is any decision that we make, what's the impact on the taxpayers. And we choose to make decisions that are in the best interest of the entire community. Within any community there are residents that struggle and we are very sensitive to that because we want to help as many citizens as it is possible.

To that end, the levy -- the tax levy, so the ability to control costs at the municipal level, for the
2014 budget actually decreased $252,000 over the year before. Salary increases overall for last year, regardless of position or person, the overall salary increase of the town was 1 percent. We do know that if we did not lose valuation in the Roche property that the tax rate, in all probability, would not have changed last year. In fact, it may have gone down a little bit. But because of a lower assessed value, the rate goes up, not driven by the cost but by a smaller base to which to actually distribute that cost.

We work to -- in every department, we all make those decisions. It's up to us to manage the decisions and come to an overall cost for the township that we believe is affordable to the best of our ability, recognizing the circumstances that we face.

So when we look at a single line item, it's up to us to determine do we have the right people; are we paying them the right pay; are we being fair to those people; and are we serving the best interest of the town by looking at all the costs; and making the decisions around how we have to arrive at a number. And by doing that, we arrived at a number for last year that was lower than the previous year.

MR. ODREA: Just to be --

COMMISSIONER EVANS: Excuse me, I'm not finished.

In addition, the State of New Jersey set guidelines, a 2 percent cap with exceptions for cost of healthcare and
things like that. In Nutley, since the cap came out, we have never exceeded the cap. In fact, we've been below the cap every year. So in terms of managing our costs, we are below the cap every year, right. So -- and I share that because I sent a letter out to all the taxpayers showing them, and showing them all this information.

In terms of the aspect of how we're doing in terms of Roche, Board of Commissioners worked very hard with the State of New Jersey to have them recognize our situation, and recognize that it's a long-term situation that doesn't have a clear answer just yet, but recognize that there were short term things that were affecting our community, one of which was the demolition of buildings on the Roche property, which was lowering its assessed value. Last year, building 85 was demolished and in fact, additional buildings were demolished this year, lowering that assessed -- which will lower that assessed value.

We have worked out an arrangement with the State that we are eligible for transitional aid, State aid, that covers us during this period. So last year, we were able to get $2.7 million worth of aid from the State. What's really remarkable about that and our effort is we didn't say we want to get reimbursed for the municipal portion for our tax. We wanted to get reimbursed for the full portion of the tax. So we were reimbursed $2.7 million, covering the
municipal tax, the school tax, and the county tax, which if
we were doing a great job just as a municipal government, we
would have covered our municipal share, but taxpayers still
would have had the burden of a lower school and county
piece. So we worked very hard to do that.

And some people have raised questions about did we
ever get the money. The answer is yes. We did receive that
money. And that money came to the Township of Nutley
municipal government and checks -- wire transfers were
distributed to pay the school and to pay the county. All
right? We worked out the vehicle in order to make that
happen. We will be meeting with the State to do the same
thing this year to recognize the ongoing circumstance.

Commissioner Tucci, Mayor Petracco are on the
joint repurposing committee representing this Township.
They're working very hard on this. I'm working on the tax
side of this with the State with the Commissioners, keeping
them informed so we can direct this as a coordinated effort.

When we talk about recognizing the needs of the
taxpayer, worrying about those taxpayers, I can't imagine
any Commissioner sitting on this Board isn't doing that
every day. When we look at specifically one line item, and
refer to the tax assessor. Our tax assessor has a good
salary, highly competent, many years' worth of experience.
The annual --
MR. ODREA: Can't we get a part time tax assessor so we can save some money there.

COMMISSIONER EVANS: It's a consideration, but given what's going on with Roche right now, it's not possible. It's significant. If in the future, we can go there, we will go there. I've worked with -- been in contact with the Essex County tax board when I actually went to fill that position and they were adamant about the fact that given the size of Nutley, the complexity, we needed a full time assessor. And that's a decision that I made working with them.

The tax assessor, full salary, full time tax assessor in Nutley costs the taxpayers on an annual basis less than $13, which is about 25 cents a week. So when we single out an individual employee and we say some portion of his salary, a person who works very hard, is highly respected. We're not talking about changing the quality of life of any resident in this town at 25 cents a week.

MR. ODREA: Well, he's just a little part of why the property taxes are really high. And another thing, I didn't want to talk about George Labrisi --

COMMISSIONER EVANS: Excuse me, when you talk to taxes, remember the influence of taxes is not just the municipal government. We're 35 percent of your tax bill.

MR. ODREA: Just to let you know, I have talked to
Joseph Givens and you, and I have talked to -- I don't just

go -- come here.

COMMISSIONER EVANS: I agree with you. Do that, I
encourage you.

MR. ODREA: You know, I don't want you to feel
like I'm only here, no --

COMMISSIONER EVANS: Keep having those
conversations.

MR. ODREA: But that gentleman Labrisi, I just
want to let you -- I want to remind people. He said this to
me when I talked to him about lowering my property tax. He
said to me, "Mr. Odrea, you know, it's a free country. If
you can't afford to live here, you could always move out."
And that's your tax assessor telling me, and I'm his
employer. He actually told me if I can't afford to pay
these property taxes, Mr. Odrea, you could move out. I
think he said that to me, it was March 2013. I think that's
when it was. And I have a witness who he did in front of.
And you know, I should have made a complaint, and you know
how in the private sector you get a write-up, maybe he
should've gotten a write-up for telling one of his
employees, "hey, if you can't live in this town anymore --
you can't afford these property taxes, it's a free country,
you could always move out." That's what he literally said
to me.
COMMISSIONER EVANS: I'm aware of that conversation. I've had a follow up with George. And earlier this year, I actually had him attend a class on handling difficult conversations.

MR. ODREA: Well, for a professional like him who's probably went to a good school, he shouldn't have needed that class. I mean, I treat my clients with more respect than -- but I don't want to get into that, you're right, I don't. The reason why I came up here, I did want to let you know I don't just go to speak to you guys about the tax issue. I have been in touch with Joseph Givens. I do talk to the (indiscernible). I keep it fair. I tell everyone cap and control your spending, please, for God's sakes, because we're going to be -- we're all going to move out. I don't want to move out.

COMMISSIONER EVANS: Michael, I agree with you. It's very important for the residents of the town to keep informing the Commissioners about anything that they can do to manage property taxes, to minimize that. We greatly appreciate all of that input. And we will make those decisions and we will work very hard to manage those costs. And when we get them, we do our best to absorb those costs each year.

MR. ODREA: And this brings up another thing. I do appreciate what you're saying, but you don't need a
Governor to put a tax freeze. You don't need Chris Christie
to institute a tax freeze in this town if you really think
about it. I mean, honestly, I mean, I scratch and --

UNIDENTIFIED SPEAKER: Mayor, excuse me, this is a
public hearing on this particular ordinance. I don't think
this is --

MAYOR PETRACCO: Right, I think we're getting a
little off base. Michael, do you have anything to -- any
other comment additional?

MR. ODREA: No, that's cool. It's fine.

MAYOR PETRACCO: Okay.

MR. ODREA: But you know how I feel about this
ordinance.

MAYOR PETRACCO: We do.

MR. ODREA: And also, listen to what the lady here
said before too. She brought up some great points that I
didn't even think of. But thank you.

MAYOR PETRACCO: Okay, thank you, Michael. Thank
you. Is there anyone else in the audience that would like
to comment on ordinance number 3301?

MS. LANDRY: I just need a clarification. The
three years where there were collective bargaining agreement
where there was retroactive pay, does that mean that the
Union collected bargaining agreement process takes place
annually?
UNIDENTIFIED SPEAKER: Not a three separate years, Ms. Landry, it was --

MAYOR PETRACCO: A four year contract.

UNIDENTIFIED SPEAKER: -- a contract for a three or four year contract.

MS. LANDRY: Okay, it was one process that covered three or four years --

COMMISSIONER EVANS: That's right.

MS. LANDRY: -- and then we retroactively went back and raised all the non-Union employees to reflect what the Union employees got, correct?

UNIDENTIFIED SPEAKER: Correct, that's correct. That process can start before the expiration of the prior agreement, during, or afterwards.

MS. LANDRY: Okay. That's to not penalize -- okay. The other thing, if you guys do continue to relook at this, to the point that's been made about the struggle for, you know, the lower salaried people, I would definitely make a recommendation that you look to see if some of the higher end salaries that currently are receiving a higher salary range, to reflect capping those and maybe raising some of the people who are in the very lowest ranges because a lot of those ranges didn't change, but the higher positions, a lot of those did change. So maybe go back and look to see to those lower -- lowest end positions where people are
really struggling, that some of those ranges are increased as opposed to -- as Mr. Evans says, the ones where it only costs us 25 cents a day, or 13 cents, whatever, which as Mr. Odrea said, that's just such a small dot, okay, as to the big picture. And even increasing someone's salary who already makes over $100,000 in this Township, that maybe we could take some of those ranges that are showing increases and bring them down to the lower level since, as you said, you look at what we have in the budget to spend. That is how you decided. So if you could go back and just relook at some of the people who are homeowners here, who are in those very low ranges and see if some of their ranges could increase as opposed to anyone who is currently making greater -- 100,000 or greater, that there be no increases in those ranges.

And then my other question is, these are salary ranges and you brought up cost of living. So how will cost of living increases reflect within these ranges?

MAYOR PETRACCO: Well these are, I believe, are base salaries in here and then like in the police and fire side, where --

MS. LANDRY: I'm talking about the non-Union. How -- you said that they could also have a cost of living --

COMMISSIONER EVANS: Ms. Landry, a point of clarification. Any adjustments to their salaries have to be
within these ranges.

MS. LANDRY: The -- okay, that's what I needed to clarify.

COMMISSIONER EVANS: I think that was your point.

MS. LANDRY: Yes, it is. So if there is a cost of living increase, and they got like a 2 percent cost of living and what if the salary range was at -- to 130 and they were already at 130, would they still get the 2 percent?

COMMISSIONER EVANS: The important part about the ordinance is it is the government's authority to pay. So without an ordinance, we can't pay. With an ordinance that has a range in it, we can't pay more than what's allowed by the range.

MS. LANDRY: Okay, even with the cost of living.

COMMISSIONER EVANS: Absolutely. So within the range, that's the -- any adjustment that's made must be within the range as stated here.

MS. LANDRY: Okay, great. And then, Mayor, to your point about people having to pay now because the State passed a law that employees had to pay into their medical and that we try to make their raises so they don't feel that quite as much, so that having to pay their medical, people in the private sector have always paid a percentage, as you know, being in private sector, of their medical. So --
MAYOR PETRACCO:     And sometimes all of it.

MS. LANDRY:        As I do, over 500 a month. So I
appreciate that trying to make the argument that salary
ranges are -- increases are needed so that people quite
don't feel the --

MAYOR PETRACCO:    That's not --

MS. LANDRY:        That's what I heard, sir.

MAYOR PETRACCO:    No, that's not the point that I'm
trying to make to you.

MS. LANDRY:        Okay, good. I wanted -- I didn't
think you would want to make that point.

MAYOR PETRACCO:    No, because -- just to clarify
that point is what I'm saying to you is that by giving the
non-Union workers a 2 percent increase in their salaries, it
still doesn't offset the burden that now they have with
paying their hospitalization. So it's not --

MS. LANDRY:        Unless, of course --

MAYOR PETRACCO:    -- to offset it. What I'm saying
is that really today, in today's age, everybody's
struggling. In my opinion, the cost of the hospitalization
is ridiculous and that's a State and country problem of what
we're going through. And those are really the things that
we should be petitioning because if we could get those costs
down, then we wouldn't have all these issues in town
because, like Commissioner Evans and I'm sure Commissioner
Tucci could tell you, the healthcare costs are astronomical. And they're astronomical on the government side and they're astronomical on the private side.

MS. LANDRY: Yes.

MAYOR PETRACCO: And that's what drives everything up. So it's frustrating to sit up here at times, and I could tell you as the other Commissioners have said, you know, we really try our best to manage our budgets, and I know I do. And I'm very proud of what I've done here the last seven years to try to lasso these property tax issues. And I really think we have a great Board here and I know everybody's frustrated with their taxes, but there's a lot of people in Nutley that come up to me all the time and say, you know, we have a wonderful town here. And we get a lot for our money. And you know, it's safe and we have great parks and great services and a great school system. And I think there's something to be said to that point too that we just can't keep beating this drum that we're overtaxed, we're overtaxed, we're overtaxed. I think if we didn't have competent people sitting on this Board, our taxes would even be worse. You know, and I believe in what I do and I believe in what the Commissioners do to curtail this problem. So I think that we've been very long-winded up here. I think that we should move on to a vote unless you have any other comments.
MS. LANDRY: No, I'd just like to reiterate my third request, which is the third --

MAYOR PETRACCO: Table it and look it over.

MS. LANDRY: Yes, to table it and to look at the ranges. If there are any ranges that are abnormally low for non-Union employees where --

MAYOR PETRACCO: I don't think legally, counsel, that we could -- are we allowed to say if you make a certain amount of money, you're going to get capped and if you're on the low end that you can get a raise?

MS. LANDRY: Well, you wouldn't be saying that. You would just be adjusting salary ranges.

UNIDENTIFIED SPEAKER: There can be always changes to the ordinance later if we need changes if that --

MAYOR PETRACCO: No, my question is exactly is that if somebody is that -- as Ms. Landry stated, if they're making 100,000 or are on the high side of the scale, are we able to say we're going to cap those salaries. Everybody's going to get a 2 percent raise except for the people --

MS. LANDRY: No, I'm not asking for a cap, sir.

UNIDENTIFIED SPEAKER: No, we can't do that, ma'am.

MS. LANDRY: I am not asking for a cap. I'm asking for those individual positions that are different from 2014, some of which are ranges between 80 and $150,000.
The 214 [sic] figure would be 80 to 130 and the 2015 figure is 80 to 150. I'm just saying that you look at those lines where it's 80 to 130 and you leave it at 130, not across the Board.

MAYOR PETRACCO: But how can you do that --

MS. LANDRY: So what you're saying is that these ranges were determined as a percentage now?

MAYOR PETRACCO: No, no, no, let -- no, I'm not saying that. What I'm saying to you --

MS. LANDRY: Okay.

MAYOR PETRACCO: -- if the high range is 130,000, which I don't think there's too many of them here in Nutley, if they were to get a 2 percent raise and that brought them up to 132,000 then they're above that range. What will we do then, not give them their raise?

MS. LANDRY: No, no. What I'm saying is it's --

COMMISSIONER EVANS: That's correct.

MS. LANDRY: Correct. Others, however, there is an increase. So it's not an across the board change in ranges. It is selective, okay? So if you take a line item, and let's say, for instance, let me see if I can find one real quick. Probably not, I put my stuff down. But anyway,
let's just say --

MAYOR PETRACCO: Let me ask Commissioner Evans --

MS. LANDRY: Let's just take one for instance, okay? Sewer repairs -- I'm looking for one. Okay, public works superintendent. The minimum in 2015 in 80,000. The maximum in 2015 is 120, okay? Commissioner Scarpelli, do you remember what the range was for '14.

COMMISSIONER SCARPELLI: It was actually higher last year.

MS. LANDRY: It was higher. Good. Good for you. Yay. Some of them are higher. There are some and I appreciate that.

COMMISSIONER SCARPELLI: I was in Atlantic City.

MS. LANDRY: So let's just say, engineering department, construction, 75 to 100,000. Let's say in 2014, just for the sake of trying to clarify what I'm asking for --

COMMISSIONER EVANS: I think -- if you look at the CFO line because I think what you're -- the example of what you're trying to go to. That's an example, a real example.

MS. LANDRY: Okay, CFO.

COMMISSIONER EVANS: Rather than just say less is less. So the municipal treasurer, the CFO, the range last year was 85,000 to 142,000.

MS. LANDRY: Okay, and now it's 150.
COMMISSIONER EVANS: Correct.

MS. LANDRY: Okay, so my request is that you just keep it, for now, at 142,000.

COMMISSIONER EVANS: And I can't do that.

MS. LANDRY: And why is that?

COMMISSIONER EVANS: Because my CFO is also currently her licenses to cover for the fact that I do not have a licensed tax collector today and I do not have a purchasing agent today because I am freezing those positions and using my CFO's license in order to reduce the cost to the tax payer in my department. So in order to allow her to use her license, she's receiving a stipend which will require me to adjust that range a little bit.

MS. LANDRY: Okay, but it was a good example. So that --

COMMISSIONER EVANS: That's my point, but to your point is the reasoning behind why an adjustment was made is that it's on a thoughtful process as to why. It's not arbitrary. And I think part of what I think you're raising is the concern that it might be just arbitrary and in this case, it's not.

MS. LANDRY: Right, because last time I asked how it was decided and I didn't really get a clear answer. So currently you're saying we do not have on staff a tax collector?
COMMISSIONER EVANS: We do not have a licensed tax collector --

MS. LANDRY: But we have someone who is not a licensed tax collector who's earning a salary of what?

COMMISSIONER EVANS: The person that is there right now is earning a salary of $40,000.

MS. LANDRY: $40,000 as tax collector, but they're not licensed.

COMMISSIONER EVANS: Correct. They're actually going to school, studying to get their license.

MS. LANDRY: And the chief financial officer is also going to school to study to be a tax collector, correct?

COMMISSIONER EVANS: My CFO already possesses a State license for tax collector that she acquired and is knowledgeable in that space, though --

MS. LANDRY: Okay, so you're saying that she's going to take over as the tax collector, eliminating that 40,000 --

COMMISSIONER EVANS: Eventually, she's going to --

MS. LANDRY: Eventually?

COMMISSIONER EVANS: She's covering the cost, right -- so to your point is, right, how we manage for the benefit of taxpayers. I do not have a licensed tax collector in that role by statute, which is required by
statute, right? I do have a person who's on my staff, who by statute holds a license. And to have the position open, which ultimately will need to fill at some point, that I am now using the license of my CFO in order to comply with State statute, lower the cost of my operation, and give the employee who's going to school at the time to go to school and obtain that license.

MS. LANDRY: Okay, and so in your operation do you currently have an assistant tax collector?

COMMISSIONER EVANS: Who just retired.

MS. LANDRY: Retired. So that 40 to $50,000 salary is going away. So back to my original one, can we take off the line assistant municipal tax collector and freeze that position?

COMMISSIONER EVANS: No.

MS. LANDRY: We cannot?

COMMISSIONER EVANS: Because it will ultimately --

MS. LANDRY: We'll need all three of these even though we're going to raise the salary of the CFO so she can take on additional -- okay, all right. Thank you, I understand how this works, believe me. Thank you very much.

COMMISSIONER EVANS: Do you understand? Thank you.

MAYOR PETRACCO: Thank you. Is there anyone else this evening that would like to comment on this ordinance?
Seeing no one.

MADAM CLERK: Need a motion.

COMMISSIONER EVANS: Move to close the public hearing.

COMMISSIONER Tucci: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER Tucci: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER EVANS: Motion to move the ordinance.

COMMISSIONER Tucci: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER Tucci: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.
MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye. Thank you. We'll move onto resolutions. Commissioner Rogers. Rogers, resolution.

COMMISSIONER ROGERS: Okay, resolution number 323-14.

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:

The Department of Public Affairs from Public Health Reserve O&E account 4-01-104-200, $3,000 to the Department of Health O/E 4-01-110-200, $5,500.

From Veterans Affairs S&W account, 4-01-112-100, $2,500. That total, by the way is the $5,500. So moved.

COMMISSIONER SCARPELLI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?
MAYOR PETRACCO: Aye.

COMMISSIONER ROGERS: Second resolution, 323-14.

Be it resolved, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey, that budget transfer Resolution 305-14, adopted on December 2nd, 2014, is hereby rescinded. So moved.

COMMISSIONER SCARPELLI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye. Is that all you have, Commissioner?

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

Thank you.

MAYOR PETRACCO: Commissioner Tucci.

COMMISSIONER TUCCI: Thank you. Mayor, if I might, I have a question for our town attorney. In light of the fact that my first four resolutions are all to authorize contracts for recreation uniforms, equipment, and supplies
and they're all coming out of the same accounts, can I just read the one resolution and put in the different vendors and the amounts?

UNIDENTIFIED SPEAKER: Yes, Commissioner. Just please reference each resolution number though that relate, so the record reflects the number of the resolution.

COMMISSIONER TUCCI: I will do that, thank you.

Whereas, the Nutley Department of Parks and Recreation solicited bids in accordance with New Jersey's Competitive Bid Law, for purchase of uniforms, equipment, and supplies; and

Whereas, it is the intent of the Township of Nutley to award the contract to the lowest responsible and reliable bidder who submitted a sealed bid to Nutley Town Hall on December 2nd, 2014; and

Whereas, sealed bids received from bidders have been evaluated to determine the lowest bidder who submitted a bid in compliance with the state specifications; and

Whereas, funds are available from trust accounts T-24-909-901 through T-24-909-915 and have been certified by the Chief Financial Officer; and

Whereas, after full consideration of all bids submitted, and this is for resolution number 307-14, a Contract shall be awarded to BSN Sports, P.O. Box 49, Jenkintown, PA 19046, not to exceed $20,992 as per the
attached paperwork; and

In reference to 308-14, whereas after full consideration of bids submitted, a Contract shall be awarded to R&R Trophy and Sporting Goods, 104 Ridge Road, North Arlington, not to exceed $7,250 as per the attached paperwork; and

In reference to resolution 309-14, whereas, after full consideration of all bids submitted, a Contract shall be awarded to Dot Design, 242 Possum Hollow Road, Monroe Township, not to exceed $17,233.75 as per the attached paperwork; and

Lastly, for resolution 310-14, whereas, after full consideration of all bids submitted, a Contract shall be awarded to Metuchen Center, 10 Embroidery Street, Sayreville, New Jersey, not to exceed $9,692.25 as per the attached paperwork;

Now, therefore, be it resolved, that the Mayor and Township Clerk of the Township of Nutley, County of Essex, State of New Jersey are hereby authorized to execute all documents necessary to give effect to this award. I move the resolutions.

MAYOR PETRACCO: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?
COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER TUCCI: Whereas, the Township of Nutley (indiscernible) -- has a need to acquire specialized professional services as a fair and open contract pursuant to the provision of N.J.S.A. 19:44 A-20.5; and

Whereas, the requests for qualification for Township Forester were received and opened on October 29, 2014 by the Township Clerk; and

Whereas, the most responsible and responsive request for qualifications was from the Shade Tree Department LLC, John Linson, PO Box 6089 - WOB, West Orange, NJ 07052; and

Whereas, the Shade Tree Department LLC, John Linson, NJ Certified Tree Expert #198 has provided these services in the past to the Township of Nutley and is particularly suited to provide continued service; and

Whereas, the term of this contract is for a one year period commencing on September 1, 2014 and continue through August 31, 2015; and
Whereas, the contract is not to exceed $22,000 and funds are available from account 4-01-512-200 in the amount of $5,000 and 5-01-512-200 in the amount of $17,000 and the funds 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 the Shade Tree Department, LLC, John Linson as described herein. The response to the Request for Qualification be placed on file with this resolution, and a notice of this action shall be printed once in the Nutley Sun in accordance with the Local Public Contracts Law. I move the resolution.

COMMISSIONER EVANS: Second.
MADAM CLERK: Commissioner Rogers?
COMMISSIONER ROGERS: Aye.
MADAM CLERK: Commissioner Tucci?
COMMISSIONER TUCCI: Aye.
MADAM CLERK: Commissioner Evans?
COMMISSIONER EVANS: Aye.
MADAM CLERK: Commissioner Scarpelli?
COMMISSIONER SCARPELLI: Aye.
MADAM CLERK: Mayor Petracco?
MAYOR PETRACCO: Aye.
COMMISSIONER TUCCI: Whereas, by resolution
adopted March 4, 2014, the Township of Nutley, pursuant to
advertisement duly made, awarded bid to Sal Electric
Company, Inc., 83 Feel Street for Electrical Work and
Services throughout Nutley's municipal buildings for an
amount not to exceed $40,000; and

Whereas, it has been recommended that the contract
be amended to reflect an increase in the amount of work
and/or materials actually required to fully complete the
contract; and

Whereas, based on the foregoing, the Department of
Parks and Public Property has determined that it is
necessary and appropriate to approve a change order to the
subject contract in the amount of $28,000 with description
as follows:

Change Order Number 1: Additional electrical
services and repairs; and

Whereas, funds are available from Capital
Ordinance number 3242D, Capital ordinance number 3242A and
account number 4-01-508-200 and have been certified by the
Chief Financial Officer, said certification being attached
to this resolution; and

Now, therefore, be it resolved, that the Board of
Commissioners, Township of Nutley, County of Essex, State of
New Jersey are hereby authorized to enter into and sign
change order number 1, for Sal Electric Company, Inc., for
the Township of Nutley. I move the resolution.

    COMMISSIONER EVANS: Second.

    MADAM CLERK: Commissioner Rogers?

    COMMISSIONER ROGERS: Aye.

    MADAM CLERK: Commissioner Tucci?

    COMMISSIONER TUCCI: Aye.

    MADAM CLERK: Commissioner Evans?

    COMMISSIONER EVANS: Aye.

    MADAM CLERK: Commissioner Scarpelli?

    COMMISSIONER SCARPELLI: Aye.

    MADAM CLERK: Mayor Petracco?

    MAYOR PETRACCO: Aye.

    COMMISSIONER TUCCI: Whereas, by resolution

    adopted March 4, 2014, the Township of Nutley, pursuant to

    advertisement duly made, awarded Magic Touch Construction

    Company, Inc., 59 W. Front Street, Keyport, New Jersey for

    heating and plumbing services throughout Nutley's municipal

    buildings for an amount not to exceed $40,000; and

    Whereas, it has been recommended that the contract

    be amended to reflect an increase in the amount of work

    and/or materials actually required to fully complete the

    contract; and

    Whereas, based on the foregoing, the Department of

    Parks and Public Property has determined that it is

    necessary and appropriate to approve a change order to the
subject contract in the amount of $23,000 with description as follows:

Change order number 1: again for additional service and repair to various township buildings; and

Whereas, funds are available from Capital Ordinance number 3242A and account number 4-01-508-200 and have been certified by the Chief Financial Officer, said certification being attached to this resolution; and

Now, therefore, be it resolved, that the Board of Commissioners, Township of Nutley, County of Essex, State of New Jersey are hereby authorized to enter into and sign changer order number 1 for Magic Touch Construction, Inc., for the Township of Nutley. I move the resolution.

COMMISSIONER EVANS: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER TUCCI: Whereas, by resolution
adopted September 16, 2014, the Township of Nutley, pursuant to advertisements duly made, awarded Downes Tree Service Company, 65 Royal Avenue, Hawthorne, New Jersey, for tree removal service for township trees; and

Whereas, it has been recommended that the contract be amended to reflect an increase in the amount of removals to fully complete the projects; and

Whereas, based on the foregoing, the Department of Parks and Public Property has determined that it is necessary and appropriate to approve the change order to the subject contract in the amount of $10,000 with the description to follow below;

Change order number 2 for the additional removal of trees, which were dead, diseased, and in fact posed a hazard; and

Whereas, funds are available from account 4-01-512-200, and have been certified by the Chief Financial Officer, said certification being attached to this resolution;

Now, therefore, be it resolved, that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey are hereby authorized to enter into and sign change order number 2 for Downes tree Service, Inc, for the Township of Nutley. I move the resolution.

COMMISSIONER EVANS: Second.
MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER TUCCI: Be it resolved, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that in accordance with the provision of R.S. 40A: 4-58, the following transfers of appropriations in the 2014 budget be and the same are hereby authorized and approved for the Department of Parks & Public property:

From parks and playgrounds salary and wages, $17,200 to parks and playgrounds other expenses, $17,200; from recreation commission salary and wages, $10,000 to Shade Tree other expenses, $17,200; communication services other expenses, $19,200 to fuel oil $10,000; for a total from departments $46,400 going to departments in the like amount. I move the resolution.

COMMISSIONER EVANS: Second.

MADAM CLERK: Commissioner Rogers?
COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

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

MAYOR PETRACCO: Thank you, Commissioner.

Commissioner Evans, please?

COMMISSIONER EVANS: Thank you, Mayor.

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 here by authorized
to refund senior citizen property tax deductions for the
year 2014 as follows:

Block 4000, lot 12; block 9406, lot 3; block 8502,
lot 6; block 730, lot 13; block 8203, 19 for $250 each, for
a total amount of $1,250. So moved.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?
COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER EVANS: Be it resolved by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey, that the treasurer be and she is hereby authorized to refund Veteran property tax deductions for the year 2014 for blocks as follows:

Block 4000, lot 15; block 4000, lot 12; block 8203, lot 19; block 5301, lot 19; block 5303, lot 30; block 800-1-C-3016; block 5801, lot 20; block 5201, lot 11; block 8701, lot 21 at $250 each, for a total amount of $2,250. So moved.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Sorry. Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?
COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER EVANS: Whereas, the Township of Nutley and the Law Firm of Piro, Zinna, Cifelli, Paris & Genitempo, 360 Passaic Avenue, Nutley, New Jersey has entered into a contract to provide legal counsel services concerning Municipal Tax appeals; and

Whereas, the director of the Department of Revenue & Finance has recommended the following change order from said contract as necessary; and

Change order number 1: legal counsel services in the amount of $8,000; and

Whereas, funds are available from account 4-01-204-200, and have been certified by the Chief Financial Officer and said certification is attached to this resolution; and

Now therefore, be it resolved, by the Board of Commissioners in the Township of Nutley -- excuse me. Now, be it resolved by the Board of Commissioners and the Township of Nutley, it is hereby authorized that the Mayor enter into a contract for said contract modifications, so moved.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?
COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER EVANS: Be it resolved, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the municipal clerk be and is hereby authorized and directed to advertise for a request for proposals for Grants Consulting Services.

Be it further resolved that the request for proposals shall be due on Wednesday, January 14th, 2015 at 3:00 p.m. addressed to the municipal clerk, Nutley Township Hall, One Kennedy Drive, Nutley, New Jersey. So moved.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.
MADAM CLERK: Commissioner Scarpelli?
COMMISSIONER SCARPELLI: Aye.
MADAM CLERK: Mayor Petracco?
MAYOR PETRACCO: Aye.
COMMISSIONER EVANS: Be it resolved, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that in accordance with the provision of R.S. 40A: 4-58, the following transfers of appropriations in the 2014 budget be and the same are hereby authorized and approved:
From tax collector salary and wage $7,000; admin and Township ordinances salary and wage $4,000, for a total of $11,000. To tax assessor O/E $7,000; construction code salary and wage $4,000, for a total of $11,000. So moved.
COMMISSIONER TUCCI: Second.
MADAM CLERK: Commissioner Rogers?
COMMISSIONER ROGERS: Aye.
MADAM CLERK: Commissioner Tucci?
COMMISSIONER TUCCI: Aye.
MADAM CLERK: Commissioner Evans?
COMMISSIONER EVANS: Aye.
MADAM CLERK: Commissioner Scarpelli?
COMMISSIONER SCARPELLI: Aye.
MADAM CLERK: Mayor Petracco?
MAYOR PETRACCO: Aye.
COMMISSIONER EVANS: Thank you, Mayor.

MAYOR PETRACCO: Thank you. Commissioner Scarpelli, please.

COMMISSIONER SCARPELLI: Whereas, pursuant to NJSA 40:67-23.2 and as required by law, the Township has elected to provide municipal services to the Cambridge Heights at Nutley Umbrella Associates, Inc. in the same manner as the Township provides such services on public road and streets in the Township.

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 be and is hereby authorized to enter into a 2015 municipal service agreement with the Association in a form approved by the Township attorney.

2. A copy of the resolution, as well as the municipal service agreement, shall be placed on file with the clerk and a notice of this action shall be printed in the Nutley Sun. I move the resolution.

COMMISSIONER ROGERS: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?
COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

COMMISSIONER SCARPELLI: Whereas, a discrepancy has arisen with respect to water consumption and billing at 32 Plymouth Road, Nutley, New Jersey, account number 8299-0; and

Whereas, due to being unable to access the property, an accurate reading was not obtained, resulting in an estimated water consumption for this account; and

Whereas, the owner received a new water meter on July 3rd, 2013, and has paid all water bills since the meter change took place; and

Whereas, the Township and owner at 32 Plymouth Road have investigated this matter and resolved the discrepancy set forth herein,

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

The Township treasurer is hereby authorized to cancel water charges in the amount of $1,180.36 plus interest year to date and the property owner shall pay to the Township and the Township shall accept a settlement of
$900 for the billings in dispute. I move the resolution.

COMMISSIONER ROGERS: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

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

From water operating salary and wage 18,000 to city of Newark water 18,000. From traffic maintenance salary and wage; from weed and leaf salary and wage; from sewer system salary and wage; from parking lot salary and wage to road repair and maintenance O/E; snow removal salary and wage; recycling salary and wage for a total of 70,000 from those accounts. I move the resolution.
COMMISSIONER ROGERS: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

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

MAYOR PETRACCO: Thank you.

Whereas, a raffle application has been received from the following organizations; and

Holy Family Church, license number 74-14, on premise merchandise raffle, February 21st, 2014.

St. Mary's Church, license number 75-14 for bingo every Tuesday in 2015.

Spring Garden School PTO, license number 76-14, on premise 50/50 cash raffle for April 25th, 2015.

Spring Garden School PTO, license number 77-14, tricky tray, April 25th, 2015.

St. Mary's Church, license number 78-14, off premise 50/50 cash raffle, June 6th, 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 move the resolution.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

Whereas, NJSA 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

Whereas, said Director may also approve the
insertion of any item of appropriate for equal amount;

Section 1: Now, therefore, be it resolved, that
the Board of Commissioners of the Township of Nutley, County
of Essex, New Jersey, hereby requests the Director of the
Division of Local Government Services to approve the
insertion of an item of revenue in the budget of the year
2014 in the sum of $7,500, which item is now available as a
revenue from the Drive Sober or Get Pulled Over grant
pursuant to the provisions of the statute;

Section 2: Be it further resolved, that a like sum
of $7,500 be and same is hereby appropriated under the
caption of: General appropriations, (A) Operations-excluded
from 5 percent CAPS, drive sober or get pulled over grant,
police salaries and wages, $7,500;

Be it further resolved, that the Township clerk
forward two certified copies of this resolution to the
director of local government services. I move the
resolution.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.
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 of appropriations in the 2014 Budget be and the same are hereby authorized and approved:

Department of Public Safety, police O/E 4-01-308-200, 58,000 to purchase of police cars, 4-01-332-200, $58,000 total. I move the resolution.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

That concludes our business portion of the meeting. If -- Madam Clerk, please read the five minute
rule. I'm going to ask all the residents here in Nutley tonight to please abide by the five minute rule. It's already 9:30 and it's getting late, and it's been kind of a long meeting thus far. Madam Clerk?

MADAM CLERK: Yes, Mayor.

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

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

MS. LANDRY: Penny Landry, 135 Lakeside Drive. First off, I'd like to say I'm disappointed, but I'm not down. I'm not beaten down and I'll be back. And so my first request after being denied by three requests earlier today is that I would appeal to this Board to review our
Township Code and make necessary adjustments as to make it easier to understand and follow to instate term limits for our boards: our planning board, our zoning board, our historical board. That currently we seem to have some discrepancy as to what the Code says and what the interpretation of the Code, and the same thing that you're doing to readjust the zoning Code, there's some discrepancy insofar as terms for township boards.

So, respectfully, I request the five Commissioners to review the Code and make some clarity as to what are the terms insofar as concurrent, consecutive, because we do have some board members who have served 15 plus years, where my interpretation is not more than 4. And there are several --

MAYOR PETRACCO: Counsel, have you reviewed this or --

COMMISSIONER TUCCI: I have, Mayor, and I've actually had a conversation with (indiscernible). We've also been e-mailing. My interpretation of the Township ordinance is quite clear. The appointments are four year terms. There is no limitation on the number of terms someone can be reappointed to. That's what Ms. Landry --

MS. LANDRY: Great, so that's what I'm asking for a limit --

COMMISSIONER TUCCI: -- my --

MS. LANDRY: -- on the number of terms. So, I
understand. We had the conversation. I understand. My request of the five Commissioners is to limit the number of terms --

MAYOR PETRACCO: But just so I'm clear on this, is there a limit of terms that's in that ordinance now?

COMMISSIONER TUCCI: No, there's no reference to it.

MAYOR PETRACCO: Okay, so Ms. Landry, what your question is or your request is for us to revisit that and decide if we want to put term limits in it or not.

MS. LANDRY: Yes, limit the number of terms that can be served consecutively by a member of the Board, because right now we have some people who have served up to and beyond 15 years consecutively.

MAYOR PETRACCO: And what if they're doing a good job? I mean, do you think that --

MS. LANDRY: I think that other people in the Township need to be given a chance to serve. We're 28 plus thousand citizens and I think that six, eight years is plenty. There's new voices, people with new ideas. And I think that we need to all be given an opportunity to serve. And right now, pretty much the same people serve on the same boards over and over again.

MAYOR PETRACCO: Okay.

MS. LANDRY: And that's just my request that we
look at it --

MAYOR PETRACCO: Okay, we'll consider that.

MS. LANDRY: And you and I have discussed it, and you've given me your reasons why you continue to reappoint the same people, which I respect your loyalty, but I do not agree with your decision to keep --

MAYOR PETRACCO: And we're not going to always agree but we respect each other.

MS. LANDRY: Okay, the other thing is that --

MAYOR PETRACCO: Thank you.

MS. LANDRY: -- I don't know if you all read about this, but there's this amazing kid named Mark Bustis (ph). Does anybody know him? He was recently written up in the New York Times, and I posted his article and over 8,000 people have read it. He's a Nutley High graduate, and every Saturday, he walks the streets of New York and gives haircuts to the homeless. His story has gone international. And he -- you've got to see this. This kid is amazing. He started cutting hair in his parent's garage when he was 14, here in Nutley. And he has made an international name for himself with this make a difference, you know, movement that he has started.

And I would like somehow or another for us to reach out and acknowledge this kind, caring, giving, amazing human being --
MAYOR PETRACCO: Is he at Nutley High School now?

MS. LANDRY: No, sir, he's a hairdresser. He left Nutley. He went to Keane (ph), he graduated in business, and -- but his passion is cutting hair. He works for a salon in Chelsea, in New York, and he takes Saturdays off and walks the streets of New York.

MAYOR PETRACCO: Is he still a Nutley resident?

MS. LANDRY: No, he lives in one of those more, you know, single person friendly towns called Jersey City, I believe.

He did graduate from Nutley High and he used to cut all the kids' --

MAYOR PETRACCO: We'll reach out to him.

MS. LANDRY: Please do --

MAYOR PETRACCO: I will.

MS. LANDRY: -- and see if we can get him here and give him one of those plaques, proclamations, yes.

MAYOR PETRACCO: Proclamations. That would be great.

MS. LANDRY: Thank you so -- and I want to say to all of you all, Mayor, have a very merry Christmas.

MAYOR PETRACCO: You too, merry Christmas.

COMMISSIONER TUCCI: Merry Christmas.

MAYOR PETRACCO: Is there anyone else this evening that would like to address the Board of Commissioners.
UNIDENTIFIED SPEAKER: Move that we adjourn.

UNIDENTIFIED SPEAKER: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Before I vote aye for adjourning, I would just like to -- on behalf of the Board of Commissioners, wish everybody a very, very, merry Christmas, happy holiday season. And I know we have -- our next meeting is the 31st, I believe.

MADAM CLERK: Yes, at 9:00 a.m.

MAYOR PETRACCO: At 9:00 a.m., so at that point we'll wish everybody a happy new year too. Thank you.

MADAM CLERK: Mayor?

MAYOR PETRACCO: Aye, I'm sorry.

MADAM CLERK: Thank you. Time is now 9:34.

(Meeting was adjourned at 9:34 P.M.)
WHEREAS, the Nutley Department of Parks and Recreation solicited bids in accordance with New Jersey’s Competitive Bid Law, for Purchase of Uniforms, Equipment and Supplies; and

WHEREAS, it is the intent of the Township of Nutley to award the contract to the lowest responsible and reliable bidder who submitted a sealed bid to Nutley Town Hall on December 2, 2014; and

WHEREAS, sealed bids received from bidders have been evaluated to determine the lowest bidder who submitted a bid in compliance with the stated specifications; and

WHEREAS, funds are available from trust accounts T-24-909-901 through T-24-909-915 and have been certified by the Chief Financial Officer; and

WHEREAS, after full consideration of all bids submitted, a Contract shall be awarded to BSN Sports, P.O. Box 49, Jenkintown, PA, 19046, not to exceed $20,992.00 as per the attached paperwork; and

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Township Clerk of the Township of Nutley, County of Essex, State of New Jersey are hereby authorized to execute all documents necessary to give effect to this award.

[Table of Record of Vote]

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<th>Record of Vote</th>
<th>Commissioner Rogers</th>
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<th>Commissioner Evans</th>
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WHERExIS, the Nutley Department of Parks and Recreation solicited bids in accordance with New Jersey's Competitive Bid Law, for Purchase of Uniforms, Equipment and Supplies; and

WHERExIS, it is the intent of the Township of Nutley to award the contract to the lowest responsible and reliable bidder who submitted a sealed bid to Nutley Town Hall on December 2, 2014; and

WHEREAS, sealed bids received from bidders have been evaluated to determine the lowest bidder who submitted a bid in compliance with the stated specifications; and

WHERExIS, funds are available from trust accounts T-24-909-901 through T-24-909-915 and have been certified by the Chief Financial Officer; and

WHERExIS, after full consideration of all bids submitted, a Contract shall be awarded to R&R Trophy and Sporting Goods, 104 Ridge Rd, North Arlington, NJ, 07031, not to exceed $7,250.00 as per the attached paperwork; and

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Township Clerk of the Township of Nutley, County of Essex, State of New Jersey are hereby authorized to execute all documents necessary to give effect to this award.

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 16, 2014.
Resolution

WHEREAS, the Nutley Department of Parks and Recreation solicited bids in accordance with New Jersey's Competitive Bid Law, for Purchase of Uniforms, Equipment and Supplies; and

WHEREAS, it is the intent of the Township of Nutley to award the contract to the lowest responsible and reliable bidder who submitted a sealed bid to Nutley Town Hall on December 2, 2014; and

WHEREAS, sealed bids received from bidders have been evaluated to determine the lowest bidder who submitted a bid in compliance with the stated specifications; and

WHEREAS, funds are available from trust accounts T-24-909-901 through T-24-909-915 and have been certified by the Chief Financial Officer; and

WHEREAS, after full consideration of all bids submitted, a Contract shall be awarded to Dot Design, 242 Possum Hollow Road, Monroe Township, NJ 08831, not to exceed $17,233.75 as per the attached paperwork; and

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Township Clerk of the Township of Nutley, County of Essex, State of New Jersey are hereby authorized to execute all documents necessary to give effect to this award.

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 16, 2014

Record of Vote

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WHEREAS, the Nutley Department of Parks and Recreation solicited bids in accordance with New Jersey's Competitive Bid Law, for Purchase of Uniforms, Equipment and Supplies; and

WHEREAS, it is the intent of the Township of Nutley to award the contract to the lowest responsible and reliable bidder who submitted a sealed bid to Nutley Town Hall on December 2, 2014; and

WHEREAS, sealed bids received from bidders have been evaluated to determine the lowest bidder who submitted a bid in compliance with the stated specifications; and

WHEREAS, funds are available from trust accounts T-24-909-901 through T-24-909-915 and have been certified by the Chief Financial Officer; and

WHEREAS, after full consideration of all bids submitted, a Contract shall be awarded to Metuchen Center, 10 Embroidery Street, Sayerville, NJ, 08872, not to exceed $9,692.25 as per the attached paperwork; and

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Township Clerk of the Township of Nutley, County of Essex, State of New Jersey are hereby authorized to execute all documents necessary to give effect to this award.

I, Eleni Peltas, 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 16, 2014
WHEREAS, pursuant to N.J.S.A. 40:67-23.2 and as required by law, the Township has elected to provide municipal services to the Cambridge Heights at Nutley Umbrella Associations, Inc. (the "Association"), in the same manner as the Township provides such services on public roads and streets in the Township.

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 be and is hereby authorized to enter into a 2015 Municipal Service Agreement with the Association in a form approved by the Township Attorney.

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

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 16, 2014.
BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey, that the Treasurer be and she is hereby authorized to refund Senior Citizen property tax deductions for tax year 2014 in the amount of $1,250.00. The following listed taxpayers are eligible to receive $250.00 each.

<table>
<thead>
<tr>
<th>Block &amp; Lot</th>
<th>Address</th>
<th>Amount</th>
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<tbody>
<tr>
<td>4000 12</td>
<td>11 Burnett Pl.</td>
<td>$250.00</td>
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<tr>
<td>9405 3</td>
<td>101 King St.</td>
<td>$250.00</td>
</tr>
<tr>
<td>8502 6</td>
<td>117 Margaret Ave.</td>
<td>$250.00</td>
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<tr>
<td>7303 13</td>
<td>75 Brookline Ave.</td>
<td>$250.00</td>
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<tr>
<td>8203 19</td>
<td>70 Kierstead Ave.</td>
<td>$250.00</td>
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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 16, 2014.

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BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey, that the Treasurer be and she is hereby authorized to refund a Veteran property tax deduction for tax year 2014 in the amount of $2,250.00. The following listed taxpayers are eligible to receive $250.00 each.

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<tr>
<th>Block &amp; Lot</th>
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<tr>
<td>4000 15</td>
<td>165 Walnut St.</td>
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<td>4000 12</td>
<td>11 Burnett Pl.</td>
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<td>8203 19</td>
<td>70 Kierstead Ave.</td>
<td>$250.00</td>
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<td>5301 19</td>
<td>148 Mountainview Ave.</td>
<td>$250.00</td>
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<tr>
<td>5303 30</td>
<td>126 Beech St.</td>
<td>$250.00</td>
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<tr>
<td>800 1 C3016</td>
<td>315 Wilshire Dr.</td>
<td>$250.00</td>
</tr>
<tr>
<td>5801 20</td>
<td>285 Prospect St.</td>
<td>$250.00</td>
</tr>
<tr>
<td>5201 11</td>
<td>149 Watchung Pl.</td>
<td>$250.00</td>
</tr>
<tr>
<td>8701 21</td>
<td>9 Plymouth Rd.</td>
<td>$250.00</td>
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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 16, 2014.

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Resolution

Introduced by: Commissioner Thomas J. Evans  Date: December 16, 2014
Seconded by: Commissioner Mauro G. Tucci  No. 314-14

WHEREAS, The Township of Nutley and the Law Firm of Piro, Zinna, Cifelli, Paris & Genitempo, 360 Passaic Avenue, Nutley New Jersey 07110, has entered into a contract to provide legal counsel services concerning “Municipal Tax Appeals”; and

WHEREAS, The Director of the Department of Revenue & Finance has recommended the following change order from said contract as necessary; and

CHANGE ORDER #1  Legal Counsel Services in the amount of $8,000.00

WHEREAS, funds are available from Account 4-01-204-200, and have been certified by the Chief Financial Officer and said certification is attached to this resolution; and

NOW THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey are hereby authorized to enter into a sign Change Order #1 for Piro, Zinna, Cifelli, Paris & Genitempo, for 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

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December 16, 2014
BOARD OF COMMISSIONERS

TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Alphonse Petracco

Seconded by: Commissioner Mauro G. Tucci

Date: December 16, 2014

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

<table>
<thead>
<tr>
<th>Organization</th>
<th>License No.</th>
<th>Event</th>
<th>Date</th>
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<tbody>
<tr>
<td>Holy Family Catholic Church</td>
<td>74-14</td>
<td>On-Premise Merchandise Raffle</td>
<td>February 21, 2014</td>
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<td>Rosary Altar Society</td>
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<td>BINGO</td>
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<td>St. Mary's RC Church</td>
<td>75-14</td>
<td>Every Tuesday in 2015</td>
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<tr>
<td>Spring Garden School PTO</td>
<td>76-14</td>
<td>On-Premise 50/50 Cash Raffle</td>
<td>April 25, 2015</td>
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<td>Tricky Tray</td>
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<tr>
<td>St. Mary's RC Church</td>
<td>77-14</td>
<td>Off-Premise 50/50 Cash Raffle</td>
<td>June 6, 2015</td>
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</table>

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

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

I, Eleni 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

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BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Municipal Clerk be and is hereby authorized and directed to advertise for a Request for Proposals (RFP’s) for Grants Consulting Services.

BE IT FURTHER RESOLVED that the Request for Proposals (RFP’s) shall be due on Wednesday, January 14, 2015 at 3:00 P.M. addressed to the Municipal Clerk, Nutley Township Hall, One Kennedy Drive, Nutley, NJ 07110.

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 16, 2014.

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BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli  Date: December 16, 2014
Seconded by: Commissioner Steven Rogers  No. 317-14

WHEREAS, a discrepancy has arisen with respect to water consumption and billing at 32 Plymouth Road, Nutley, New Jersey, Account Number 8299-0; and

WHEREAS, due to being unable to access the property, an accurate reading was not obtained, resulting in an estimated water consumption for this account; and

WHEREAS, the owner received a new water meter on July 3, 2013 and has paid all water bills since the meter change out took place; and

WHEREAS, the Township and owner at 32 Plymouth Road 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:

The Township Treasurer is hereby authorized to cancel water charges in the amount of $1,180.36 plus interest year to date and the property owner shall pay to the Township and the Township shall accept a settlement of $900.00 for the billings in dispute.

I, Eleni Petrucco, 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 16, 2014

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WHEREAS, the Township of Nutley has a need to acquire specialized professional services as a fair and open contract pursuant to the provision of N.J.S.A. 19:44A-20.5; and

WHEREAS, The Requests for Qualification for Township Forester were received and opened on October 29, 2014 by the Township Clerk and,

WHEREAS, the most responsible and responsive request for qualifications was from The Shade Tree Department LLC, John Linson, P.O. Box 6089 – WOB, West Orange NJ 07052, and

WHEREAS, The Shade Tree Department LLC, John Linson, NJ Certified Tree Expert #198 has provided these services in the past to the Township of Nutley and is particularly suited to provide continued service; and

WHEREAS, the term of this contract is for a one year period commencing on September 1, 2014 and continue through August 31, 2015; and

WHEREAS, the contract is not to exceed $22,000.00 and funds are available from account 4-01-512-200 in the amount of $5,000.00 and 5-01-512-200 in the amount of $17,000.00 fund 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 The Shade Tree Department, LLC, John Linson as described herein. The response to the Request for Qualification be placed on file with this resolution, and a notice of this action shall be printed once in the Nutley Sun in accordance with the Local Public Contracts Law.
WHEREAS, by resolution adopted March 4, 2014, the Township of Nutley, pursuant to advertisement duly made, awarded bid to Sal Electric Co., Inc, 83 Fleet Street, Jersey City, NJ, 07306 for Electrical Work and Services throughout Nutley's Municipal Buildings for an amount not to exceed $40,000.00; and

WHEREAS, It has been recommended that the contract be amended to reflect an increase in the amount of work and/or materials actually required to fully complete the contract; and

WHEREAS, based on the foregoing, the Department of Parks and Public Property has determined that it is necessary and appropriate to approve a change order to the subject contract in the amount of $28,000.00 with description as follows;

CHANGE ORDER # 1: Additional Electrical Services/Repairs

WHEREAS, Funds are available from Capital Ordinance # 3242D, Capital Ordinance # 3242A and account #4-01-508-200 and have been certified by the Chief Financial Officer, said certification being attached to this resolution; and

NOW THEREFORE, BE IT RESOLVED, that the Board of Commissioners, Township of Nutley, County of Essex, State of New Jersey are hereby authorized to enter into and sign Change Order #1, for Sal Electric Co. Inc, for the Township of Nutley.
WHEREAS, by resolution adopted March 4, 2014, the Township of Nutley, pursuant to advertisement duly made, awarded Magic Touch Construction Co. Inc., 59 W. Front St, Keyport, NJ, 07735 for Heating and Plumbing Services throughout Nutley's Municipal Buildings for an amount not to exceed $40,000.00; and

WHEREAS, It has been recommended that the contract be amended to reflect an increase in the amount of work and/or materials actually required to fully complete the contract; and

WHEREAS, based on the foregoing, the Department of Parks and Public Property has determined that it is necessary and appropriate to approve a change order to the subject contract in the amount of $23,000.00 with description as follows;

CHANGE ORDER # 1: Additional Service/Repair to various township buildings.

WHEREAS, Funds are available from Capital Ordinance # 3242A and account #4-01-508-200 and have been certified by the Chief Financial Officer, said certification being attached to this resolution; and

NOW THEREFORE, BE IT RESOLVED, that the Board of Commissioners, Township of Nutley, County of Essex, State of New Jersey are hereby authorized to enter into and sign Change Order #1, for Magic Touch Construction Co. Inc, for 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 16, 2014.

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Resolution

Introduced by: Mayor Alphonse Petracco Date: December 16, 2014
Seconded by: Commissioner Mauro G. Tucci No. 321-14

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount;

SECTION 1:
NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014 in the sum of $7,500.00, which item is now available as a revenue from the Drive Sober or Get Pulled Over Grant pursuant to the provisions of statute;

SECTION 2:
BE IT FURTHER RESOLVED, that a like sum of $7,500.00 be and same is hereby appropriated under the caption of:

General Appropriations
(A) Operations-Excluded from 5% CAPS
   Drive Sober or Get Pulled Over Grant
   Police Salaries & Wages.............$7,500.00

BE IT FURTHER RESOLVED, that the Township Clerk forward two (2) certified copies of this resolution to the Director of Local Government Services.

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 16, 2014

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</tbody>
</table>
WHEREAS, by resolution adopted September 16, 2014, the Township of Nutley, pursuant to advertisement duly made, awarded Downes Tree Service Co., Inc. 65 Royal Avenue, Hawthorne, NJ, 07506 for Tree Removal Service for Township Trees; and

WHEREAS, it has been recommended that the contract be amended to reflect an increase in the amount of removals to fully complete the project;

WHEREAS, based on the foregoing, the Department of Parks and Public Property has determined that it is necessary and appropriate to approve a change order to the subject contract in the amount of $10,000.00 with description to follow below;

CHANGE ORDER #2 Additional Removal of Trees; and

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 of the Township of Nutley, County of Essex, State of New Jersey, are hereby authorized to enter into and sign Change Order #2, for Downes Tree Service Co., Inc. for the Township of Nutley.

I, Elef 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 16, 2014.
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>
<thead>
<tr>
<th>FROM:</th>
<th>TO:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Public Health Reserve O/E</td>
<td>Dept. of Health O/E</td>
</tr>
<tr>
<td>4-01-104-200</td>
<td>4-01-110-200</td>
</tr>
<tr>
<td>$3,000.00</td>
<td>$5,500.00</td>
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<tr>
<td>Veterans Affairs S/W</td>
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<tr>
<td>4-01-112-100</td>
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</tr>
<tr>
<td>2,500.00</td>
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</tbody>
</table>

Total $5,500.00

I, ____________________________, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 16, 2014

<table>
<thead>
<tr>
<th>Record of Vote</th>
<th>Commissioner Rogers</th>
<th>Commissioner Tucci</th>
<th>Commissioner Evans</th>
<th>Commissioner Scarpeilli</th>
<th>Mayor Petracco</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yes</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
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<tr>
<td>Absent/Excused</td>
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</table>
BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey, that budget transfer Resolution 305-14, adopted on December 2, 2014, is hereby rescinded.
Resolution

Introduced by: Commissioner Thomas J. Evans  Date: December 16, 2014
Seconded by: Commissioner Mauro G. Tucci  No. 325-14

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

<table>
<thead>
<tr>
<th>FROM:</th>
<th>TO:</th>
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</thead>
<tbody>
<tr>
<td>Tax Collector S/W</td>
<td>Tax Assessor O/E</td>
</tr>
<tr>
<td>4-01-206-100</td>
<td>4-01-204-200</td>
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<tr>
<td>$7,000.00</td>
<td>$7,000.00</td>
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<tr>
<td>4-01-219-100</td>
<td>4-01-218-100</td>
</tr>
<tr>
<td>4,000.00</td>
<td>4,000.00</td>
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</tbody>
</table>

Total $11,000.00  Total $11,000.00

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 16, 2014

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

Resolution

Introduced by: Commissioner Joseph P. Scarpelli
Seconded by: Commissioner Steven Rogers

Date: December 16, 2014
No. 326-14

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 PUBLIC WORKS & WATER

<table>
<thead>
<tr>
<th>FROM</th>
<th>TO</th>
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</thead>
<tbody>
<tr>
<td>Water Operating S/W</td>
<td>City of Newark Water</td>
</tr>
<tr>
<td>4-05-702-100</td>
<td>4-05-704-200</td>
</tr>
<tr>
<td>$18,000.00</td>
<td>$18,000.00</td>
</tr>
<tr>
<td>Traffic Maint. S/W</td>
<td>Road Repair &amp; Maint. O/E</td>
</tr>
<tr>
<td>4-01-406-100</td>
<td>4-01-408-200</td>
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<tr>
<td>8,000.00</td>
<td>37,000.00</td>
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<tr>
<td>Weed &amp; Leaf Removal S/W</td>
<td>Snow Removal S/W</td>
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<tr>
<td>4-01-418-100</td>
<td>4-01-416-100</td>
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<tr>
<td>15,000.00</td>
<td>6,000.00</td>
</tr>
<tr>
<td>Sewer System S/W</td>
<td>Recycling S/W</td>
</tr>
<tr>
<td>4-01-420-100</td>
<td>4-01-424-100</td>
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<tr>
<td>14,000.00</td>
<td>9,000.00</td>
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<tr>
<td>Parking Lot S/W</td>
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<tr>
<td>4-01-426-100</td>
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<tr>
<td>15,000.00</td>
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<td>$70,000.00</td>
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<tr>
<td>Total</td>
<td>$70,000.00</td>
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</table>

Record of Vote

<table>
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<th>Commissioner Tucci</th>
<th>Commissioner Evans</th>
<th>Commissioner Scarpelli</th>
<th>Mayor Petracco</th>
</tr>
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<tbody>
<tr>
<td>Yes</td>
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</table>

I, Eleni Petracco, 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 16, 2014.
Resolution

Introduced by: Commissioner Mauro G. Tucci  Date: December 16, 2014
Seconded by: Commissioner Thomas J. Evans  No. 327-14

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 PARKS & PUBLIC PROPERTY

<table>
<thead>
<tr>
<th>FROM:</th>
<th>TO:</th>
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<tbody>
<tr>
<td>Parks &amp; Playgrounds S/W</td>
<td>Parks &amp; Playgrounds O/E</td>
</tr>
<tr>
<td>4-01-504-100</td>
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<tr>
<td>$17,200.00</td>
<td>$19,200.00</td>
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<tr>
<td>Recreation Comm. S/W</td>
<td>Shade Tree O/E</td>
</tr>
<tr>
<td>4-01-506-100</td>
<td>4-01-512-200</td>
</tr>
<tr>
<td>10,000.00</td>
<td>17,200.00</td>
</tr>
<tr>
<td>Communication Serv. O/E</td>
<td>Fuel Oil</td>
</tr>
<tr>
<td>4-01-510-200</td>
<td>4-01-528-200</td>
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<tr>
<td>19,200.00</td>
<td>10,000.00</td>
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</tbody>
</table>

Total $46,400.00  Total $46,400.00

I, Elea 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 16, 2014.

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</table>
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**

<table>
<thead>
<tr>
<th>FROM:</th>
<th>TO:</th>
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<tbody>
<tr>
<td>Police O/E 4-01-308-200</td>
<td>Purchr Of Police Cars 4-01-332-200</td>
</tr>
<tr>
<td>$58,000.00</td>
<td>$58,000.00</td>
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<tr>
<td>$58,000.00</td>
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</table>

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 16, 2014.