

**Township of Nutley
Board of Commissioners
Meeting Minutes
Tuesday, July 17, 2012
7:00 P.M**

A workshop meeting of the Board of Commissioners of the Township of Nutley was held in the 3rd floor Commission Chambers Conference Room and called to order. Adequate notification was published in the official newspapers of the Township of Nutley.

OPEN PUBLIC MEETING STATEMENT:

Evelyn Rosario, Municipal Clerk, read the following statement Pursuant to the requirements of the Open Public Meeting Law (Chapter 231, P.L.1975), notice of this meeting was published in the December 22, 2011 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.

ROLL CALL:

Commissioner Rogers	- Present
Commissioner Tucci	- Present
Commissioner Evans	- Present
Commissioner Scarpelli	- Present
Mayor Petracco	- Present

The Board of Commissioners at their workshop session reviewed all the agenda items as listed in attached minutes.

Prior to entering into public session, the Municipal Clerk read the following executive session resolution. Motion to introduce by Commissioner Scarpelli, seconded by Commissioner Evans. All Ayes on a roll call vote. Entered Executive Session at 7:15 PM.

Resolution # 189-12

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. Potential Litigation arising from potential tax appeals
2. Potential Litigation against the town

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.

Commissioner Scarpelli made a motion to exit executive session and enter into public session, seconded by Commissioner Tucci. All Ayes. Exited Executive Session at 8:10PM.

P R O C E E D I N G S

(Pledge of Allegiance)

MAYOR PETRACCO: Can we just please have a moment of silence for the men and women serving overseas, please? Thank you.

Madam Clerk, can you please read the Sunshine Notice?

MADAM CLERK: Yes, Mayor.

Tuesday, July 17th, 2012. Pursuant to the requirements of the Open Public Meeting Law, Chapter 231, Public Laws 1975, notice of this meeting was published in the December 22, 2011, 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.

1 MADAM CLERK: All present, Mayor.

2 MAYOR PETRACCO: Thank you.

3 Minutes, Madam Clerk?

4 MADAM CLERK: We have no minutes this evening,
5 Mayor.

6 MAYOR PETRACCO: Communications?

7 MADAM CLERK: We have no communications or
8 correspondence this evening, Mayor.

9 MAYOR PETRACCO: Reports?

10 MADAM CLERK: There are no reports this evening,
11 Mayor.

12 MAYOR PETRACCO: We move on to bills.

13 MADAM CLERK: Yes, Mayor.

14 Tuesday, July 17th, 2012 bill list.

15 Public affairs: \$107,616.18;

16 Revenue and Finance: \$3,259,776.26;

17 Public Safety: \$59,787.13;

18 Public Works: \$57,104.73;

19 Parks and Public Property: \$317,343.44;

20 Payroll as of July 6th, 2012: \$744,116.40;

21 For a grand total bill list of: \$4,545,744.14.

22 And that's all for bills this evening, Mayor.

23 MALE SPEAKER: Second.

24 MADAM CLERK: Commissioner Rogers?

25 COMMISSIONER ROGERS: Aye.

1 MADAM CLERK: Commissioner Tucci?

2 COMMISSIONER TUCCI: Aye.

3 MADAM CLERK: Commissioner Evans?

4 COMMISSIONER EVANS: Aye.

5 MADAM CLERK: Commissioner Scarpelli?

6 COMMISSIONER SCARPELLI: Aye.

7 MADAM CLERK: Mayor Petracco?

8 MAYOR PETRACCO: Aye.

9 MADAM CLERK: That's all for bills, Mayor.

10 Thank you.

11 MAYOR PETRACCO: Thank you. We will move on to
12 ordinance introductions.

13 Commissioner Evans.

14 COMMISSIONER EVANS: Thank you. 3215, an
15 ordinance, which I'll read by title. An ordinance to amend
16 an ordinance codified in the code of the Township of Nutley,
17 Chapter 228, entitled "Vehicles and Traffic," particularly
18 Article VII (Special Zones and Areas), Section 29A entitled
19 "Handicapped Parking," to add locations set forth on
20 Franklin Avenue and Hope Street.

21 I move that this ordinance be passed to a second
22 reading and advertised in the Nutley Sun, together with the
23 notice required by law, and that further consideration of
24 said ordinance for final passage at Public Board of
25 Commissioners be held at its second reading on August 21st,

1 2012.

2 So move.

3 COMMISSIONER TUCCI: Second.

4 MADAM CLERK: Commissioner Rogers?

5 COMMISSIONER ROGERS: Aye.

6 MADAM CLERK: Commissioner Tucci?

7 COMMISSIONER TUCCI: Aye.

8 MADAM CLERK: Commissioner Evans?

9 COMMISSIONER EVANS: Aye.

10 MADAM CLERK: Commissioner Scarpelli?

11 COMMISSIONER SCARPELLI: Aye.

12 MADAM CLERK: Mayor Petracco?

13 MAYOR PETRACCO: Aye.

14 We have a public hearing, Commissioner Evans.

15 COMMISSIONER EVANS: Yes, this is a public hearing
16 on our capital ordinance, which 3213 and 3214.

17 3213 appropriates \$350,000 for road improvements
18 for the Township of Nutley for the coming year.

19 MAYOR PETRACCO: Is there anyone here this evening
20 that would like to approach the Board and comment on this
21 Ordinance No. 3213?

22 MALE SPEAKER: Move to close the public hearing?

23 MALE SPEAKER: Second.

24 MADAM CLERK: Commissioner Rogers?

25 COMMISSIONER ROGERS: Aye.

1 MADAM CLERK: Commissioner Tucci?

2 COMMISSIONER TUCCI: Aye.

3 MADAM CLERK: Commissioner Evans?

4 COMMISSIONER EVANS: Aye.

5 MADAM CLERK: Commissioner Scarpelli?

6 COMMISSIONER SCARPELLI: Aye.

7 MADAM CLERK: Mayor Petracco?

8 MAYOR PETRACCO: Aye.

9 COMMISSIONER EVANS: Move the ordinance.

10 COMMISSIONER TUCCI: Second.

11 MADAM CLERK: Commissioner Rogers?

12 COMMISSIONER ROGERS: Aye.

13 MADAM CLERK: Commissioner Tucci?

14 COMMISSIONER TUCCI: Aye.

15 MADAM CLERK: Commissioner Evans?

16 COMMISSIONER EVANS: Aye.

17 MADAM CLERK: Commissioner Scarpelli?

18 COMMISSIONER SCARPELLI: Aye.

19 MADAM CLERK: Mayor Petracco?

20 MAYOR PETRACCO: Aye.

21 COMMISSIONER EVANS: The second ordinance is for
22 the various capital improvements in the Township -- for the
23 Township other than road improvements.

24 Particularly a front loader truck, additional
25 improvements to our parks and our equipment, building

1 renovations, removal of an underground storage tank,
2 purchase of trees and plantings to replenish our tree canopy
3 that was impacted by the various storms and to purchase a
4 single vehicle.

5 MAYOR PETRACCO: Is there anyone here this evening
6 that would like to comment on Ordinance No. 3214?

7 Seeing no one, we will close the public hearing.

8 MALE SPEAKER: Second.

9 MADAM CLERK: Commissioner Rogers?

10 COMMISSIONER ROGERS: Aye.

11 MADAM CLERK: Commissioner Tucci?

12 COMMISSIONER TUCCI: Aye.

13 MADAM CLERK: Commissioner Evans?

14 COMMISSIONER EVANS: Aye.

15 MADAM CLERK: Commissioner Scarpelli?

16 COMMISSIONER SCARPELLI: Aye.

17 MADAM CLERK: Mayor Petracco?

18 MAYOR PETRACCO: Aye.

19 COMMISSIONER EVANS: Move the ordinance.

20 COMMISSIONER TUCCI: Second.

21 MADAM CLERK: Commissioner Rogers?

22 COMMISSIONER ROGERS: Aye.

23 MADAM CLERK: Commissioner Tucci?

24 COMMISSIONER TUCCI: Aye.

25 MADAM CLERK: Commissioner Evans?

1 COMMISSIONER EVANS: Aye.

2 MADAM CLERK: Commissioner Scarpelli?

3 COMMISSIONER SCARPELLI: Aye.

4 MADAM CLERK: Mayor Petracco?

5 MAYOR PETRACCO: Aye.

6 We'll now move on to resolutions.

7 Commissioner Tucci?

8 COMMISSIONER TUCCI: Yes.

9 WHEREAS, the Suburban Essex Joint Insurance Fund
10 (hereinafter referred to as the Fund) is a duly chartered
11 Municipal Insurance Fund as authorized by NJSA 40A:10-36
12 and;

13 WHEREAS, the Township of Nutley is currently a
14 member of said Fund, and;

15 WHEREAS, effective December 31, 2012 said
16 membership will expire unless earlier renewed, and;

17 WHEREAS, the Governing body of the Township of
18 Nutley has resolved to renew said membership;

19 NOW THEREFORE, it is agreed as follows:

20 1. The Township of Nutley hereby renews its
21 membership in the Suburban Essex Joint Insurance Fund for a
22 three (3) year period, beginning January 1, 2013 and ending
23 January 1, 2016.

24 2. The Township of Nutley hereby ratifies and
25 reaffirms the Indemnity and Trust Agreement, Bylaws and

1 other organizational and operational documents of the
2 Suburban Essex Joint Insurance Fund as from time to time
3 amended and altered by the Department of Insurance in
4 accordance with the applicable statutes and administrative
5 regulations as if each and every one of said documents were
6 re-executed contemporaneously herewith.

7 3. The Township of Nutley agrees to be a
8 participating member of the Fund for a period herein
9 provided for and to comply with all of the rules and
10 regulations and obligations associated with said membership.

11 I move the resolution.

12 COMMISSIONER EVANS: Second.

13 MADAM CLERK: Commissioner Rogers?

14 COMMISSIONER ROGERS: Aye.

15 MADAM CLERK: Commissioner Tucci?

16 COMMISSIONER TUCCI: Aye.

17 MADAM CLERK: Commissioner Evans?

18 COMMISSIONER EVANS: Aye.

19 MADAM CLERK: Commissioner Scarpelli?

20 COMMISSIONER SCARPELLI: Aye.

21 MADAM CLERK: Mayor Petracco?

22 MAYOR PETRACCO: Aye.

23 COMMISSIONER TUCCI: The second resolution I will
24 introduce on behalf of the entire Board of Commissioners.
25

1 WHEREAS, on June 26, 2012, after 83 years,
2 Hoffmann-La Roche announced, without any advanced notice
3 that it was closing their Nutley/Clifton Campus; and;

4 WHEREAS, the township was informed that
5 approximately 1,000 employees and 1,000 contractors were
6 noticed that their jobs would be eliminated; and

7 WHEREAS, Roche is the biggest tax ratable in
8 Nutley at \$9.1 million per year; and

9 WHEREAS, Roche has indicated that it has created a
10 high level plan for the site with details to follow; and

11 WHEREAS, the township of Nutley has not been privy
12 to said plan yet; and

13 WHEREAS, the Nutley Board of Commissioners have a
14 responsibility to its citizens to take a pro-active position
15 in the re-purposing of the site, including to the greatest
16 extent possible, maintaining or increasing the tax ratable
17 and property value, assuring the safe remediation of said
18 and surrounding property, and the attraction of a township
19 compatible re-use in cooperation with the City of Clifton;
20 and;

21 WHEREAS, a comprehensive investigation needs to be
22 undertaken to identify the entire spectrum of issues the
23 township will be confronted with; and;

24 WHEREAS, at the very least, the township attorney,
25 the assistant township attorney, special tax council,

1 planning board attorney, zoning board of adjustment attorney
2 and the tax assessor are best suited to begin this process;
3 and;

4 WHEREAS, the Board of Commissioners need to
5 monitor the actions of Roche and speak with one voice to
6 manage and keep our residents informed as the events
7 surrounding this evolving departure continue; and;

8 WHEREAS, it may be necessary to hire a
9 professional(s) to assist the Board of Commissioners in this
10 endeavor;

11 NOW THEREFORE BE IT RESOLVED, that the Board of
12 Commissioners hereby designate the above noted and any other
13 professionals that may be appropriate, to prepare a plan and
14 recommendations to the Board of Commissioners to assure the
15 least disruptive transition from the present use of the
16 Roche site, to whatever may be the highest and best use of
17 the property and most compatible and beneficial to the
18 municipal entities affected, speaking on behalf of same;
19 and;

20 BE IT FURTHER RESOLVED, that until such time as
21 the Board of Commissioners have a detailed plan with
22 quantifiable time lines that no official action, including
23 granting of permits or any other approvals is granted on
24 behalf of the township and according to law.

25 I move the resolution.

1 MALE SPEAKER: Second.

2 MADAM CLERK: Commissioner --

3 MALE SPEAKER: Can we second that by acclamation?

4 MALE SPEAKER: Might as well, (indiscernible).

5 MALE SPEAKER: (Indiscernible) anyway.

6 MALE SPEAKER: Yeah. Is that --

7 MADAM CLERK: Okay. So it's going to be seconded
8 by the entire Board of Commissioners?

9 MALE SPEAKER: Yes.

10 MADAM CLERK: So it's seconded by Commissioner
11 Rogers, Commissioner Tucci, Commissioner Evans, Commissioner
12 Scarpelli and Mayor Petracco?

13 MALE SPEAKER: That is correct.

14 MALE SPEAKER: Yes.

15 MADAM CLERK: Okay. Commissioner Rogers?
16 Commissioner Tucci?

17 COMMISSIONER TUCCI: Aye.

18 MADAM CLERK: Commissioner Evans?

19 COMMISSIONER EVANS: Aye.

20 And I wanted to acknowledge Commissioner Tucci for
21 taking the time to prepare the resolution on behalf of the
22 Board.

23 COMMISSIONER TUCCI: Thank you, but it was not
24 without the input of my colleagues.

25 MADAM CLERK: Commissioner Scarpelli?

1 COMMISSIONER SCARPELLI: Aye.

2 MADAM CLERK: Mayor Petracco?

3 MAYOR PETRACCO: Aye.

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

5 MAYOR PETRACCO: Thank you.

6 Commissioner Evans?

7 COMMISSIONER EVANS: Thank you.

8 WHEREAS, N.J.S.A. 40:48-2.14 allows a municipality
9 to cut brush, hedges and other plant life from any lands
10 under the direction of the code enforcement office
11 consistent with our property maintenance code;

12 WHEREAS, a municipal officer has certified the
13 cost of such services against the properties in the attached
14 certified list;

15 WHEREAS, the Township enacted Chapter 240 entitled
16 Brush, Grass and Weeds which provides that amounts charged
17 to cut brush, hedges and other plant life by the
18 municipality shall become a lien upon such lands.

19 NOW, THEREFORE, BE IT RESOLVED by the Board of
20 Commissioners and the Township of Nutley in the County of
21 Essex that this Resolution be transmitted to the Tax
22 Collector and that a lien be placed upon the referenced
23 lands in the amounts indicated.

24 So move.

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 Evans?

6 COMMISSIONER EVANS: Aye.

7 MADAM CLERK: Commissioner Scarpelli?

8 COMMISSIONER SCARPELLI: Aye.

9 MADAM CLERK: Mayor Petracco?

10 MAYOR PETRACCO: Aye.

11 COMMISSIONER EVANS: BE IT RESOLVED, by the Board
12 of Commissioners of the Township of Nutley, in the County of
13 Essex, New Jersey, that the Treasurer be and she is hereby
14 authorized to refund overpayments of property taxes for
15 Block 3900, Lot 18 in the amount of \$1,877.95 for tax year
16 2011.

17 So move.

18 COMMISSIONER TUCCI: Second.

19 MADAM CLERK: Commissioner Rogers?

20 COMMISSIONER ROGERS: Aye.

21 MADAM CLERK: Commissioner Tucci?

22 COMMISSIONER TUCCI: Aye.

23 MADAM CLERK: Commissioner Evans?

24 COMMISSIONER EVANS: Aye.

25 MADAM CLERK: Commissioner Scarpelli?

1 COMMISSIONER SCARPELLI: Aye.

2 MADAM CLERK: Mayor Petracco?

3 MAYOR PETRACCO: Aye.

4 COMMISSIONER EVANS: WHEREAS, N.J.S.A. 40A: 5-4
5 requires the governing body of every local unit to have made
6 an annual audit of its books, accounts and financial
7 transactions, and

8 WHEREAS, the Annual Report for the year 2011 has
9 been filed by a Registered Municipal Accountant with the
10 Municipal Clerk pursuant to N.J.S.A. 40A: 5-6, and a copy
11 has been received by each member of the governing body; and

12 WHEREAS, R.S. 52:27BB-34 authorizes the Local
13 Finance Board of the State of New Jersey to prescribe
14 reports pertaining to the local fiscal affairs, and

15 WHEREAS, the Local Finance Board has promulgated
16 N.J.A.C. 5:30-6.5, a regulation requiring that the governing
17 body of each municipality shall, by resolution, certify to
18 the Local Finance Board of the State of New Jersey that all
19 members of the governing body have reviewed, at a minimum,
20 the sections of the annual audit entitled General Comments
21 and Recommendations; and

22 WHEREAS, members of the governing body have
23 personally reviewed, as a minimum, the Annual Report of
24 Audit and specifically the sections of the Annual Audit
25 entitled General Comments and Recommendations, as evidenced

1 by the group's affidavit form of the governing body attached
2 hereto; and

3 WHEREAS, such resolution of certification shall be
4 adopted by the Governing Body no later than forty-five days
5 after the receipt of the annual audit, pursuant to N.J.A.C.
6 5:30-6.5; and

7 WHEREAS, all members of the governing body have
8 received and have familiarized themselves with, at least,
9 the minimum requirements of the Local Finance Board of the
10 State of New Jersey, as stated aforesaid and as subscribed
11 to the affidavit, as provided by the Local Finance Board,
12 and

13 WHEREAS, failure to comply with the promulgations
14 of the Local Finance Board of the State of New Jersey may
15 subject the members of the local governing body to the
16 penalty provisions of R.S. 52:27BB-52.

17 NOW, THEREFORE BE IT RESOLVED, that the Board of
18 Commissioners of the Township of Nutley, hereby states that
19 it has complied with N.J.A.C. 5:30-6.5 and does hereby
20 submit a certified copy of this resolution and the required
21 affidavit to said Board to show evidence of said compliance.

22 So move.

23 COMMISSIONER TUCCI: Second.

24 MADAM CLERK: Commissioner Rogers?

25 Commissioner Tucci?

1 COMMISSIONER TUCCI: Aye.

2 MADAM CLERK: Commissioner Evans?

3 COMMISSIONER EVANS: Aye.

4 MADAM CLERK: Commissioner Scarpelli?

5 COMMISSIONER SCARPELLI: Aye.

6 MADAM CLERK: Mayor Petracco?

7 MAYOR PETRACCO: Aye.

8 Be it resolved by -- is that all you have,
9 Commissioner before I --

10 COMMISSIONER EVANS: Yes.

11 MAYOR PETRACCO: BE IT RESOLVED by the Board of
12 Commissioners of the Township of Nutley, County of Essex,
13 State of New Jersey, that the Township Clerk be and she is
14 hereby authorized to advertise for SEALED BIDS for the
15 renovation and refurbishing of the Police Communications
16 Center.

17 Specifications are available in the Purchasing
18 Department, Town Hall, One Kennedy Drive, Nutley, New
19 Jersey.

20 Bids to be received on Wednesday, August 8, 2012
21 in the Commissioner Chambers, Third Floor, Township Hall,
22 Kennedy Drive, at 3:00 PM, prevailing time, at which time
23 they will be publicly opened and read.

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 Evans?

6 COMMISSIONER EVANS: Aye.

7 MADAM CLERK: Commissioner Scarpelli?

8 COMMISSIONER SCARPELLI: Aye.

9 MADAM CLERK: Mayor Petracco?

10 MAYOR PETRACCO: Aye.

11 WHEREAS, raffle applications have been received
12 from the following organizations and -- St. Mary's Church,
13 RC Church, License No. 44-12 on premise merchandise raffle,
14 October 26th, 2012.

15 St. Mary's Church, RC Church, License No. 45-12 on
16 premise 50/50 cash raffle, October 26th, 2012.

17 Where the application has been reviewed and
18 approved by the Municipal Clerk and the Police Department.

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

23 Resolution.

24 COMMISSIONER TUCCI: Second.

25 MADAM CLERK: Commissioner Rogers?

1 COMMISSIONER ROGERS: Aye.

2 MADAM CLERK: Commissioner Tucci?

3 COMMISSIONER TUCCI: Aye.

4 MADAM CLERK: Commissioner Evans?

5 COMMISSIONER EVANS: Aye.

6 MADAM CLERK: Commissioner Scarpelli?

7 COMMISSIONER SCARPELLI: Aye.

8 MADAM CLERK: Mayor Petracco?

9 MAYOR PETRACCO: Aye.

10 WHEREAS, Police Officer Vincent Rodriguez, a
11 member of the New Jersey Army National Guard, was activated
12 on July 15, 2012 for duty in Afghanistan; and,

13 WHEREAS, he is expected to be on active duty for a
14 period of one year; and

15 WHEREAS, in accordance with the provisions of
16 N.J.S.A. 38A:4-4, Leave of absence for employees without
17 loss of pay; additional to regular vacation, he is entitled
18 to receive a leave of absence without loss of pay for a
19 period of 90 days per year; and

20 WHEREAS, in the aggregate, Vincent Rodriguez is
21 entitled to a paid leave of absence totaling 180 days
22 covering the years 2012 and 2013;

23 NOW, THEREFORE, BE IT RESOLVED by the Board of
24 Commissioners of the Township of Nutley, County of Essex,
25 State of New Jersey, that Vincent Rodriguez be placed on a

1 paid leave of absence from July 16, 2012 through April 11,
2 2013.

3 Resolution.

4 COMMISSIONER TUCCI: Second.

5 MADAM CLERK: Commissioner Rogers?

6 COMMISSIONER ROGERS: Before I vote, I would just
7 like to state that this is yet another American hero, a
8 young man who is putting his life on the line for this
9 nation.

10 A good police officer. I know him. Great citizen
11 and I wish him God speed and his family our prayers.

12 I vote yes.

13 MADAM CLERK: Commissioner Tucci?

14 COMMISSIONER TUCCI: Aye.

15 MADAM CLERK: Commissioner Evans?

16 COMMISSIONER EVANS: Aye.

17 MADAM CLERK: Commissioner Scarpelli?

18 COMMISSIONER SCARPELLI: Aye.

19 MADAM CLERK: Mayor Petracco?

20 MAYOR PETRACCO: Before I vote, I'd just like to
21 comment, too.

22 I had the privilege to hire this young man. I had
23 the privilege to talk to him.

24 This is a police officer, just to be clear, of a
25 Nutley police officer that just got hired to the job that

1 served his country and is now being deployed overseas to
2 protect us.

3 So I very -- I very proudly vote yes for this
4 resolution, hope a speedy, safe return home.

5 Aye.

6 Okay. That completes our business portion of the
7 meeting. Now, I would like to open the meeting up to the
8 public.

9 All persons addressing the Board of Commissioners
10 regarding any community concerns should approach the
11 microphone and provide their name and address for the
12 record.

13 Unless further time is granted by the Board, each
14 person shall limit their address to five minutes.

15 All remarks to the Board and its individual
16 members must be addressed to the Mayor. The Mayor may defer
17 citizen comments to the appropriate members of the Board.

18 Dialogue between citizens and others addressing
19 the Board shall be allowed unless the Mayor or Presiding
20 Officer or the majority of the membership of the Board shall
21 determine that the interests of decorum and/or expeditious
22 conduct of municipal business are being adversely affected
23 by such dialogue.

24 Please state your name, sir.

25

1 MR. FISHER: My name is David Fisher. I live at
2 22 Lynn (ph) Road. I have a problem with the road. I've
3 lived in Nutley for 22 years. When I moved into Nutley,
4 I've had potholes in front of my house (indiscernible) and
5 they patched them up year after year after year. It's
6 gotten to the point where they can't patch them up anymore.
7 It's gotten to the point it's (indiscernible). It's just
8 beyond repair as far as patching.

9 Today I get out of my car and this rock hit my
10 foot. I got hit with a rock. It really didn't hurt me. It
11 hit my foot. It's no big deal. But the bottom line is to
12 go from the street and hit me getting out of my car in the
13 driveway is just totally beyond -- if these rocks -- this is
14 actually a small rock that usually in my grass or in my
15 driveway.

16 And on top of that, when I sweep the leaves in
17 front of my house, it's a thousand more rocks. It's 25
18 percent of the garbage that I pick up when I sweep in front
19 of my house. It's 25 percent rock, the little rock. But
20 these rocks are in my grass and in my driveway. And I --
21 amazingly, I don't have any damage to my car or the cars
22 that I have in my driveway, but it has to be repaved. It's
23 beyond repair.

24 I have 50 x 100 lot. In front of my house is 50
25 feet, there's over 50 potholes. And this pothole in pothole

1 in pothole. There's potholes in the middle of potholes.
2 It's just beyond patching.

3 MAYOR PETRACCO: Commissioner Scarpelli.

4 COMMISSIONER SCARPELLI: Yes. And your street is
5 not alone in Nutley.

6 What we do is we have \$250,000 a year. This year
7 we have \$350,000 that we put extra into roads that we're
8 going to be doing next year because of the conditions of the
9 roads, because of some of the severe winters that we had
10 previous to this year.

11 What we do, just to explain a little bit is the
12 engineers prioritize the roads and we're kind of proceeding
13 in an orderly fashion.

14 Again, I'm not saying that your road is not in bad
15 condition. I grew up on that area. I know where Lynn Road
16 is. I'm asking you to be a little patient. I can't promise
17 it's going to be done next year, but it's on the list of
18 some of the roads that will be considered next year.

19 That's as much as I can give you right now.

20 MR. FISHER: Okay. I mean, after 22 years, if you
21 tell me to wait one more, I mean, I can deal with some more
22 rocks, but I'm just saying that when they travel that
23 distance. I can understand it's not going to happen
24 tomorrow. I really do understand that. But I'm just trying
25 to explain to you when a rock hits me that far -- it didn't

1 hit me in the head. It hit me in the foot, no big deal.
2 But I'm just trying to explain to you that the distance that
3 these rocks travel and this isn't a small rock.

4 COMMISSIONER SCARPELLI: No. And, you know, we're
5 aware that some of our roads are in terrible condition,
6 which is why we gave the extra \$100,000 that we normally
7 spend. And \$250,000 unfortunately doesn't go too far.

8 MR. FISHER: I understand.

9 COMMISSIONER SCARPELLI: If -- this year we're
10 going to do Paseki (ph) Avenue from the Clifton line to
11 Brookfield (ph). That's going to cost us over \$250,000.
12 Just to give an idea of how much \$250,000 goes. So that's
13 historically what we spent each year on doing the roads.
14 But we're going to get there.

15 MR. FISHER: I appreciate it, and thank you for
16 your time. I just want yous (sic) to be aware that this is
17 a really serious problem.

18 MAYOR PETRACCO: Thank you.

19 Is there anyone else that would like to approach
20 the Board?

21 MS. ROBINO: Joan Robino (ph), 48 North Road. I
22 just wanted to comment about the streets. I notice and I --
23 this is just a suggestion -- when you plow -- the cleanup in
24 Nutley is fantastic.

25

1 The only thing I object to is I notice that the
2 plows come around when the streets are clean and they keep
3 going over and over the same street and I think that does a
4 lot of damage to our streets and I think that that should be
5 addressed.

6 First of all, it takes them time to do that and
7 time is money. I just feel that that is something you
8 should consider.

9 MALE SPEAKER: Ms. Robino, I can't say for sure,
10 but we're not out there just going around and around for --
11 trying to get those roads open as wide as possible.

12 MR. ROBINO: No. I -- excuse me. I don't mean to
13 interrupt you and I am. But that is not -- when I look out
14 my window and I am watching them and the road is perfectly
15 clear and they're coming back and back. No.

16 MALE SPEAKER: I'll have to go by your
17 observation, but we'll try to address that. Normally we get
18 the opposite that -- they didn't plow my street.

19 MS. ROBINO: No, the streets are --

20 MALE SPEAKER: Glad that we keep plowing yours.

21 MS. ROBINO: The streets are great. I have no
22 complaint except that I think that's how you would ruin the
23 streets and you could save some money.

24 MAYOR PETRACCO: Thank you.
25

1 Is there anyone else tonight that would like to
2 approach the Board for comment?

3 MALE SPEAKER: Move --

4 MAYOR PETRACCO: No one?

5 MALE SPEAKER: Move to adjourn.

6 MALE SPEAKER: Second.

7 MADAM CLERK: Commissioner Rogers?

8 COMMISSIONER ROGERS: Aye.

9 MADAM CLERK: Commissioner Tucci?

10 COMMISSIONER TUCCI: Aye.

11 MADAM CLERK: Commissioner Evans?

12 COMMISSIONER EVANS: Aye.

13 MADAM CLERK: Commissioner Scarpelli?

14 COMMISSIONER SCARPELLI: Aye.

15 MADAM CLERK: Mayor Petracco?

16 MAYOR PETRACCO: Aye.

17 (Whereupon these proceedings were concluded at
18 8:35 p.m.)

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C E R T I F I C A T I O N

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



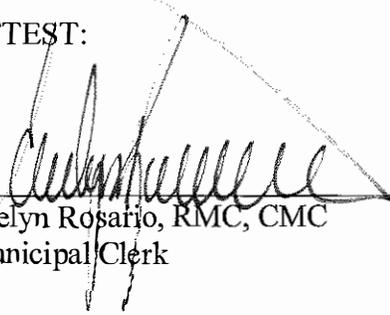
Melissa Looney

AAERT Certified Electronic Transcriber CET**D-607

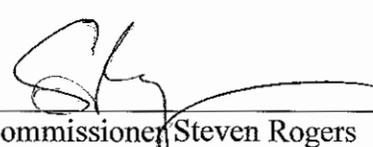
Date: December 9, 2012

July 17, 2012 meeting transcription approved by the Board of Commissioners of the Township of Nutley at their meeting held on Tuesday, March 19, 2013.

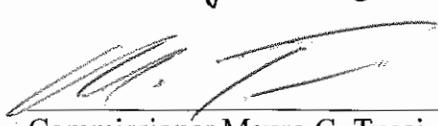
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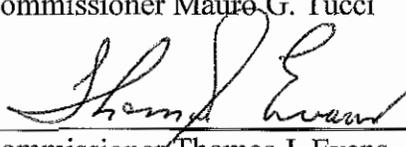
Evelyn Rosario, RMC, CMC
Municipal Clerk



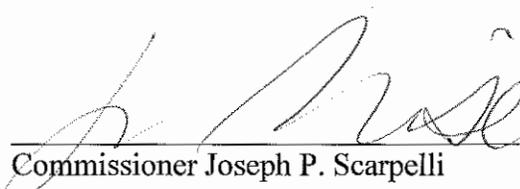
Commissioner Steven Rogers



Commissioner Mauro G. Tucci



Commissioner Thomas J. Evans



Commissioner Joseph P. Scarpelli



Mayor Alphonse Petracco

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JULY 17, 2012							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
12-02839	FUTURE SANITATION, INC	65,805.55					65,805.55
12-02840	NEWARK BETH ISRAEL MED.CNTR	24.00					24.00
12-02841	NEWARK BETH ISRAEL MED.CNTR	36.00					36.00
12-02357	HEWLETT PACKARD CORP	429.75					429.75
12-02570	DELGEN PRESS	119.00					119.00
12-02286	DELGEN PRESS	666.00					666.00
12-02135	NO.JERSEY MEDIA GROUP	157.80					157.80
12-02671	NO.JERSEY MEDIA GROUP	21.95					21.95
12-00137	NUTLEY PARK SHOP RITE	62.51					62.51
12-02937	NJ MEADOWLANDS COMM.	17,189.02					17,189.02
12-02997	T/MONTCLAIR	8,777.00					8,777.00
12-02361	MOORE-WALLACE	375.00					375.00
12-02862	NEXTEL COMMUNICATIONS	29.26					29.26
12-03012	NUTLEY FAMILY SERVICE BUREAU	5,416.67					5,416.67
12-03013	NUTLEY FAMILY SERVICE BUREAU	5,416.67					5,416.67
12-03014	ESSEX REG. HLTH COMM.	3,090.00					3,090.00
12-02849	TREASURER SCHOOL MONEY		2,100,000.00				2,100,000.00
12-02768	T/N PAYROLL AGENCY ACCT.		71.38				71.38
12-02762	T/N PAYROLL AGENCY ACCT.		32,102.02				32,102.02
12-02772	US BANK CORP		221,030.88				221,030.88
12-02769	US BANK CORP		59,839.34				59,839.34
12-02774	PASSAIC VALLEY SEWERAGE		745,016.60				745,016.60
12-02439	HEWLETT PACKARD		1,124.15				1,124.15
12-00967	VITAL COMMUNICATIONS		250.00				250.00
12-01199	SPS		2,278.00				2,278.00
12-02738	GROUP D CAPITAL PARTNERSHIP		4,213.64				4,213.64

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JULY 17, 2012							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
12-02754	NO. JERSEY MEDIA GROUP		634.44				634.44
12-02751	THE STAR-LEDGER		220.40				220.40
12-02781	DAVID WILSON		609.00				609.00
12-02919	DAVID WILSON		126.00				126.00
12-02780	CINDY CORDERO NJ DCA		50.00				50.00
12-02779	LILLIAN ZHANG		4,600.03				4,600.03
12-00096	MILLENIUUM STRATEGIES		3,333.00				3,333.00
12-02783	US POSTAL SERVICE		8,000.00				8,000.00
12-02583	DELGEN PRESS		479.00				479.00
12-02482	WEST GROUP		420.00				420.00
12-02505	W.B. MASON		124.31				124.31
12-02389	W.B. MASON		59.51				59.51
12-02416	W.B. MASON		267.12				267.12
12-02541	DELL MARKETING		37,579.93				37,579.93
12-00120	RICHARD RENN		1,010.00				1,010.00
12-02846	STEVEN SALZMANN		71.96				71.96
12-02809	EIC INSPECTION AGENCY		148.00				148.00
12-02810	EIC INSPECTION AGENCY		366.00				366.00
12-02811	EIC INSPECTION AGENCY		122.00				122.00
12-02812	EIC INSPECTION AGENCY		122.00				122.00
12-02813	EIC INSPECTION AGENCY		122.00				122.00
12-02814	EIC INSPECTION AGENCY		244.00				244.00
12-02815	EIC INSPECTION AGENCY		855.00				855.00
12-02816	EIC INSPECTION AGENCY		97.00				97.00
12-02817	EIC INSPECTION AGENCY		122.00				122.00
12-02818	EIC INSPECTION AGENCY		1,661.00				1,661.00

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JULY 17, 2012							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
12-02820	EIC INSPECTION AGENCY		122.00				122.00
12-02821	EIC INSPECTION AGENCY		635.00				635.00
12-02822	EIC INSPECTION AGENCY		684.00				684.00
12-02823	EIC INSPECTION AGENCY		122.00				122.00
12-02824	EIC INSPECTION AGENCY		342.00				342.00
12-02825	EIC INSPECTION AGENCY		122.00				122.00
12-02826	EIC INSPECTION AGENCY		171.00				171.00
12-02827	EIC INSPECTION AGENCY		513.00				513.00
12-02828	EIC INSPECTION AGENCY		122.00				122.00
12-02829	EIC INSPECTION AGENCY		171.00				171.00
12-02830	EIC INSPECTION AGENCY		171.00				171.00
12-02831	EIC INSPECTION AGENCY		171.00				171.00
12-02832	EIC INSPECTION AGENCY		171.00				171.00
12-02634	STAPLES		323.00				323.00
12-02848	UPS		8.96				8.96
12-02805	ESSEX COUNTY		11,046.49				11,046.49
12-02856	NJ STATE DEPT.OF HEALTH		90.00				90.00
12-02861	RELIANCE GRAPHICS		13,350.00				13,350.00
12-02792	A.C. MOORE		108.55				108.55
12-02682	PATERSON STAMP WORKS		55.67				55.67
12-02561	EXPRESS PRESS		335.00				335.00
12-02338	VERTEX		1,667.95				1,667.95
12-02948	NO.JERSEY MEDIA GROUP		577.01				577.01
12-02943	ROSE LANIA		453.38				453.38
12-02721	HEWLETT PACKARD CORP		174.54				174.54
12-01198	SPS		699.00				699.00

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JULY 17, 2012							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
12-00103	MAJOR LEAGUE AUTO SPA			12.00			12.00
12-02590	ABSOLUTE FIRE PROTECTION			3,721.78			3,721.78
12-02499	J. KEANE ELECTRIC			285.00			285.00
12-02617	BUDGET PRINT CENTER			139.00			139.00
12-02425	BUDGET PRINT CENTER			45.00			45.00
12-02838	TURNOUT FIRE & SAFETY			101.98			101.98
12-02837	TURNOUT FIRE & SAFETY			622.95			622.95
12-02836	TURNOUT FIRE & SAFETY			48.00			48.00
12-02835	TURNOUT FIRE & SAFETY			391.06			391.06
11-05441	COPLOGIC INC			15,000.00			15,000.00
12-00064	INHALATION THERAPY			60.81			60.81
12-00894	LANGUAGE LINE SERV.			10.26			10.26
12-02944	STEVEN COOK			429.76			429.76
12-02945	ANTHONY SANTORO			589.38			589.38
12-02867	NO JERSEY MEDIA GROUP			145.77			145.77
12-02776	HOME DEPOT			143.68			143.68
12-02797	NUTLEY KEY & GLASS			60.00			60.00
12-02739	THE SIGN POST			50.00			50.00
12-02026	V.E. RALPH			812.94			812.94
12-02445	ATLANTIC UNIFORM			479.92			479.92
12-02668	NJ EMERGENCY VEHICLES			235.13			235.13
12-02500	STAPLES			271.08			271.08
12-02724	DELL MARKETING			112.76			112.76
12-01106	DELL MARKETING			4,004.75			4,004.75
12-02873	CABLEVISION			49.95			49.95
12-02875	CABLEVISION			17.09			17.09

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JULY 17, 2012							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
12-00666	NUTLEY PARK SHOPRITE			3.99			3.99
12-00118	MAJOR LEAGUE AUTO SPA			94.00			94.00
12-00117	P & A AUTO PARTS			1,009.19			1,009.19
12-00117	P & A AUTO PARTS			452.12			452.12
12-00115	NBC AUTO			273.60			273.60
12-02767	FLEMINGTON CAR			266.18			266.18
12-02381	W.B. MASON			349.04			349.04
12-02771	BURGER KING			137.90			137.90
12-02666	CERTIFIED SPEEDMETER			561.00			561.00
12-01304	CELEBRITY FORD			2,700.00			2,700.00
12-00114	MIKE'S SERVICE CENTER			110.00			110.00
12-02967	RUDERMAN & GLICKMAN			1,000.00			1,000.00
12-02974	LINDA POSTERNOCK			150.00			150.00
12-02975	LINDA POSTERNOCK			150.00			150.00
12-02625	V.E. RALPH			982.02			982.02
12-02635	FLEMINGTON CAR			172.27			172.27
12-02630	BRADLEY TIRE			534.60			534.60
12-02379	JERSEY FIRE			107.24			107.24
12-02787	STANDARD SPRINGS			3,322.20			3,322.20
12-02924	RACHLES/MICHELES OIL			11,783.20			11,783.20
11-05463	DASSA HAINES ARCH.			1,850.00			1,850.00
11-05463	DASSA HAINES ARCH.			4,150.00			4,150.00
12-00115	NBC AUTO			1,159.58			1,159.58
12-02655	SCARINCI HOLLENBECK			628.95			628.95
12-00100	CROSSROADS PAVEMENT				5,621.36		5,621.36
12-00045	NEWARK ASPHALT				64.69		64.69

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JULY 17, 2012							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
12-00045	NEWARK ASPHALT				163.03		163.03
12-00045	NEWARK ASPHALT				99.97		99.97
12-00042	INTERSTATE BATTERY				29.95		29.95
12-02782	GERARD BARROS				100.00		100.00
12-02806	GERARD BARROS				100.00		100.00
12-00047	NORTHEAST AUTO				301.03		301.03
12-02166	WORK N GEAR				216.00		216.00
12-01880	WORK N GEAR				1,078.00		1,078.00
12-02347	COLANERI BROTHERS				64.00		64.00
12-00039	BEYER BROTHERS				13.59		13.59
12-02729	AT & T MOBILITY				192.41		192.41
12-02679	AT & T MOBILITY				947.45		947.45
12-00058	P & A AUTO PARTS				355.39		355.39
12-02744	PRINTING TECH				2,951.00		2,951.00
12-02503	FOX VALLEY SYSTEMS				179.52		179.52
12-02484	GARDEN STATE SWEEPER				60.00		60.00
12-02610	FOLEY INCORP				127.40		127.40
12-02876	CABLEVISION				36.77		36.77
12-02714	PENN JERSEY MACH				2,429.47		2,429.47
12-02480	PENN-JERSEY MACH				4,006.92		4,006.92
12-00032	GRAINGER				43.72		43.72
12-02731	NORFOLK SO.RAILWAY				1,103.20		1,103.20
12-02358	BELL-RIDGE PLUMBING				24.96		24.96
12-00031	BELL-RIDGE PLUMBING				71.89		71.89
12-02394	NO.JERSEY MEDIA GROUP				599.00		599.00
12-02788	CABLEVISION				81.70		81.70

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JULY 17, 2012							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
12-02791	PSE & G				206.35		206.35
12-02857	PSE & G				19.50		19.50
12-02953	PSE & G				16,571.60		16,571.60
12-01723	RELIABLE WOOD PROD.				800.00		800.00
12-00968	VITAL COMMUNICATIONS				150.00		150.00
12-02719	HOME DEPOT				108.32		108.32
12-02947	CITY OF NEWARK				9,994.39		9,994.39
12-02677	SMART SIGNS				254.40		254.40
12-02973	STATE OF NJ PWT				1,718.72		1,718.72
12-02932	CONSTELLATION NEWENERGY				5,190.10		5,190.10
12-00050	VIOLA BROTHERS				103.93		103.93
12-00040	BRADLEY TIRE				50.00		50.00
12-01723	RELIABLE WOOD PROD.				800.00		800.00
12-00036	ATHENIA MASON				75.00		75.00
12-02843	VIOLET O'HALLORAN					599.40	599.40
12-02927	SUB ESSEX JIF					280,060.00	280,060.00
12-02833	JOHN MILERKO					999.00	999.00
12-02834	JOSEPH REGO					1,198.80	1,198.80
12-00670	CABLEVISION-LIGHTPATH					3,048.43	3,048.43
12-00024	SUPERIOR DISTRIBUTOR					345.47	345.47
12-02883	ROBERT DEBELLO					1,198.80	1,198.80
12-02528	HEWLETT PACKARD CORP					450.01	450.01
12-00015	CONTEMPORARY GLASS					10.50	10.50
12-00601	MATTHEW BENDER CO					66.00	66.00
12-00442	POLAND SPRING					46.85	46.85
12-00006	ABLE PAINT					105.43	105.43

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JULY 17, 2012							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
12-02611	SPS					6,347.40	6,347.40
12-02612	SPS					400.00	400.00
12-02628	MAGIC TOUCH CONSTRUCTION					1,528.89	1,528.89
12-02629	MAGIC TOUCH CONSTRUCTION					731.90	731.90
12-02761	HUDSON ENERGY					259.81	259.81
12-02763	HESS CORP					160.78	160.78
12-02410	FRANKLIN CENTRAL					1,730.00	1,730.00
12-02495	NBC AUTO PARTS					765.00	765.00
12-02942	PSE& G					1,514.33	1,514.33
12-02962	ANGELO FERRARA					1,198.80	1,198.80
12-02963	JOSEPH GABRIELE					599.40	599.40
12-02527	NEW JERSEY JACKALS					690.00	690.00
12-02852	PAY PAL INC					30.00	30.00
12-02880	MARIA KIRBY					50.00	50.00
12-02882	FRANK DEMAIO					25.00	25.00
12-02886	THE CAMEO'S					2,500.00	2,500.00
12-02887	FRANK AIELLO					26.00	26.00
12-02890	ALISON BIVIANO					26.00	26.00
12-02894	DANIELLE LORE					26.00	26.00
12-02895	TABATHA YOON					85.00	85.00
12-02897	JOSEPHINE CALERO					35.00	35.00
12-02899	NADENE MACKIEWICZ					25.00	25.00
12-02901	NADENE MACKIEWICZ					25.00	25.00
12-02902	SADDAH ECHASSAN					25.00	25.00
12-02905	THOMAS GARBIULO					1,225.00	1,225.00
12-02906	CINDY REILLY					75.00	75.00

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JULY 17, 2012							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
12-02908	KATHY SHAW					100.00	100.00
12-02910	GINA BIVONA					30.00	30.00
12-02911	LOIS PLINIO					25.63	25.63
12-02926	LOIS PLINIO					33.75	33.75
12-02913	REGINA LUI					60.00	60.00
12-02915	AMALFI PRIMO					60.00	60.00
12-02917	SHARON CONTE					26.00	26.00
12-02909	CHRISTIAN BASCUNAN					140.00	140.00
12-02912	MICHAEL GOITIANDIA					175.00	175.00
12-02904	MICHAEL BOZZA					75.00	75.00
12-02903	PARTY TIME RENTAL					487.50	487.50
12-02900	CATRIONA CAITHNESS					500.00	500.00
12-02898	SHEREN ABDELHADY					200.00	200.00
12-02896	JULIA SHEREMBA					200.00	200.00
12-02881	CNTY ESSEX DEPT. PARKS					705.00	705.00
12-02884	STEPHANIE MOZEIKA					150.00	150.00
12-02885	DEMNIQUE MELILIO					200.00	200.00
12-02888	PAUL YANICAK					72.00	72.00
12-02889	CHRIS WEINSTEIN, JR					36.00	36.00
12-02891	ANTHONY PERGOLA					36.00	36.00
12-02892	GERARD MCDONOUGH					72.00	72.00
12-02893	MARK SCHREIBER					36.00	36.00
12-02683	NUTLEY PARK SHOP-RITE					36.99	36.99
12-02525	AWARDS TROPHY CO					150.00	150.00
12-02565	NUTLEY PARK SHOP-RITE					47.47	47.47
12-02104	S & S WORLDWIDE					1,306.13	1,306.13

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JULY 17, 2012							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
12-02928	JESSICA FIALLOS					25.00	25.00
12-02925	FUN SERVICES					650.00	650.00
12-02929	FUN SERVICES					785.00	785.00
12-02933	STEPHEN DIAMENTE					140.00	140.00
12-02958	DAWN GERBINO					75.00	75.00
142-0295	LEE GRZYWINSKI					25.00	25.00
12-02960	TATIANNA FRECHLETON					135.00	135.00
12-02961	SHEILA MACKLE					135.00	135.00
12-02956	JILL MANIERI					220.00	220.00
12-02949	NICHOLAS NAPOLITANO					140.00	140.00
12-02966	CONOR NOLAN					140.00	140.00
12-02715	A.C. MOORE					109.97	109.97
12-02984	AMBREEN SHEIKH					110.00	110.00
12-02985	JAIME DODDS					25.00	25.00
12-02987	PAUL YANICAK					36.00	36.00
12-02988	CHRIS WEINSTEIN, SR					108.00	108.00
12-02989	CHRIS WEINSTEIN, JR					72.00	72.00
12-02990	MARK SCHREIBER					36.00	36.00
12-02991	GERARD MCDONOUGH					36.00	36.00
12-02992	ANTHONY PERGOLA					36.00	36.00
12-02993	DENNIS BUCKLEY					36.00	36.00
12-02981	RIZZO REPTILE DISCOVERY					325.00	325.00
12-03002	GREG MOORMANN					750.00	750.00
							3,801,627.74
	BILL LIST DEPT. TOTALS:	107,616.18	3,259,776.26	59,787.13	57,104.73	317,343.44	

TOWNSHIP OF NUTLEY
BILL LIST
July 17, 2012

List of payroll submitted for approval by the Board of Commissioners at their regular meeting of JUNE 17, 2012:

PAYROLL-REGULAR JULY 6, 2012:

Department of Public Affairs	16,489.35
Department of Revenue & Finance	58,957.40
Department of Public Safety	454,518.51
Department of Public Works	56,436.27
Department of Parks & Public Properties	79,935.88
Department of Recreation Commission	3,118.00
Water Operations	47,821.37
Due To From General Capital	3,519.91
Accounts Payable	2,491.00
C.E.H.A.	0.00
Sub Total	723,287.69

PAYROLL-OVERTIME JULY 6, 2012:

Department of Public Affairs	0.00
Department of Revenue & Finance	186.86
Department of Public Safety	8,509.83
Department of Public Works	2,589.08
Department of Parks & Public Properties	2,260.32
Water Operations	7,282.62
Sub Total	20,828.71

TOTAL PAYROLL: 744,116.40

GRAND TOTAL: \$4,545,744.14

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

Federal Withholding Tax	93,079.03
Social Security	15,995.39
N.J. State Tax	26,656.51
Medicare	10,741.22
Wage Execution	3,522.00
Deferred Compensation	28,493.98
Employee Disability Ins.	2,035.45

ORDINANCE NO. 3215

INTRODUCED BY COMMISSIONER EVANS

INTRODUCED ON JULY 17, 2012

PUBLIC HEARING AUGUST 21, 2012

ADVERTISE IN THE NUTLEY SUN ISSUE OF JULY 26, 2012

ORDINANCE NO. 3215

AN ORDINANCE TO AMEND AN ORDINANCE CODIFIED IN THE CODE OF THE TOWNSHIP OF NUTLEY, CHAPTER 228, ENTITLED VEHICLES AND TRAFFIC, PARTICULARLY ARTICLE VII (SPECIAL ZONES AND AREAS), SECTION 29A ENTITLED HANDICAPPED PARKING, TO ADD THE LOCATIONS SET FORTH THEREIN.

BE IT ENACTED by the Board of Commissioners of the Township of Nutley that Article VII, Section 29A of Chapter 228 of the Code of the Township of Nutley, entitled Handicapped Parking, is hereby amended to set forth the ADDITION of the following locations:

Section 29A. Streets.

In accordance with the provisions of N.J.S.A. 39:4-197.5, the following street locations are designated as handicapped parking spaces. Such spaces are for use by persons who have been issued special identification cards or plates or placards by the Motor Vehicle Commission, or a temporary placard issued by the Chief of Police. No other person shall be permitted to park in these spaces.

Add

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Franklin Avenue	East	From a point 398 feet north of Yantacaw Place, north for 22 feet.
Hope Street	North	From a point 389 feet west of Crestwood Avenue, west for 22 feet

BE IT FURTHER ENACTED that all other terms and conditions and locations in Article VII, Section 29A, Chapter 228 shall remain as heretofore set forth in the Code of the Township of Nutley, except where such a reading would not give meaning to and further the application of this amendment. In such case and in such event, the terms and conditions shall have a meaning consistent with the intent of this amendment; and

BE IT FURTHER ENACTED that the within ordinance shall become effective after passage and publication, pursuant to law.

Bond Ordinance No. 3213
Introduced by Commissioner Evans
Introduced on June 19, 2012
Public Hearing July 17, 2012
Advertise in the Nutley Sun Issue of Thursday June 28, 2012

Bond Ordinance No. 3213

BOND ORDINANCE PROVIDING FOR RECONSTRUCTION OF VARIOUS STREETS AND SIDEWALKS IN AND BY THE TOWNSHIP OF NUTLEY, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$350,000 THEREFOR, AND AUTHORIZING \$332,500 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF THE COST THEREOF.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF NUTLEY, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Township of Nutley, New Jersey as a general improvement. For the improvement or purpose described in Section 3, there is hereby appropriated the sum of \$350,000, including the sum of \$17,500 as the down payment required by the Local Bond Law. The down payment is now available for capital improvement purposes in the Capital Improvement Fund.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$332,500 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued, are reconstruction of curbs, sidewalks and roadways, including all work and materials necessary therefor or incidental thereto, all pursuant to plans and specifications on file with the Township, which plans and specifications are hereby approved.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with the bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale, and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description,

the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained, and the name of the purchaser.

Section 5. The capital budget of the Township of Nutley is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. Any grants or moneys received by the Township for any purpose set forth in Section 3 hereof are hereby appropriated for said purpose set forth in Section 3 hereof and shall be applicable either to the direct payment of the cost of such purpose or to the payment or reduction of the obligations issued or authorized herein. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 7. The following additional matters are hereby determined, declared, recited, and stated:

- (a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.
- (b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and bond anticipation notes provided in this bond ordinance by \$332,500 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$35,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 8. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. This bond ordinance shall take effect 20 days after publication thereof after final adoption, as provided by the Local Bond Law.

#479426

Bond Ordinance No. 3214
Introduced by Commissioner Evans
Introduced on June 19, 2012
Public Hearing July 17, 2012
Advertise in the Nutley Sun Issue of Thursday June 28, 2012

Bond Ordinance No. 3214

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN THE TOWNSHIP OF NUTLEY, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$620,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$589,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF THE COSTS THEREOF.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF NUTLEY, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Nutley, New Jersey, as general improvements. For the improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$620,000, including the aggregate sum of \$31,000 as the several down payments for the improvements or purposes. The down payments are now available for capital improvement purposes in the Capital Improvement Fund.

Section 2. In order to finance the cost of the improvements or purposes not covered by application of the down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$589,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated costs of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows, and are more particularly described in the plans and specifications on file with the Township, which plans and specifications are hereby approved, including work, materials and all else necessary therefor and incidental thereto:

	Improvement or Purpose	Appropriation & Estimated Cost	Maximum Amount of Bonds or Notes	Period of Usefulness
a.	Purchase of Front Loader Truck	\$120,000	\$114,000	5
b.	Parks & Playgrounds Equipment and Improvements	175,000	166,250	15
c.	Building Renovations and Equipment	175,000	166,250	15
d.	Removal and Installation of Underground Tanks	50,000	47,500	15
e.	Tree Purchase & Planting	50,000	47,500	15
f.	Vehicles Purchase & Equip	50,000	47,500	5

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with the bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a).

The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale, and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained, and the name of the purchaser.

Section 5. The capital budget of the Township of Nutley is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. Any grants received by the Township for any purpose set forth in Section 3 hereof are hereby appropriated for said purpose set forth in Section 3 hereof and shall be applicable either to the direct payment of the cost of such purpose or to the payment or reduction of the obligations issued or authorized herein. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 7. The following additional matters are hereby determined, declared, recited, and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the costs thereof have been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof, within the limitations of the Local Bond Law, is 12.258 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and bond anticipation notes provided in this bond ordinance by \$589,000. The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$65,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 8. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. This bond ordinance shall take effect 20 days after publication thereof after final adoption, as provided by the Local Bond Law.

#479444

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli Date: July 17, 2012

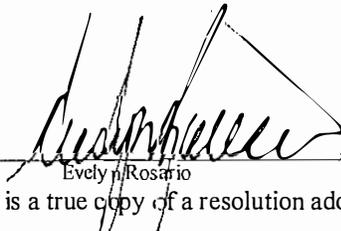
Seconded by: Commissioner Thomas J. Evans No. 189-12

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. Potential Litigation Arising From Potential Tax Appeals
2. Potential Litigation Against The Town

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 July 17, 2012

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* July 17, 2012

Seconded by: Commissioner Thomas J. Evans *No.* 181-12

WHEREAS, the Suburban Essex Joint Insurance Fund (hereinafter the Fund) is a duly chartered Municipal Insurance Fund as authorized by NJSA 40A:10-36 seq., and;

WHEREAS, the Township of Nutley is currently a member of said Fund, and;

WHEREAS, effective December 31, 2012 said membership will expire unless earlier renewed, and;

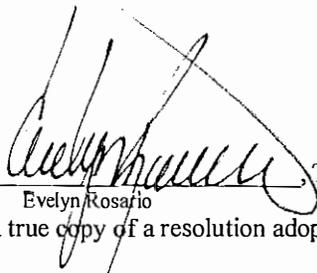
WHEREAS, the Governing body of the Township of Nutley has resolved to renew said membership;

NOW THEREFORE, it is agreed as follows:

1. The Township of Nutley hereby renews its membership in the Suburban Essex Joint Insurance Fund for a three (3) year period, beginning January 1, 2013 and ending January 1, 2016*
2. The Township of Nutley hereby ratifies and reaffirms the Idemnity and Trust Agreement, Bylaws and other organizational and operational documents of the Suburban Essex Joint Insurance Fund as from time to time amended and altered by the Department of Insurance in accordance with the Applicable Statutes and administrative regulations as if each and every one of said documents were re-executed contemporaneously herewith.
3. The Township of Nutley agrees to be a participating member of the Fund for the period herein provided for and to comply with all of the rules and regulations and obligations associated with said membership.

*12:01am

...

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 July 17, 2012

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci on behalf of the entire Board of Commissioners of the Township of Nutley *Date:* July 17, 2012

Seconded by: Commissioner Rogers, Commissioner Tucci, Commissioner Evans, Commissioner Scarpelli and Mayor Petracco *No.* 188-12

RESOLUTION
AUTHORIZING TOWNSHIP PROFESSIONALS TO ASSIST BOARD OF
COMMISSIONERS IN MONITORING AND FUTURE PLANNING OF ROCHE SITE

WHEREAS, on June 26, 2012, after 83 years, Hoffman La Roche announced, without any advanced notice that it was closing their Nutley/Clifton Campus; and

WHEREAS, the township was informed that approximately 1,000 employees and 1,000 contractors were noticed that their jobs would be eliminated; and

WHEREAS, Roche is the biggest tax ratable in Nutley at \$9.1 million per year; and

WHEREAS, Roche has indicated that it has created a high level plan for the site with details to follow; and

WHEREAS, the township of Nutley has not been privy to said plan yet; and

WHEREAS, the Nutley Board of Commissioners have a responsibility to its citizens to take a pro-active position in the re-purposing of the site, including to the greatest extent possible, maintaining or increasing the tax ratable and property value, assuring the safe remediation of said and surrounding property, and the attraction of a township compatible re-use in cooperation with the City of Clifton; and

WHEREAS, a comprehensive investigation needs to be undertaken to identify the entire spectrum of issues the township will be confronted with; and

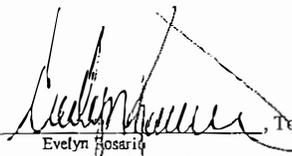
WHEREAS, at the very least, the Township Attorney, the Assistant Township Attorney, Special Tax Council, Planning Board Attorney, Zoning Board of Adjustment Attorney and the Tax Assessor are best suited to begin this process; and

WHEREAS, the Board of Commissioners need to monitor the actions of Roche and Speak with one voice to manage and keep our residents informed as the events surrounding this evolving departure continue; and

WHEREAS, it may be necessary to hire a professional(s) to assist the Board of Commissioners in this endeavor;

NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners hereby designate the above noted and any other professionals that may be appropriate, to prepare a plan and recommendations to the Board of Commissioners to assure the least disruptive transition from the present use of the Roche site, to whatever may be the highest and best use of the property and most compatible and beneficial to the municipal entities affected, speaking on behalf of same; and

BE IT FURTHER RESOLVED, that until such time as the Board of Commissioners have a detailed plan with quantifiable time lines that no official action, including granting of permits or any other approvals is granted on behalf of the township and according to law.

I, , Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held on July 17, 2012

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

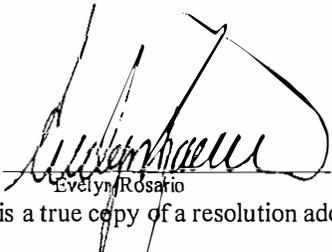
Introduced by: Commissioner Thomas J. Evans Date: July 17, 2012
Seconded by: Commissioner Mauro G. Tucci No. 182-12

WHEREAS, N.J.S.A. 40:48-2.14 allows a municipality to cut brush, hedges and other plant life from any lands under the direction of the code enforcement officer; and

WHEREAS, a municipal officer has certified the cost of such services against the properties in the certification attached; and

WHEREAS, the Township enacted Chapter 240 entitled Brush, Grass and Weeds which provides that amounts charged to cut brush, hedges and other plant life by the municipality shall become a lien upon such lands.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners and the Township of Nutley in the County of Essex that this Resolution be transmitted to the Tax Collector and that a lien be placed upon the referenced land in the amounts indicated.

I,  Evelyn Rosario, 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 July 17, 2012

...

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

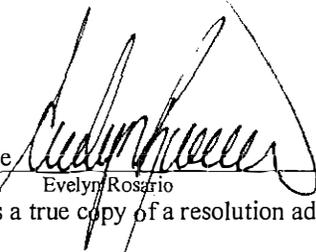
Resolution

Introduced by: Commissioner Thomas J. Evans *Date:* July 17, 2012
Seconded by: Commissioner Mauro G. Tucci *No.* 186-12

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey, that the Treasurer be and she is hereby authorized to refund overpayments of the property taxes in the amount of \$1,877.95 for tax year 2011 on the following block and lot.

Block& Lot	Address	Amount
3900 18	309 Washington Ave.	\$ 1,877.95

. . .

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 on July 17, 2012

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Thomas J. Evans Date: July 17, 2012

Seconded by: Commissioner Mauro G. Tucci No. 187-12

WHEREAS, N.J.S.A. 40A: 5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2011 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs, and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled General Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit and specifically the sections of the Annual Audit entitled General Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

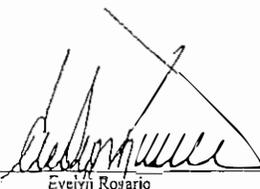
WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 to wit:

R.S. 52:27BB-52-A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT REOLVED, that the Board of Commissioners of the Township of Nutley, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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 July 17, 2012

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Alphonse Petracco *Date:* July 17, 2012

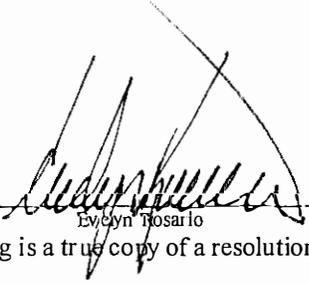
Seconded by: Commissioner Mauro G. Tucci *No.* 183-12

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Township Clerk be and she is hereby authorized to advertise for SEALED BIDS for the renovation and the refurbishing of the Police Communications Center.

Specifications are available in the Purchasing Department, Township Hall, One Kennedy Drive, Nutley, NJ.

Bids to be received on Wednesday, August 8, 2012 in the Commission Chambers, Third Floor, Township Hall, Kennedy Drive, at 3:00 PM, prevailing time, at which time they will be publicly opened and read.

. . .

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held July 17, 2012 e

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Alphonse Petracco *Date:* July 17, 2012

Seconded by: Commissioner Mauro G. Tucci *No.* 184-12

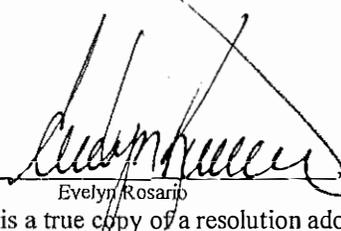
WHEREAS, raffle applications have been received from the following organizations; and

Saint Mary's RC Church	License No. 44-12 On-Premise Merchandise Raffle	October 26, 2012
Saint Mary's RC Church	License No. 45-12 On- Premise 50/50 Cash Raffle	October 26, 2012

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 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 July 17, 2012

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Alphonse Petracco *Date:* July 18, 2012
Seconded by: Commissioner Mauro G. Tucci *No.* 185-12

WHEREAS, Police Officer Vincent Rodriguez, a member of the New Jersey Army National Guard, was activated on July 15, 2012 for duty in Afghanistan; and,

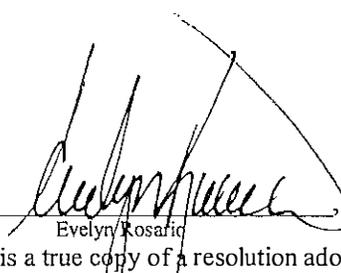
WHEREAS, he is expected to be on active duty for a period of one year; and

WHEREAS, in accordance with the provisions of N.J.S.A. 38A:4-4, *Leave of absence for employees without loss of pay; additional to regular vacation*, he is entitled to receive a leave of absence without loss of pay for a period of 90 days per year; and

WHEREAS, in the aggregate, Vincent Rodriguez is entitled to a paid leave of absence totaling 180 days covering the years 2012 and 2013;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that Vincent Rodriguez be placed on a paid leave of absence from July 16, 2012 through April 11, 2013.

...

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 July 17, 2012

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