

P R O C E E D I N G S

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MAYOR PETRACCO: Okay, I think we're all set.

MADAM CLERK: Are we ready, Mayor?

MAYOR PETRACCO: Yes, we are.

MADAM CLERK: Tuesday, October 1, 2013. Pursuant to the requirements of the Open Public Meeting Law, Chapter 231, Public Laws 1975, adequate notice of this meeting was published in the December 13, 2012 issues of the Nutley Sun, the Star Ledger, and the Herald News. A copy of this notice has been posted on the Nutley Town Hall bulletin board and a copy is on file in the Municipal Clerk's Office.

Commissioner Rogers?

COMMISSIONER ROGERS: Here.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Here.

MADAM CLERK: Commissioner Evans is absent/excused. He is due to dial in to be present for the workshop session.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Here.

MADAM CLERK: Mayor Petracco.

MAYOR PETRACCO: Here.

MADAM CLERK: All present, Mayor, with the exception of Commissioner Evans.

MAYOR PETRACCO: Thank you so much. Okay. I

1 guess we are -- I see we have, is it an introduction or a
2 hearing, public hearing. I believe this is the
3 fence/retaining walls for Commissioner Evans.

4 Commissioner Tucci, being familiar with that,
5 would you like to read that?

6 COMMISSIONER TUCCI: Absolutely.

7 MAYOR PETRACCO: Okay, and resolutions. I see
8 Commissioner Rogers, you have one.

9 COMMISSIONER ROGERS: Yes, I have a resolution for
10 breast cancer awareness month, and that's all I have.

11 MAYOR PETRACCO: Okay, Commission Scarpelli?

12 COMMISSIONER SCARPELLI: Yeah, I have a resolution
13 that's -- we're rescinding the resolution, but it's actually
14 just changing the total amount that was in error. So, it's
15 just a correction of the total amount of the change order
16 and the total contract.

17 And the second resolution is to award contract for
18 curbs, and streets, and sidewalks for Sargent Street, Essex
19 Street, and two other streets.

20 MAYOR PETRACCO: Okay. Commissioner -- that's all
21 you have, right?

22 COMMISSIONER SCARPELLI: Yes.

23 MAYOR PETRACCO: Commissioner Evans has an
24 authorized cancellation of outstanding checks for \$18,783.
25 Commissioner Rogers, do you want to read that for him?

1 COMMISSIONER ROGERS: I can do that. I have one
2 question with counsel.

3 MAYOR PETRACCO: Sure.

4 UNIDENTIFIED SPEAKER: I wonder how many of those
5 checks are paychecks.

6 MAYOR PETRACCO: People would never cash them.

7 COMMISSIONER ROGERS: I have one question of
8 counsel. Do we have to read all these, or could we say as
9 listed?

10 UNIDENTIFIED SPEAKER: As listed.

11 COMMISSIONER ROGERS: Thanks.

12 MAYOR PETRACCO: Okay, I have a couple of
13 resolutions. I have a authorize of various raffle licenses,
14 appointment of a volunteer fire department -- firefighter.
15 I have the safe and secure communities program grant, which
16 I believe I just signed, correct? I have an award of a
17 contract for special development counsel, Inglesino,
18 Pearlman, okay. That's (indiscernible). Mauro, did you
19 want to take over from this point. Wyciskala.

20 UNIDENTIFIED SPEAKER: Wyciskala.

21 MAYOR PETRACCO: Wyciskala. Not too bad, and
22 Taylor, and they're from Parsippany, New Jersey. I have an
23 appointment of an interim assistant prosecutor, which is
24 going to be Angelo Servidio, I believe. He's going to start
25 October 3, 2013 to December 31, 2013. Just to be very clear

1 on that, that's an interim position, okay. And then I have
2 our Nutley PBA Local number 33, our contract for this
3 evening.

4 UNIDENTIFIED SPEAKER: Do you have the memorandum
5 of understanding?

6 MAYOR PETRACCO: Yeah, and I also have Christine
7 from Sorinski (ph) here, who helped us very diligently on
8 all these contracts. So, I brought her this evening just in
9 case anybody does have a question, she's very good at
10 knowing all the intricate parts of that contract. So, thank
11 you so much for coming this evening. Questions or -- yeah,
12 I mean, do you have some?

13 UNIDENTIFIED SPEAKER: In close -- we'll go to
14 close for personnel, right.

15 UNIDENTIFIED SPEAKER: We'll do a closed session,
16 yes.

17 MAYOR PETRACCO: Right, so we'll do that before we
18 go out then. True? Good. Did you want to introduce the
19 attorney?

20 COMMISSIONER TUCCI: Yeah, with us this evening we
21 have Mr. Steve Pearlman from Inglesino & Pearlman. We --
22 Mr. Scarpelli and myself, with Kevin Harkins and Alan
23 Genitempo interviewed. We, you know, went out for RFQ for
24 special lead development counsel. We called that list of
25 five down to two. We interviewed the two firms. The

1 Inglesino & Pearlman firm will be the one we will be
2 recommending this evening because of their vast experience
3 in redevelopment. And Mr. Pearlman is, I don't want to
4 embarrass you, but he's a bonding expert. He's done more
5 than a thousand transactions.

6 MR. PEARLMAN: Just means I'm old.

7 COMMISSIONER TUCCI: I don't know if it means
8 you're old. You're younger than I am, so he's here this
9 evening to answer any questions that anyone may have, but
10 they are imminently qualified to help us with this, which is
11 probably going to be the most important project we will ever
12 undertake.

13 UNIDENTIFIED SPEAKER: Outstanding
14 (indiscernible).

15 UNIDENTIFIED SPEAKER: I agree.

16 COMMISSIONER TUCCI: The best.

17 UNIDENTIFIED SPEAKER: We should do an executive
18 session on that.

19 COMMISSIONER TUCCI: Right.

20 MAYOR PETRACCO: So, we're going to have a short
21 executive of that and Mr. Pearson, thank you so much for
22 coming tonight and we're looking --

23 MR. PEARLMAN: Thank you for the opportunity. I
24 live in Montclair, by the way, so this is my backyard.

25 MAYOR PETRACCO: We appreciate that.

1 COMMISSIONER TUCCI: We won't hold it against you
2 that your team really gave us a beating on Saturday, but
3 they are number 8 in the state, so that's okay.

4 MAYOR PETRACCO: Mayor Jackson, correct?

5 MR. PEARLMAN: Yes.

6 MAYOR PETRACCO: I went to the football game. I
7 had the pleasure of meeting him. There is no small people
8 in Montclair anymore. Mr. Jackson's probably 6'5", the
9 principal of the school, who played professional football,
10 he had to be 6'8". So --

11 MR. PEARLMAN: Mayor Jackson was mayor when I
12 moved to town in the '80s.

13 MAYOR PETRACCO: I was very humble --

14 MR. PEARLMAN: Second time.

15 MAYOR PETRACCO: We were very humble.

16 COMMISSIONER TUCCI: Bobby Jackson's back? Okay.

17 MAYOR PETRACCO: He's a nice guy, too.

18 COMMISSIONER TUCCI: Good guy.

19 MAYOR PETRACCO: Okay, at this point I think we're
20 going to take a short --

21 MADAM CLERK: Are we ready for executive?

22 MAYOR PETRACCO: We're going to do it before the
23 meeting tonight.

24 UNIDENTIFIED SPEAKER: Which one do you want to do
25 first because we have to (indiscernible)?

1 MAYOR PETRACCO: Could we do it --

2 UNIDENTIFIED SPEAKER: Let's do yours first.

3 MAYOR PETRACCO: Yeah, we'll do the contract real
4 quick.

5 UNIDENTIFIED SPEAKER: No, no, that sounds like
6 it's more important.

7 MAYOR PETRACCO: Okay.

8 MADAM CLERK: Okay, we're going to go in for
9 contract negotiations, gentlemen?

10 MAYOR PETRACCO: Yes.

11 MADAM CLERK: Whereas, the Board of Commissioners
12 of the Township of Nutley, in the County of Essex desire to
13 proceed to executive session; and now, therefore, be it
14 resolved by the Board of Commissioners that the Township
15 Commission shall now move into executive session to discuss
16 -- sorry, those contract matters.

17 MAYOR PETRACCO: Yes.

18 MADAM CLERK: Be it further resolved, that the
19 time when such discussions may be disclosed to the public
20 shall be when and such disclosure may be made without
21 adversely affecting the Township of Nutley pending and/or
22 anticipated legal, personnel, contractual matters and other
23 matters within the exceptions provided for by statute.

24 COMMISSIONER SCARPELLI: Moved.

25 MAYOR PETRACCO: Second.

1 MADAM CLERK: Moved by Commissioner Scarpelli,
2 seconded by Commissioner -- I'm sorry, by Mayor Petracco.

3 MADAM CLERK: Commissioner Rogers?

4 COMMISSIONER ROGERS: Aye.

5 MADAM CLERK: Commissioner Tucci?

6 COMMISSIONER TUCCI: Aye.

7 MADAM CLERK: Commissioner Scarpelli?

8 COMMISSIONER SCARPELLI: Aye.

9 MADAM CLERK: Mayor Petracco?

10 MAYOR PETRACCO: Aye.

11 (Off the record)

12 (On the record)

13 MADAM CLERK: I need a motion to exit executive.

14 UNIDENTIFIED SPEAKER: Move.

15 MAYOR PETRACCO: Second.

16 MADAM CLERK: Second? All in -- motion by
17 Commissioner Scarpelli, seconded by Mayor Petracco. All in
18 favor?

19 ALL: Aye.

20 MADAM CLERK: Okay, exiting executing session,
21 moving into public session. It is now 8:00 PM.

22 MAYOR PETRACCO: Thank you so much.

23 MADAM CLERK: Mayor, can you just give me a few
24 minutes before you --

25 (Off the record)

1 (On the record)

2 MAYOR PETRACCO: Everyone please rise for the flag
3 salute.

4 (Pledge of Allegiance)

5 MAYOR PETRACCO: Before we start, can we just have
6 a moment of silence for our troops that are serving at war.

7 (Pause)

8 MAYOR PETRACCO: Thank you. Madam Clerk?

9 MADAM CLERK: Thank you, Mayor.

10 Tuesday, October 1, 2013. Pursuant to the
11 requirements of the Open Public Meeting Law, Chapter 231,
12 Public Laws 1975, notice of this meeting was published in
13 the December 13, 2012 issues of the Nutley Sun, the Star
14 Ledger, and the Herald News. A copy of this notice has been
15 posted on the Nutley Town Hall bulletin board and a copy is
16 on file in the Municipal Clerk's Office.

17 Commissioner Rogers?

18 COMMISSIONER ROGERS: Here.

19 MADAM CLERK: Commissioner Tucci?

20 COMMISSIONER TUCCI: Here.

21 MADAM CLERK: Commissioner Evans is absent/excused
22 this evening.

23 MADAM CLERK: Commissioner Scarpelli?

24 COMMISSIONER SCARPELLI: Here.

25 MADAM CLERK: Mayor Petracco?

1 MAYOR PETRACCO: Here.

2 MADAM CLERK: All present, Mayor, with the
3 exception of Commissioner Evans, who is absent/excused this
4 evening.

5 MAYOR PETRACCO: Thank you. I see we have no
6 minutes. (Indiscernible) communications and correspondence,
7 please.

8 MADAM CLERK: Yes, Mayor. We have three items
9 this evening. The first one is the Friends of Nutley
10 Singers requesting permission to hold a Sunday raffle on
11 March 9, 2014. I need a motion, please.

12 COMMISSIONER SCARPELLI: Moved.

13 COMMISSIONER TUCCI: Second.

14 MADAM CLERK: Commissioner Rogers?

15 COMMISSIONER ROGERS: Aye.

16 MADAM CLERK: Commissioner Tucci?

17 COMMISSIONER TUCCI: Aye.

18 MADAM CLERK: Commissioner Scarpelli?

19 COMMISSIONER SCARPELLI: Aye.

20 MADAM CLERK: Mayor Petracco?

21 MAYOR PETRACCO: Aye.

22 MADAM CLERK: The next item I have is the Holy
23 Family Church requesting permission to hold a Sunday 50/50
24 cash raffle on November 3, 2013.

25 COMMISSIONER TUCCI: Move it.

1 MAYOR PETRACCO: Second.

2 MADAM CLERK: Commissioner Rogers?

3 COMMISSIONER ROGERS: Aye.

4 MADAM CLERK: Commissioner Tucci?

5 COMMISSIONER TUCCI: Aye.

6 MADAM CLERK: Commissioner Scarpelli?

7 COMMISSIONER SCARPELLI: Aye.

8 MADAM CLERK: Mayor Petracco?

9 MAYOR PETRACCO: Aye.

10 MADAM CLERK: And the last item I have is for the

11 Nutley Hall of Fame submitting an application for a special

12 permit for a social affair to serve alcohol at an event

13 scheduled to be taken at the Nutley Public Library on

14 November 17, 2013 (indiscernible)e

15 COMMISSIONER TUCCI: Move it.

16 MAYOR PETRACCO: Second.

17 MADAM CLERK: Commissioner Rogers?

18 COMMISSIONER ROGERS: Aye.

19 MADAM CLERK: Commissioner Tucci?

20 COMMISSIONER TUCCI: Aye.

21 MADAM CLERK: Commissioner Scarpelli?

22 COMMISSIONER SCARPELLI: Aye.

23 MADAM CLERK: Mayor Petracco?

24 MAYOR PETRACCO: Aye.

25 MADAM CLERK: That's all for

1 communications/correspondence this evening, Mayor.

2 MAYOR PETRACCO: Thank you. Okay, we'll move on
3 to bills. I'm sorry, I see a reports.

4 COMMISSIONER TUCCI: Yes, I have a Shade Tree
5 report for the month of August.

6 MAYOR PETRACCO: All right, we'll move on to the
7 bills, please.

8 MADAM CLERK: Yes, Mayor. Tuesday,
9 October 1, 2013. Public Affairs, \$116,770.96; Revenue &
10 Finance, \$2,324,605.82; Public Safety, \$63,577.40; Public
11 Works, \$244,687.59; Parks and Public Property, \$616,366.93.

12 Payroll as of September 13, 2013, \$122.76.
13 Payroll as of September 27, 2013, \$746,980.61. For a grand
14 total bill list of \$4,102,112.07. And that's all for bills
15 this evening, Mayor.

16 COMMISSIONER TUCCI: Move the bills.

17 COMMISSIONER SCARPELLI: Second.

18 MADAM CLERK: Commissioner Rogers?

19 COMMISSIONER ROGERS: Aye.

20 MADAM CLERK: Commissioner Tucci?

21 COMMISSIONER TUCCI: Aye.

22 MADAM CLERK: Commissioner Scarpelli?

23 COMMISSIONER SCARPELLI: Aye.

24 MADAM CLERK: Mayor Petracco?

25 MAYOR PETRACCO: Aye.

1 MADAM CLERK: Thank you, Mayor.

2 MAYOR PETRACCO: Thank you. Okay, I believe we
3 have a public hearing tonight on behalf of Commissioner
4 Evans, will Commissioner Tucci, will you read that?

5 COMMISSIONER TUCCI: Sure. This is basically a
6 housekeeping amendment to our ordinance concerning fences
7 and retaining walls. Over the years, we've had different
8 issues come up concerning the placement of fences. We've
9 had different discussions about the varying heights of
10 fences that are required for different uses. And basically
11 what we do with this ordinance is we reconcile them with the
12 regulations in the State and we make them a lot clearer.
13 The regulations on where people can erect fences, and what
14 the proper setbacks are for doing that so there is no
15 encroachment on any neighboring property owners.

16 MAYOR PETRACCO: Okay, is there anyone here that
17 would like to comment from the public on ordinance number
18 3249? Seeing no one.

19 COMMISSIONER TUCCI: Move we close the public
20 hearing.

21 COMMISSIONER SCARPELLI: Second.

22 MADAM CLERK: Commissioner Rogers?

23 COMMISSIONER ROGERS: Aye.

24 MADAM CLERK: Commissioner Tucci?

25 COMMISSIONER TUCCI: Aye.

1 MADAM CLERK: Commissioner Scarpelli?

2 COMMISSIONER SCARPELLI: Aye.

3 MADAM CLERK: Mayor Petracco?

4 MAYOR PETRACCO: Aye.

5 COMMISSIONER SCARPELLI: Move the ordinance.

6 COMMISSIONER TUCCI: Second.

7 MADAM CLERK: Commissioner Rogers?

8 COMMISSIONER ROGERS: Aye.

9 MADAM CLERK: Commissioner Tucci?

10 COMMISSIONER TUCCI: Aye.

11 MADAM CLERK: Commissioner Scarpelli?

12 COMMISSIONER SCARPELLI: Aye.

13 MADAM CLERK: Mayor Petracco?

14 MAYOR PETRACCO: Aye.

15 Thank you. Okay, and move onto resolutions,
16 Commissioner Rogers.

17 COMMISSIONER ROGERS: I have a resolution with
18 reference to breast cancer awareness month.

19 Whereas, in 2012-2013, an estimated 232,340 new
20 cases of invasive breast cancer and 64,640 cases of non-
21 invasive breast cancer are expected to be diagnosed in women
22 in the U.S.; and whereas, in 2011-2012 close to 40,000 women
23 will lose their lives -- or lost their lives as a result of
24 the breast cancer, 1,500 in the State of New Jersey alone;
25 and whereas, breast cancer is the second leading cause of

1 cancer death for women in the United States, after lung
2 cancer; whereas recent strides in early detection, including
3 the use of mammography, and prompt treatment have
4 significantly reduced the suffering and deaths caused by
5 this disease; and whereas, the Department of Public Affairs
6 will continue to work with the Nutley Thriving Survivors, a
7 nonprofit corporation, to develop programs to increase
8 awareness of the symptoms of breast cancer and to support
9 those women, and men, who may be diagnosed with the disease.

10 Now, therefore, be it resolved that the Board of
11 Commissioners of the Township of Nutley, County of Essex,
12 State of New Jersey declare October as breast cancer
13 awareness month.

14 Be it further resolved that we urge all women and
15 their families in the Township of Nutley to seek assistance
16 in obtaining the facts and information about breast cancer,
17 mammography and available support groups for victims and to
18 participate in the programs scheduled this year for
19 residents of the Township and breast cancer survivors; and
20 be it further resolved that residents are encouraged to join
21 the Thriving Survivors and celebrate the lives of Nutley
22 women who have been affected by breast cancer by
23 participating in the Nutley Thriving Survivors Walk on
24 Friday, October 4, 2013, at 7:00 PM.

25 Before I move this, I would just like to state a

1 couple of things. It is so very important as we learned
2 these past two weeks for people to get these checkups. We
3 had, as some of you know, a few residents come in and had
4 some screening on another matter. It was heart -- it was
5 actually screening that resulted in saving their lives.
6 There was blockage found in some of their arteries, and as a
7 result they were referred immediately to doctors.

8 Secondly, I just want a word about Thriving
9 Survivors. We are so blessed to have this group in this
10 town. I don't think there's a group in any other town in
11 this country, let alone this State, as dedicated and
12 committed as the individuals in this group. So, I would
13 urge everyone to support this group. They're certainly
14 working in partnership with the -- not only the Department
15 of Public Affairs, but with every department up here, with
16 every Commissioner.

17 So, based on all of that, I'd proudly move this
18 resolution.

19 COMMISSIONER SCARPELLI: Second.

20 MADAM CLERK: Commissioner Rogers?

21 COMMISSIONER ROGERS: Aye.

22 MADAM CLERK: Commissioner Tucci?

23 COMMISSIONER TUCCI: Aye.

24 MADAM CLERK: Commissioner Scarpelli?

25 COMMISSIONER SCARPELLI: Aye.

1 MADAM CLERK: Mayor Petracco?

2 MAYOR PETRACCO: Before I vote, I'd just like to
3 tell Commissioner Rogers what a wonderful job he's doing
4 with that awareness. And I will just point out that I
5 already have my bracelet, and I urge all of the town
6 employees, residents, to please donate to these events in
7 town because it's so important and you never know when it
8 could strike your own family, as well.

9 So, please some more -- support, Commissioner
10 Rogers in his efforts because, like I said, it's a very
11 important movement that we're doing here. Thank you, Steve.
12 Okay.

13 MADAM CLERK: Mayor, is that -- I need your vote.

14 MAYOR PETRACCO: That's a yes, aye.

15 MADAM CLERK: Thank you.

16 MAYOR PETRACCO: Sorry about that.

17 MADAM CLERK: Okay.

18 MAYOR PETRACCO: Okay, Commissioner Rogers, are
19 you going to read Commissioner Evans?

20 COMMISSIONER ROGERS: Right. This is a resolution
21 by Commissioner Evans, number 20 -- correction, number 230-
22 13.

23 Whereas, there exists outstanding checks on the
24 books of the claims account; and whereas these checks have
25 been investigated and it has been determined that they

1 should be cancelled.

2 Now, therefore, be it resolved, by the Board of
3 Commissioners, of the Township of Nutley, County of Essex,
4 New Jersey, that the following outstanding checks totaling
5 \$18,783.90 be and are hereby cancelled as listed. So moved.

6 COMMISSIONER SCARPELLI: Second.

7 MADAM CLERK: Commissioner Rogers?

8 COMMISSIONER ROGERS: Aye.

9 MADAM CLERK: Commissioner Tucci?

10 COMMISSIONER TUCCI: Aye.

11 MADAM CLERK: Commissioner Scarpelli?

12 COMMISSIONER SCARPELLI: Aye.

13 MADAM CLERK: Mayor Petracco?

14 MAYOR PETRACCO: Aye.

15 Okay, and we're going to take one out of order. I
16 believe it's resolution number 237-13. Commissioner Tucci.

17 COMMISSIONER TUCCI: Yes, I introduce this
18 resolution on behalf of Commissioner Scarpelli and myself,
19 and as much as we conducted the interviews on behalf of the
20 entire Board of Commissioners.

21 Whereas, the Township has received and reviewed
22 Requests for Qualifications for "Special Development
23 Counsel" for the Township of Nutley; and whereas the
24 Township has considered all proposals on the most
25 advantageous price and other factors considered, including

1 experience and expertise; and whereas funds are available
2 from account number 3-01-226-205 and have been certified by
3 the Chief Financial Officer, said certification being
4 attached to this resolution.

5 Now, therefore, be it resolved, by the Board of
6 Commissioners of the Township of Nutley, County of Essex,
7 State of New Jersey, as follows:

8 The Mayor and Township Clerk are hereby authorized
9 and directed to execute an agreement with Inglesino,
10 Pearlman, Wyciskala & Taylor, LLC, 600 Parsippany Road in
11 Parsippany, New Jersey for a term beginning October 1, 2013
12 to December 31, 2013.

13 Two, that the firm of Inglesino, Pearlman,
14 Wyciskala & Taylor, LLC, authorized to practice in the State
15 of New Jersey, be awarded a contract for Counsel for the
16 Township of Nutley for the year 2013 to perform services of
17 special redevelopment counsel with regard to the Hoffman La
18 Roche property and they shall receive such compensation in
19 accordance with the quote submitted and not to exceed
20 \$25,000.

21 Number three, that the aforesaid contract is
22 awarded as fair and open.

23 Number four, a copy of this resolution, as well as
24 the contract, shall be placed on file with the Clerk.

25 I move the resolution.

1 COMMISSIONER SCARPELLI: Second.

2 MAYOR PETRACCO: Second.

3 MADAM CLERK: Commissioner Rogers?

4 COMMISSIONER ROGERS: Aye.

5 MADAM CLERK: Commissioner Tucci?

6 COMMISSIONER TUCCI: Aye.

7 MADAM CLERK: Commissioner Scarpelli?

8 COMMISSIONER SCARPELLI: Aye.

9 MADAM CLERK: Mayor Petracco?

10 MAYOR PETRACCO: Aye.

11 COMMISSIONER TUCCI: Thank you, Mayor.

12 MAYOR PETRACCO: Thank you. Okay, Commissioner
13 Scarpelli.

14 COMMISSIONER SCARPELLI: Whereas resolution 223-13
15 was adopted at the Board of Commissioners meeting held on
16 September 17, 2013 for change order number 1 to CAP
17 Services, 81 Heckel Street, Belleville, New Jersey for the
18 demolition of 43 Donna Court, 47 Donna Court, and 49 Donna
19 Court; and whereas, the total contract amount in said
20 resolution was calculated incorrectly and resolution 223-13
21 shall be rescinded; whereas, bids for the demolition of 43
22 Donna Court, 47 Donna Court, and 49 Donna Court were
23 received and opened on Tuesday, April 9, 2013; whereas, as
24 per Pennoni Associates recommendation, CAP Services, 81
25 Heckel Street, Belleville, New Jersey, was the low bidder;

1 and whereas, change order number 1 has been authorized for
2 additional landscaping in the amount of \$12,779.58 for a
3 total contract price of \$80,519.58; whereas, funds are
4 available from Capital Ordinance number 3171A in the amount
5 of \$4,259.86 and Capital Ordinance number 3172 in the amount
6 of \$8,519.72 and have been certified by the Chief Financial
7 Officer, said certification being attached to this
8 resolution.

9 Now, therefore, be it resolved by the Board of
10 Commissioners of the Township of Nutley, County of Essex,
11 State of New Jersey, that change order number 1, as
12 attached, is a change from the contract previously made by
13 the Township of Nutley with CAP Service, Inc. for the
14 project known as demolition of 43 Donna Court, 47 Donna
15 Court, and 49 Donna Court are hereby authorized and
16 approved.

17 I move the resolution.

18 COMMISSIONER ROGERS: Second.

19 MADAM CLERK: Commissioner Rogers?

20 COMMISSIONER ROGERS: Aye.

21 MADAM CLERK: Commissioner Tucci?

22 COMMISSIONER TUCCI: Aye.

23 MADAM CLERK: Commissioner Scarpelli?

24 COMMISSIONER SCARPELLI: Aye.

25 MADAM CLERK: Mayor Petracco?

1 MAYOR PETRACCO: Aye.

2 COMMISSIONER SCARPELLI: Whereas, bids of Sargent
3 Street, Essex Street and additional various streets, curbs,
4 and sidewalks were received and opened on
5 September 12, 2013; and whereas, AJM Contractors, Inc., 300
6 Kuller Road, Clifton, New Jersey was the lowest responsible
7 bidder; and whereas, the base bid for Sargent Street, Essex
8 Street and additional various streets, curbs, and sidewalks
9 was in the amount of \$137,433 and the alternate bid number 1
10 in the amount of \$126,724 and alternate bid number 2 in the
11 amount of \$94,850 for a total bid of a \$359,007; and
12 whereas, the amount of this contract is subject to the
13 availability and appropriation of sufficient funds from
14 Community Development Block Grant in the amount of \$137,433
15 through monies provided by a grant from the Essex County
16 Division of Housing and Community Development and ordinance
17 number 3243 in the amount of \$221,574 and subject to this
18 caveat, have been certified by the Chief Financial Officer,
19 said certification being attached to this resolution.

20 Now, therefore, be it resolved by the Board of
21 Commissioners of the Township of Nutley, County of Essex,
22 State of New Jersey, that a contract be awarded to AJM
23 Contractors, Inc., for the total amount not to exceed
24 \$359,007 and the Mayor and Township Clerk are hereby
25 authorized to enter into and sign said contract for the

1 Township of Nutley subject to final approval and funding by
2 Essex County Division of Housing and Community Development.
3 (Inaudible).

4 COMMISSIONER ROGERS: Second.

5 MADAM CLERK: Commissioner Rogers?

6 COMMISSIONER ROGERS: Aye.

7 MADAM CLERK: Commissioner Tucci?

8 COMMISSIONER TUCCI: Aye.

9 MADAM CLERK: Commissioner Scarpelli?

10 COMMISSIONER SCARPELLI: Aye.

11 MADAM CLERK: Mayor Petracco?

12 MAYOR PETRACCO: Aye.

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

14 MAYOR PETRACCO: Okay.

15 Whereas, raffle applications have been received
16 from the following organizations; and Friends of Nutley
17 Singers, License number 01-14, off-premise 50/50 cash
18 raffle, March 9, 2014; Holy Family Church, License number
19 61-13, on-premise merchandise raffle, November 3, 2013;
20 whereas, the applications have been reviewed and approved by
21 the Municipal Clerk and the Police Department.

22 Now, therefore be it resolved by the Board of
23 Commissioners of the Township of Nutley, County of Essex,
24 that the licenses are approved and the Municipal Clerk is
25 authorized to issue the licenses.

1 I move the resolution.

2 COMMISSIONER TUCCI: Second.

3 MADAM CLERK: Commissioner Rogers?

4 COMMISSIONER ROGERS: Aye.

5 MADAM CLERK: Commissioner Tucci?

6 COMMISSIONER TUCCI: Aye.

7 MADAM CLERK: Commissioner Scarpelli?

8 COMMISSIONER SCARPELLI: Aye.

9 MADAM CLERK: Mayor Petracco?

10 MAYOR PETRACCO: Aye.

11 Be it resolved by the Township of Nutley in the
12 County of Essex, New Jersey that the following be appointed
13 as a volunteer to the Nutley Fire Department effective
14 immediately: Alfred A. Rojas, 60 Kingsland Street, Nutley.

15 I move the resolution.

16 COMMISSIONER TUCCI: Second.

17 MADAM CLERK: Commissioner Rogers?

18 COMMISSIONER ROGERS: Aye.

19 MADAM CLERK: Commissioner Tucci?

20 COMMISSIONER TUCCI: Aye.

21 MADAM CLERK: Commissioner Scarpelli?

22 COMMISSIONER SCARPELLI: Aye.

23 MADAM CLERK: Mayor Petracco?

24 MAYOR PETRACCO: Aye.

25 Whereas, the Township of Nutley, County of Essex,

1 New Jersey wishes to apply for funding a project under the
2 Safe and Secure Communities Program (Grant P-5508-13); and
3 whereas, the Board of Commissioners of the Township of
4 Nutley in the County of Essex, New Jersey has reviewed the
5 accompanying application and approved said request; and
6 whereas, the project is a joint effort between the
7 Department of Law and Public Safety and the Township of
8 Nutley, County of Essex, New Jersey for the purpose
9 described in the application.

10 Now, therefore, be it resolved by the Board of
11 Commissioners of the Township of Nutley in the County of
12 Essex, New Jersey that:

13 One, as a matter of public safety, the Township of
14 Nutley, County of Essex, New Jersey wishes to participate to
15 the fullest extent possible with the Department of Public
16 Safety.

17 Number two, the Attorney General of New Jersey
18 will receive funds on behalf of the applicant.

19 Number three, the Division of Criminal Justice
20 shall be responsible for the receipt and review of the
21 applications for said funds.

22 Number four, the Division of Criminal Justice
23 shall initiate allocations to each applicant as authorized.

24 I move the resolution.

25 COMMISSIONER TUCCI: Second.

1 MADAM CLERK: Commissioner Rogers?

2 COMMISSIONER ROGERS: Aye.

3 MADAM CLERK: Commissioner Tucci?

4 COMMISSIONER TUCCI: Aye.

5 MADAM CLERK: Commissioner Scarpelli?

6 COMMISSIONER SCARPELLI: Aye.

7 MADAM CLERK: Mayor Petracco?

8 MAYOR PETRACCO: Aye.

9 Be it resolved, by the Board of Commissioners of
10 the Township of Nutley, County of Essex, State of New Jersey
11 that Angelo Servidio, Esquire, be appointed as Interim
12 Assistant Prosecutor for the Township of Nutley effective
13 October 3, 2013 through December 31, 2013. Be it further
14 resolved that said title and salary range be included in the
15 2013 salary ordinance.

16 I move the resolution.

17 COMMISSIONER TUCCI: Second.

18 MADAM CLERK: Commissioner Rogers?

19 COMMISSIONER ROGERS: Aye.

20 MADAM CLERK: Commissioner Tucci?

21 COMMISSIONER TUCCI: Aye.

22 MADAM CLERK: Commissioner Scarpelli?

23 COMMISSIONER SCARPELLI: Aye.

24 MADAM CLERK: Mayor Petracco?

25 MAYOR PETRACCO: Aye.

1 Okay, this is my last resolution this evening.
2 This is the memorandum of agreement between the PBA and the
3 Township of Nutley. Before I read the resolution, I would
4 just -- there's a few members of the PBA back there and I
5 would just like to say at this time that I appreciate the
6 professionalism that we had for each other through the
7 negotiation process.

8 I'm really happy that we were all able to reach an
9 agreement that I don't think anyone walked away from the
10 meetings ecstatic, but I think it was fair for the men that
11 you guys represent and I'm in charge of everyday, and I
12 think we did a good job, as well, for the Town. So, I
13 appreciate the effort, guys, and I really appreciate the
14 professionalism.

15 Whereas, on September 10, 2013, a Memorandum of
16 Agreement was reached between the Township of Nutley and
17 Nutley PBA Local 33; and whereas, the Township of Nutley
18 desires to enter into a four year contract with the PBA
19 Local 33 in accordance with the terms and conditions
20 outlined in the Memorandum of Agreement.

21 Now, therefore be it resolved by the Board of
22 Commissioners of the Township of Nutley, County of Essex,
23 State of New Jersey, that the Township of Nutley be and is
24 hereby authorized to enter into a contract with PBA Local 33
25 in accordance with the terms and conditions set forth in the

1 Memorandum of Agreement signed on September 10, 2013 and in
2 a form approved by counsel.

3 I move the resolution.

4 COMMISSIONER TUCCI: Second.

5 MADAM CLERK: Commissioner Rogers?

6 COMMISSIONER ROGERS: As mandated by State
7 statute, I'll have to abstain to avoid a conflict of
8 interest.

9 MADAM CLERK: Okay, Commissioner Rogers, you're
10 abstaining. Okay, Commissioner Scarpelli?

11 COMMISSIONER SCARPELLI: Aye.

12 MADAM CLERK: Commissioner Tucci?

13 COMMISSIONER TUCCI: Aye.

14 MADAM CLERK: Mayor Petracco?

15 MAYOR PETRACCO: Aye.

16 Okay, I believe that concludes our public portion
17 of the meeting. Is there anyone here this evening that
18 would like to address the Board of Commissioners?

19 Madam Clerk, before we adjourn, I lost my -- here
20 we go -- my agenda. There's a couple of reminders on this
21 agenda, I saw.

22 MADAM CLERK: Yes, Mayor. We have two reminders.
23 (Inaudible).

24 MAYOR PETRACCO: Okay, one is the next -- thank
25 you, I just found it, of course -- the next Board of

1 Commissioners meeting will be held on Tuesday, October 15,
2 2013 at 7:00 PM here on the third floor of Commissioner
3 Chambers.

4 And then there's another reminder, the special
5 general election will be held on Wednesday, October 16, 2013
6 from 6:00 AM to 8:00 PM. I believe that's it. I need a
7 motion to adjourn.

8 UNIDENTIFIED SPEAKER: Second.

9 MADAM CLERK: Commissioner Rogers?

10 COMMISSIONER ROGERS: Aye.

11 MADAM CLERK: Commissioner Tucci?

12 COMMISSIONER TUCCI: Aye.

13 MADAM CLERK: Commissioner Scarpelli?

14 COMMISSIONER SCARPELLI: Aye.

15 MADAM CLERK: Mayor Petracco?

16 MAYOR PETRACCO: Aye.

17 Thank you and good night.

18 (Meeting was adjourned at 8:25 P.M.)
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C E R T I F I C A T I O N

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

Jamie Gallagher
Jamie Gallagher

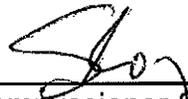
Date: January 16, 2014

**Signature Page/Board of Commissioners
Meeting Minutes, October 1, 2013**

ATTEST:



Evelyn Rosario, RMC
Municipal Clerk
(Meeting Minutes Approved at the)
(Tuesday, February 4, 2014 Board of)
(Commissioners Meeting)



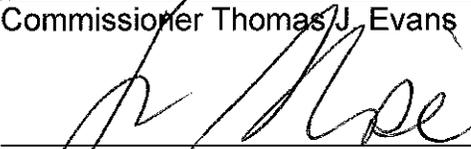
Commissioner Steven Rogers

Absent/Excused

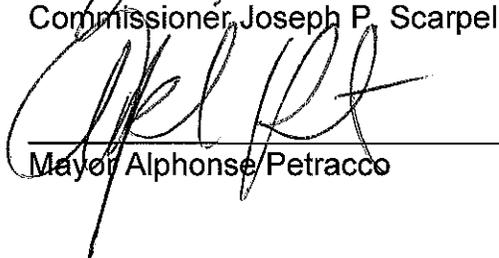
Commissioner Mauro G. Tucci



Commissioner Thomas J. Evans



Commissioner Joseph P. Scarpelli



Mayor Alphonse Petracco

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* October 1, 2013

Seconded by: Mayor Alphonse Petracco *No.* 240-13

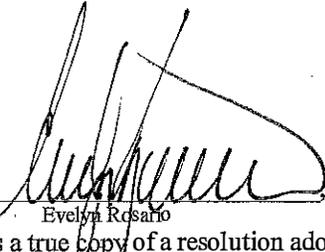
WHEREAS, the Board of Commissioners of the Township of Nutley, in the County of Essex, and State of New Jersey desires to proceed to closed executive session; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley that the Township Commission shall now move into closed executive session to discuss:

1. Contract Negotiations

BE IT FURTHER RESOLVED, that the time when such discussions may be disclosed to the public shall be when and as such disclosure may be made without adversely affecting the Township of Nutley pending and/or anticipated legal, personnel, contractual matters and other matters within the exceptions provided for by statute.

. . .

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 October 1, 2013

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

SHADE TREE
FOR THE MONTH OF
AUGUST 2013

CLASS 2 PRUNING	20
CLASS 4 PRUNING	35
TAKEDOWN	7
MISCELLANEOUS	



Attach To Official Minutes

MISCELLANEOUS:

- 8/1/13 Garage, Changed teeth on stump
- 8/5/13 Owens Park, Took tree down near field house
- 8/5/13 Reinheimer Park, Took two trees down
- 8/6/13 North Easter, Took new chipper for repairs
- 8/6/13 Louden Park, Assisted in taking down fence and poles at Louden South, filled in holes with soil
- 8/8/13 Memorial I, Pick up large lead
- 8/13/13 Garage, Service and sharpened saws
- 8/14/13 Parks, Assisted Parks in moving bleacher
- 8/15/13 Washington School, Class 2 Pruning
- 8/15/13 Washington Avenue, Class 2 Pruning of 7 Oak Trees
- 8/21/13 Owen's Field House, Removed 2 stumps
- 8/26/13 Memorial II, Pick up branches
- 8/26/13 Booth Park, Pick up branches
- 8/28/13 Memorial I, Chip up and removed a Willow Tree that fell in the park
- 8/28/13 Franklin Avenue, Cleaned up half of a Locust Tree that fell on a car and in street
- 8/28/13 Hillside Avenue, Removed lead that fell on a car due to a storm
- 8/29/13 Franklin Avenue, Removed split lead over street
- 8/30/13 Franklin Avenue and Chestnut Street, Removed large lead that hit truck.

TOWNSHIP OF NUTLEY
Department of Parks and Public Property
REPORT 36 SHADE TREE DEPT. ACTIVITY, BY DATE

WORK COMPLETED	DATE WORK COMPLETED	ADDRESS		SPECIES	DIA (INCHES)	SHADE TREE DEPARTMENT MANHOURS
		ZONE	NO			
CLASS 2 PRUNING COMPLETED	8/2/2013	7	386	CHESTNUT PL	01	WHITE OAK 20 0
	8/2/2013	8	012	HARRISON ST	01	HORNBEAM 03 0
	8/2/2013	4	095	RAYMOND AVE	01	SAWTOOTH OAK 01 0
	8/6/2013	2	064	DAILY ST	01	NORWAY MAPLE 04 0
	8/6/2013	2	064	DAILY ST	02	NORWAY MAPLE 04 0
	8/13/2013	1	076	OAKLEY TERR	01	honey locust 05 0
	8/13/2013	1	076	OAKLEY TERR	01	honey locust 05 0
	8/14/2013	1	051	N. SPRING GARDEN AV	01	FLOWERING PLUM 03 0
	8/15/2013	6	204	WALNUT ST	01	ASH 21 0
	8/15/2013	6	209	WALNUT ST	01	FLOWERING PEAR 08 0
	8/15/2013	3	288	WHITFORD AVE	01	NORWAY MAPLE 17 0
	8/15/2013	3	292	WHITFORD AVE	01	NORWAY MAPLE 06 0
	8/19/2013	3	242	RUTGERS PL	01	NORWAY MAPLE 19 0
	8/19/2013	3	242	RUTGERS PL	02	NORWAY MAPLE 18 0
	8/19/2013	9	080	ST. MARY'S PL	01	LONDON PLANE 21 0
	8/20/2013	7	032	CEDAR ST	01	SYCAMORE 20 0
	8/20/2013	3	027	CLEVELAND AVE	01	NORWAY MAPLE 03 0
	8/20/2013	3	028	CLEVELAND AVE	01	FLOWERING PLUM 04 0
	8/20/2013	7	277	GRANT AVE	01	HEDGE MAPLE 20 0
	8/20/2013	3	302	WHITFORD AVE	01	FLOWERING PLUM 01 0
TOTAL NUMBER OF CLASS 2 PRUNING COMPLETED		= 20		TOTAL NUMBER OF MANHOURS:		0
CLASS 4 PRUNING COMPLETED	8/8/2013	2	180	COEYMAN AVE	01	PIN OAK 22 0
	8/8/2013	2	184	COEYMAN AVE	02	FLOWERING CHERRY 01 0
	8/8/2013	2	184	COEYMAN AVE	01	FLOWERING CHERRY 02 0
	8/8/2013	7	082	MT. VERNON ST	02	FLOWERING PEAR 06 0
	8/9/2013	5	035	PARK DR ON SHEPARD PL	01	NORWAY MAPLE 09 0

TOWNSHIP OF NUTLEY
Department of Parks and Public Property
REPORT 36 SHADE TREE DEPT. ACTIVITY, BY DATE

WORK COMPLETED	DATE WORK COMPLETED			ADDRESS		SPECIES	DIA (INCHES)	SHADE TREE
		ZONE	NO	STREET	POS			DEPARTMENT
CLASS 4 PRUNING COMPLETED	8/9/2013	5	019	SHEPARD PL	01	NORWAY MAPLE	06	0
	8/9/2013	5	023	SHEPARD PL	01	JAPANESE TREE LILAC	02	0
	8/9/2013	5	023	SHEPARD PL	01	JAPANESE TREE LILAC	02	0
	8/9/2013	5	027	SHEPARD PL	01	NORWAY MAPLE	07	0
	8/9/2013	5	031	SHEPARD PL	01	maple	20'	0
	8/9/2013	5	033	SHEPARD PL	01	FLOWERING CHERRY	03	0
	8/9/2013	5	037	SHEPARD PL	01	NORWAY MAPLE	06	0
	8/9/2013	5	043	SHEPARD PL	01	NORWAY MAPLE	06	0
	8/9/2013	5	044	SHEPARD PL	01	FLOWERING CHERRY	3	0
	8/9/2013	5	045	SHEPARD PL	01	RED MAPLE	03	0
	8/9/2013	5	048	SHEPARD PL	01	AMANOGAWA CHERRY	3	0
	8/9/2013	5	051	SHEPARD PL	01	RED MAPLE	03	0
	8/9/2013	5	055	SHEPARD PL	01	NORWAY MAPLE	02	0
	8/9/2013	5	055	SHEPARD PL	01	NORWAY MAPLE	02	0
	8/12/2013	5	012	EVELYN PL	01	ZELKOVA	07	0
	8/13/2013	1	062	OAKLEY TERR	01	LONDON PLANE	25	0
	8/14/2013	1	022	N. SPRING GARDEN AV	01	HONEY LOCUST	01	0
	8/14/2013	1	028	N. SPRING GARDEN AV	01	GINKGO	03	0
	8/14/2013	1	037	N. SPRING GARDEN AV	01	ZELKOVA	01	0
	8/14/2013	1	041	N. SPRING GARDEN AV	01	NORWAY MAPLE	09	0
	8/14/2013	1	044	N. SPRING GARDEN AV	01	LINDEN	11	0
	8/14/2013	1	044	N. SPRING GARDEN AV	02	NORWAY MAPLE	10	0
	8/14/2013	1	047	N. SPRING GARDEN AV	02	NORWAY MAPLE	08	0
	8/15/2013	6	155	NUTLEY AVE ON WALNUT ST	02	LINDEN	21	0
	8/15/2013	6	216	WALNUT ST	01	NORWAY MAPLE	18	0
	8/19/2013	2	016	LAUREL PL	01	NORWAY MAPLE	11	0

TOWNSHIP OF NUTLEY
Department of Parks and Public Property
REPORT 36 SHADE TREE DEPT. ACTIVITY, BY DATE

WORK COMPLETED	DATE WORK COMPLETED			ADDRESS		SPECIES	DIA (INCHES)	SHADE TREE
		ZONE	NO	STREET	POS			DEPARTMENT
CLASS 4 PRUNING COMPLETED	8/23/2013	7	022	LINN RD	01	LONDON PLANE	24	0
	8/26/2013	2	512	FRANKLIN AVE	01	FLOWERING PEAR	04	0
	8/26/2013	2	522-4	FRANKLIN AVE	01	FLOWERING PEAR	06	0
	8/29/2013	4	026	CEDAR ST	01	AILANTHUS	04	0
TOTAL NUMBER OF	CLASS 4 PRUNING COMPLETED	= 35		TOTAL NUMBER OF MANHOURS:				0
MISCELLANEOUS	8/12/2013	2	178	LAKESIDE DR	01	NORWAY MAPLE	18	0
	8/19/2013	7	118	BLOOMFIELD AVE	01	RED OAK	20	0
	8/23/2013	6	149	WALNUT ST	01	LONDON PLANE	24	0
TOTAL NUMBER OF	MISCELLANEOUS	= 3		TOTAL NUMBER OF MANHOURS:				0
REMOVED HANGER	8/8/2013	7	114	BROOKFIELD AVE	01	MAPLE	20	0
	8/8/2013	7	448	CHESTNUT PL	01	BLACK OAK	20	0
	8/8/2013	1	071	STANLEY AVE	01			0
	8/8/2013	2	236	VREELAND AVE	02	RED MAPLE	20	0
TOTAL NUMBER OF	REMOVED HANGER	= 4		TOTAL NUMBER OF MANHOURS:				0
SOIL AND SEED ADDED	8/19/2013	1	042	OAKLEY TERR	01	LINDEN	07	0
TOTAL NUMBER OF	SOIL AND SEED ADDED	= 1		TOTAL NUMBER OF MANHOURS:				0
TREE TAKEN DOWN	8/6/2013	6	054	WESTON ST	2	JAPANESE MAPLE	03	0
	8/12/2013	6	249	WALNUT ST	01R	PIN OAK	40	0
	8/19/2013	5	043	CHURCH ST	01	FLOWERING CHERRY	20	0
	8/23/2013	7	015	IVY PL	01	ASH	24	0
	8/26/2013	6	099	MYRTLE AVE	01	FLOWERING PLUM	04	0
	8/26/2013	8	013	SPRING ST	01	NORWAY MAPLE	02	0
	8/29/2013	8	026	FRANKLIN AVE	01	HONEY LOCUST	20	0

TOWNSHIP OF NUTLEY
Department of Parks and Public Property
REPORT 36 SHADE TREE DEPT. ACTIVITY, BY DATE

WORK COMPLETED	DATE WORK COMPLETED	ADDRESS			SPECIES	DIA (INCHES)	SHADE TREE DEPARTMENT MANHOURS
		ZONE	NO	STREET POS			
TOTAL NUMBER OF	TREE TAKEN DOWN	= 7			TOTAL NUMBER OF MANHOURS:		0

TOTAL SHADE TREE DEPT. MANHOURS FOR THE TIME PERIOD CHOSEN: 0

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY OCTOBER 1, 2013							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
13-03273	ESSEX COUNTY UTILITIES	98,630.09					98,630.09
13-03000	THE SIGN POST	193.00					193.00
13-02971	THE SIGN POST	80.00					80.00
13-02972	APOLLO FLAG CO	108.00					108.00
13-02784	MEDIAGRAPHS	20.00					20.00
13-03114	CABLEVISION	23.17					23.17
13-02912	ORIENTAL TRADING	83.99					83.99
13-03104	NJ ASSOC. VETERANS SERV	570.00					570.00
13-03296	NJ MEADOWLANDS COMM	8,728.06					8,728.06
13-03295	NJAFP	75.00					75.00
13-03302	TREASURER OF NJ NJDEP	85.00					85.00
13-03303	TIRE MANAGEMENT	122.50					122.50
13-03097	NUTLEY FAMILY SERVICE	5,416.67					5,416.67
13-03332	ANNMARIE NICOLETTE	30.00					30.00
13-03016	RESORTS ATLANTIC CITY	760.48					760.48
13-03333	JOE FISCHER	300.00					300.00
13-02509	ESSEX REG.HLTH.COMM.	1,545.00					1,545.00
13-03261	TREASURER SCHOOL MONEY		2,258,237.00				2,258,237.00
13-03260	PAYROLL AGENCY ACCT.		31,898.37				31,898.37
13-03287	PAYROLL AGENCY ACCT.		80.43				80.43
13-03154	PAYROLL AGENCY ACCT.		9.39				9.39
13-03193	VERIZON WIRELESS		48.03	781.12			829.15
13-03041	UPS		11.35				11.35
13-03175	NJ STATE LEAGUE OF MUNICP.		42.00				42.00
13-02809	NJ STATE LEAGUE OF MUNICP.		55.00				55.00
13-00501	PIRO,ZINNA,CIFELLI		991.20				991.20

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY OCTOBER 1, 2013							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
13-02806	ATLANTIC TOMORROW		24,666.00				24,666.00
13-03026	CINDY CORDETRO/NJ DCA		50.00				50.00
13-03187	P & A AUTO PARTS		101.61				101.61
13-03281	CUSTODIAN OF PETTY CASH		44.69				44.69
13-03174	MUN.CLERKS ASSOC.		30.00				30.00
13-03253	DEXTER TIMPAY		71.96				71.96
13-03257	SUMIPRO SARKAR		125.92				125.92
13-03254	THOMAS MARTIN		79.94				79.94
13-03256	SHEIKH RAHMAN		30.06				30.06
13-03255	FLORENCE MEEHAN		611.46				611.46
13-00998	VITAL COMMUNICATIONS		4,085.72				4,085.72
13-03117	VITAL COMMUNICATIONS		143.70				143.70
13-02990	DELGEN PRESS		139.00				139.00
13-03157	NICOLETTE TOWING		85.00				85.00
13-02874	SOURCE MEDIA		1,323.00				1,323.00
13-00037	RICHARD RENN		505.00				505.00
13-03118	TROPICANA RESORTS		210.00				210.00
13-02927	DELGEN PRESS		176.00				176.00
13-02915	DELGEN PRESS		176.00				176.00
13-03173	WIDMER TIME RECORDER		332.25				332.25
13-02976	W.B. MASON		136.98				136.98
13-02967	W.B. MASON		108.76				108.76
13-03278	TURN OUT FIRE & SAFETY			76.86			76.86
13-03222	TURN OUT FIRE & SAFETY			473.71			473.71
13-03230	TURN OUT FIRE & SAFETY			69.75			69.75
13-03235	TURN OUT FIRE & SAFETY			70.50			70.50

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY OCTOBER 1, 2013							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
13-03234	TURN OUT FIRE & SAFETY			58.75			58.75
13-03236	TURN OUT FIRE & SAFETY			58.75			58.75
13-03237	TURN OUT FIRE & SAFETY			58.75			58.75
13-03240	TURN OUT FIRE & SAFETY			69.75			69.75
13-03239	TURN OUT FIRE & SAFETY			58.75			58.75
13-03238	TURN OUT FIRE & SAFETY			58.75			58.75
13-03244	TURN OUT FIRE & SAFETY			599.70			599.70
13-03242	TURN OUT FIRE & SAFETY			70.50			70.50
13-03243	TURN OUT FIRE & SAFETY			58.75			58.75
13-03241	TURN OUT FIRE & SAFETY			58.75			58.75
13-03210	TURN OUT FIRE & SAFETY			37.24			37.24
13-03211	TURN OUT FIRE & SAFETY			406.02			406.02
13-03212	TURN OUT FIRE & SAFETY			537.70			537.70
13-03213	TURN OUT FIRE & SAFETY			613.78			613.78
13-03214	TURN OUT FIRE & SAFETY			330.46			330.46
13-03215	TURN OUT FIRE & SAFETY			562.55			562.55
13-03216	TURN OUT FIRE & SAFETY			562.55			562.55
13-03217	TURN OUT FIRE & SAFETY			562.55			562.55
13-03218	TURN OUT FIRE & SAFETY			69.75			69.75
13-03219	TURN OUT FIRE & SAFETY			58.75			58.75
13-03220	TURN OUT FIRE & SAFETY			69.75			69.75
13-03221	TURN OUT FIRE & SAFETY			58.75			58.75
13-03226	TURN OUT FIRE & SAFETY			58.75			58.75
13-03227	TURN OUT FIRE & SAFETY			58.75			58.75
13-03228	TURN OUT FIRE & SAFETY			82.25			82.25
13-03229	TURN OUT FIRE & SAFETY			58.75			58.75

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY OCTOBER 1, 2013							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
13-03231	TURN OUT FIRE & SAFETY			58.75			58.75
13-03232	TURN OUT FIRE & SAFETY			70.50			70.50
13-03233	TURN OUT FIRE & SAFETY			58.75			58.75
13-03245	TURN OUT FIRE & SAFETY			470.00			470.00
13-03250	JOHN HOLLAND			154.99			154.99
13-03283	CUSTODIAN OF PETTY CASH			81.22			81.22
13-03014	MORRISTOWN HOUSE OF GLASS			195.00			195.00
13-02958	ON LINE RIVER,LLC			108.93			108.93
13-02711	STAPLES PRINT SOLUTIONS			647.79			647.79
13-03008	GOODYEAR AUTO SERVICE			202.00			202.00
13-00554	LANGUAGE LINE SERVICE			39.35			39.35
13-00555	NO. JERSEY MEDIA GROUP			14.92			14.92
13-00557	NO. JERSEY MEDIA GROUP			128.21			128.21
13-02950	NJ LEAGUE OF MUINICIPALIES			55.00			55.00
13-01603	OFFICE SOLUTIONS			21,479.95			21,479.95
13-03115	CABLEVISION			54.95			54.95
13-03150	CABLEVISION			36.39			36.39
13-02808	GILBARCO INC			455.00			455.00
13-01799	KALDOR EMERGENCY LIGHTS			1,646.80			1,646.80
13-02961	NBC AUTO PARTS			387.50			387.50
13-03028	NBC AUTO PARTS			270.95			270.95
13-00368	POLAND SPRING			144.47			144.47
13-03101	MOBILE TECH			1,038.00			1,038.00
13-03100	MOBILE TECH			1,410.00			1,410.00
13-00827	MOONEY-GENERAL PAPER			201.59			201.59
13-03107	AT & T MOBILITY			130.74			130.74

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY OCTOBER 1, 2013							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
13-03129	NATIONAL FUEL OIL			10,434.55			10,434.55
13-03130	NATIONAL TERMINAL			10,161.72			10,161.72
13-00102	NICOLETTE TOWING CO			12.00			12.00
13-03208	PENNONI ASSOCIATES			630.00			630.00
13-03207	PENNONI ASSOCIATES			300.00			300.00
12-03249	PENNONI ASSOCIATES			400.00			400.00
13-02390	NJ LAW JOURNAL			157.95			157.95
13-02418	ROUTE 23 AUTO MALL			368.10			368.10
13-03292	VERIZON			95.84			95.84
13-03111	WEST GROUP			391.50			391.50
13-00536	INTERPORT CONTAINER			75.00			75.00
13-02871	SCARINCI HOLLENBECK			2,937.50			2,937.50
13/03203	KALDOR EMERGENCY LIGHTS			295.00			295.00
13-02114	E-S PASS			458.75			458.75
13-03353	TURN OUT FIRE & SAFETY			566.25			566.25
13-03195	CAP SERVICES DEMOLITION				12,779.58		12,779.58
11-03589	BADGER METER				23,982.00		23,982.00
13-03098	JACK VICCHIARIELLO LANSCP				950.00		950.00
13-00040	BELL-RIDGE PLUMBING				18.69		18.69
13-00056	NORTHEAST AUTOMOTIVE				8.90		8.90
13-00084	TOTAL CENTER MAINTENANCE				900.20		900.20
13-02997	HOME DEPOT				298.74		298.74
13-03165	HARVEY HECHTER				100.00		100.00
13-03164	PATTY DAVIS				48.09		48.09
13-03159	PSE & G				21,706.87		21,706.87
13-03162	PSE & G				93.62		93.62

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY OCTOBER 1, 2013							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
13-00044	P & A AUTO PARTS				55.50		55.50
13-00041	GRAINGER				150.40		150.40
13-00063	VIOLA BROTHERS				27.00		27.00
13-00369	POLAND SPRING				274.23		274.23
13-03102	MOBILE TECH				60.00		60.00
13-02589	BUSCH SYSTEMS				2,000.00		2,000.00
13-03012	INTERCITY TIRE				494.60		494.60
13-02956	CAMPBELL FOUNDRY				1,787.00		1,787.00
13-03284	CUSTODIAN OF PETTY CASH				17.00		17.00
13-03312	PASSAIC VALLEY WATER COM				57,706.44		57,706.44
13-00045	JOSEPH RICCIARDI PAINT				59.40		59.40
13-02483	DM FERNANDES				26,377.36		26,377.36
13-00044	P & A AUTO PARTS				26.80		26.80
13-00062	TILCON NJ				864.99		864.99
13-00062	TILCON NJ				129.98		129.98
13-03095	HOME DEPOT				207.97		207.97
13-01760	BRADLEY TIRE				1,386.96		1,386.96
13-03064	RHOMAR IND				2,249.38		2,249.38
13-02860	DELGEN PRESS				285.00		285.00
13-02859	GARDEN STATE HIGHWAY				150.00		150.00
13-02848	WIEGER'S INC				31.36		31.36
13-03170	NICOLETTE TOWING				450.00		450.00
13-03286	JOY INTINDOLA				100.00		100.00
13-00045	JOSEPH RICCIARDI PAINT				29.70		29.70
13-00086	VITAL COMMUNICATIONS				153.00		153.00
13-00062	GRANT SUPPLIES				150.88		150.88

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY OCTOBER 1, 2013							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
13-00062	TILCON NJ				128.46		128.46
13-02979	THE STAR LEDGER				60.00		60.00
13-03280	PASSAIC VALLEY WATE COMM				500.00		500.00
13-03282	PASSAIC VALLEY WATER COM				56,594.77		56,594.77
12-04049	NEGLIA ENGINEERING ASSOC				19,678.98		19,678.98
13-00046	AGL WELDING				206.92		206.92
13-00049	BEYER BROS				406.82		406.82
13-03305	NJSHBP-ACTIVE					349,358.72	349,358.72
13-03306	NJSHBP-RETIREE					171,620.66	171,620.66
13-00080	SPS					1,507.64	1,507.64
13-00855	CABLEVISION LIGHTPATH					3,056.69	3,056.69
12-05269	GATES FLAG & BANNERS					11,875.00	11,875.00
13-02923	MOONEY-GENERAL					1,990.25	1,990.25
13-03004	ABADEL PEST CONTROL					275.00	275.00
13-00019	TERRE CO					105.86	105.86
13-03116	CABLEVISION					8.78	8.78
13-00030	COMPLETE SAW SERVICE					34.95	34.95
13-00011	M & R CAR WASH					78.00	78.00
13-03285	CUSTODIAN OF PETTY CASH					108.03	108.03
13-03153	PSE & G					1,505.95	1,505.95
13-03160	PSE & G					731.23	731.23
13-03161	PSE & G					1,369.68	1,369.68
13-02890	W.B. MASON					337.89	337.89
13-02648	PIONEER PAINT					2,810.00	2,810.00
13-03252	JACOB CHACKO					50.00	50.00
13-03316	DELTA DENTAL OF NJ					12,854.05	12,854.05

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY OCTOBER 1, 2013							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
13-03317	DELTA DENTAL OF NJ					12,440.23	12,440.23
13-00010	HOOVER TRUCK CENTERS					154.49	154.49
13-03010	HOME DEPOT					35.94	35.94
13-02876	HESS CORP					103.35	103.35
13-02875	HESS CORP					75.05	75.05
13-02698	NJ RECREATION & PARKS					525.00	525.00
13-03319	JACK BARRY					734.30	734.30
13-03320	LORETTA KWAPNIEWSKI					419.60	419.60
13-00005	ATHENIA MASON					75.00	75.00
13-00261	AMERICAN HOSE					31.50	31.50
13-00015	P & A AUTO PARTS					87.08	87.08
13-00024	GRAINGER					42.02	42.02
13-02975	HOME DEPOT					110.61	110.61
13-03272	PSE & G					12.11	12.11
13-03167	PSE & G					19,747.24	19,747.24
13-02428	ALSIDE SUPPLY					362.38	362.38
13-03103	MOBILE TECH					60.00	60.00
13-03166	M.D. FLOORING					2,850.00	2,850.00
13-03072	COMPLETE SAW SERVICE					1,321.00	1,321.00
13-02842	NBC AUTO PARTS					765.00	765.00
13-02102	BIRD X INC					456.98	456.98
13-03337	FLAGSHIP DENTAL PLANS					639.16	639.16
13-03354	NOREEN HAVERON					479.41	479.41
13-03147	CATHY TAKEMOTO					40.00	40.00
13-02645	RUTGERS YOUTH SPORTS					762.50	762.50
13-03179	POWERHOUSE ENTERTAINMENT					1,850.00	1,850.00

**TOWNSHIP OF NUTLEY
BILL LIST
OCTOBER 1, 2013**

List of payroll submitted for approval by the Board of Commissioners at their regular meeting of OCTOBER 1, 2013:

PAYROLL-REGULAR SEPTEMBER 13, 2013:

Department of Public Affairs	
Department of Revenue & Finance	
Department of Public Safety	
Department of Public Works	
Department of Parks & Public Properties	
Department of Recreation Commission	122.76
Water Operations	
Due To From General Capital	
600 SERIES	
POLICE OUTSIDE DUTY	
C.E.H.A.	
ACC-U-VAC	
Sub Total	122.76

PAYROLL-OVERTIME SEPTMBER 13, 2013:

Department of Public Affairs	
Department of Revenue & Finance	
Department of Public Safety	
Department of Public Works	
Department of Parks & Public Properties	
Water Operations	
600 Series	
Sub Total	0.00

TOTAL PAYROLL: 122.76

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

Federal Withholding Tax	
Social Security	7.61
N.J. State Tax	1.26
Medicare	
Wage Execution	
Deferred Compensation	
Employee Disability Ins.	

**TOWNSHIP OF NUTLEY
BILL LIST
OCTOBER 1, 2013**

List of payroll submitted for approval by the Board of Commissioners at their regular meeting of OCTOBER 1, 2013:

PAYROLL-REGULAR SEPTEMBER 27, 2013:

Department of Public Affairs	21,678.00
Department of Revenue & Finance	58,625.12
Department of Public Safety	432,399.30
Department of Public Works	57,517.78
Department of Parks & Public Properties	76,781.17
Department of Recreation Commission	595.00
Water Operations	39,826.92
Due To From General Capital	3,519.91
600 SERIES	2,090.36
POLICE OUTSIDE DUTY	18,719.44
C.E.H.A.	1,151.29
ACC-U-VAC	1,886.36
Sub Total	714,790.65

PAYROLL-OVERTIME SEPTMBER 27, 2013:

Department of Public Affairs	0.00
Department of Revenue & Finance	247.36
Department of Public Safety	14,735.63
Department of Public Works	3,750.73
Department of Parks & Public Properties	3,919.60
Water Operations	9,536.64
600 Series	0.00
Sub Total	32,189.96

TOTAL PAYROLL: 746,980.61

GRAND TOTAL: 4,102,112.07

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

Federal Withholding Tax	92,543.42
Social Security	23,445.08
N.J. State Tax	27,138.72
Medicare	10,771.93
Wage Execution	3,371.17
Deferred Compensation	25,526.83
Employee Disability Ins.	5,066.26

**Township of Nutley
Essex County
One Kennedy Drive
Nutley, New Jersey 07110**

**FINAL ADOPTION OF ORDINANCE
ORDINANCE NO. 3249**

NOTICE IS HEREBY GIVEN, that the following Ordinance was approved for final adoption by the Board of Commissioners Township of Nutley, Essex County, New Jersey at a meeting held on Tuesday, October 1, 2013.

“AN ORDINANCE TO AMEND AN ORDINANCE CODIFIED IN THE CODE OF THE TOWNSHIP OF NUTLEY, CHAPTER 700, ENTITLED ZONING, PARTICULARLY ARTICLE V (GENERAL REGULATIONS), SECTION 9 ENTITLED PERMITTED USES IN R-1 ZONING DISTRICT & ARTICLE XI (ACCESSORY BUILDINGS, USES AND FENCES), SECTION 71 ENTITLED FENCES AND RETAINING WALLS. , TO DELETE AND AMEND THE REQUIREMENTS SET FORTH THEREIN.”

ALL “AYES” ON A ROLL CALL VOTE

Commissioner Rogers	“AYE”
Commissioner Tucci	“AYE”
Commissioner Evans	“Absent/Excused”
Commissioner Scarpelli	“AYE”
Mayor Petracco	“AYE”

**Evelyn Rosario, RMC, CMC
Municipal Clerk**

Nutley Sun Issue/Thursday, October 10, 2013/Via E-Mail: publicnotices@northjersey.com

ORDINANCE NO. 3249
INTRODUCED BY COMMISSIONER EVANS
INTRODUCED ON TUESDAY, SEPTEMBER 3, 2013
PUBLIC HEARING TUESDAY, OCTOBER 1, 2013
(ADVERTISE IN THE NUTLEY SUN ISSUE OF THURSDAY, SEPTEMBER 12, 2013)

ORDINANCE NO. 3249

AN ORDINANCE TO AMEND AN ORDINANCE CODIFIED IN THE CODE OF THE TOWNSHIP OF NUTLEY, CHAPTER 700, ENTITLED ZONING, PARTICULARLY ARTICLE V (GENERAL REGULATIONS), SECTION 9 ENTITLED PERMITTED USES IN R-1 ZONING DISTRICT & ARTICLE XI (ACCESSORY BUILDINGS, USES AND FENCES), SECTION 71 ENTITLED FENCES AND RETAINING WALLS. , TO DELETE AND AMEND THE REQUIREMENTS SET FORTH THEREIN.

BE IT ENACTED by the Board of Commissioners of the Township of Nutley that Section 9 entitled Permitted uses in R-1 Zoning District be amended as follows:

DELETE

D. A noncommercial swimming pool as an accessory use subject to the following:

(3) An approved fence at least five feet high shall surround such structure and shall contain a gate capable of being securely fastened and locked by the owner, except that above ground pools shall be exempt from this section if it complies with applicable state codes.

ADD

D. A noncommercial swimming pool as an accessory use subject to the following:

(3) An approved fence at least four feet high shall surround such structure and shall contain a gate capable of being securely fastened and locked by the owner, except that above ground pools shall be exempt from this section if it complies with applicable state codes.

BE IT ENACTED by the Board of Commissioners of the Township of Nutley that Section 71 entitled Fences and Retaining Walls of the Code of the Township of Nutley, is hereby amended to set forth the requirements set forth therein:

Article XI Accessory Buildings, Uses and Fences

§ 700-71. Fences and retaining walls

The yard requirements in this chapter shall not apply to fences and retaining walls. The height and other requirements pertaining to fences and retaining walls shall be as herein set forth.

- A. No fences of any type shall be permitted in any front yard.
 - B. A fence erected along the side lines from the front line of a main structure to the rear line of such structure and within such lines shall not exceed four feet in height and shall be not less than two feet in height and shall be of 50% open construction (i.e., the open spaces in the fence shall be at least the same width of each picket, slat or other construction element of such fence). The setback for any such fence shall be in line with the furthest setback of the adjacent property or the property upon which the fence is being erected, whichever setback is greater.
 - C. A fence erected along the side lines from the rear line of a main structure to the rear property line and along said rear property line and within such lines shall not exceed six feet in height and not be of solid construction. A stockade fence is hereby deemed to be of solid construction.
 - D. A fence erected on any corner lot shall conform to the fence requirements for the adjoining properties.
 - E. If, by the application of the provisions of this chapter, because of the location or position of any interior lots, the owners of lands along a common boundary line are restricted to the erection of fences of one or the other of two maximum heights, then, in such case, notwithstanding such provisions, all owners along said common boundary line shall be permitted to erect a fence of the greater maximum height, provided the fence so erected is the kind or type required by the provisions of this article.
 - F. No permit shall be issued for the construction of any fence, the apparent purpose of which is to obstruct light and air in relation to adjoining property for any fence which shall constitute a hazard, including but not limited to spike, barbed-wire, electrical fences and "spite" type fences. A spite-type fence is any fence that creates a detrimental impact on adjacent surrounding property owners, such as increased restricted use of a vehicle, creates a safety risk or potential motor vehicle damage.
 - G. The finished side of the fence, as determined by the Construction Official, shall face toward the direction of the adjoining properties.
 - H. Notwithstanding the foregoing, a stockade fence with no open construction may be erected in accordance with the location and height limitations contained in Subsection C hereof if the written consent of the adjoining property owner or owners is filed with the Construction Official.
 - I. Notwithstanding the foregoing, fences in all zones other than residential zones shall not exceed eight feet in height, and front yard fences shall also be permitted in such
-

nonresidential zones, not including residential uses, subject to all other provisions of this chapter not inconsistent herewith.

- J. All fences erected in a residential zone shall be located a minimum of four inches (4") in from the property lines for fences that require a foundation. At no time can a fence either above or below ground encroach on the adjacent property.
- K. Temporary fences such as snow fences, silt fences, garden fences and construction fences do not need permits.

§ 700-72 Fees.

Fees shall be as per construction permit fee schedule

§ 700-73 Effect of provisions.

The provisions of this article shall be superseded or supplemented by more stringent requirements relative to swimming pools and screening as specified elsewhere in this chapter and Chapter 600, Site Plan Review.

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Steven Rogers FOR Commissioner Thomas J. Evans *Date:* October 1, 2013

Seconded by: Commissioner Joseph P. Scarpelli *No.* 230-13

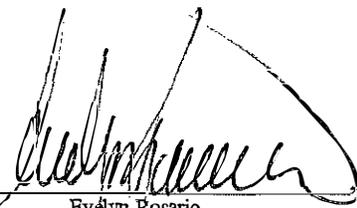
WHEREAS, there exists outstanding checks on the books of the **Claims Account**; and

WHEREAS, these checks have been investigated and it has been determined that they should be cancelled;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners, of the Township of Nutley, County of Essex, New Jersey, that the following outstanding checks totaling **\$18,783.90** be and are hereby cancelled.

<u>CHECK NUMBER</u>	<u>AMOUNT</u>
85105	70.00
86329	250.00
90229	79.19
92076	110.00
92424	30.00
92897	60.00
93122	60.00
93462	19.50
93784	1,122.00
93807	60.00
94046	1,787.50
94258	1,340.64
94266	1,959.38
94313	1,519.38
94555	27.50
94749	2,785.55
96114	838.05
96415	330.00
96598	20.00
97122	24.00
97579	60.00
97589	100.00
97709	60.00
98258	97.15
98286	47.00
100004	1,336.09
100346	26.25
100475	40.00
101792	125.00
101975	400.00
102206	19.50
102623	32.50

103433	60.00
103639	50.00
103999	310.06
104236	250.00
104611	10.80
105251	40.00
105381	48.00
105813	35.00
105884	35.00
106228	20.00
103305	500.00
106432	187.78
106563	634.50
106863	72.00
106876	13.00
107023	25.00
107558	1,466.16
107954	20.00
108548	100.00
109727	28.42
110312	42.00

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 October 1, 2013

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

**BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY**

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* October 1, 2013
Seconded by: Commissioner Steven Rogers *No.* 231-13

WHEREAS, Resolution 223-13 was adopted at the Board of Commissioners meeting held on September 17, 2013 for Change Order #1 to CAP Services, 81 Heckel Street, Belleville, NJ 07109 for the demolition of 43 Donna Court, 47 Donna Court and 49 Donna Court; and

WHEREAS, the total contract amount in said resolution was calculated incorrectly and resolution 223-13 shall be rescinded; and

WHEREAS, bids for the Demolition of 43 Donna Court, 47 Donna Court and 49 Donna Court were received and opened on Tuesday, April 9, 2013; and

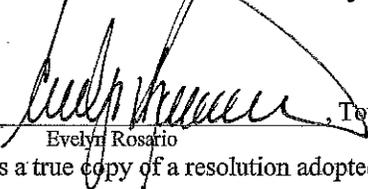
WHEREAS, as per Pennoni Associates recommendation, Cap Services, 81 Heckel Street, Belleville, New Jersey 07109, was the low bidder; and

WHEREAS, Change Order #1 has been authorized for additional landscaping in the amount of \$12,779.58 for a total contract price of \$80,519.58;

WHEREAS, funds are available from Capital Ordinance #3171A in the amount of \$4,259.86 and Capital Ordinance #3172 in the amount of \$8,519.72 and have been certified by the Chief Financial Officer, said certification being attached to this resolution;

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Change Order #1, as attached, is a change from the contract previously made by the Township of Nutley with CAP Services, Inc, for the Project known as Demolition of 43 Donna Court, 47 Donna Court and 49 Donna Court are hereby authorized and approved.

. . .

I, , Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held October 1, 2013

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* October 1, 2013

Seconded by: Commissioner Steven Rogers *No.* 232-13

WHEREAS, Bids for Sargent Street, Essex Street and additional Various Streets, Curbs and Sidewalks were received and opened on September 12, 2013; and

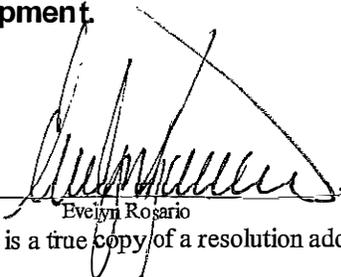
WHEREAS, AJM Contractors, Inc., 300 Kuller Road, Clifton, New Jersey 07011, was the lowest responsible bidder; and

WHEREAS, the base bid for the Sargent Street, Essex Street and additional Various Streets, Curbs and Sidewalks was in the amount of \$137,433.00 and the Alternate Bid #1 in the amount of \$126,724.00 and Alternate Bid #2 in the amount of \$94,850.00 for a total bid of a \$359,007.00; and

WHEREAS, the award of this contract is subject to the availability and appropriation of sufficient funds from Community Development Block Grant in the amount of \$137,433.00 through monies provided by a grant from the Essex County Division of Housing and Community Development and Ordinance #3243 in the amount of \$221,574.00 and subject to this caveat, have been certified by the Chief Financial Officer, said certification being attached to this resolution;

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that a contract be awarded to AJM Contractors, Inc., for the total bid in the amount not to exceed \$359,007.00 and that the Mayor and Township Clerk are hereby authorized to enter into and sign said contract for the Township of Nutley subject to final approval and funding by Essex County Division of Housing and Community Development.

. . .

I, , Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held October 1, 2013

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

**BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY**

Resolution

Introduced by: Mayor Alphonse Petracco

October 1, 2013

Date: _____

Seconded by: Commissioner Mauro G. Tucci

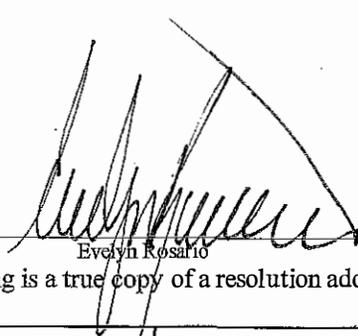
No. 233-13

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

Friends of Nutley Singers	License No. 01-14 Off-Premise 50/50 Cash Raffle	March 9, 2014
Holy Family Church	License No. 61-13 On-Premise Merchandise Raffle	November 3, 2013

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, that the licenses are approved and the Municipal Clerk is authorized to issue the licenses.

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held October 1, 2013

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

**BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY**

Resolution

Introduced by: Mayor Alphonse Petracco

October 1, 2013

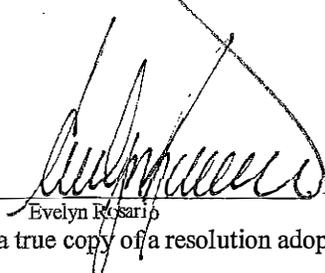
Date: _____

Seconded by: Commissioner Mauro G. Tucci

No. 234-13

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

Alfred A. Rojas
60 Kingsland Street

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 October 1, 2013

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY
Resolution

Introduced by: Mayor Alphonse Petracco

October 1, 2013

Date: _____

Seconded by: Commissioner Mauro G. Tucci

No. 235-13

WHEREAS, the Township of Nutley, County of Essex, New Jersey wishes to apply for funding a project under the Safe and Secure Communities Program (Grant P-5508-13); and

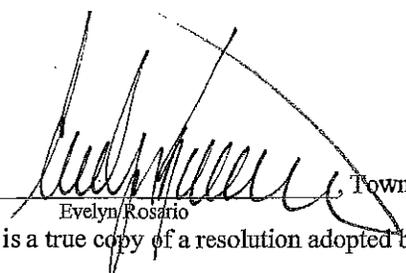
WHEREAS, the Board of Commissioners of the Township of Nutley in the County of Essex, New Jersey has reviewed the accompanying application and has approved said request; and

WHEREAS, the project is a joint effort between the Department of Law and Public Safety and the Township of Nutley, County of Essex, New Jersey for the purpose described in the application;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley in the County of Essex, New Jersey that:

1. As a matter of public policy the Township of Nutley, County of Essex, New Jersey wishes to participate to the fullest extent possible with the Department of Law and Public Safety.
2. The Attorney General of New Jersey will receive funds on behalf of the applicant.
3. The Division of Criminal Justice shall be responsible for the receipt and review of the applications for said funds.
4. The Division of Criminal Justice shall initiate allocations to each applicant as authorized.

. . .

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 October 1, 2013

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY
Resolution

Introduced by: Commissioner Steven Rogers

October 1, 2013

Date: _____

Seconded by: Commissioner Joseph P. Scarpelli

No. 236-13

WHEREAS, in 2012-2013, an estimated 232,340 new cases of invasive breast cancer and 64,640 cases of non-invasive breast cancer are expected to be diagnosed in women in the U.S.; and

WHEREAS, in 2011-2012 close to 40,000 women will lose their lives as a result of the breast cancer, - 1,500 in the State of New Jersey alone; and

WHEREAS, breast cancer is the second leading cause of cancer death for women in the U.S, after lung cancer; and

WHEREAS, recent strides in early detection, including the use of mammography, and prompt treatment have significantly reduced the suffering and deaths caused by this disease; and

WHEREAS, the Department of Public Affairs will continue to work with Nutley Thriving Survivors, a nonprofit corporation, to develop programs to increase awareness of the symptoms of breast cancer and to support those women, and men, who may be diagnosed with the disease;

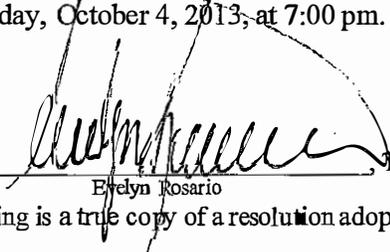
NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey declare **OCTOBER** as

BREAST CANCER AWARENESS MONTH

BE IT FURTHER RESOLVED that we urge all women and their families in the Township of Nutley to seek assistance in obtaining the facts and information about breast cancer, mammography and available support groups for victims and to participate in the programs scheduled this year for residents of the Township and breast cancer survivors, and

BE IT FURTHER RESOLVED that residents are encouraged to join the Thriving Survivors and celebrate the lives of Nutley women who have been affected by breast cancer by participating in the Nutley Thriving Survivors Walk on Friday, October 4, 2013, at 7:00 pm.

. . .

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 October 1, 2013

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci Jointly with October 1, 2013
Commissioner Joseph P. Scarpelli *Date:* _____

Seconded by: Mayor Alphonse Petracco and *No.* 237-13
Commissioner Joseph P. Scarpelli _____

WHEREAS, the Township has received and reviewed Requests for Qualifications for “Special Development Counsel” for the Township of Nutley; and

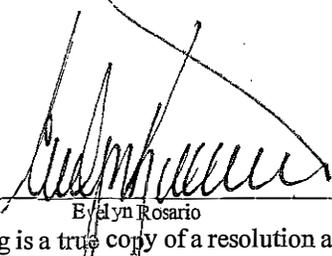
WHEREAS, the Township has considered all proposals on the most advantageous price and other factors considered, including experience and expertise; and

WHEREAS, funds are available from account no 3-01-226-205 and have been certified by the chief financial officer, said certification being attached to this resolution;

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

1. That Mayor and Township Clerk are hereby authorized and directed to execute an agreement with Inglesino, Pearlman, Wyciskala & Taylor, LLC, 600 Parsippany Road in Parsippany, New Jersey 07054, for a term beginning October 1, 2013- December 31, 2013.
2. That the firm of Inglesino, Pearlman, Wyciskala & Taylor, LLC, authorized to practice in the State of New Jersey, be awarded a contract for Counsel for the Township of Nutley for the year 2013 to perform services of special redevelopment counsel with regard to the Hoffman La Roche property and they shall receive such compensation in accordance with the quote submitted and not to exceed \$25,000.00.
3. That the aforesaid contract is awarded as fair and open.
4. A copy of this Resolution, as well as the contract, shall be placed on file with the Clerk.

. . .

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 October 1, 2013

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY
Resolution

Introduced by: Mayor Alphonse Petracco

October 1, 2013

Date: _____

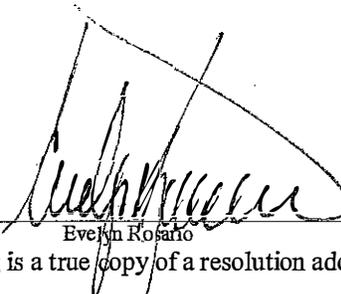
Seconded by: Commissioner Mauro G. Tucci

No. 238-13

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that **Angelo Servidio, Esq.** be appointed as Interim Assistant Prosecutor for the Township of Nutley effective October 3, 2013 through December 31, 2013.

BE IT FURTHER RESOLVED, that said title and salary range be included in the 2013 salary ordinance.

. . .

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 October 1, 2013

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY.

Resolution

Introduced by: Mayor Alphonse Petracco

October 1, 2013

Date: _____

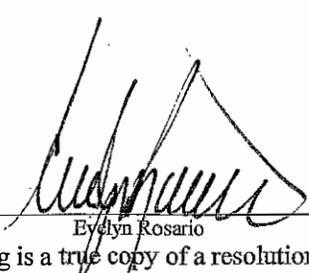
Seconded by: Commissioner Mauro G. Tucci

No. 239-13

WHEREAS, on September 10, 2013, a Memorandum of Agreement was reached between the Township of Nutley and Nutley PBA Local 33; and

WHEREAS, the Township of Nutley desires to enter into a four year contract with PBA Local 33 in accordance with the terms and conditions outlined in the Memorandum of Agreement,

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Township of Nutley be and is hereby authorized to enter into a contract with PBA Local 33 in accordance with the terms and conditions set forth in the Memorandum of Agreement signed on September 10, 2013 and in a form approved by counsel.

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 October 1, 2013

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